

ORDINANCE NO. 616

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTEE AMENDING SANTEE MUNICIPAL CODE TITLE 3, "REVENUE AND FINANCE", TITLE 8, "STREETS, SIDEWALKS AND PUBLIC PROPERTY", TITLE 10, "VEHICLES AND TRAFFIC", AND TITLE 12, "SUBDIVISION OF LAND, DEVELOPMENT FEES, AND DEDICATIONS", AND FINDING THAT THE ACTION IS EXEMPT FROM ENVIRONMENTAL REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

WHEREAS, pursuant to article XI, section 5 of the California Constitution and Government Code section 37100, the legislative body of a city may pass ordinances not in conflict with the Constitution and laws of the State or the United States; and

WHEREAS, in 2019, the City completed a comprehensive update to the Santee Municipal Code ("Code"); and

WHEREAS, the City desires to conduct annual updates to ensure the Code remains consistent with current law and City practice; and

WHEREAS, City staff and the City Attorney have reviewed the Code and have determined that certain updates to the Code are required and appropriate; and

WHEREAS, proposed revisions to Titles 3, 8, 10, and 12 of the Code are detailed in the Staff Report; and

WHEREAS, the City Council conducted first reading of the proposed revisions to the foregoing Titles on June 12, 2024; and

WHEREAS, the City Council scheduled and held a second reading of proposed revisions to the foregoing Titles on June 26, 2024.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTEE, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Recitals Incorporated. The Recitals set forth above are true and correct and are incorporated into this Ordinance.

SECTION 2. Amendments. Titles 3, 8, 10, and 12 of the Santee Municipal Code are amended as follows:

Section 3.24.1180(A)(1) shall be amended to now read as follows:

1. A department director is authorized to execute contracts and amendments to contracts for professional services subject to this chapter if the cumulative amount of the contract plus any amendment(s) is \$15,000 or less and all other contracts if the cumulative amount is \$25,000.00 or less in any single fiscal year and is on behalf of his or her department only.

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Section 8.08.010 shall be amended to read as follows:

“Skate park” means any facility that is designed and maintained for recreational use of non-motorized wheeled devices, including skateboards, roller-skates, roller-blades, non-motorized BMX bikes and scooters, and wheelchairs, and includes the entire area within the fencing surrounding the skate facility, if the immediate skate facility is fenced.

Section 8.08.170(5) shall be amended to read as follows:

5. No pet is allowed to enter or remain within any structure in a City park or recreation area. This subsection does not apply to service animal under the care and control of its handler or someone designated by the handler.

Section 8.08.260 shall be amended to read as follows:

8.08.260 Grills

Any person using a City-provided charcoal grill must properly extinguish and dispose of all ashes in the provided hot coal containers, keep the grill in a tidy and sanitary condition, and clear away all cooking and eating utensils and waste matter after using the grill. Open-flame grilling is prohibited.

Section 10.10.030(A)(2) shall be amended to read as follows:

2. At any place within 25 feet of an intersection or within the curb return of an intersection, or within 20 feet of the approach side of a marked or unmarked crosswalk, whichever is greater;

Section 10.10.245(B) is amended to read as follows:

- B. It is unlawful for any person who owns or has possession, custody or control of a recreational vehicle or utility trailer to park that vehicle on any public street in the same location, defined as within 300 feet of the original or previously documented location, for more than 72 consecutive hours. A vehicle that has been parked in the same location for 72 consecutive hours may not return to the same location for at least 72 consecutive hours. A location may be documented by marking the vehicle, taking a photograph of the vehicle, or by other method deemed appropriate by the City.

Section 10.10.300(A)(3)(d) is added to read as follows:

- d. Other locations that generate high passenger loading and unloading, such as schools.

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The table at **Section 10.18.010** is replaced with the following:

Roadway Segment	Limits	Speed Limit
Carlton Hills Blvd.	Lake Canyon Rd. to Mast Blvd.	35
Carlton Hills Blvd.	Mast Blvd. to Carlton Oaks Dr.	35
Carlton Hills Blvd.	Carlton Oaks Dr. to Mission Gorge Rd.	35
Carlton Oaks Dr.	West Hills Pkwy. to Wethersfield Rd.	35
Carlton Oaks Dr.	Wethersfield Rd to Fanita Pkwy.	35
Carlton Oaks Dr.	Fanita Pkwy. to Carlton Hills Blvd.	35
Carlton Oaks Dr.	Carlton Hills Blvd. to Stoyer Dr.	30
Cottonwood Ave.	Mission Gorge Rd. to Prospect Ave.	30
Cuyamaca St.	Chaparral Dr. to Beck Dr.	35
Cuyamaca St.	Beck Dr. to Mast Blvd.	35
Cuyamaca St.	Mast Blvd. to Town Center Pkwy.	35
Cuyamaca St.	Town Center Pkwy. to Mission Gorge Rd.	35
Cuyamaca St.	Mission Gorge Rd. to south City	35
El Nopal	Magnolia Ave. to City limit	35
Fanita Dr.	Mission Gorge Rd. to Prospect Ave.	40
Fanita Dr.	Prospect Ave. to south City limit	40
Fanita Dr.	Mast Blvd. to Ganley Rd.	40
Fanita Pkwy.	Mast Blvd. to Carlton Oaks Drive	35
Graves Ave.	Prospect Ave. to Pepper Dr.	35
Halberns Blvd.	Mast Blvd. to Stoyer Dr.	35
Magnolia Ave.	Princess Joann Rd. to Woodglen Vista Dr.	40
Magnolia Ave.	Woodglen Vista Dr. to El Nopal	40
Magnolia Ave.	El Nopal to Mast Blvd.	40
Magnolia Ave.	Mast Blvd. to San Diego River	45
Magnolia Ave.	San Diego River to Mission Gorge Rd.	45
Magnolia Ave.	Mission Gorge Rd. to south City limit	45
Mast Blvd.	Western City limit to Fanita Pkwy.	40
Mast Blvd.	Fanita Pkwy. to Carlton Hills Blvd.	40
Mast Blvd.	Carlton Hills Blvd. to Halberns Blvd.	40
Mast Blvd.	Halberns Blvd. to Cuyamaca St.	40
Mast Blvd.	Cuyamaca St. to Magnolia Ave.	40
Mast Blvd.	Magnolia Ave. to Los Ranchitos Rd.	35
Mesa Rd.	Mission Gorge Rd. to Prospect Ave.	35
Mission Gorge Rd.	West City limit to Father Junipero Serra Trail	55
Mission Gorge Rd.	Father Junipero Serra Trail to West Hills Pkwy.	50
Mission Gorge Rd.	West Hills Pkwy. to SR-52 eastbound off-ramps.	45
Mission Gorge Rd.	SR-52 eastbound off-ramps. to Fanita Dr.	40
Mission Gorge Rd.	Fanita Dr. to Carlton Hills Blvd.	35
Mission Gorge Rd.	Carlton Hills Blvd. to Cuyamaca St.	35
Mission Gorge Rd.	Cuyamaca St. to Riverview Pkwy.	40
Mission Gorge Rd.	Riverview Pkwy. to Magnolia Ave.	40
Olive Ln.	Mission Gorge Rd. to Prospect Ave.	30
Park Center Dr.	Mast Blvd. to Riverwalk Dr.	30
Prospect Ave.	Mesa Rd. to Fanita Dr.	35
Prospect Ave.	Fanita Dr. to Olive Ln.	35
Prospect Ave.	Olive Ln. to Cuyamaca St.	40
Prospect Ave.	Cuyamaca St. to Cottonwood Ave.	35
Prospect Ave.	Cottonwood Ave. to Magnolia Ave.	35

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Roadway Segment	Limits	Speed Limit
Riverview Pkwy.	Mission Gorge Rd. to Town Ctr Pkwy.	30
Town Center Pkwy.	Mission Gorge Rd to Cuyamaca St.	35
Town Center Pkwy.	Cuyamaca St.to Riverview Pkwy.	25
Woodside Ave.	Magnolia Ave. to SR-67 off-ramp	45
Woodside Ave. North	SR-67 off-ramp to City limit	40
Woodside Ave.	SR-67 off ramp. to east City limit	45

Section 12.21.050(I)(2) is amended to read as follows:

2. Each resulting lot must have frontage on the public right-of-way of at least 20 feet and a minimum of 150 feet in length unless otherwise approved by the Fire Department.

SECTION 3. CEQA. Based upon the whole of the administrative record before it, the City Council hereby finds that the amendments to the Code set forth in this Ordinance constitute an organizational or administrative activity of the City that will not result in direct or indirect physical changes in the environment and, therefore, do not qualify as a “project” subject to environmental review under the California Environmental Quality Act (“CEQA”) (Pub. Res. Code, § 21000 et seq.). as defined by the State CEQA Guidelines (Cal. Code Regs., tit. 14, § 15061(b)(3)). Council further finds that approval of these amendments and adoption of this Ordinance qualify for “the common sense exemption” from CEQA because “it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment” (14 CCR § 15378(b)(5)). Accordingly, the adoption of this Ordinance is either not governed by or is exempt from CEQA. Staff is hereby directed to prepare, execute and file with the San Diego County Clerk a CEQA Notice of Exemption within five (5) working days after the adoption of this Ordinance.

SECTION 4. Codification. The City has adopted the “City of Santee Municipal Code Editorial Guidelines” and, except as otherwise provided herein, authorizes Quality Code Publishing to make technical, non-substantive changes to conform the codified Ordinance to the guidelines. In the event a substantive conflict arises on the basis of the changes authorized by this Section, the language adopted by this Ordinance prevails. The City Clerk is authorized to provide certified copies and notice of this Ordinance or any part of this Ordinance required or advised by the law or any regulation.

SECTION 5. Severability. If any provision of this Ordinance is ever held to be unconstitutional or unenforceable, such holding will not affect the validity of the remainder of this Ordinance. The City Council of the City of Santee hereby declares that it would have passed each provision on its own, irrespective of the fact that another provision might be declared unconstitutional or unenforceable.

SECTION 6. Effective Date. This Ordinance shall become effective thirty (30) days after its adoption.

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SECTION 7. Publication. The City Clerk is hereby directed to certify the adoption of this Ordinance and cause a summary or 1/4 page advertisement of the same to be published as required by law.

INTRODUCED AND FIRST READ at a Public Hearing held at a Regular Meeting of the City Council of the City of Santee, California, on the 12th day of June 2024, and thereafter **ADOPTED** at a Regular Meeting of the City Council held on this 26th day of June 2024, by the following vote to wit:

AYES: HALL, KOVAL, MCNELIS, MINTO, TROTTER

NOES: NONE

ABSENT: NONE

APPROVED:



JOHN W. MINTO, MAYOR

ATTEST:



ANNETTE FAGAN ORTIZ, CMC, CITY CLERK