

**CITY OF SAN MATEO
ORDINANCE NO. 2018-4**

**REPEAL CHAPTER 2.26, “SUSTAINABILITY COMMISSION”
OF THE SAN MATEO MUNICIPAL CODE AND AMEND CHAPTER 2.28 “PUBLIC WORKS
COMMISSION,” TO ESTABLISH THE SUSTAINABILITY AND INFRASTRUCTURE
COMMISSION**

WHEREAS, the Sustainability and Public Works Commissions have had a significant overlap in key topic areas including transportation, green infrastructure, solid waste management and water conservation; and

WHEREAS, on May 7, 2018, the City Council directed staff to bring forward an ordinance to amend the Municipal Code to merge the Sustainability and Public Works Commission into a Sustainability and Infrastructure Commission; and

WHEREAS, San Mateo Municipal Code Chapter 2.26 established a “Sustainability Commission;” and

WHEREAS, the proposed amendments to Chapter 2.28, Public Works Commission, of the San Mateo Municipal Code are intended to establish the Sustainability and Infrastructure Commission.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN MATEO, CALIFORNIA, ORDAINS that:

Section 1. Chapter 2.26, “Sustainability Commission,” of the San Mateo Municipal Code is hereby repealed.

Section 2. Chapter 2.28, “Public Works Commission,” of the San Mateo Municipal Code is hereby amended to read:

“Chapter 2.28 SUSTAINABILITY AND INFRASTRUCTURE COMMISSION

2.28.010 ORGANIZATION

- (a) The commission shall have five members appointed by the Council.
- (b) The members of the commission shall be appointed for four-year terms or until the appointment of a successor, except that the initial terms of the first members appointed shall be determined by lot at their first meeting so that each year one or more terms will expire.

2.28.020 MEETINGS.

The commission shall meet within one month of its formation and establish itself by electing a chairman, vice-chairman and secretary to serve at the pleasure of the commission. A regular time and place of meetings shall be established and adhered to in the manner of holding public meetings for legislative bodies in the state. All meetings shall be open to the public unless by law otherwise provided.

2.28.030 POWERS—DUTIES.

It shall be the duty of the sustainability and infrastructure commission, as an advisory body to the City Council, to advise on policies and programs related to environmental sustainability, transportation and infrastructure.

The sustainability and infrastructure commission may make recommendations to any other board or commission of the City with respect to any action upon which it has been requested to advise.

The sustainability and infrastructure commission shall possess other such powers and duties as may be prescribed from time to time by resolution of the City Council.

Section 3. The following Sections of the San Mateo Municipal Code are hereby amended to replace the term “Public Works Commission,” wherever it appears, with the term “Sustainability and Infrastructure Commission”:

- 5.75.430 Rates-Application-Hearing;
- 7.38.410 Appeals and Hearing Procedures;
- 7.39.200 Appeals and Hearing Procedures;
- 11.16.050 Stop Sign Installation or Removal;
- 11.16.060 Appeals of Stop Sign Installation or Removal Decisions;
- 11.16.070 Required Noticing for Stop Sign Installation or Removal;
- 11.32.120 Residential Parking Permit Policies and Procedures;
- 11.44.110 Temporary Permits for Exclusive Use of Metered Parking Spaces;
- 13.25.080 Encroachments;
- 17.08.115 Curb Address Painting;
- 17.08.130 Permit-Issuance-Modification-Denial-Revocation-Appeal-Hearing;
- 17.24.080 Appeals Process;
- 17.30.070 Appeal;
- 17.30.080 Revocation and Suspension of Permits; and
- 23.40.040 Procedures.

Section 4. PUBLICATION. This Ordinance shall be published in summary in a newspaper of general circulation and posted in the City Clerk’s Office and on the City’s website, all in accord with Section 2.15 of the City Charter.

Section 5. SEVERABILITY. In the event any section, clause or provision of this Ordinance shall be determined invalid or unconstitutional, such section, clause or provision shall be deemed severable and all other sections or portions hereof shall remain in full force and effect.

Section 6. ENVIRONMENTAL DETERMINATION. In accordance with California Public Resources Code 21065 adoption of this Ordinance is not a “project” subject to CEQA because it can be seen with certainty that it will not cause a change in the environment.

Section 7. EFFECTIVE DATE. This Ordinance was introduced on May 21, 2018 and adopted on June 4, 2018 and will take effect thirty days after its date of adoption.

The foregoing ordinance was adopted by the City Council of the City of San Mateo, State of California by the following vote:

AYES: Council Members Bonilla, Papan, Freschet, Goethals and Rodriguez


NOES: None

ABSENT: None

ATTEST:



Patrice M. Olds, City Clerk



Rick Bonilla, Mayor