

ASSEMBLY BILL

No. 2351

Introduced by Assembly Member Gordon

February 24, 2012

An act to amend Section 65563 of the Government Code, relating to local planning.

LEGISLATIVE COUNSEL'S DIGEST

AB 2351, as introduced, Gordon. Local planning: open-space plan.

(1) The Planning and Zoning Law requires every city and county to prepare, adopt, and submit to the Secretary of the Natural Resources Agency, on or before December 31, 1973, a local open-space plan for the comprehensive and long-range preservation and conservation of open-space land within its jurisdiction.

This bill would delete the December 31, 1973, date from the above-specified provisions, thereby imposing a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 65563 of the Government Code is
2 amended to read:

1 65563. ~~On or before December 31, 1973, every~~ Every city and
 2 county shall prepare, adopt, and submit to the Secretary of the
 3 *Natural Resources Agency* a local open-space plan for the
 4 comprehensive and long-range preservation and conservation of
 5 open-space land within its jurisdiction. ~~Every city and county shall~~
 6 ~~by August 31, 1972, prepare, adopt and submit to the Secretary of~~
 7 ~~the Resoureces Agency, an interim open-space plan, which shall~~
 8 ~~be in effect until December 31, 1973, containing, but not limited~~
 9 ~~to, the following:~~

10 ~~(a) The officially adopted goals and policies which will guide~~
 11 ~~the preparation and implementation of the open-space plan; and~~

12 ~~(b) A program for orderly completion and adoption of the~~
 13 ~~open-space plan by December 31, 1973, including a description~~
 14 ~~of the methods by which open-space resoureces will be inventoried~~
 15 ~~and conservation measures determined.~~

16 SEC. 2. No reimbursement is required by this act pursuant to
 17 Section 6 of Article XIII B of the California Constitution because
 18 a local agency or school district has the authority to levy service
 19 charges, fees, or assessments sufficient to pay for the program or
 20 level of service mandated by this act, within the meaning of Section
 21 17556 of the Government Code.