

AMENDED IN SENATE JANUARY 5, 2012

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SENATE BILL

No. 825

Introduced by Senator Corbett

February 18, 2011

~~An act to amend Section 30513 of the Public Resources Code, relating to coastal resources. An act to amend Section 512 of the Public Resources Code, relating to state parks and recreation.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 825, as amended, Corbett. ~~Coastal resources: California Coastal Act: local coastal programs: zoning requirements. State parks and recreation: State Parks and Recreation Fund.~~

Existing law generally requires that all revenues received by the Department of Parks and Recreation be paid into the State Treasury to the credit of the State Parks and Recreation Fund to be available, upon appropriation by the Legislature, for expenditure for the state parks. However, existing law requires that money received by the department from the sale of publications be paid into the State Treasury to the credit of the General Fund.

This bill would instead require that this money be paid into the State Parks and Recreation Fund.

~~The California Coastal Act of 1976 imposes certain restrictions on development in the coastal zone of the state and requires each local government located within the coastal zone to prepare a local coastal program. The act further requires the local government to submit to the California Coastal Commission a land use plan, including zoning ordinances, zoning district maps, and, if required, other implementing actions.~~

The act authorizes the commission to suggest modifications to rejected zoning ordinances, zoning district maps, or other implementing actions. If the local government agrees to adopt those modifications, they will be deemed approved upon confirmation by the executive director. The act prohibits the commission from suggesting modifications in the rejected zoning ordinances if the local government requests the commission not to suggest modifications.

This bill would delete the restriction on the commission regarding suggested modifications.

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

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

1 SECTION 1. Section 512 of the Public Resources Code is
2 amended to read:

3 512. (a) For the purpose of disseminating information relating
4 to its activities, powers, duties, or functions, the department may
5 issue publications, construct and maintain exhibits, and perform
6 such acts and carry on such functions as in the opinion of the
7 director will best tend to disseminate such information.

8 Such

9 (b) The publications may be distributed free of charge to public
10 libraries and to other state departments and state officers. The
11 department may exchange copies with contemporary publications.

12 All

13 (c) All money received by the department from the sale of
14 publications shall be paid into the State Treasury to the credit of
15 the General Fund State Parks and Recreation Fund.

16 SECTION 1. ~~Section 30513 of the Public Resources Code is~~
17 amended to read:

18 30513. (a) ~~The local government shall submit to the~~
19 ~~commission the zoning ordinances, zoning district maps, and,~~
20 ~~where necessary, other implementing actions that are required~~
21 ~~pursuant to this chapter.~~

22 (b) ~~If within 60 days after receipt of a zoning ordinance, zoning~~
23 ~~district map, and other implementing action, the commission, after~~
24 ~~public hearing, has not rejected the zoning ordinance, zoning~~
25 ~~district map, or other implementing action, it shall be deemed~~
26 ~~approved. The commission may only reject a zoning ordinance,~~

1 zoning district map, or other implementing action on the grounds
2 that it does not conform with, or is inadequate to carry out, the
3 provisions of the certified land use plan. If the commission rejects
4 the zoning ordinance, zoning district map, or other implementing
5 action, it shall give written notice of the rejection specifying the
6 provisions of the land use plan with which the rejected zoning
7 ordinance does not conform or that it finds will not be adequately
8 carried out together with its reasons for the action taken.

9 (e) The commission may suggest modifications in the rejected
10 zoning ordinance, zoning district map, or other implementing
11 action, which, if adopted by the local government and transmitted
12 to the commission, shall be deemed approved upon confirmation
13 by the executive director.

14 (d) The local government may elect to meet the commission's
15 rejection in a manner other than as suggested by the commission
16 and may then resubmit its revised zoning ordinance, zoning district
17 map, and other implementing action to the commission.