

RESOLUTION NO. NS-15,337

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ SUBMITTING TO THE ELECTORS OF SAID CITY A PROPOSAL TO ENACT AN ORDINANCE ENTITLED "U.C.S.C. INDUSTRIAL DEVELOPMENT--COMPLIANCE WITH LOCAL LAND USE POLICIES"; SETTING FORTH THE BALLOT LANGUAGE; AND REQUESTING THAT THE BOARD OF SUPERVISORS OF SANTA CRUZ COUNTY PROVIDE FOR THE CONSOLIDATION OF SAID MUNICIPAL ELECTION WITH THE U.D.E.L. AND SCHOOL DISTRICT ELECTIONS TO BE HELD NOVEMBER 8, 1983.

The City Council of the City of Santa Cruz does resolve as follows:

SECTION ONE. The City of Santa Cruz on its own motion, does hereby submit to the qualified electors of the City of Santa Cruz the ordinance which is set forth in Exhibit "A", attached hereto, at the general municipal election to be held on Tuesday, November 8, 1983, and a ballot measure for the adoption of said municipal ordinance as follows:

U.C.S.C. INDUSTRIAL DEVELOPMENT--COMPLIANCE WITH LOCAL LAND USE POLICIES.

Shall the ordinance requiring the City Council to (1) request the Chancellor and the Board of Regents to withhold approval of any research, development and manufacturing facility at U.C.S.C. unless it is found by the City Council to conform to the City's land use policies; (2) request the legislative representatives of the City of Santa Cruz to initiate and propose legislation to require that any state funds proposed to be used for the development of any proposed research, development and manufacturing facility at U.C.S.C. be used only if it is found by the City of Santa Cruz to comply with the land use policies of the City; (3) approve an application for annexation to the City of any lands needed for any proposed U.C.S.C. research, development and manufacturing facility, or the extension of City services to any site outside the boundaries of the City of Santa Cruz only after finding, based on substantial evidence, that the facility conforms to land use policies of the City; provided that the Council will abide by any contractual and other legal obligations; and (4) take any further steps within its legal powers to require the proposed U.C.S.C. facility to comply with the land use policies of the City of Santa Cruz, be adopted.

YES

NO

SECTION TWO. The Board of Supervisors of the County of Santa Cruz is hereby requested to order the consolidation of said Municipal Election with the U.D.E.L. and School District elections

to be held on Tuesday, November 8, 1983. Said Board of Supervisors of the County of Santa Cruz is further requested to order the County Clerk of the County of Santa Cruz to set forth on all sample ballots to be mailed to the qualified electors of the City of Santa Cruz for said consolidated election the text of the proposed ordinance as set forth in Exhibit "A", attached hereto, the ballot measure as hereinabove set forth, arguments (if any) for and against the said proposal, and other authorized material (if any), and to provide absent voter ballots for said U.D.E.L. and School District Elections and said Municipal Election consolidated therewith for use by qualified electors of the City of Santa Cruz who are entitled thereto, in the manner provided by law.

SECTION THREE. The Board of Supervisors of the County of Santa Cruz is hereby further authorized and requested to canvass, or cause to be canvassed, as provided by law, the returns of said Municipal Election, and certify such canvass of the votes cast for and against said proposal to the Santa Cruz City Council.

SECTION FOUR. The City Clerk is hereby authorized and directed to file certified copies of this resolution with the Board of Supervisors and the County Clerk of Santa Cruz County and to give such notice of such Initiative Ordinance Election before the election as required by law.

PASSED AND ADOPTED this 12th day of July, 1983, by the following vote:

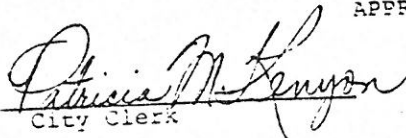
AYES: Councilmember - Wormhoudt, Rotkin, Laird; Mayor Van Allen.

NOES: Councilmember - Mellis, Mahaney, Ghio.

ABSENT: Councilmember - None.

DISQUALIFIED: Councilmember - None.

Attest


City Clerk

APPROVED


MAYOR

AN ORDINANCE OF THE CITY OF SANTA
CRUZ CALLING FOR THE UCSC INDUSTRIAL
DEVELOPMENT-COMPLIANCE WITH LOCAL
LAND USE POLICIES

The people of the City of Santa Cruz do ordain as follows:

SECTION 1: Title

The title of this ordinance shall be: UCSC Industrial
Development-Compliance with Local Land Use Policies.

SECTION 2: Purpose

The ordinance has the following purposes:

1. To express concern about a proposal by the administration of the University of California, Santa Cruz (UCSC) to construct a major research, development, and manufacturing facility on the UCSC campus without conforming such proposed facility to the general plan, growth management system or other land use laws and regulations (hereinafter "land use policies") of the City of Santa Cruz;
2. To petition the Chancellor of the UCSC campus and the Regents of the University of California to withhold approval of any proposed research, development and manufacturing facility at the UCSC campus unless it is found by the City of Santa Cruz to comply with the land use policies of the City;
3. To petition the State legislators representing the City of Santa Cruz to introduce and vigorously promote the passage of legislation to require that any State funds to be used in the development of the proposed research, development and manufacturing facility be used only if such facility is found by the City of Santa Cruz to conform to the land use policies of the City of Santa Cruz.

SECTION 3: Findings

The people of the City of Santa Cruz make the following findings:

1. Adverse Community Impacts of the Proposed Facility:
 - a. General Plan -- The research, development and manufacturing facility proposed by the administration of UCSC will, if constructed, constitute a major violation of the City of Santa Cruz General Plan because the site of the University has been designated for educational purposes, not industrial use;
 - b. Effect on Housing -- The proposed facility will generate significant and unplanned-for housing demand in the City of Santa Cruz, and increase housing prices;
 - c. Traffic -- The proposed facility will generate major increases in traffic flow in the areas adjacent to the University, and thereby impair traffic safety, increase noise levels and traffic congestion, and/or create the need for construction of environmentally destructive new roads;
 - d. Urban Expansion -- The proposed facility will increase pressure on the City of Santa Cruz to expand the boundaries of the City, to intensify development, and to allow growth in the greenbelt areas;
 - e. Public Services -- The proposed facility will lead to a significant increase in the demand for public services, such as water, and sewage and solid waste disposal;

- f. Financial Impacts -- The increased traffic and demand for public services resulting from the proposed facility will lead to significant public cost which will be borne by the citizens of the City of Santa Cruz;
 - g. Loss of Environmental Resources -- The proposed facility will cause the loss of significant natural habitats, open space, and vistas.
2. The Non-educational Purpose of the Proposed Facility:
- a. The University of California has made many significant educational contributions to the Santa Cruz community. However, the proposed facility is not educational, but is designed to generate income from the real estate holdings of the University;
 - b. The proposed facility, because it contravenes the State mandated City general plan and does not carry out the educational purposes of the University, should not be shielded from the application of the land use policies of the City;
 - c. UCSC's own economic feasibility study documented that the firms interested in the proposed facility were motivated by a desire to benefit from the lower housing prices and the environmental amenities of the Santa Cruz community, and not from any educational association with the University.

SECTION 4: Implementation

The Santa Cruz City Council shall take the following actions:

1. Within 45 days of the effective date of this ordinance, the Council shall request the Chancellor of the UCSC campus and the Regents of the University of California to withhold approval of any research, development and manufacturing facility at UCSC unless it is found by the City Council to conform to the City's land use policies;
2. Within 45 days of the effective date of this ordinance, the Council shall request the Legislative representatives of the City of Santa Cruz to initiate and vigorously promote, as quickly as legally possible, legislation to require that any state funds proposed to be used for the development of any proposed research, development and manufacturing facility at UCSC be used only if it is found by the City of Santa Cruz to comply with land use policies of the City;
3. The Council may approve an application for the annexation to the City of Santa Cruz of any lands needed for any proposed UCSC research, development and manufacturing facility, or the extension of City services to any site outside the boundaries of the City of Santa Cruz only after finding, based on substantial evidence, that the facility conforms to the land use policies of the City provided that the Council will abide by all contractual and other legal obligations;
4. The Council shall take any further steps within its legal powers to require the proposed UCSC facility to comply with the land use policies of the City of Santa Cruz.

SECTION 5: Severability

If any provision or application of this ordinance is held to be invalid, it shall not affect other provisions and applications of this ordinance. The remaining provisions and applications of the ordinance shall not be affected by such holding of invalidity.