

ORDINANCE NO. 2022-xx

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA ADOPTING A COUNCIL DISTRICT MAP.

WHEREAS, every ten years, the City of Costa Mesa (City) is required to use new census data to review and, if needed, redraw district lines to reflect how local populations have changed, otherwise known as redistricting; and

WHEREAS, the City must redistrict using this process by April 17, 2022; and

WHEREAS, Ordinance 16-05, passed in November 2016, divided the City into six geographic districts with an elected mayor; and

WHEREAS, the City evaluated the existing districts using data from the 2020 census, comments of the public and analysis by an expert demographer; and

WHEREAS, the City considered the following criteria and interests while drawing and adopting these boundaries: the federal Voting Rights Act, the Fair Maps Act, geographically contiguous boundaries, undivided neighborhoods and "communities of interest," easily identifiable boundaries, compact districts, and non-discrimination relating to political parties; and

WHEREAS, the City also considered any delay in voting due to a change in district, respecting voters' choices and continuity in office, and future population growth; and

WHEREAS, the City conducted outreach to the public by hosting three public workshops to seek input on criteria considered when drafting district maps, dedicating a webpage with online mapping tools, and creating an interactive review map for members of the public to engage and provide feedback throughout the redistricting process; and

WHEREAS, the City held one hearing before the maps were drawn on October 19, 2021 and two hearings after the maps were drawn on November 16, 2021 and February 15, 2022; and

WHEREAS, the City conducted a public hearing on March 1, 2022 at which this ordinance was introduced and given its first reading; and

WHEREAS, the City of Costa Mesa, pursuant to the provisions of the California Environmental Quality Act ("CEQA") (California Public Resources Code Sections 21000 et seq.) and State CEQA guidelines (Sections 15000 et seq.) has determined that the ordinance is not a "project" and further, that it is exempt from the provisions of CEQA pursuant to CEAQ Guidelines Section 15061(b)(3) (because it can be seen with certainty that the adoption of this Ordinance will not have an effect on the environment) such that

no environmental review under CEQA is required. In addition, the Ordinances is exempt pursuant to CEQA Guidelines Section 15308 (Class 8, Actions by Regulatory Agencies for the Protection of the Environment) because the adoption of this Ordinance is required to comply with state law in order to protect the environment; and

WHEREAS, all legal prerequisites prior to the adoption of this Ordinance have occurred.

NOW, THEREFORE, THE COSTA MESA CITY COUNCIL DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Section 2-20.5 (District Boundaries) of Chapter II (City Council Generally) of Title 2 (Administration) of the Costa Mesa Municipal Code is hereby amended to read as follows:

2-20.5 District Boundaries.

The council member districts of the city shall have the following legal boundaries:

District 1

Beginning at the intersection of Bear Street and Sunflower Avenue on the northern border of the City of Costa Mesa, proceeding southerly along Bear Street until the 405 Freeway; thence proceeding westerly along the 405 Freeway until Harbor Blvd; thence proceeding southerly along Harbor Blvd until Merrimac Way, which is the northern border of Census Block 060590638071003; thence proceeding counterclockwise along the border of Census Block 060590638071003 until Harbor Blvd at Fair Drive; thence proceeding southerly along Harbor Blvd until the southern border of the Costa Mesa Golf Course; thence proceeding westerly along the southern border of the Costa Mesa Golf Course until Placentia Avenue; thence proceeding northerly along Placentia Avenue until the Fairview Channel; thence proceeding westerly along the Fairview Channel until the border of the City of Costa Mesa; thence proceeding clockwise along the border of the City of Costa Mesa until the point of origin.

District 2

Beginning at the intersection of Bear Street and Sunflower Avenue on the northern border of the City of Costa Mesa, proceeding southerly along Bear Street until the 405 Freeway; thence proceeding westerly along the 405 Freeway until Harbor Blvd; thence proceeding southerly along Harbor Blvd until Adams Avenue; thence proceeding easterly along Adams Avenue until Fairview Rd; thence proceeding northerly along Fairview Rd until the Paularino Channel; thence proceeding easterly along the Paularino Channel until California Highway 73; thence proceeding easterly along Highway 73 until the border of the City of Costa Mesa; thence proceeding counter-clockwise along the border of the City of Costa Mesa until the point of origin.

District 3

Beginning at the intersection of Mesa Drive and Orange Avenue on the eastern border of the City of Costa Mesa, proceeding southerly along Orange Avenue until 22nd Street; thence proceeding westerly along 22nd Street until California Highway 55; thence proceeding northerly along California Highway 55 until Fairview Road; thence proceeding northerly along Fairview Road until Wilson Street; thence proceeding westerly along Wilson Street until Harbor Blvd; thence proceeding northerly along Harbor Blvd until Fair Drive, which is the southern border of Census Block 060590638071003; thence proceeding clockwise along the border of Census Block 060590638071003 until Harbor Blvd at Merrimac Way; thence proceeding northerly along Harbor Blvd until Adams Avenue; thence proceeding easterly along Adams Avenue until Fairview Rd; thence proceeding northerly along Fairview Rd until the Paularino Channel; thence proceeding easterly along the Paularino Channel until California Highway 73; thence proceeding easterly along Highway 73 until the border of the City of Costa Mesa; thence proceeding clockwise along the border of the City of Costa Mesa until the point of origin.

District 4

Beginning at the intersection of Harbor Blvd and the southern border of the Costa Mesa Golf Course, proceeding southerly along Harbor Blvd until 19th Street; thence proceeding westerly along 19th Street until Pomona Avenue; thence proceeding southerly along Pomona Avenue until 17th Street; thence proceeding westerly along 17th Street until Placentia Avenue; thence proceeding northerly along Placentia Avenue until Towne Street; thence proceeding westerly along Towne Street until Monrovia Avenue; thence proceeding northerly along Monrovia Avenue until 19th Street; thence proceeding easterly along 19th Street until Placentia Avenue; thence proceeding northerly along the southern border of the Costa Mesa Golf Course; thence proceeding easterly along the southern border of the Costa Mesa Golf Course until Harbor Blvd, which is the point of origin.

District 5

Beginning at the intersection of 15th Street and California Highway 55 on the southern border of the City of Costa Mesa, proceeding northerly along California Highway 55 until Fairview Road; thence proceeding northerly along Fairview Road until Wilson Street; thence proceeding westerly along Wilson Street until Harbor Blvd; thence proceeding southerly along Harbor Blvd until 19th Street; thence proceeding westerly along 19th Street until Pomona Avenue; thence proceeding southerly along Pomona Avenue until 17th Street; thence proceeding westerly along 17th Street until Placentia Avenue; thence proceeding northerly along Placentia Avenue until Towne Street; thence proceeding westerly along Towne Street until Monrovia Avenue; thence proceeding northerly along Monrovia Avenue until 19th Street; thence proceeding easterly along 19th Street until

Placentia Avenue; thence proceeding northerly along Placentia Avenue until the Fairview Channel; thence proceeding westerly along the Fairview Channel until the border of the City of Costa Mesa; thence proceeding counter-clockwise along the border of the City of Costa Mesa until the point of origin.

District 6

Beginning at the intersection of Mesa Drive and Orange Avenue on the eastern border of the City of Costa Mesa, proceeding southerly along Orange Avenue until 22nd Street; thence proceeding westerly along 22nd Street until California Highway 55; thence proceeding southerly along California Highway 55 until 15th Street, on the southern border of the City of Costa Mesa; thence proceeding counter-clockwise along the border of the City of Costa Mesa until the point of origin.

These district boundaries are depicted on a boundary map attached hereto as Exhibit A. These boundaries will remain in effect until amended by ordinance as provided in section 2-20.D.

Section 2. Council District Map Implementation. The City Clerk is authorized to make technical adjustments to the district boundaries that do not substantively affect the populations in the districts, the eligibility of candidates, or the residence of elected officials within any district. The City Clerk must consult with the City Manager and City Attorney concerning any technical adjustments deemed necessary and advise the City Council of any such adjustments required in the implementation of the districts.

Section 3. Environmental Compliance. Pursuant to the provisions of the California Environmental Quality Act (“CEQA”) (California Public Resources Code Sections 21000 et seq.) and State CEQA guidelines (Sections 15000 et seq.) the ordinance is not a “project” and further, that it can be seen with certainty that there is no possibility that the ordinance in question may have a significant effect on the environment, either directly or indirectly, and that therefore no environmental review under the CEQA is required, pursuant to CEQA Guidelines Section 15061(b)(3). In addition, the Ordinances is exempt pursuant to CEQA Guidelines Section 15308 (Class 8, Actions by Regulatory Agencies for the Protection of the Environment) because the adoption of this Ordinance is required to comply with state law in order to protect the environment.

Section 4. Inconsistencies. Any provision of the Costa Mesa Municipal Code or appendices thereto inconsistent with the provisions of the Ordinance, to the extent of such inconsistencies and no further, are repealed or modified to that extent necessary to affect the provisions of this Ordinance.

Section 5. Severability. If any chapter, article, section, subsection, subdivision, sentence, clause, phrase, word, or portion of this Ordinance, or the application thereof to any person, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining

portion of this Ordinance or its application to other persons. The City Council hereby declares that it would have adopted this Ordinance and each chapter, article, section, subsection, subdivision, sentence, clause, phrase, word, or portion thereof, irrespective of the fact that any one or more subsections, subdivisions, sentences, clauses, phrases, or portions of the application thereof to any person, be declared invalid or unconstitutional. No portion of this Ordinance shall supersede any local, State, or Federal law, regulation, or codes dealing with life safety factors.

Section 6. Certification. After this ordinance is approved by a majority vote of the City Council, the Mayor and City Clerk shall certify that the ordinance was approved by a majority vote. The City Clerk shall file one copy of the approved ordinance with the Orange County Clerk-Recorder's office, one copy with the Orange County Registrar of Voters and keep one copy in the City's archive. The City Clerk shall certify to the passage and adoption of this ordinance and shall cause the same to be published in the manner required by law.

Section 7. Effective Date. This Ordinance shall become effective immediately upon its adoption.

PASSED, APPROVED AND ADOPTED this 15 day of March, 2022.

John Stephens, Mayor

ATTEST:

Brenda Green, City Clerk

APPROVED AS TO FORM:

Kimberly Hall Barlow, City Attorney

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF COSTA MESA)

I, BRENDA GREEN, City Clerk of the City of Costa Mesa, DO HEREBY CERTIFY that the above and foregoing Ordinance No. 2022-xx was duly introduced and given first reading at a regular meeting of the City Council held on March 1, 2022 and adopted at a regular meeting of the City Council held on the 15 day of March, 2022, by the following roll call vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

IN WITNESS WHEREOF, I have hereby set my hand and affixed the seal of the City of Costa Mesa this _____ day of _____, 2022.

BRENDA GREEN, CITY CLERK

(SEAL)