



City of Emeryville

CALIFORNIA

MEMORANDUM

DATE: November 19, 2024

TO: Adam Politzer, Interim City Manager

FROM: John I. Kennedy, City Attorney
Christie Crowl, Special Counsel

SUBJECT: **Ordinance Of The City Council Of The City Of Emeryville Repealing And Replacing Various Municipal Code Provisions To Eliminate Or Modify Criminal Penalties, Identified As “Group III Amendments;” Repealing Chapter 2 (“Advertising”) And Chapter 8 (“Gas, Water And Electric Meters”) Of Title 5 (“Public Welfare”) In Their Entirety.**

CEQA Determination: Not A Project And Exempt Pursuant To CEQA Guidelines Sections 15378(b)(5) And 15061 (b)(3)

RECOMMENDATION

Staff recommends that the City Council approve and adopt the attached Ordinance repealing and replacing various Municipal Code provisions to eliminate or modify criminal penalties, identified as “Group III Amendments,” and repealing Chapter 2 (“Advertising”) and “Chapter 8 (“Gas, Water and Electric Meters”) of Title 5 (“Public Welfare”) in their entirety on second reading.

DISCUSSION

On October 15, 2024, the City Council introduced and waived the first reading of the above-described Ordinance, attached for reference as Attachment 1, with no changes.

The staff report for the October 15, 2024 City Council meeting, which provides a detailed explanation of the proposed Ordinance, is also attached for reference as Attachment 2.

RECOMMENDATION

Staff recommends that the Council approve on second reading the attached Ordinance.

PREPARED BY: John I. Kennedy, City Attorney

**APPROVED AND FORWARDED TO THE
CITY COUNCIL OF THE CITY OF EMERYVILLE:**

A handwritten signature in blue ink, appearing to read "Adam W. Politzer".

Adam Politzer, Interim City Manager

ATTACHMENTS

- Attachment 1 – Staff Report prepared for October 15, 2024 City Council meeting
- Attachment 2 – Proposed Ordinance, with Exhibits 1 and 2