

## ORDINANCE NO. 762

### AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARPINTERIA AMENDING SECTIONS 1.04.140(F) AND 10.04.080 OF THE CARPINTERIA MUNICIPAL CODE PERTAINING TO HOLIDAYS

**WHEREAS**, Section 6700 of the California Government Code designates the days that are holidays in the State of California (“State”); and

**WHEREAS**, Section 6702 of the California Government Code provides that City offices shall be closed on designated State holidays unless otherwise provided by City ordinance or resolution; and

**WHEREAS**, on June 13, 1966, the City Council adopted Ordinance No. 21, adopting the Municipal Code of the City of Carpinteria; and

**WHEREAS**, On May 10, 1971, the City Council adopted Ordinance No. 106, amending Section 3107 of Ordinance No. 21 pertaining to holidays.

**WHEREAS**, the City Council wishes to amend sections of the Carpinteria Municipal Code in relation to holidays.

**THE CITY COUNCIL OF THE CITY OF CARPINTERIA DOES ORDAIN AS FOLLOWS:**

#### **SECTION 1. INCORPORATION OF RECITALS**

The above recitals are true and correct and are incorporated herein, and are each relied upon independently by the City Council for its adoption of this Ordinance.

#### **SECTION 2. AMENDMENT TO SECTION 1.04.140 (DEFINITIONS) OF TITLE 1 (GENERAL PROVISIONS)**

Section 1.04.140(F) is hereby amended to read as follows:

**1.04.140(F)** “Holiday” means and includes all holidays recognized by federal or state regulations, except as such regulations are modified by city council resolution.

#### **SECTION 3. AMENDMENT TO SECTION 10.04.080 (HOLIDAYS) OF TITLE 10 (VEHICLES AND TRAFFIC)**

Section 10.04.080 is deleted in its entirety.

#### **SECTION 4. EFFECTIVE DATE**

Pursuant to California Government Code Section 36937, this Ordinance shall take effect and be in force and effect thirty (30) days from and after its passage; and before the expiration of fifteen (15) days of its passage shall be published once with the names of the members of the City Council voting for and against the same in the Coastal View, a newspaper of general circulation, published in the City of Carpinteria, County of Santa Barbara.

#### **SECTION 5. SEVERABILITY**

If any section, subsection, sentence, clause, phrase or word of this Ordinance is for any reason held to be invalid by a court of competent jurisdiction, such decisions shall not affect the validity of the remaining portions of the Ordinance. The City Council hereby declares that it would have passed and adopted this Ordinance, and each and all provisions hereof, irrespective of the fact that one or more provisions may be declared invalid.

#### **SECTION 6. CEQA EXEMPTION**

The City Council finds that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines §15060(c)(3) (this activity is not a "project" as defined in §15378 and §15060(c)(2) (this activity will not result in a direct or reasonably foreseeable change in the environment).

#### **SECTION 7. CLERK CERTIFICATION**

The City Clerk shall certify to the passage and adoption of this Ordinance.

**PASSED, APPROVED AND ADOPTED** on the 23<sup>rd</sup> day of January, 2022, by the following vote:

AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S):

ABSENT: COUNCILMEMBER(S):

ABSTAIN: COUNCILMEMBER(S):

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Mayor, City of Carpinteria

ATTEST:

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Brian C. Barrett, CMC, CPMC  
City Clerk, City of Carpinteria

I hereby certify that the foregoing Ordinance was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held on January 23, 2022.

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Brian C. Barrett, CMC, CPMC  
City Clerk, City of Carpinteria

APPROVED AS TO FORM:

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Jena Shoaf Acos, on behalf of Brownstein  
Hyatt Farber Schreck, LLP acting as  
City Attorney of the City of Carpinteria