

INDIAN WELLS CITY COUNCIL

December 19, 2024



To: City Council
From: City Attorney
Prepared by: Todd Leishman, Best, Best, & Krieger LLP
Subject: **Ordinance Amending Chapter 21.85 of the Indian Wells Municipal Code Regarding Accessory Dwelling Units and Junior Accessory Dwelling Units to Comply with Recent Changes in State Law**

RECOMMENDED ACTIONS:

Council **ADOPTS** Ordinance No. 760, by title only and waives further reading amending Chapter 21.85 relating to Accessory Dwelling Units and Junior Accessory Dwelling Units and finding the action to be exempt from California Environmental Quality Act under public resources.

CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA):

Under California Public Resources Code section 21080.17, CEQA does not apply to the adoption of an ordinance by a city or county implementing the provisions of Article 2 of Chapter 13 of Division 1 of Title 7 of the Government Code, which is California's ADU law and which also regulates JADUs, as defined by section 66313. Therefore, the adoption of the proposed ordinance is statutorily exempt from CEQA in that it implements state ADU law.

ATTACHMENTS:

1. Ordinance No. 760