



## CITY OF CARSON

### PLANNING COMMISSION STAFF REPORT

CONTINUED PUBLIC HEARING: July 28, 2015 (Continued from June 9, 2015)

SUBJECT: Text Amendment No. 20-15

APPLICANT: City of Carson

REQUEST: To consider adoption of an Ordinance prohibiting hydraulic fracturing ("fracking"), acidizing and any other form of well stimulation, and a finding of a Class 8 Categorical Exemption under CEQA Guidelines §15308

PROPERTY INVOLVED: City-wide

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#### COMMISSION ACTION

#### COMMISSIONERS' VOTE

<u>AYE</u>	<u>NO</u>		<u>AYE</u>	<u>NO</u>	
		Chairman Diaz			Mitoma
		Vice-Chairman Madrigal			Post
		Andrews			Schaefer
		Faletogo			
		Guidry			

## **I. Introduction**

This matter was considered by the Planning Commission on February 24, 2015, April 14, 2015, May 12, 2015 and June 9, 2015. At the June 9, 2015 hearing, the Planning Commission took public testimony and continued this matter to July 28, 2015. This Staff Report provides a status update.

## **II. Background**

### **No Proposed Refinement to the Ordinance**

On June 9, 2015, the Planning Commission provided no additional direction regarding Zone Text Amendment 20-15, which proposes an update to the Carson Municipal Code to prohibit hydraulic fracturing ("fracking"), acidizing and any other form of well stimulation in conjunction with the production or extraction of oil, gas or other hydrocarbon substances in the city.

Staff considered the recent EPA report and the Californians for Energy Independence fact sheet and how they would potentially affect the proposed ordinance. A report will be provided as part of the presentation to the Planning Commission.

## **III. Analysis**

There are no proposed refinements to the proposed ordinance.

### **Dialog With Interested Parties and Small Group Workshops**

As directed by the Planning Commission, staff, the City Attorney's office, and MRS held separate meetings with members of the community and industry stakeholders on July 6, 2015, to address issues as directed by the Planning Commission. Additionally, staff held three small group workshops with members of the Planning Commission throughout the day on July 7, 2015. A teleconference was also held with industry stakeholders on July 14, 2015.

No further meetings have been scheduled.

### **Conclusion**

Approval of the Text Amendment will provide an update to the Carson Municipal Code to prohibit hydraulic fracturing, acidizing and any other form of well stimulation as described in the Ordinance, and will also establish penalties for violations.

## **IV. Environmental**

Staffs' recommendation of a finding of a Class 8 Categorical Exemption under CEQA Guidelines §15308 remains unchanged from the prior Staff Reports.

## **V. Recommendation**

Staff recommends the Planning Commission direct staff to return with a resolution and ordinance for final consideration and approval at a continued meeting. Staff has also received requests to continue the matter to allow additional time to review the latest proposed revisions.

## **VI. Exhibits**

1. June 9, 2015 Planning Commission Minutes (refer to Agenda Item No. 10A, Exhibit No. 5)
2. Comment letters and correspondence received since June 9, 2015 Planning Commission meeting (refer to Agenda Item No. 10A, Exhibit No. 4)

Note: Additional comment letters, studies, and other written materials can be found at:  
<http://ci.carson.ca.us/departments/communitydevelopment/oilcodeupdate.asp>.

A complete "clean" copy Zone Text Amendment 20-15 can be found in the written materials for the June 9, 2015 meeting starting on page 95 (draft resolution), and including page 110 (proposed ordinance).

**Prepared, Reviewed and Approved by:**



Saied Naaseh, Planning Manager