

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**FROM:** Supervisor John Tavaglione

**SUBMITTAL DATE:** March 18, 2008

**SUBJECT:** Assembly Bill 2585 introduced by Assemblyman Kevin Jeffries relating to General Plan Amendments.

**RECOMMENDED MOTION:** That the Board of Supervisors support Assembly Bill 2585 and direct the Executive Office to work with Board's Sacramento legislative representatives to further the Board's position.

**BACKGROUND:** Existing law prohibits the legislative body of a local government from amending a mandatory element of an adopted general plan more frequently than 4 times during any calendar year. This bill would increase the number of times that the legislative body of a local government may amend a mandatory element of an adopted general plan to 6 times during any calendar year.

Due to our growth, Riverside County will benefit by being able to deal with general plan issues on a more frequent basis. Therefore, I request that my fellow board members join with me in endorsing AB 2585 as introduced by Assemblyman Kevin Jeffries.

  
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Supervisor John Tavaglione

**3.58**

**ASSEMBLY BILL**

**No. 2585**

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**Introduced by Assembly Member Jeffries**

February 22, 2008

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An act to amend Section 65358 of the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 2585, as introduced, Jeffries. Local government: general plan: amendments.

Existing law prohibits the legislative body of a local government from amending a mandatory element of an adopted general plan more frequently than 4 times during any calendar year.

This bill would increase the number of times that the legislative body of a local government may amend a mandatory element of an adopted general plan to 6 times during any calendar year.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 65358 of the Government Code is  
2 amended to read:  
3 65358. (a) If it deems it to be in the public interest, the  
4 legislative body may amend all or part of an adopted general plan.  
5 An amendment to the general plan shall be initiated in the manner  
6 specified by the legislative body. Notwithstanding Section 66016,  
7 a legislative body that permits persons to request an amendment  
8 of the general plan may require that an amount equal to the

1 estimated cost of preparing the amendment be deposited with the  
2 planning agency prior to the preparation of the amendment.

3 (b) Except as otherwise provided in subdivision (c) or (d), no  
4 mandatory element of a general plan shall be amended more  
5 frequently than ~~four~~ six times during any calendar year. Subject  
6 to that limitation, an amendment may be made at any time, as  
7 determined by the legislative body. Each amendment may include  
8 more than one change to the general plan.

9 (c) The limitation on the frequency of amendments to a general  
10 plan contained in subdivision (b) does not apply to amendments  
11 of the general plan requested and necessary for a single  
12 development of residential units, at least 25 percent of which will  
13 be occupied by or available to persons and families of low or  
14 moderate income, as defined by Section 50093 of the Health and  
15 Safety Code. The specified percentage of low- or moderate-income  
16 housing may be developed on the same site as the other residential  
17 units proposed for development, or on another site or sites  
18 encompassed by the general plan, in which case the combined total  
19 number of residential units shall be considered a single  
20 development proposal for purposes of this section.

21 (d) This section does not apply to the adoption of any element  
22 of a general plan or to the amendment of any element of a general  
23 plan in order to comply with any of the following:

24 (1) A court decision made pursuant to Article 14 (commencing  
25 with Section 65750).

26 (2) Subdivision (b) of Section 65302.3.

27 (3) Subdivision (b) of Section 30500 of the Public Resources  
28 Code.