

Attachment B

Resolution No. 64: Initiation of
Amendments

RESOLUTION NO. 2025-64

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH, CALIFORNIA, INITIATING AMENDMENTS TO TITLE 20 (PLANNING AND ZONING) AND TITLE 21 (LOCAL COASTAL PROGRAM IMPLEMENTATION PLAN) OF THE NEWPORT BEACH MUNICIPAL CODE PERTAINING TO SMOKE SHOPS, SMOKING LOUNGES, AND OTHER TOBACCO-RELATED BUSINESSES (PA2025-0171)

WHEREAS, Newport Beach Municipal Code ("NBMC") Section 20.66.020 (Initiation of Amendment) provides that the City Council of the City of Newport Beach ("City") may initiate an amendment to Title 20 (Planning and Zoning) and Title 21 (Local Coastal Program Implementation Plan) of the NBMC with or without a recommendation from the Planning Commission;

WHEREAS, in accordance with City Council Policy K-1 (General Plan and Local Coastal Program) any amendment to the City's certified Local Coastal Program, which is codified in NBMC Title 21, must be initiated by the City Council; and

WHEREAS, the City Council desires to amend Title 20 and Title 21 of the NBMC pertaining to smoke shops, smoking lounges, and other tobacco related businesses.

NOW, THEREFORE, the City Council of the City of Newport Beach resolves as follows:

Section 1: The City Council hereby initiates amendments to NBMC Title 20 (Planning and Zoning) and Title 21 (Local Coastal Program Implementation Plan) to modify regulations pertaining to smoke shops, smoking lounges, and other tobacco related businesses.

Section 2: The recitals provided in this resolution are true and correct and are incorporated into the operative part of this resolution.

Section 3: If any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this resolution. The City Council hereby declares that it would have passed this resolution, and each section, subsection, sentence, clause or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

Section 4: The City Council finds the adoption of this resolution is categorically exempt pursuant to California Code of Regulations, Title 14, Division 6, Chapter 3, Section 15262 (Feasibility and Planning Studies) Guidelines for Implementation of the California Environmental Quality Act. Section 15262 exempts projects involving feasibility or planning studies for possible future actions which the agency, board, or commission has not approved or adopted.

Section 5: This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify the vote adopting the resolution.


ADOPTED this 23rd day of September, 2025.

Joe Stapleton
Mayor

ATTEST:

Molly Perry
Interim City Clerk

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE



Aaron C. Harp
City Attorney