

## ATTACHMENT A

### RESOLUTION NO. 2021-123

#### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH, CALIFORNIA, SUPPORTING A BAN ON NEW OFFSHORE OIL AND GAS DRILLING

**WHEREAS**, the City of Newport Beach ("City") and its visitors enjoy California's beaches and the Pacific Ocean for recreational and commercial activities, all of which support our local economy;

**WHEREAS**, our City's residents value our state's ocean and coastal waters, which provide habitat to a vast array of wildlife including fish, whales, sea turtles, and birds that depend on a healthy and clean environment;

**WHEREAS**, in California, hundreds of thousands of jobs and billions of dollars of the state's gross domestic product depend on clean water, oil-free beaches, and abundant fish and wildlife;

**WHEREAS**, offshore oil and gas drilling places coastal communities at economic and ecological risk from oil spills, threatening the lives and livelihoods of small business owners, particularly commercial and recreational fishermen;

**WHEREAS**, past oil spills off the coast have fouled coastal waters and caused economic and environmental damage to wildlife, closing beaches, and impacting recreational and commercial activities; and

**WHEREAS**, the State of California prohibits new oil and gas leasing in State waters due to the high risk of damage and disruption to the marine environment.

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

**Section 1:** The City Council does hereby support a ban on new offshore oil and gas drilling in federal and state waters off the California coast.

**Section 2:** The City Clerk is hereby directed to forward a copy of this resolution to U.S. Secretary of the Interior Deb Haaland, California Governor Gavin Newsom, U.S. Senators Dianne Feinstein and Alex Padilla, as well as U.S. Congressional and state representatives for Newport Beach, and any other interested parties.

**Section 3:** The recitals provided in this resolution are true and correct and are incorporated into the operative part of this resolution.

**Section 4:** 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 5:** The City Council finds the adoption of this resolution is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Division 6, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

**Section 6:** 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 30th day of November, 2021.

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BRAD AVERY  
Mayor

**ATTEST:**

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Leilani I. Brown  
City Clerk

**APPROVED AS TO FORM:**  
CITY ATTORNEY'S OFFICE

  
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Aaron C. Harp  
City Attorney