

From: [Gale, Darin](#)
To: [=yCouncil Members](#)
Cc: [=yDepartment Directors](#)
Subject: Open Space Discussion Presentation
Date: Tuesday, July 26, 2022 5:43:48 PM
Attachments: [7.26.22 Open Space Slides.pdf](#)

Mayor & Councilmembers –

Attached are the slides for tonight's open space initiative discussion. All of the information in the slides come from the staff report. If you have any questions, please let me know.

Darin



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Open Space & Park Protection Land Use Measure

July 26, 2022

Stated Goals

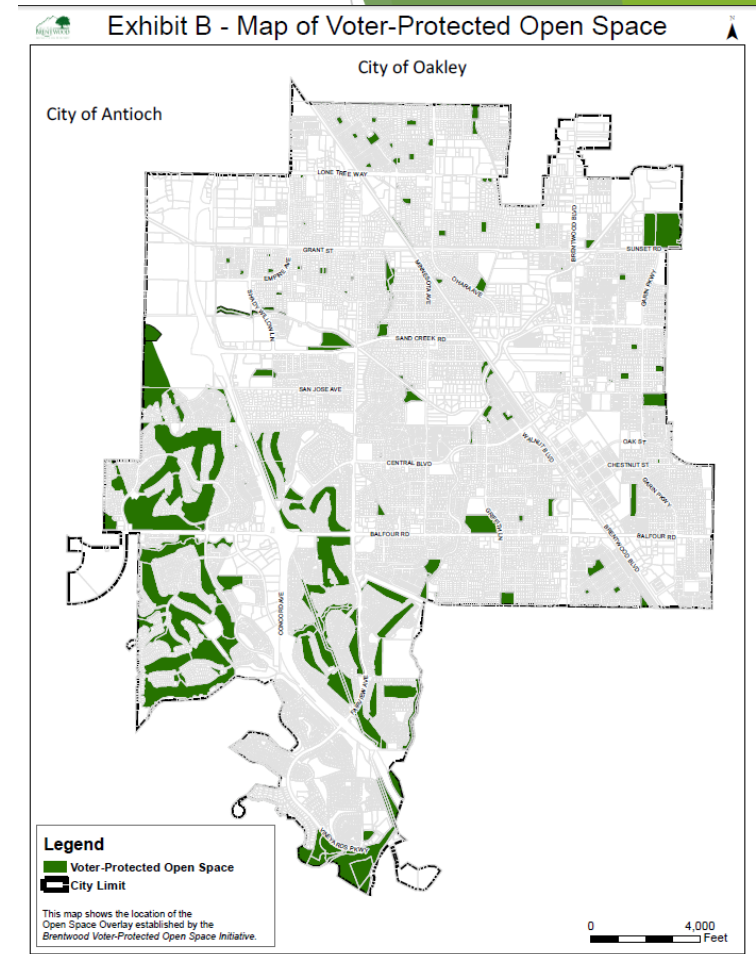
- ▶ Protect from Future State Mandates
- ▶ Protect Open Space & Parks
- ▶ Model after Martinez Measure & Work w/ Mr. Flohr
- ▶ Protect Golf Courses from Future Development
- ▶ November 2022 Ballot
- ▶ Protect Properties from Future Council Action/Require a Vote of Residents
- ▶ Hire outside counsel with environmental and election law experience

Land Use Initiative Procedures

- ▶ Voter-Sponsored Initiative
 - ▶ Exempt from CEQA
- ▶ Council-Sponsored Initiative
 - ▶ Not Exempt from CEQA

Overlay Map

- ▶ Semi-Public Facility (SPF)
 - ▶ Large Developed Parcels
- ▶ Parks (P)
- ▶ Permanent Open Space (P-OS)
- ▶ Only includes properties with the General Plan Designations noted above



Overlay Language

Allowable Uses. Lands designated as Voter-Protected Open Space may only be used for open space, parks, agricultural, and recreational uses. This designation includes park areas, open space areas, agricultural land, and indoor and outdoor recreational facilities of varying size, function, and location that are intended to serve the entire community.

Proposed Exceptions

- ▶ Roads, public water, waste water, storm drain, water recycling etc.
- ▶ No Net Loss of Open Space
- ▶ State/Federal Laws

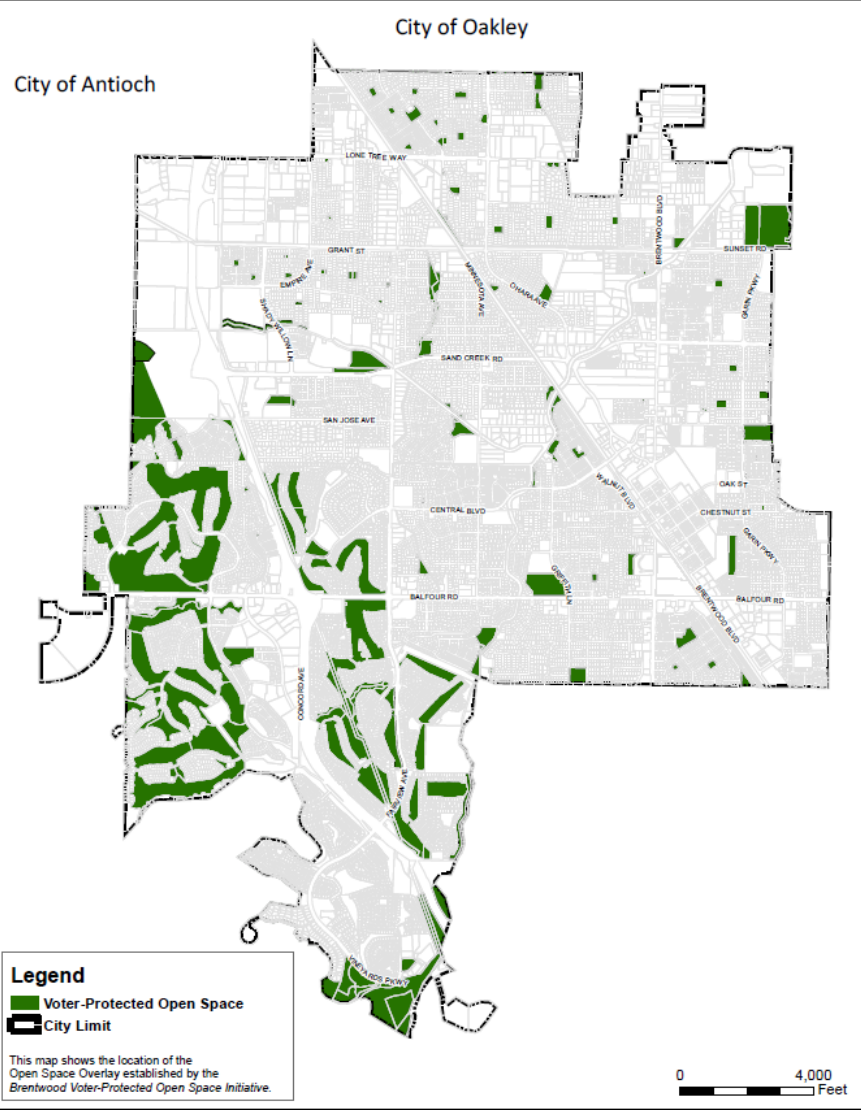
No Net Loss of Open Space

The City Council may amend the General Plan to remove land from the Open Space Overlay if the City Council simultaneously adds an equal or greater amount of open space land to the Overlay. The City Council may do so only if it first makes both of the following findings based on substantial evidence:

- (1) The land that will be removed from the Open Space Overlay will be owned by a governmental entity and used for a public purpose; and
- (2) There will be no net loss in the amount of open space land protected by the Overlay as a result of the amendment.



Exhibit B - Map of Voter-Protected Open Space



Legend

- Voter-Protected Open Space
- City Limit

This map shows the location of the Open Space Overlay established by the Brentwood Voter-Protected Open Space Initiative.





Exhibit B(1) - Northwest Section (Detail)



City of Antioch

City of Oakley

Legend

- City Limit
- Voter-Protected Open Space

This map shows the location of a portion of the Open Space Overlay established by the Brentwood Voter-Protected Open Space Initiative.

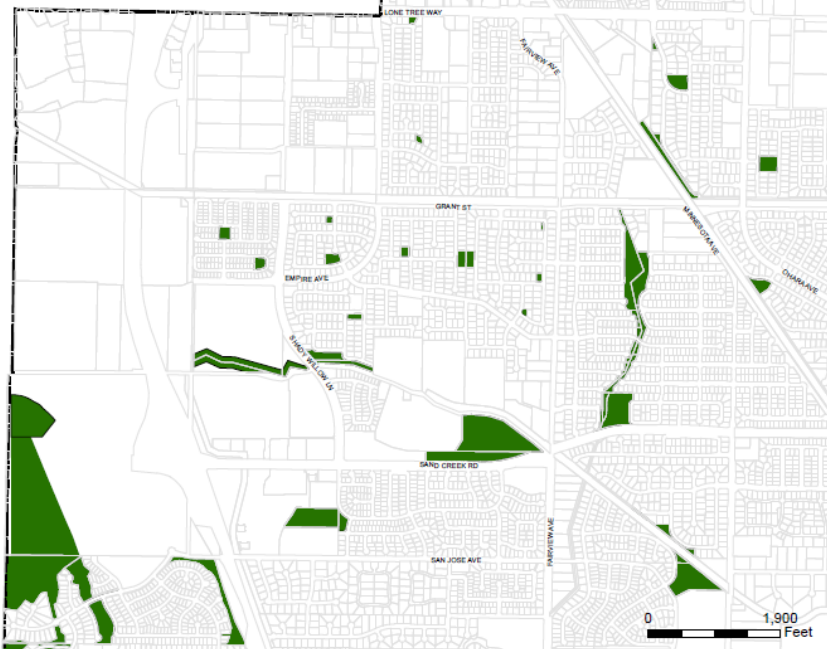


Exhibit B(2) - Northeast Section (Detail)



City of Oakley

Legend

- City Limit
- Voter-Protected Open Space

This map shows the location of a portion of the Open Space Overlay established by the Brentwood Voter-Protected Open Space Initiative.

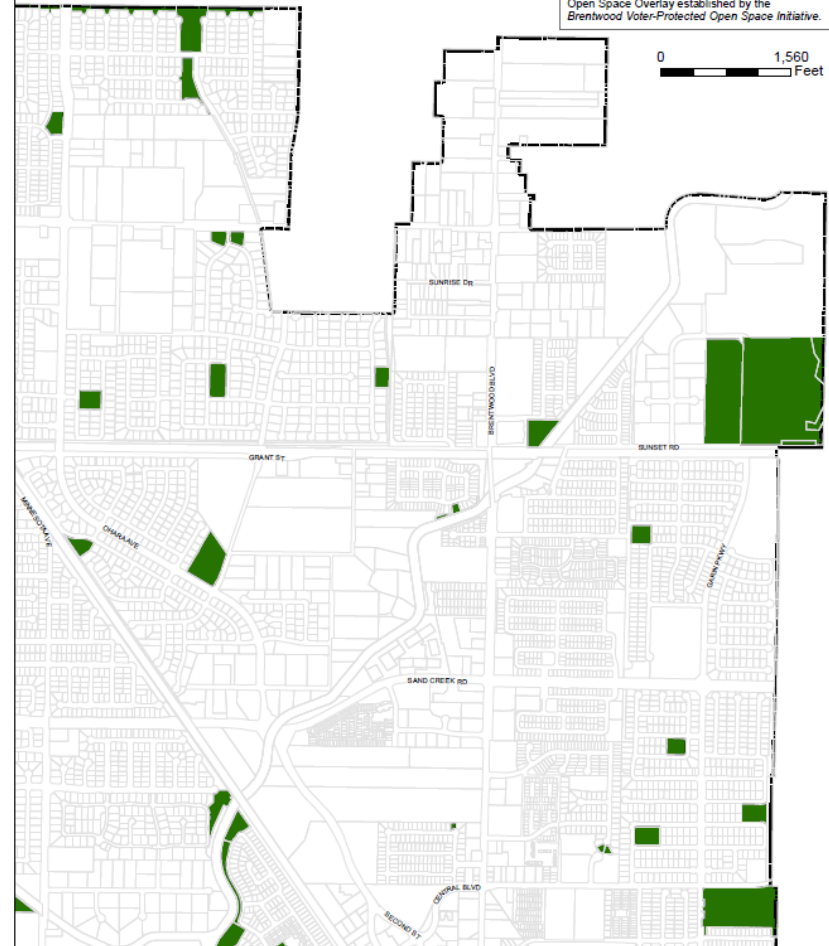
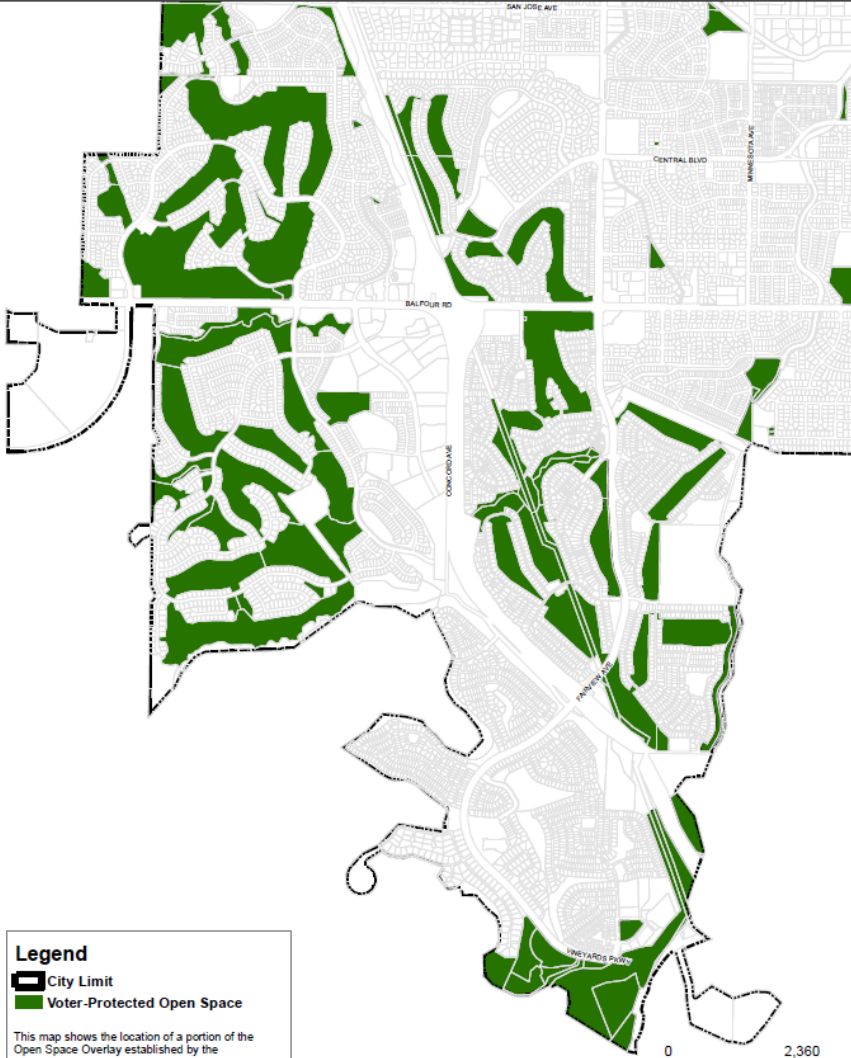




Exhibit B(3) - Southwest Section (Detail)



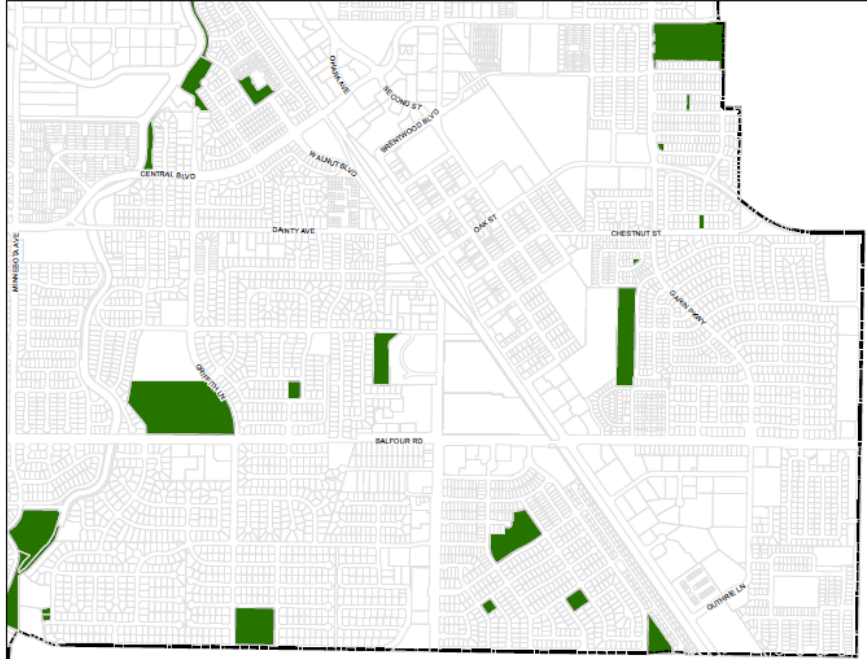
Legend

- City Limit
- Voter-Protected Open Space

This map shows the location of a portion of the Open Space Overlay established by the Brentwood Voter-Protected Open Space Initiative.



Exhibit B(4) - Southeast Section (Detail)



Legend

- City Limit
- Voter-Protected Open Space

This map shows the location of a portion of the Open Space Overlay established by the Brentwood Voter-Protected Open Space Initiative.



Ballot Argument

Council Member Signees	Public Meeting	Argument Drafted by	Resident Participation as Signees
None	Not Required	Residents	Up to 5
2 or Less	Not Required	Assigned Council members	Up to 3 residents
More than 2	Required	Entire Council during a Public Meeting	Depends – Total of 5 Signatures allowed

Next Steps & Timeline

- ▶ Submitted signed Resolution to County Clerk
- ▶ August 12 Last day to file ballot measure with the County Registrar of Voters
- ▶ August 19 Last day for City Attorney to file impartial analysis with the City Clerk
- ▶ August 24 Last day to submit ballot arguments in favor of or against ballot proposition to City Clerk
- ▶ August 29 Last day to submit rebuttal arguments to City Clerk
- ▶ November 8 Election Day

Staff Recommendations

- ▶ Adopt a Resolution Presenting to the Voters a Voter-Protected Open Space Overlay Ballot Measure at the General Election to be held on Tuesday, November 8, 2022
- ▶ Direct Preparation of an Impartial Analysis
- ▶ Provide for Written & Rebuttal Arguments
- ▶ Authorize two Council members to formulate a ballot argument in favor of the measure.

QUESTIONS & ANSWERS