

ORDINANCE NO. 858

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY ADDING SECTION 1.04.080, PUBLIC NOTICE ALTERNATE PROCEDURE, TO CHAPTER 1.04, GENERAL PROVISIONS, OF TITLE 1, GENERAL PROVISIONS, OF THE CRESCENT CITY MUNICIPAL CODE

WHEREAS, the City of Crescent City is a general law city with the constitutional authority ("police power") to make laws and regulations to protect the public health, safety and welfare; and

WHEREAS, various California statutes and sections of the Crescent City Municipal Code require that public notice be given by publishing notice in a "newspaper of general circulation"; and

WHEREAS, the City Council desires to adopt an official alternative method to provide public notice when there is no qualified "newspaper of general circulation" within the City.

NOW, THEREFORE, the City Council of the City of Crescent City ordains as follows:

SECTION 1. RECITALS. The City Council finds the above recitals to be true and correct and are incorporated herein as if set forth in full.

SECTION 2. CODE AMENDMENT. Chapter 1.04, General Provisions, of Title 1, General Provisions, of the Crescent City Municipal Code is hereby amended by adding Section 1.04.080, Public Notice Alternate Procedure, to read as follows:

1.04.080 Public Notice Alternate Procedure.

A. Applicability.

The alternate procedures provided in this section apply when (1) this Code requires notice be given by publication in a newspaper of general circulation and (2) there is no duly certified "newspaper of general circulation" being published within Crescent City or Del Norte County at least one day every calendar week.

B. Posting.

If State law authorizes posting in three public locations within the City as an alternative procedure for giving public notice, then posting in three public locations is also authorized as an alternative procedure under this Code.

C. Nearest Publication.

If State law authorizes publishing in the nearest newspaper of general circulation as an alternative procedure for giving public notice, then publishing in the nearest newspaper of general circulation is also authorized as an alternative procedure under this Code.

D. Resolution of City Council.

The City Council shall establish by resolution three public locations within the City where public notices shall be posted pursuant to Section 1.04.080.B. Said resolution may be amended or superseded from time to time.

[END TEXT AMENDMENT]

SECTION 3. SEVERABILITY. If any part of this Ordinance is held to be invalid or inapplicable to any situation by a court of competent jurisdiction, such decision will not affect the validity of the remaining portions of this Ordinance or the applicability of this Ordinance to other situations.

SECTION 4. CEQA FINDINGS. This Ordinance has been reviewed for compliance with the California Environmental Quality Act (CEQA), and the CEQA Guidelines, and has been found to be exempt from CEQA under Section 15061(b)(3) as this ordinance does not have the potential for causing a significant effect on the environment.

SECTION 5. EFFECTIVE DATE & PUBLICATION. This Ordinance will become effective 30 days after the date of its adoption. The City Clerk shall cause this ordinance to be published within 15 days of its adoption in accordance with the requirements of Government Code Section 36933.

INTRODUCED by the City Council of the City of Crescent City at a regular meeting of the City Council held the 6th day of October 2025.

PASSED AND ADOPTED by the City Council of the City of Crescent City at a regular meeting of the City Council held this 20th day of October 2025 by the following polled vote:

AYES: Council Members Greenough, Tinkler, Wright, and Mayor Altman

NOES: None

ABSENT: Council Member Dooley and Mayor Pro Tem Wright

ABSTAIN: None



Ray Altman, Mayor

ATTEST:



Robin Altman, City Clerk

APPROVED AS TO FORM:

Martha D. Rice, City Attorney