



**City of Santa Ana**  
**20 Civic Center Plaza, Santa Ana, CA 92701**  
**Staff Report**  
**March 7, 2023**

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**TOPIC:** Resolution Affirming the Local Enforcement of Regulations Pertaining to the Use and Maintenance of Public Sidewalks and Urging the State Legislature of the State of California to Amend State Law and Allow Local Jurisdictions the Right of Self-Determination to Enact Local Sidewalk Regulations

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**AGENDA TITLE:**

A Resolution of the City Council of the City of Santa Ana Affirming its Dedication and its Priority to Protect the Health, Safety and Welfare of Its Residents, Visitors, and Business Owners in the Enforcement of State Sidewalk Vendor Regulations, the Federal Americans With Disabilities Act of 1990 and Other Disability Access Standards, and All Local Regulations Pertaining to the Use and Maintenance of Public Sidewalks and Other Pedestrian Pathways, and Urging the State Legislature of the State of California to Amend State Law and Allow Local Jurisdictions the Right of Self-Determination to Enact Local Sidewalk Regulations

**RECOMMENDED ACTION**

Adopt resolution.

**DISCUSSION**

In response to community concerns and demands for the City to address the proliferation of stationary sidewalk food vendors within the City as result of SB 946 (Lara, Statutes of 2019) and SB 972 (Gonzalez, Statutes of 2022) and the negative impacts they have on the public's health, safety and welfare, the City Council at its regular meeting on February 7, 2023 directed staff to draft a resolution affirming the following local priorities:

1. Protect the health, safety and welfare of the community and to enforce applicable federal, state, and local sidewalk accessibility, use, and maintenance laws and regulations; and
2. Call upon the State Legislature of the State Of California to amend state law and allow local jurisdictions the right of self-determination to enact local sidewalk regulations.

The resolution is included as Exhibit 1 to this report and affirms the City's commitment to a diverse and inclusive community that equitably permits and regulates business

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activities in Santa Ana to ensure the health, safety, and welfare of the City's residents, visitors, and business owners.

**ENVIRONMENTAL IMPACT**

In accordance with the California Environmental Quality Act (CEQA), the adoption of this Resolution is not considered a "project" as defined in Section 15378 of the CEQA Guideline and therefore is exempt from further review.

**FISCAL IMPACT**

There is no fiscal impact associated with this action.

**EXHIBIT(S)**

1. Resolution

Submitted By: Minh Thai, Executive Director, Planning and Building Agency

Approved By: Kristine Ridge, City Manager