

**CITY OF SAN PABLO
NOTICE OF PUBLIC HEARING
MONDAY, APRIL 6, 2026**

NOTICE IS HEREBY GIVEN that the City Council of the City of San Pablo, State of California, will conduct a Public Hearing in the Council Chambers, City of San Pablo, 1000 Gateway Avenue, San Pablo, CA 94806, on **Monday, April 6, 2026, at 6:00 pm**, to consider the following items:

City of San Pablo Municipal Code Amendment to consider amendments to Chapter 15.04 of the San Pablo Municipal Code, Section 15.04.020, Amendments, additions and deletions as follows: Subsection 15.04.020.D., amendments, additions and deletions to Title 24 Part 6, the California Energy Code, to remove references to all-electric requirements consistent with the 2024 9th Circuit Court decision in *California Restaurant Association v. City of Berkeley*, which showed that a similar ordinance was preempted by federal law. The City of San Pablo has not enforced these provisions and is now seeking to remove the relevant language to avoid any confusion. This ordinance is not a project under CEQA pursuant to Guidelines Section 15378(b)(3): organizational or administrative activities of governments that will not result in direct or indirect physical changes to the environment.

City of San Pablo Municipal Code Amendment (PLAN2508-0005) to consider amendments to Title 17, Zoning, Section 17.32.030.B, Residential Uses Allowed, Exceptions; Section 17.34.030.B, Commercial and Industrial Uses Allowed, Exceptions; Section 17.36.030.B, Public and Semi-Public Districts Allowed, Exceptions; and Section 17.38.050, Air Quality and Health Risk Overlay District, of the Municipal Code to allow for residential development and sensitive uses, including schools, day care facilities, hospitals, and parks or playgrounds to be located in the Air Quality Health Risk Overlay District (D3) subject to certain conditions. Residential uses would be allowed by right, subject to specific objective criteria, including enhanced ventilation and reduced sound transmission, and sensitive uses would be subject to a conditional use permit (unless the use is required by State Law to be permitted by right) and to meeting specific criteria, including enhanced ventilation, reduced sound transmission and other conditional measures, such as landscape buffering, site design and orientation, and transportation demand measures to reduce miles traveled. The amendment would allow for the accommodation of residential and sensitive uses within the Air Quality and Health Risk Overlay District that extends 500 feet along both sides of Interstate 80 in San Pablo, where currently no accommodation for these uses to be located in this area is made in the Zoning Ordinance. The requirements and criteria have been prepared in consultation with the best practices of the Bay Area Air Quality Management District and other jurisdictions. Additional minor revisions and amendments may be made during the course of the public review of the proposed amendments to assist in the clarity, consistency, and administration of the Zoning Ordinance.

These amendments to the San Pablo Zoning Code were previously evaluated in the Addenda to the 2030 General Plan EIR (certified on April 18, 2011) prepared for the General Plan Update 2035 (adopted on July 7, 2025), which found that there would not be any new or additional significant environmental impacts due to adoption of the General Plan Update. This amendment is also exempt from CEQA pursuant to Pub. Res. Code section 21080.085 which states that CEQA does not apply to a rezoning that implements Housing Element Actions. Finally, the ordinance is also categorically exempt from the provisions of CEQA, in accordance with Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no potential for causing a significant effect on the environment because it consists of minor changes to land use regulations that do not, on their own, impact the environment. Any projects proposed pursuant to the changes proposed would be separately evaluated for their environmental impacts.

Members of the public are invited to attend said hearings and express opinions regarding these items. Members of the public may also view the meeting online at <https://us02web.zoom.us/j/83706212256> or during livestream at <https://sanpablo.legistar.com/Calendar.aspx>. **Public comment by zoom or telephone will not be accepted.** Public comment may be provided only in person during the meeting or via email at cityclerk@SanPabloCA.gov before or during the meeting. The City Council agenda will be posted at least 72 hours prior to the meeting at: <https://sanpablo.legistar.com/Calendar.aspx>

NOTE: If you challenge the City Council's action in court, you may be limited to raising only those issues you or someone else raised at the public hearings described in this notice, or in written correspondence delivered to the City Clerk at, or prior to the public hearings.

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SAN PABLO CITY OF
1000 GATEWAY AVENUE
ATTN: CASEY ERLLENHEIM
SAN PABLO, CA 94806

PROOF OF PUBLICATION

FILE NO. April 6 Hearing

West County Times

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter.

I am the Principal Legal Clerk of the West County Times, a newspaper of general circulation, printed and published in the City of Walnut Creek, County of Contra Costa, 94598

And which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Contra Costa, State of California, under the date of August 29, 1978. Case Number 188884.

The notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

03/17/2026

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Executed at Walnut Creek, California.
On this 17th day of March, 2026.



Signature

Further information on the above may be obtained in the Office of the City Clerk, City Hall, or by telephone at 510.215.3000.

By: Dorothy Gantt, City Clerk

WCT 6955020 March 17, 2026