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## CITY COUNCIL

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September 13, 2021

The Honorable Gavin Newsom  
Governor, State of California  
First Floor, State Capitol  
Sacramento, CA 95814  
[leg.unit@gov.ca.gov](mailto:leg.unit@gov.ca.gov)

**RE: SB 9 (Atkins) Increased Density in Single-Family Zones VETO REQUEST**

Dear Governor Newsom:

The City of Manhattan Beach writes to request your VETO on Senate Bill 9 (Atkins).

SB 9 would require a local jurisdiction to ministerially approve a housing development containing two residential units in single-family residential zones. Additionally, this measure would require local governments to ministerially approve urban lot splits, resulting in two lots where only one pre-existed.

Local jurisdictions lay the groundwork for housing production by planning and zoning new projects in their communities based on extensive public input and engagement, state housing laws, and the needs of the building industry. SB 9 does not provide a local jurisdiction the opportunity to consider whether these regulations are suitable or realistic for the community, usurping local control of a land use and housing matter.

The City of Manhattan Beach incorporated in 1912 with infrastructure that includes various limiting factors. Streets that circulate through residential areas are narrow, and aging utility infrastructure requires ongoing upgrading and replacement. Implementation of SB 9 would require the City to permit additional residential units without any update to General Plan densities or zoning updates, processes that would require review and analysis to ensure adequate public services, infrastructure, and emergency response services. Also, the Subdivision Map Act ensures that newly-created lots have access to adequate infrastructure and public services. SB 9 subverts the Subdivision Map Act, by requiring ministerial approval of lot splits. Taken together, the unconsidered cumulative impact of SB 9 will result in dire consequences for the quality of life of all residents.

While the desire to spur housing production Statewide is understood, SB 9 deprives local jurisdictions of the ability and obligation to ensure that public service needs are met, through local decision-making and community input. This jeopardizes any housing that might be created by SB 9 as well as existing homes. State driven ministerial or by-right housing approval processes fail to recognize the extensive public engagement associated with developing and adopting zoning ordinances and housing elements that are certified by the California Department of Housing and Community Development (HCD).

The City of Manhattan Beach is committed to implementing its Housing Element policies to facilitate housing production in a manner consistent with the City's General Plan. For these reasons, the City strongly urges you to VETO SB 9.

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### MANHATTAN BEACH CITY HALL

1400 Highland Avenue, Manhattan Beach, CA 90266

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The Honorable Gavin Newsom  
September 13, 2021  
Page Two

Sincerely,

A handwritten signature in blue ink, appearing to read "Hildy Stern". The signature is fluid and cursive, with a prominent initial "H" and "S".

Hildy Stern  
Mayor, City of Manhattan Beach

cc: Ronda Paschal, Deputy Legislative Secretary, Office of Governor Newsom  
The Honorable State Senator Ben Allen  
The Honorable State Assemblyman Al Muratsuchi  
Jeff Kiernan, League of California Cities Public Affairs Manager (Via email: [jkiernan@calcities.org](mailto:jkiernan@calcities.org))  
League of California Cities (Via email: [cityletters@calcities.org](mailto:cityletters@calcities.org))