

## RESOLUTION NO. 2022-99

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRENTWOOD PRESENTING TO THE VOTERS A VOTER-PROTECTED OPEN SPACE OVERLAY BALLOT MEASURE AT THE GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2022; DIRECTING PREPARATION OF AN IMPARTIAL ANALYSIS FOR THE BALLOT MEASURE; PROVIDING FOR WRITTEN ARGUMENTS REGARDING THE CITY BALLOT MEASURE; AND PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS**

**WHEREAS**, parks, open space, agricultural, and recreational areas play a vital role in enhancing the quality of life for Brentwood residents and form a key part of Brentwood's unique character; and

**WHEREAS**, the City's General Plan establishes goals of maximizing public participation in local government actions, providing 5 acres of park land per 1,000 residents, and avoiding the loss of open space areas to other uses; and

**WHEREAS**, the proposed Voter-Protected Open Space ballot measure would advance those goals by ensuring that important community open spaces are not converted to other uses without voter approval, subject to limited exceptions;

**WHEREAS**, by its Resolution No. 2022-71, adopted on June 14, 2022, the City Council called a general municipal election for November 8, 2022, and requested that such election be conducted by the Contra Costa County election officials and consolidated with the statewide general election to be held on that date; and

**WHEREAS**, the City Council is authorized by California Elections Code section 9222 to place before the voters a ballot measure that would amend the General Plan to include protections for open space, parks, and recreational areas; and

**WHEREAS**, the City Council desires to submit to the voters at the November 8, 2022 election a measure amending the General Plan to designate lands as Voter-Protected Open Space and enacting related amendments to the City's General Plan; and

**WHEREAS**, pursuant to Elections Code section 10002, the City Council may by resolution request the Board of Supervisors of the county to permit the county elections official to render specified services to the city or district relating to the conduct of an election; and

**WHEREAS**, the City shall reimburse the county in full for the services performed upon presentation of a bill to the City; and

**WHEREAS**, pursuant to Elections Code section 10403, whenever an election called by a city for the submission of any question, proposition, or office to be filled is to appear upon the same ballot as that provided for that statewide election, the city shall, at least 88 days prior to the date of the election, file with the board of supervisors, and a copy with the elections official, a resolution of its governing board requesting consolidation, and setting forth the exact form of any questions, proposition, or office to be voted upon at the election, as it is to appear on the ballot. Upon request, the Board of Supervisors may order the consolidation. The resolution requesting the consolidation shall be adopted and filed at the same time as the adoption of the ordinance, resolution, or order calling the election; and

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Brentwood does declare, determine, and order as follows:

**Section 1. Ballot Measure**

(a) Pursuant to Elections Code section 9222, the City Council orders that the following measure be submitted to the voters of the City of Brentwood on the ballot at the general municipal election on November 8, 2022:

CITY OF BRENTWOOD OPEN SPACE MEASURE		
Shall the voters adopt the Measure Amending the General Plan to Create a New Open Space Overlay, Apply the Overlay to Designated Areas, and Prohibit More Intensive Uses Without a Vote of the People, Subject to Certain Exceptions?	YES	
	NO	

(b) The full text of the Voter-Protected Open Space measure, to be approved or disapproved by the voters, is as set forth in **Exhibit A** attached hereto. The City Council hereby approves the form thereof, and its submission to the voters of the City at the November 8, 2022, election.

(c) In order to become effective, the ballot measure requires the approval of a majority vote (50% + 1) of the City of Brentwood electorate voting on the measure at the November 8, 2022 election. If the ballot measure is approved by the electorate as outlined above, then its provisions shall become effective ten (10) days following the date the vote is declared by the City Council in accordance with Elections Code section 9217.

**Section 2. Requests and Submissions to County Officials**

(a) As the City Council by resolution on June 14, 2022 requested that Contra Costa County Board of Supervisors consolidate the City's general municipal election with the statewide general election to be held on November 8, 2022, pursuant to the requirements of Elections Code section 10403, the City Council hereby requests that the Contra Costa County Board of Supervisors authorize the submission of this ballot measure to the voters of the City of Brentwood in the consolidated municipal and statewide election to be held on November 8, 2022 in accordance with the procedures prescribed in Election Code section 10418.

(b) The City Council requests that the Contra Costa County Board of Supervisors order the County Clerk to set forth in the voter information portion of all sample ballots to be mailed to the qualified electors of the City the full text of the measure and to mail with the sample ballots to the electors printed copies of the full text of the measure, together with the primary arguments for and against the measure, and to provide absent voter ballots for the election for use by qualified electors of the City who are entitled thereto in the manner provided by law.

(c) The City Clerk is requested to file a certified copy of this Resolution, with Exhibits, with the Contra Costa County Board of Supervisors and the County Elections official no later than close of business on August 12, 2022.

(d) The City Council authorizes election expenses to be paid to the County upon presentation of a properly approved bill.

**Section 3. Synopsis and Impartial Analysis**

(a) The City Clerk is requested to publish a synopsis of the ballot measure in an official newspaper of general circulation as required by Elections Code section 12111 at least one week before the November 8, 2022 election.

(b) In accordance with Elections Code section 9280, the City Clerk is requested to transmit a copy of the ballot measure to the City Attorney, who is directed to prepare an impartial analysis showing the effect of the measure on existing law and the operation of the measure. The analysis shall include a statement indicating that the measure was placed on the ballot by the City Council. The impartial analysis shall not exceed 500 words and shall be filed with the City Clerk by August 19, 2022.

**Section 4. Ballot Arguments**

(a) The primary arguments for and against the measure shall be submitted to the City Clerk by 5:00 p.m. on August 24, 2022 and shall not exceed 300 words. The City Council authorizes the following members(s) of its body:

Jovita Mendoza

Susannah Meyer

\_\_\_\_\_

\_\_\_\_\_

to file a written argument in favor of the measure as specified above. The argument should not exceed 300 words and should be accompanied by the printed name(s) and signature(s) of the persons submitting it, in accordance with Article 4, Chapter 3, Division 9 of the Elections Code. The council member authors may identify additional individuals to sign the argument in favor, so long as no more than five total authors sign. The foregoing authorization also applies to the rebuttal argument. Rebuttal arguments concerning the measure may be submitted to the City Clerk by 5:00 p.m. on August 29, 2022 and shall not exceed 250 words.

(b) All arguments shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers who is the author of the argument. No more than five signatures shall appear with any submitted argument. An organization or association submitting an argument shall submit with its argument a copy of one of the organizational documents listed in California Elections Code section 9287(b). The arguments shall be accompanied by the Form of Statement to Be Filed By Authors Of Argument to be provided by the City Clerk.

**Section 5. California Environmental Quality Act**

(a) The City Council finds that the creation of the open space overlay is exempt from environmental review under the California Environmental Quality Act, Public Resources Code sections 21000 et seq. ("CEQA"), pursuant to CEQA Guidelines sections 15307 (actions for protection of natural resources), 15308 (actions for protection of the environment), and 15061(b)(3) (common sense exemption), and alternatively is not a "project" subject to CEQA, pursuant to CEQA Guidelines sections 15060 and 15378, because the open space overlay does not have the potential to result in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment. The City Council further finds that the measure is exempt from additional environmental review pursuant to CEQA Guidelines section 15183 because it is consistent with the development density established by existing zoning and general plan policies for which an EIR was previously certified.

(b) The City Council directs that Notices of CEQA exemptions be filed.

**Section 6. Severability**

If any section, subsection, sentence, clause, phrase or word of this Resolution is for any reason held to be invalid and/or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Resolution. The City Council hereby declares that it would have adopted this Resolution and each section or subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid.

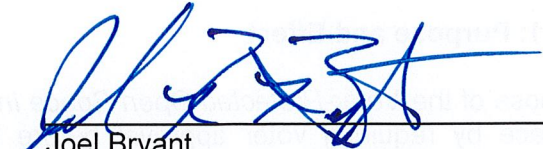
**Section 7. Effective Date**

The resolution shall become effective immediately upon its passage and adoption.

**PASSED AND ADOPTED** by the City Council of the City of Brentwood on this 26<sup>th</sup> day of July 2022.

**I HEREBY CERTIFY** that the foregoing Resolution was adopted by the City Council of the City of Brentwood on the 26th day of July 2022 by the following vote:

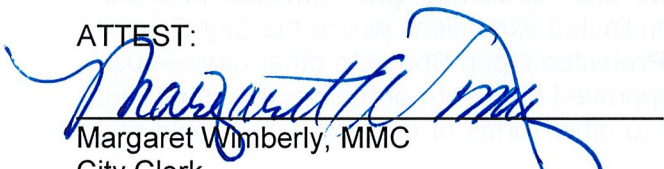
<b>AYES:</b>	Council Members Mendoza, Meyer, Rarey, Rodriguez, and Mayor Bryant
<b>NOES:</b>	None
<b>ABSENT:</b>	None
<b>RECUSE:</b>	None




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Joel Bryant  
Mayor

ATTEST:




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Margaret Wimberly, MMC  
City Clerk

**EXHIBIT A**  
**[To the Resolution]**

**Measure \_\_\_**

**A MEASURE OF THE VOTERS OF THE CITY OF BRENTWOOD AMENDING THE  
GENERAL PLAN TO CREATE A NEW OPEN SPACE OVERLAY, APPLY THE OVERLAY TO  
DESIGNATED AREAS, AND PROHIBIT MORE INTENSIVE USES WITHOUT A VOTE OF  
THE PEOPLE, SUBJECT TO CERTAIN EXCEPTIONS**

The people of the City of Brentwood do hereby ordain as follows:

**Section 1: Purpose and Effect**

The purpose of the *Voter-Protected Open Space Initiative* (“Initiative”) is to protect and preserve open space by requiring voter approval before important community open spaces can be developed with more intensive uses. This Initiative amends Brentwood’s General Plan to create a new land use “overlay” which identifies specified areas as “Voter-Protected Open Space.” Only uses consistent with open space, parks, recreation, and agriculture are permitted in areas designated Voter-Protected Open Space. With certain limited exceptions where the City Council makes specific findings, proposals to convert Voter-Protected Open Space to other uses—such as residential and commercial uses—must first be approved by a vote of the people. Important decisions about whether open space should be lost to other forms of development should rest with Brentwood residents.

**Section 2: Findings**

The voters of the City of Brentwood find that this Initiative promotes the health, safety, welfare, and quality of life of the City’s residents based upon the following:

a. **Parks, open space, agricultural lands, and recreational areas form an important part of Brentwood’s unique character and represent many of its greatest assets. Protecting and maintaining the City’s natural and open space resources improves water and air quality, preserves wildlife habitat, promotes responsible environmental stewardship, and enhances recreational opportunities for Brentwood residents, among other benefits.**

b. **The City has established a goal of providing 5 acres of park land per 1,000 residents to provide sufficient areas for recreation and enjoyment of the outdoors. This Initiative advances that goal by ensuring residents have the opportunity to evaluate and vote on proposals that could reduce the amount of park land in the City.**

c. **The City’s rich agriculture heritage remains an important part of the local economy. This Initiative promotes the continued viability of agriculture in Brentwood by protecting land with agricultural potential from developmental pressure and by promoting agri-tourism.**

d. **Currently, with certain restrictions consistent with State law, the City Council may authorize the conversion of open space, park, agricultural, and recreational areas to other uses. The decision to convert open space areas to more development-intensive uses is often irreversible, given the practical difficulties in reclaiming open space once it is lost. This Initiative provides Brentwood residents with a critical role in deciding whether important community open spaces should be converted to other uses.**

e. **This Initiative furthers a number of the City's goals for open space, including those in the Conservation and Open Space ("COS") Element of the City's General Plan. The Open Space Overlay covers lands within the City Limits that are currently designated as Parks or Permanent Open Space in the General Plan. The Open Space Overlay also includes important community open spaces that are designated in the General Plan as Semi-Public Facility and provide valuable recreational opportunities for Brentwood residents. The Open Space Overlay advances the General Plan's policies for conservation and open space by helping to protect and preserve existing open spaces for conservation, recreation, and agricultural uses, as directed by Policies COS 1-2 and COS 1-3 of the General Plan.**

f. **It is vital for the City to adopt a balanced vision for land use that preserves the City's natural resources, open spaces, and agricultural heritage while promoting economic development and providing high-quality and affordable housing. This Initiative is designed to further those objectives by increasing protections for existing open spaces while preserving development potential in areas of the City where residential development is permitted.**

g. **This Initiative will not expand the uses allowed under a property's underlying General Plan land use designation. Instead, this Initiative creates an overlay that operates in addition to the restrictions in a property's underlying land use designation. This Initiative would not require a vote of the people to change a property's underlying land use designation (for example, from Semi-Public Facility to Agricultural Conservation) to allow different uses that are also consistent with the Open Space Overlay.**

h. **This Initiative allows the City Council to amend the location of the overlay and/or modify permissible land uses within the overlay only under certain limited circumstances, including where the City Council determines that doing so is necessary to comply with State or Federal law. The City Council may invoke this exception only if it first makes certain factual findings, supported by substantial evidence. This exception protects the City by providing an "escape hatch" in the unlikely event that application of the overlay results in violation of a specific provision of State or Federal law, including laws concerning the provision of housing.**

### **Section 3: General Plan Amendments**

This Initiative hereby amends the City of Brentwood's General Plan ("General Plan") as described below. The amendments in subsections (a) and (b) of this Section 3 may be changed only by a vote of the people.

a. **General Plan Land Use Map Amendments:**

- The General Plan Land Use Map, attached as Exhibit A for informational purposes only, is hereby amended to include a new land use overlay designation, Voter-Protected Open Space, established in the locations indicated on the diagram attached as Exhibit B.
- Except for the locations of the new land use overlay designation, the information depicted on Exhibit B is provided for informational purposes only and is not adopted by this Initiative.

b. **General Plan Text Amendments:**

Text to be inserted in the General Plan is indicated as follows:

- Page 9-16 of the General Plan is amended to add the following Policies LU 1-11, LU 1-12, and LU 1-13 below existing Policy LU-10:

**Policy LU 1-11.**

**Creation of the Voter-Protected Open Space Overlay.** In 2022, the people of the City of Brentwood approved the Voter-Protected Open Space Initiative (“Initiative”), which created a new Voter-Protected Open Space overlay designation (“Open Space Overlay”) within the Land Use Element of the General Plan. The purpose of the Open Space Overlay is to preserve important community open spaces for parks, conservation, recreation, and agricultural use.

**Policy LU 1-12.**

**Implementation of the Voter-Protected Open Space Initiative.** Until November 8, 2062, the following General Plan provisions, as adopted by the Voter-Protected Open Space Initiative, may not be amended or repealed except by a vote of the people: Policy LU 1-11, Policy LU 1-12, and Policy LU 1-13.

**(a) Designation.** The Open Space Overlay applies to the lands designated Voter-Protected Open Space on the General Plan Land Use Map. Until November 8, 2062, lands designated Voter-Protected Open Space may be redesignated only by a vote of the people, or by the City Council pursuant to the procedures set forth in subsection (d).

**(b) 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.

**(c) Relationship to Underlying Land Use Designation.** The Open Space Overlay serves as an added set of limitations that applies in addition to any limitations imposed by a property’s underlying General Plan land use designation. The Open Space Overlay does not expand the uses permitted by underlying land



use designations. Where a property's underlying land use designation is more restrictive than the Open Space Overlay, allowable uses on the property are limited to those uses permitted by the underlying land use designation.

**(d) City Council Amendment.** The City Council may remove land from the Open Space Overlay, or amend the allowable uses for such land, if the City Council determines that doing so is necessary to comply with State or Federal law. The City Council may do so only if it first makes each of the following findings based on substantial evidence:

- (1)** A specific provision of State or Federal law requires the City to amend the Open Space Overlay;
- (2)** The amendment affects no more land than is necessary to comply with the State or Federal law;
- (3)** There are no alternative sites available to satisfy the specific State or Federal law.

In addition, 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.
- (3)** To the extent feasible, if park land is removed from the Overlay, the land that will be added to the Overlay shall be within the typical distances identified in the Parks, Trails and Recreation Master Plan Update for each park type.

**(e) Duration.** After November 8, 2062, unless extended by the voters, the voter approval requirements of this Policy LU 1-12 shall have no further force and effect, and the City Council, if it deems it in the public interest, may redesignate affected land or alter the allowable uses for the Open Space Overlay without a vote of the people. However, unless and until the City Council makes any such amendment or redesignation, the designations and allowable uses of the Open Space Overlay shall retain their full force and effect.

### **Policy LU 1-13.**

#### **Limitations on the Effect of the Open Space Overlay.**

**(a)** Nothing in the Open Space Overlay is intended to prohibit or interfere with the provision of infrastructure and utility services, including, but not limited to, sewers, storm drains, streets, and water supply, storage, and distribution facilities.

(b) Nothing in the Open Space Overlay is intended to limit uses of park, open space, or agricultural land that are currently allowed under the City's General Plan land use designations for Park, Permanent Open Space, and Agricultural Conservation.

c. **General Plan Conforming Amendments:**

The General Plan is further amended as set forth in this Section 3(c) in order to incorporate the Open Space Overlay into various sections of the General Plan. Text to be inserted in the General Plan is indicated in **bold** type. Text in standard type currently appears in the General Plan and is not changed or readopted by this Initiative. The language adopted in the following amendments may be further amended as appropriate without a vote of the people, during the course of further updates and revisions to the General Plan, in a manner consistent with Policies LU 1-11, LU 1-12, and LU 1-13 of the General Plan.

- Page 3-3 of the General Plan is amended to include the following policy below existing Policy CSF 2-19:

**Policy CSF 2-20: Protect existing parks, open space, and recreational areas through implementation of the Voter-Protected Open Space Initiative, a ballot measure enacted by the people of Brentwood in 2022.**

- Page 4-1 of the General Plan is amended as follows:

Policy COS 1-3: Conversion of open space, as defined under Policy COS 1-1, to developed residential, commercial, industrial, or other similar types of uses, shall be strongly discouraged. Undeveloped land that is designated for urban uses may be developed if needed to support economic development, and if the proposed development is consistent with the General Plan Land Use Map, **including the Open Space Overlay created by the Voter-Protected Open Space Initiative.**

- Page 9-1 of the General Plan is amended as follows:

The Land Use Map (Figure LU-1) identifies the location of land uses by land use designation for lands in the city limits as well as the overall Planning Area. Uses allowed in each designation are described below under Policy LU 1-2 **and LU 1-12 (for Voter-Protected Open Space).**

- Page 9-8 of the General Plan is amended to include the following paragraph:

**Voter-Protected Open Space (VP-OS) – In 2022, the people of Brentwood passed the Voter-Protected Open Space Initiative which created a new land use overlay designation. The purpose of the overlay is to ensure that important community open spaces are not converted to more development-intensive uses without voter approval. Lands covered by the VP-OS overlay designation are limited to open space, parks, agricultural, and recreational uses, in addition to any limitations imposed by the property's underlying land use designation. The allowable uses and procedure for amending the VP-OS designation are described more fully in Policies LU 1-11, LU 1-12, and LU 1-13.**

- Page 9-15 of the General Plan is amended to include the following text below Table LU-1:

**Note: Lands designated as Voter-Protected Open Space are also subject to the limitations described in Policies LU 1-12 and LU 1-13.**

- Page 9-16 of the General Plan is amended as follows:

Policy LU 1-3: The Land Use Map may be amended from time to time in accordance with State law in order to ensure that there is an adequate supply of commercial, business park, industrial, public facility, parks, residential, and other lands to serve the City's needs. **Any amendment to lands designated as Voter-Protected Open Space must be consistent with the Voter-Protected Open Space Initiative, a ballot measure passed by the people of Brentwood in 2022.**

- Page 9-25 is amended to include the following paragraph below existing Policy LU 4-6:

**Policy LU 4-7: Protect important community open spaces by implementing the Voter-Protected Open Space Initiative, a ballot measure passed by the people of Brentwood in 2022.**

#### Section 4: Implementation

a. **Effective Date:** "Effective Date" means the date that the Initiative became effective pursuant to State law.

b. **City of Brentwood General Plan:** Upon the Effective Date of this Initiative, the provisions of Section 3 of the Initiative are hereby inserted into the City of Brentwood's General Plan ("General Plan"), as an amendment thereof; except that if the four amendments of the mandatory elements of the General Plan permitted by State law for any given calendar year have already been utilized in the year in which the Initiative becomes effective, this General Plan amendment shall be the first amendment inserted into the General Plan on January 1 of the following year. Upon the Effective Date of this Initiative, any provisions of the Municipal Code or of any other City of Brentwood ordinance or resolution that are inconsistent with the provisions adopted by this Initiative shall not be applied or enforced in a manner inconsistent with this Initiative.

c. **Interim Amendments:** The General Plan in effect on the Submittal Date as amended by this Initiative comprises an integrated, internally consistent, and compatible statement of policies for the City of Brentwood. In order to ensure that nothing in this Initiative measure would prevent the General Plan from being an integrated, internally consistent, and compatible statement of the policies of the City, as required by State law, and to ensure that the actions of the voters in enacting this Initiative are given effect, any amendment or update to the General Plan that is adopted between the Submittal date and the date that the General Plan is amended by this Initiative shall, to the extent that such

interim-enacted provision is inconsistent with the General Plan provisions adopted by this Initiative, be amended as soon as possible to ensure consistency between the provisions adopted by this Initiative and other provisions of the General Plan.

d. **Other City Plans, Ordinances, and Policies:** The City of Brentwood is hereby authorized and directed to amend the General Plan and other ordinances and policies affected by this Initiative as soon as possible and periodically thereafter as necessary to ensure consistency between the provisions adopted in this Initiative and other sections of the General Plan and other City plans, ordinances, and policies.

e. **Reorganization:** The General Plan may be reorganized or updated, or readopted in different format, and individual provisions may be renumbered or reordered, in the course of ongoing updates of the General Plan in accordance with the requirements of State law, provided that the provisions of Section 3(a) and 3(b) of this Initiative shall remain in the General Plan through at least November 8, 2062, unless earlier repealed or amended by vote of the people of the City of Brentwood.

f. **Exemptions:** The provisions of this Initiative shall not apply to the extent they would violate the constitution or laws of the United States or the State of California. Should any application of the Initiative effect an unconstitutional taking of private property, an exemption is permitted only to the minimum extent necessary to avoid such a taking. Likewise, this Initiative shall not apply to any development project or ongoing activity that has obtained, as of the Effective Date of the Initiative, a vested right pursuant to State or Federal law.

### **Section 5: Effect of Competing or Alternative Measure on the Same Ballot**

This Initiative adopts a comprehensive scheme to establish an open space overlay for the City of Brentwood. By voting for this Initiative, the voters expressly declare their intent that any other measure which appears on the same ballot as this Initiative and addresses the existence or location of an open space overlay for the City of Brentwood, or conflicts with any provision of this Initiative, shall be deemed to conflict with the entire cohesive scheme adopted by this Initiative. Because of this conflict, if this Initiative and any such other City of Brentwood measure receive a majority of votes by the voters voting thereon at the same election, then the measure receiving the most votes in favor shall prevail and no provision of the other measure shall take effect. For the purposes of this section, any other measure that appears on the same ballot as this Initiative and purports to amend any provision of this Initiative shall be deemed to directly conflict with this entire Initiative.

### **Section 6: Severability and Interpretation**

This Initiative shall be broadly construed to achieve its purpose.

This Initiative shall be interpreted so as to be consistent with all applicable Federal, State, and County laws, rules, and regulations. If any section, subsection, paragraph, subparagraph, sentence, clause, phrase, part, or portion of this Initiative is held to be invalid or unconstitutional by a final judgment of a court of competent jurisdiction, such decision shall not affect the validity

of the remaining portions of this Initiative. The voters hereby declare that this Initiative, and each section, subsection, paragraph, subparagraph, sentence, clause, phrase, part, or portion thereof would have been adopted or passed even if one or more sections, subsections, paragraphs, subparagraphs, sentences, clauses, phrases, parts, or portions were declared invalid or unconstitutional. If any provision of this Initiative is held invalid as applied to any person or circumstance, such invalidity shall not affect any application of this Initiative that can be given effect without the invalid application.

Any singular term shall include the plural and any plural term shall include the singular. The title and captions of the various sections in this Initiative are for convenience and organization only, and are not intended to be referred to in construing the provisions of this Initiative.

### **Section 7: Amendment or Repeal**

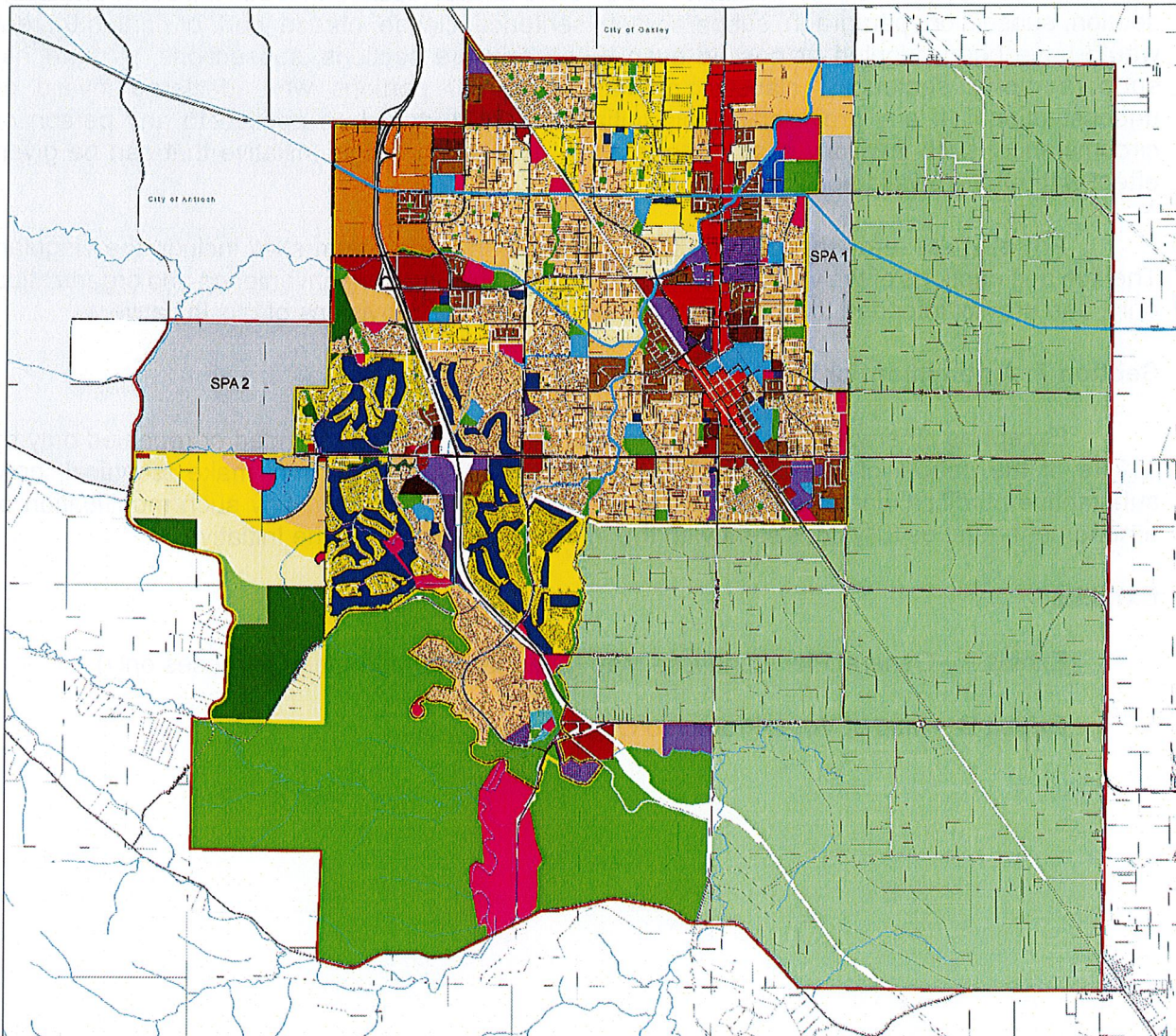
Except as otherwise provided herein, this Initiative may be amended or repealed only by a vote of the people of the City of Brentwood. The City Council may make technical, non-substantive modifications to the provisions of this Initiative; however, any such modification or amendment must be fully consistent with the intent and purposes of the Initiative.

#### **Exhibits:**

Exhibit A – General Plan Land Use Map (attached for information purposes only)

Exhibit B – Map of Voter-Protected Open Space.

Exhibit A



Land Use Designations

- U-1 - Unincorporated Urban
- PP-1 - Planned Residential
- PD - Professional District
- PD-1 - Professional District
- PD-2 - Professional District
- PD-3 - Professional District
- PD-4 - Professional District
- PD-5 - Professional District
- PD-6 - Professional District
- PD-7 - Professional District
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Planning Area

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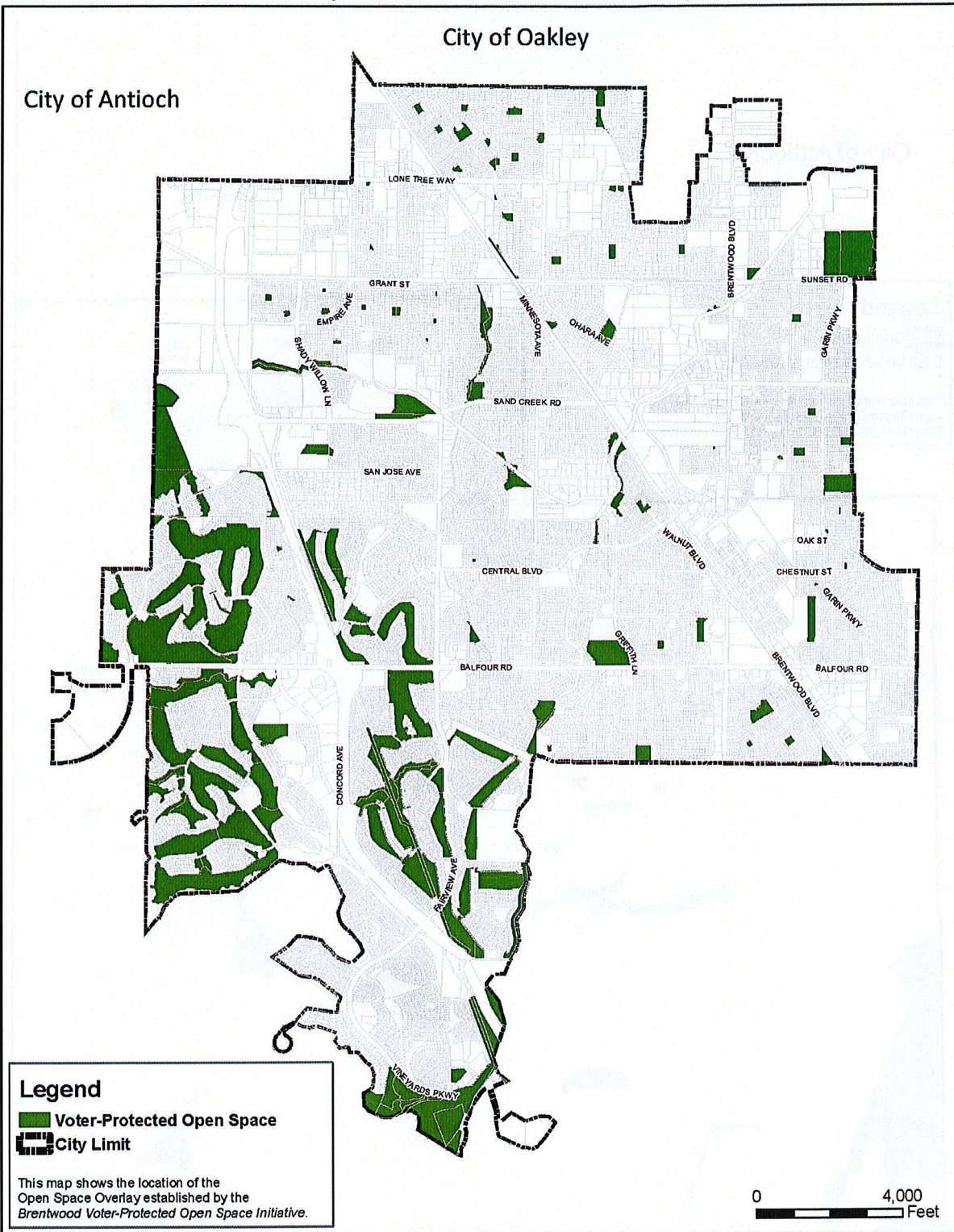
Brentwood General Plan Land Use Map  
Adopted July 22, 2014

Amendments	
Date	Resolution #
March 8, 2016	2016 - 26
September 13, 2016	2016 - 126
March 14, 2017	2017 - 33
August 28, 2016	2016 - 114
November 12, 2018	2018 - 109
June 8, 2021	2021 - 68



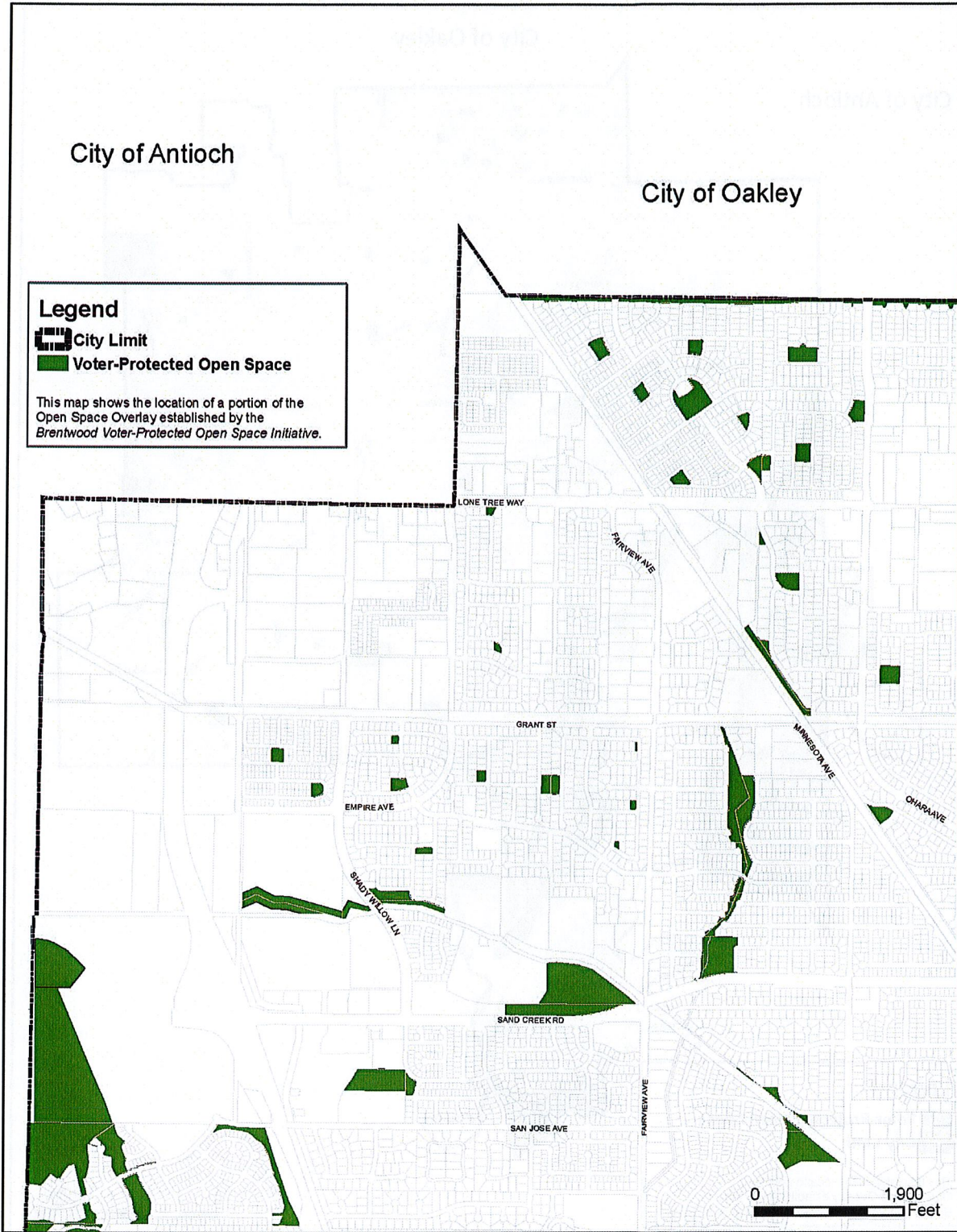


# Exhibit B - Map of Voter-Protected Open Space





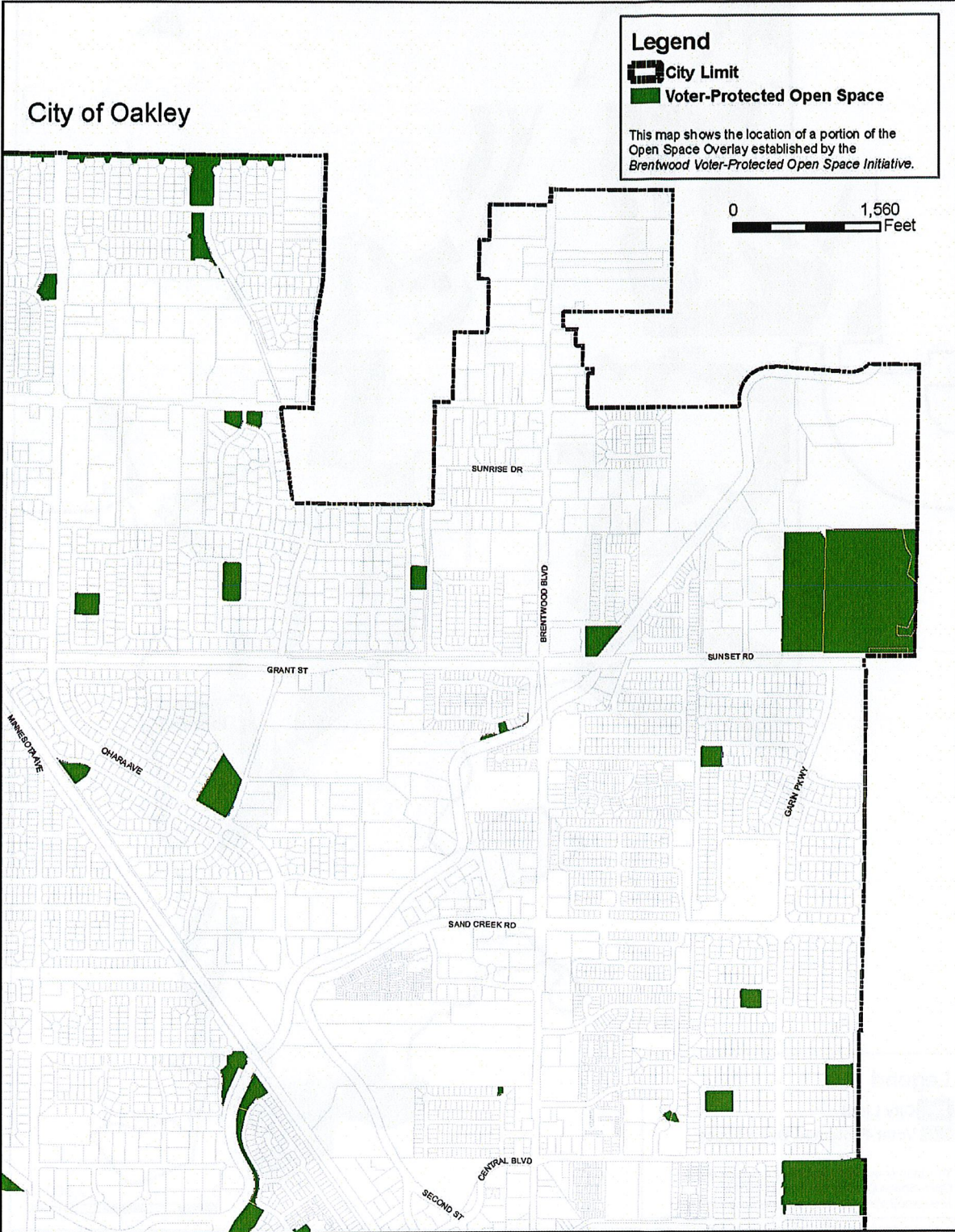
# Exhibit B(1) - Northwest Section (Detail)







# Exhibit B(2) - Northeast Section (Detail)



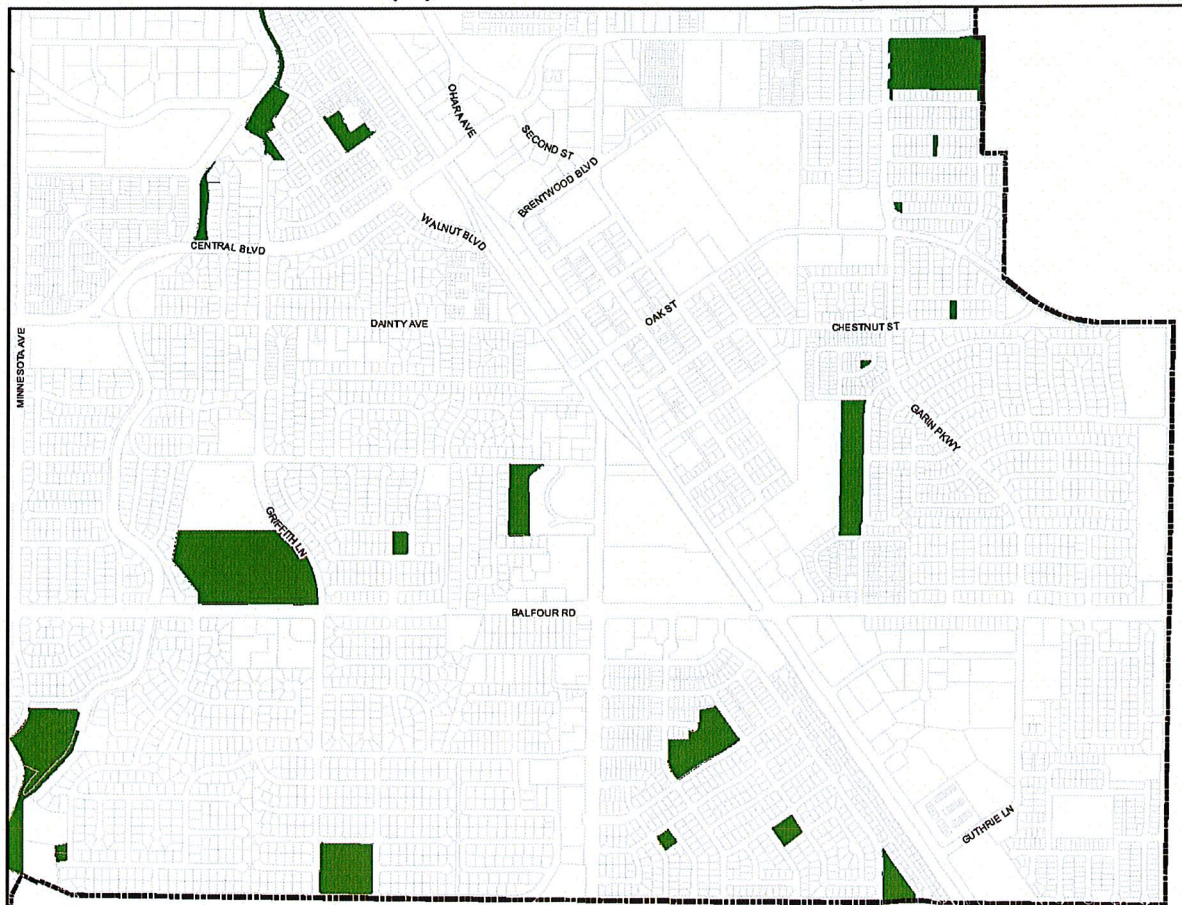


# Exhibit B(3) - Southwest Section (Detail)





# 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.

