

VOTER'S PAMPHLET

MEASURES, ANALYSES AND ARGUMENTS

(whichever is applicable to your ballot)

Arguments in support of, or in opposition to, the proposed laws are the opinions of the authors.

CITY OF SANTA CRUZ

Shall the Santa Cruz Municipal Code be amended to add an ordinance that promotes sustainable growth in the City by opposing the negative impacts of proposed University of California at Santa Cruz ("UCSC") growth and by prohibiting the City from providing services to the University necessary for University expansion until the University has fully implemented mitigation measures intended to offset the negative environmental impacts that will otherwise result from that expansion?

FULL TEXT OF BALLOT MEASURE I CITY OF SANTA CRUZ

An Ordinance To Promote Sustainable Growth In Santa Cruz By Opposing The Negative Impacts Of Proposed University Growth

The people of the City of Santa Cruz do ordain as follows:

SECTION 1. TITLE. The title of this ordinance shall be "An Ordinance to Promote Sustainable Growth in Santa Cruz by Opposing the Negative Impacts of Proposed University Growth."

SECTION 2. PURPOSES.

Purposes of the ordinance are as follows:

1. To express the concerns of the citizens of the City of Santa Cruz about the massive and continuing growth proposed by the University of California, Santa Cruz (UCSC) and the unwillingness of the University to respond meaningfully to these concerns.
2. To direct City officials to take whatever actions are within their legal power to avoid the significant adverse effects of University growth, particularly on the housing market, traffic congestion, and water supply,
3. To refuse to provide City services to serve University growth unless the University pays the full costs of constructing and operating such services.
4. To prevent the extension of City public services outside the City limits without the approval of the Local Agency Formation Commission (LAFCO).

SECTION 3. FINDINGS.

It is hereby found and determined as follows:

1. Importance of UCSC. UCSC is a vital part of the Santa Cruz community and provides substantial economic, social, cultural, and intellectual benefits to the community at large.
2. Growth under 1988 Long Range Development Plan (LRDP) has been Excessive. The 1988 LRDP provided for an enrollment increase of 6,000 students and this increase has caused massive problems for the community, particularly in the areas of traffic congestion, housing costs, and neighborhood livability.
3. 1988 LRDP housing mitigation not carried out. The 1988 LRDP contained goals to the effect that the University would house 70% of the undergraduate student body, 50% of the graduate students, 25% of the faculty, and 25% of the staff newly attracted to Santa Cruz. However, the University in 2003-04 provided housing for less than 50% of the undergraduates, about 15% of the graduate students, and less than 6% of the faculty and staff combined.
4. Housing crisis has intensified. Housing prices in Santa Cruz are among the highest in the nation. While only one of many factors, University growth and the failure of the University to implement the housing goals in the 1988 LRDP contribute to this crisis.
5. 2005 LRDP proposes significant UCSC growth. According to the Draft Environmental Impact Report (DEIR) for the proposed LRDP, the LRDP provides for a 6,000 student increase, for a total student population of 21,000. Faculty and staff would increase by 1,520 over the number of employees in 2003-04. In total, the in-

crease by 2020 of the campus population would be 8,715 people, bringing the total campus population to 27,294, almost half of the City's current population.

6. Numerous significant unavoidable impacts from UCSC growth. According to the 2005 LRDP DEIR, UCSC growth would result in ten significant, unavoidable environmental impacts despite the measures included to reduce these impacts, including impacts in the areas of air quality, cultural resources, hydrology and water quality, and noise.

7. Traffic impacts of proposed UCSC growth. The 2005 LRDP DEIR traffic analysis findings included the fact that "campus growth under the 2005 LRDP would cause unacceptable levels of service at 11 off-campus intersections" and these impacts were significant and unavoidable.

8. Housing impacts of proposed UCSC growth. The 2005 LRDP DEIR found that "development under the 2005 LRDP would directly induce substantial population growth in the study area by accommodating increased enrollment and additional employment" and that this impact was significant and unavoidable.

9. Public Service and Safety Limitations. The proposed University growth, by increasing demand for public services without providing compensating revenues, will severely tax the City's ability to provide adequate police and fire services as well as other necessary public services such as road maintenance, parks, and child care.

10. UCSC growth threatens community quality of life. The proposed UCSC growth, by seriously increasing traffic and parking congestion, deepening the housing crisis, placing pressure on City services, and making it increasingly difficult for families and workers to live in the City, will cause the quality of life throughout the City to significantly decline.

11. UCSC housing commitment inadequate. According to the proposed LRDP's DEIR, the University intends to provide housing for about 50% of its undergraduates, 25% of its graduate students, 25% of its faculty, and 3% of its staff. This represents a significant reduction in the student housing goals contained in the 1988 LRDP and will worsen the housing crisis in the City of Santa Cruz. Moreover, since student housing is unsubsidized and the University has added a number of administrative costs to the housing fees, the on-campus housing costs are unaffordable to many students, resulting in greater student demand for housing in the community, thereby causing an inflationary effect on community rent levels.

12. Limited water supply. In normal rain years, the City has a limited supply of water available to serve future growth. The 2005 LRDP DEIR found that, as a result of the proposed enrollment growth, the City's remaining supply would be inadequate and it would need to expand its water supply capacity even during normal rain years. In drought years the current water supply serving the City is totally inadequate to meet existing demand.

13. Emergency access. The streets leading to the University are so congested that lack of access during emergencies constitutes a public danger. Proposed University growth will significantly worsen this danger.

14. Federal and State environmental protection laws. Past University growth has resulted in potential violations of the Endangered Species Act and the Clean Water Act. Proposed growth will result in additional threats, both on and off campus, to habitats of rare and endangered species and Clean Water Act discharge requirements.

SECTION 4. IMPLEMENTATION.

1. POLICIES. It is hereby determined that in order to minimize the problems caused by previous UCSC growth, to seek to prevent additional growth, and to assure the public health, safety, and welfare, the following policies shall guide the City of Santa Cruz in its relationship with UCSC:

a. Growth Limit. It shall be the policy of the City of Santa Cruz, based on the impacts of previous and proposed UCSC growth on the City's streets, public services, and housing prices, to oppose the 6,000 student enrollment increase contained in the 2005 Long Range Development Plan (LRDP) or any other enrollment increase that might be proposed in connection with the final approval of the LRDP unless all significant impacts are fully mitigated.

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b. Extension of City Services. It shall be the policy of the City not to extend City water and sewer services to the University beyond the existing City limits without the prior approval of the Local Agency Formation Commission (LAFCO), which is required by State law for all amendments and extensions of service outside a jurisdiction's boundaries.

c. Costs of University Growth. It shall be the policy of the City of Santa Cruz that the University shall pay the full costs of mitigating the impacts of past and future growth, and the City shall not provide any additional services until its anticipated costs for providing these services to the University are first fully paid to the City by the University. In particular, the University shall pay the full costs of construction and operation for any expansion of the City's water supply to serve future University growth.

2. COUNCIL ACTIONS. In order to carry out the policies contained in this ordinance, the City Council is directed to take the following actions:

a. Cooperation with UCSC. The City Council shall continue to cooperate with the University in attempting to carry out the policies of this ordinance. Should such cooperative efforts fail, the City Council shall take any and all actions available to it in order to ensure that the policies are fully implemented.

b. Participation in Growth Decisions. The City Council shall take whatever actions are necessary, available and legally feasible to require the full mitigation of all adverse impacts of UCSC growth on the Santa Cruz community, particularly in the areas of housing, traffic, and the provision of public services, like water and schools.

c. Provision of Services. The City Council shall not approve the expansion of services to the University outside of the City limits without the prior approval of LAFCO. In addition, the City shall only provide additional facilities required by University growth after the University pays its fair share of the cost of these facilities. In addition, the City Council shall not approve the provision of services to the University needed for additional growth until the mitigation measures related to those services have been fully implemented. For purposes of this requirement, a mitigation measure will be considered to have been fully implemented when the City Council, after a public hearing, finds on the basis of evidence presented to the City Council at or before the public hearing that the University has carried out all of the mitigation measures, as set forth in the approved mitigation monitoring plan for the LRDP, necessary to reduce impacts related to the provision of services to less than significant levels, or has provided adequate, enforceable assurances that said mitigation measures will be fully implemented as University growth called for by the LRDP occurs over the life of the LRDP.

d. Compliance with the California Environmental Quality Act (CEQA). The City Council shall undertake all necessary actions to ensure that all growth-related decisions of the University are carried out in full compliance with the provisions of the CEQA. This includes initiating legal action, if necessary, to challenge the Environmental Impact Report (EIR) prepared for the proposed LRDP if it determines, in public and after a public hearing, that the EIR is not adequate under the law.

SECTION 5. ENFORCEMENT. The City Council shall have sole authority to enforce this ordinance.

SECTION 6. SEVERABILITY. If any portion of this ordinance is hereafter determined to be invalid, all remaining portions of this ordinance shall remain in full force and effect, and to this extent, the provisions of this ordinance are severable.

SECTION 7. EFFECTIVE DATE. This ordinance shall take effect as provided by Section 9217 of the Elections Code of the State of California.

IMPARITAL ANALYSIS BY CITY ATTORNEY
MEASURE I

**AN ORDINANCE TO PROMOTE SUSTAINABLE GROWTH
IN SANTA CRUZ BY OPPOSING THE NEGATIVE IMPACTS
OF PROPOSED UNIVERSITY GROWTH**

This ballot measure, if adopted by the voters, would require the City Council to take whatever actions are necessary, available and legally feasible to require the full mitigation of all adverse impacts to the Santa Cruz community, particularly in the areas of housing, traffic and the provision of public services, which are attributable to the future growth and expansion of the University of California at Santa Cruz ("UCSC"). The ordinance would prohibit the City Council from approving the expansion of City services to UCSC outside City limits without the prior approval of the State of California Local Agency Formation Commission ("LAFCO"). The ordinance would require the City to provide additional facilities necessitated by UCSC growth only after UCSC pays its fair share of the cost of those facilities. The ordinance would prohibit the City Council from approving the provision of services to UCSC needed for additional growth until the mitigation measures related to those services have been fully implemented. The ordinance would require the City Council to ensure that all UCSC growth-related decisions are implemented in full compliance with the provisions of the California Environmental Quality Act ("CEQA") and, if necessary, would further require the City to take legal action to challenge the Environmental Impact Report ("EIR") prepared for the University's 2005 Long-Range Development Plan ("LRDP") currently under consideration.

The proposed ordinance acknowledges that UCSC is a vital part of the Santa Cruz community and that UCSC provides substantial economic, social, cultural and intellectual benefits to the community at large but also notes that UCSC's growth and expansion has in the past adversely impacted the Santa Cruz community and will continue to do so in the future unless those adverse impacts are fully mitigated. Primary adverse impacts pertain to the supply and cost of available housing, traffic congestion, public services, public safety and general quality of life for community members.

The ordinance would promulgate City policies: to oppose the 6,000-student enrollment increase contained in UCSC's 2005 LRDP or any other enrollment increase that might be proposed in connection with the final approval of that LRDP unless all significant impacts are fully mitigated; to decline extension of City Water and Sewer Service Areas beyond the existing City limits without the prior approval of LAFCO; to require UCSC to pay the full costs of mitigating past and future growth impacts; and to decline provision of any additional municipal services to UCSC until anticipated costs for providing those services are first fully paid to the City by UCSC. The ordinance would require the City Council to cooperate with UCSC in carrying out these policies.

s/ John G. Barisone
City Attorney

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ARGUMENT IN FAVOR OF MEASURE I

This is one of two ballot measures intended to ensure that UCSC only grows in a sustainable way. UCSC makes many positive contributions to California and our local community, but before the campus can grow again it needs to mitigate the negative impacts its growth will cause both on campus and in the community.

UCSC is currently planning to grow by almost 50% in the number of students and faculty – 6,000 additional students and 1,800 additional faculty and staff. This growth would have a number of very significant, negative impacts on our local community, particularly with respect to traffic, neighborhood overcrowding, availability and cost of housing, water supplies, and City services, including public safety, recreation, and social services.

To date, there have been many attempts to get the University Administration to mitigate the impacts of past and future campus growth. The University has been unwilling to commit to any enforceable agreements.

Critical comments about the draft Environmental Impact Report by the City and County of Santa Cruz and hundreds of local citizens and campus employees and students have been effectively ignored by UCSC's Administration.

Measure I will create a City Ordinance, which can only be changed by a vote of the people, requiring UCSC to mitigate all of the significant impacts of any future growth before being provided City services necessary to support that growth. We need to send a strong and legally enforceable message to the University Administration that this community will only support growth that is sustainable. Both the campus and the local community will benefit from requiring UCSC to only grow if they can and will mitigate all of the serious impacts of any future expansion.

Please vote YES on MEASURE I

s/ Andrew Szasz
Associate Professor, UCSC

s/ Emily Reilly
Vice-Mayor and former Mayor, City of Santa Cruz

s/ John Aird
Chairman Coalition for Limiting University Expansion (CLUE)

s/ Barbara Laurence
Sociology Department Assistant, UCSC

s/ Louis Rittenhouse
former Councilmember & Rittenhouse Building and Investment

NO ARGUMENT AGAINST MEASURE I WAS FILED.