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March 9, 2026

**MPK CITY CLERK'S OFFICE**  
**MAR 9 '26 PM3:26**

Ms. Maychelle Yee  
City Clerk  
City of Monterey Park  
320 West Newmark Avenue  
Monterey Park, California 91754

**RE: Impartial Analysis of Ballot Measure – Community Act Prohibiting Data Centers**

Dear Ms. Yee:

Pursuant to Resolution No. 2026-R7, adopted by the City Council on March 4, 2026, and in accordance with California Elections Code § 9280, I am transmitting the Impartial Analysis of the proposed ballot measure entitled "Community Act Prohibiting Data Centers" (CAP).

As directed by the Resolution, this Impartial Analysis provides an objective examination of the proposed measure, showing its effect on existing law and the operation of the measure.

Should you have any questions or require additional information regarding this Impartial Analysis, please do not hesitate to contact my office.

Very truly yours,

**KARL H. BERGER**  
City Attorney  
City of Monterey Park

**Enclosure:** Impartial Analysis of Community Act Prohibiting Data Centers

cc: Honorable Mayor and Members of the City Council  
Inez Alvarez, City Manager

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320 West Newmark Ave. Monterey Park, CA 91754  
[www.montereypark.ca.gov](http://www.montereypark.ca.gov)

**CITY ATTORNEY'S IMPARTIAL ANALYSIS  
MEASURE \_\_**

The Monterey Park City Council placed this Measure on the ballot. If voters approve it, the Measure will change the Land Use and Urban Design Element (the LUE) that voters approved as Measure JJ on November 3, 2020, to prohibit data centers in the entire city.

A data center is generally defined as a building, a dedicated space in a building, or a group of buildings that holds many connected computers for storing and processing data for users on-site or off-site. These facilities are used for remote storage, processing, or sending out large amounts of data.

The LUE is one part of the General Plan. The General Plan, especially the LUE, acts like the city's "constitution" for economic, social, and land use development. In Monterey Park, voters must approve any new LUE or any changes to it. Zoning regulations adopted by the city council implement the LUE.

If voters adopt this Measure, the LUE will prohibit data centers in every zoning area in Monterey Park. The Measure authorizes the city council to amend zoning regulations to be consistent with this prohibition.

A "yes" vote favors the Measure. A "no" vote opposes the Measure.

The above statement is an impartial analysis the Measure. If you desire a copy of the ordinance or measure, please either download a copy from [www.montereypark.ca.gov/juneelection2026](http://www.montereypark.ca.gov/juneelection2026) or call the elections official's office at 626-307-1359 and a copy will be mailed at no cost to you.

Submitted by:

Karl H. Berger  
City Attorney

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**MAR 9 '26 PM3:29**