

33

PLANNING & LAND USE MANAGEMENT

RESOLUTION

WHEREAS, on August 13, 2024, the Council adopted an Interim Control Ordinance (ICO), **Ordinance No. 188333 (Council File No. 23-0917)**, which became effective on August 16, 2024, and temporarily prohibits the issuance of demolition permits on rent stabilized multi-family housing (RSO) and covenanted affordable housing units in the Boyle Heights Community Plan area, in order to protect the public health, safety, and welfare of residents and stakeholders within the Boyle Heights community; and

WHEREAS, the prohibition of demolishing rent stabilized and covenanted affordable housing units ICO is effective for 45 days and **will expire on September 30, 2024**; and pursuant to Government Code Section 65858, the Council may, by **Resolution, extend the provisions of this ordinance for 10 months and 15 days period**, which can be further extended to an additional year so long as the Council makes required findings; and

WHEREAS, the adoption of Ordinance No. 188333, was necessary to protect the public health, safety, and welfare of the residential neighborhoods within the Boyle Heights Community Plan Area; where the average household income is significantly lower than the citywide-average; and because the majority of residents within the Boyle Heights Community Plan area are renters experiencing surging rents; and with the ongoing loss or removal of rent stabilized units (RSO); this ICO is intended to temporarily safeguard existing households while an update to the community plan is underway, which has been recommended for approval by the Mayor and by the City Planning Commission; and

WHEREAS, the Planning Department is in the process of having the Community Plan update adopted by the fall of 2024, which includes additional review and recommendations by the Council's Planning and Land Use Management Committee, as well as consideration and adoption by the full City Council, and then to the City Attorney for finalization, **more time is necessary to conduct this work, as such an extension of Ordinance No. 188333 for 10 months and 15 days is necessary**; and

WHEREAS, the **City Council finds** there is a current and immediate threat to the public safety, health, and welfare and that the approval of additional subdivisions, use permits, variances, building permits, or any other applicable entitlement for use which is required in order to comply with a zoning ordinance would result in that threat to public health, safety, or welfare; and

WHEREAS, on September 3, 2024 a report was filed by the Planning Department pursuant to Government Code Section 65858(d) and that Council has adopted the report as its own describing the measures that have been taken thus far towards the adoption of permanent land use regulatory controls, **and Interim Control Ordinance No. 188333 will expire on September 30, 2024, unless this first 10 months and 15 days extension is adopted**;

SEP 04 2024

NOW, THEREFORE, BE IT RESOLVED, that by adoption of this Resolution, **the Council hereby extends the provisions of Ordinance No. 188333** imposing temporary interim regulations prohibiting the issuance of demolition permits on rent stabilized multi-family housing and covenanted affordable housing units in the Boyle Heights Community Plan area; **for an extension period of 10 months and 15 days**, inasmuch as the appropriate City agencies and officials are exercising due diligence and actively working towards the adoption of the appropriate permanent land use regulatory controls.

PRESENTED BY:



KEVIN DE LEÓN
Councilmember, 14th District

SECONDED BY:



ORIGINAL