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LOS ANGELES, CA 90012

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EXECUTIVE OFFICER

November 14, 2014

Honorable Chair  
Planning and Land Use Management Committee  
Los Angeles City Council

Re: Request for Ordinance Clarifying that Notices and Instruments Related to  
Nuisance Abatement Proceedings and Proceedings Related to Code Compliance  
Shall Be Entitled to Recordation

Dear Council Member Huizar:

The Department of Building and Safety (the "Department") respectfully requests that the Honorable PLUM Committee initiate an ordinance that would clarify that notices and instruments related to nuisance abatement and Code Compliance proceedings shall be entitled to recordation.

Recently, a member of the public has questioned the Department's authority to record certain documents, including proposed liens in connection with nuisance abatement and other Code enforcement and Code compliance activities.

California Government Code Section 27201 provides that the county recorder shall not refuse to record any instrument, paper, or notice that is authorized or required by statute, court order, or local ordinance that relates to the recordation of any instrument, paper, or notice that relates to real property to be recorded on the basis of its lack of legal sufficiency."

To clarify that the Department has the authority to record notices and instruments, the Department respectfully requests that the PLUM Committee initiate the attached draft ordinance and request that the City Attorney's Office work with the Department to make any necessary revisions to the draft ordinance to ensure its legality.

Respectfully,

Steve Ongele  
Chief Resource Management Bureau  
Department of Building and Safety

**ORDINANCE NO. \_\_\_\_\_**

An ordinance adding a new Section 7.35.10 to the Los Angeles Administrative Code to clarify that notices or instruments related to nuisance abatement proceedings, or proceedings related to code compliance or collection of fees in connection with code compliance shall be entitled to recordation.

**THE PEOPLE OF THE CITY OF LOS ANGELES  
DO ORDAIN AS FOLLOWS:**

Section 1. The Los Angeles Administrative Code is amended to add a new section 7.35.10 to read as follows:

**7.35.10 Recordation.**

Notices or instruments related to nuisance abatement proceedings and special assessments, and notices or instruments related to Department of Building and Safety Code enforcement activities, including but not limited to the collection of fees to ensure Code compliance, shall be entitled to recordation.

Sec. 13. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of \_\_\_\_\_.

HOLLY L. WOLCOTT, City Clerk

By \_\_\_\_\_ Deputy

Approved \_\_\_\_\_

\_\_\_\_\_  
Mayor

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By \_\_\_\_\_

Date \_\_\_\_\_

Council File \_\_\_\_\_