

**MICHAEL N. FEUER**  
CITY ATTORNEY


May 23, 2018

**Re: Threat of Litigation Challenging Accessory Dwelling Unit Ordinance  
Council File 16-1468; Case No. CPC-2016-4345-CA**

On May 15, 2018, I attended the Planning and Land Use Management Committee (PLUM) meeting considering a draft Ordinance regarding Accessory Dwelling Units (ADUs). A resident, Mr. Ira Belgrade stated during public comment that the provision of the draft Ordinance to limit conversions to pre-existing space conflicted with State law and would be invalidated.

A second resident, Ms. Elizabeth Herron, spoke with me in the hall outside of PLUM chambers just after the matter concluded, stating she works as an architect designing ADUs for hillside areas and she will hire a lawyer to sue the City should the City ultimately not remove the ban in the draft Ordinance to prohibit ADUs in the hillside areas.

Sincerely,



Steven N. Blau  
Deputy City Attorney

SNB:gl