

82

RESOLUTION

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies proposed to or pending before a local, state or federal governmental body or agency must first have been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, effective January 1, 2003 AB 1866 amended Government Code §65852.2 et seq), mandating ministerial consideration of the creation of second dwelling units by local governments with an Accessory Dwelling Unit ordinance; and

WHEREAS, the intent of AB 1866 is to encourage the creation of accessory dwelling units (ADUs), also known as 'granny flats,' in single family and multi-family residential zones, there are also detrimental land use and public utility impacts associated with their construction; and

WHEREAS, pending consideration in the Legislature is SB 1069 (Wieckowski), which would replace the term 'second unit' with 'accessory dwelling units' and differs from existing law (AB 1866) which prescribes the minimum standards of an ADU, and instead it prescribes the maximum standards of an ADU thereby undermining local land use control; and

WHEREAS, SB 1069 would prohibit the imposition of parking standards if an ADU is located half a mile of public transit, or located within an architecturally and historically significant historic district, potentially impacting parking in the City's Historic Preservation Overlay Zones (HPOZs); and

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that by adoption of this Resolution, the City of Los Angeles hereby includes in its 2015-16 State Legislative Program OPPOSITION to SB 1069 (Wieckowski), which would replace the term 'Second Unit' with 'Accessory Dwelling Units' (ADUs), and differs from the State's existing Second Dwelling Unit law (AB 1866, Government Code §65852.2 et seq) which prescribes the minimum standards of an ADU, and instead it prescribes the maximum standards of an ADU, thereby undermining local land use control.

PRESENTED BY: Nury Martinez  
NURY MARTINEZ  
Councilwoman, 6<sup>th</sup> District

SECONDED BY: Joe Romo

ORIGINAL

JUN 7 2016 [Signature]