

MOTION

On April 17, 2018, the City Council declared a homeless shelter crisis relative to Municipal Code Sections 12.80 and 12.81. The declaration allows shelters for homeless individuals to be sited on City property (MC 12.80) and non-City property (12.81) respectively. The declaration is also pursuant to State Government Code 8698 which, to make it easier to establish shelters, provides the City the ability to simultaneously suspend provisions of any housing, health, habitability, planning and zoning, and safety laws, procedures or standards provided the City has adopted other applicable basic health and safety standards.

Currently, the Municipal Code requires a shelter crisis declaration on an annual basis. The State Code however, which is in effect for three years until January 1, 2021, is less restrictive and only requires a shelter crisis be declared once during this time period.

Given that Los Angeles has one of the largest unsheltered homeless populations in the Country, and declaring a shelter crisis on an annual basis is an unnecessary task in consideration of the more permissive Government Code, the City Attorney should be requested to draft an ordinance aligning the City's declaration procedures with the State's requirements. In addition, technical changes and clarifying language for relevant Municipal Codes that may be in conflict with other State or local laws or regulations should be addressed.

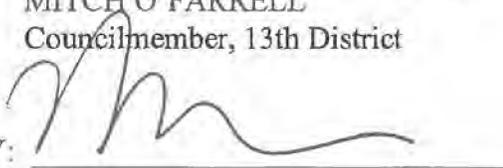
I THEREFORE MOVE that the City Attorney, with assistance of the Planning Department, be requested to prepare and present an ordinance for Council's approval that would align the City's Municipal Code with State Government Code Section 8698 relative to the shelter crisis declaration, ensure that the Municipal Code is not in conflict with existing State and local laws or regulations, and take effect on or before April 17, 2019.

PRESENTED BY:



MITCH O'FARRELL
Councilmember, 13th District

SECONDED BY:



MAR 06 2019

JR



ORIGINAL