

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to amending the Los Angeles Municipal Code (LAMC) Section 98.0105, to clarify the current right of entry for Los Angeles Department of Building and Safety (LADBS) inspectors to conduct inspections.

Recommendations for Council action, pursuant to Motion (Harris-Dawson - Blumenfield):

REQUEST that the City Attorney, with the assistance of the LADBS, prepare and present an Ordinance, to amend LAMC Section 98.0105, Inspections, to clarify the right of entry for LADBS inspectors to conduct inspections, as follows:

- a. Add language that indicates that the LADBS inspectors must explain the reasons to conduct inspections, and request consent of the occupant to enter when the property is occupied; and, when the property is unoccupied to locate the owner or other person having control of the property, to explain the reasons for the inspection and consent to enter.
- b. Add a new section that specifies, that an *Inspection Warrant* is required when entrance to a property is refused or cannot be obtained, as follows:
  - i. *Inspection Warrant* - If consent to enter is refused or cannot be obtained, whether a property is occupied or unoccupied, the Superintendent of Building or his authorized representative shall obtain an inspection warrant.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None Submitted.

### Summary

At a special meeting held on July 28, 2020, the PLUM Committee considered Motion (Harris-Dawson - Blumenfield) relative to requesting the City Attorney, with assistance from LADBS, to prepare and present an Ordinance to amend the LAMC to clarify the current right of entry for LADBS inspectors to conduct inspections. After an opportunity for public comment, the Committee recommended to adopt Motion (Harris-Dawson - Blumenfield) on consent. This matter is now submitted to the Council for consideration.

Respectfully Submitted,

PLANNING AND LAND USE MANAGEMENT COMMITTEE

| <u>MEMBER</u>  | <u>VOTE</u> |
|----------------|-------------|
| HARRIS-DAWSON: | YES         |
| BLUMENFIELD:   | YES         |
| PRICE, JR.:    | YES         |
| CEDILLO:       | YES         |

LEE:

YES

LC 07/28/20

**-NOT OFFICIAL UNTIL COUNCIL ACTS-**