



MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R 22 - 0 0 2 8
JAN 3 1 2022

REPORT RE:

DRAFT ORDINANCE ADDING SECTIONS 57.106.9, 57.106.9.1, AND 57.106.9.2 TO ARTICLE 7, CHAPTER V OF THE LOS ANGELES MUNICIPAL CODE TO ALLOW THE LOS ANGELES FIRE DEPARTMENT TO COLLECT A FEE FOR THE ANNUAL STATE MANDATED INSPECTION OF MULTI-FAMILY RESIDENTIAL APARTMENT BUILDINGS CONSISTING OF 3 TO 15 UNITS

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Council File No. 21-0497

Honorable Members:

As requested by the City Council, this Office has prepared and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality. The draft ordinance would add Sections 57.106.9, 57.106.9.1, and 57.106.9.2 to Article 7, Chapter V of the Los Angeles Municipal Code to allow the Los Angeles Fire Department (LAFD) to collect a fee for the annual state mandated inspection of multi-family residential apartment buildings consisting of 3 to 15 units (R1/R2 Properties).

California law requires that all R1/R2 Properties be inspected annually by local fire prevention programs. According to data collected from the Los Angeles Housing and Community Investment Department, the City of Los Angeles has approximately 54,000 R1/R2 Properties within its jurisdictional boundaries.

California Health and Safety Code Section 13146.2 allows a city that provides fire protection services *and* inspects R1/R2 structures to charge and collect a fee for the inspection from the owner of the structure in an amount, as determined by the city, sufficient to reimburse the costs of that inspection.

Council Rule 38

Pursuant to Council Rule 38, a copy of the draft ordinance was sent to the LAFD with a request that any comments be presented directly to the City Council or its Committees when this matter is considered.

If you have any questions regarding this matter, please contact Deputy City Attorney Linda Nguyen at (213) 978-8395. She or another member of this Office will be available when you consider this matter to answer questions you may have.

Sincerely,

MICHAEL N. FEUER, City Attorney

By 

DAVID MICHAELSON
Chief Assistant City Attorney

DM:LN:la
Transmittal