

LEGISLATIVE DIGEST

[Administrative Code - Displaced Tenant Preference in City Affordable Housing]

Ordinance amending the Administrative Code to remove reference to a 10-year residency requirement for the Displaced Tenant Preference in City Affordable Housing Programs; affirming the Planning Department’s determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Existing Law

Current law provides preference in all City Affordable Housing Programs to certain “Displaced Tenants,” which includes tenants under “Category 2” who have been evicted based on an “Owner Move-In” under Administrative Code Section 37.9(a)(8). Category 2 Displaced Tenants must show that he or she had resided for 10 years in the unit.

Amendments to Current Law

The purpose of this ordinance is to correct an inadvertent discrepancy by deleting the requirement that a Displaced Tenant under Category 2 show that he or she had resided for 10 years in the unit. By deleting such requirement, this ordinance is not intended to change the substance of Ordinance No. 164-16, but rather is intended only to clarify its original intent.

Background Information

On August 11, 2016, the City enacted Ordinance No. 164-16, which deleted the residency requirement for Displaced Tenants, including Displaced Tenants under Category 2, who receive a preference in City Affordable Housing Programs under Administrative Code Section 47.3. While deleting the residency requirement, Ordinance No. 164-16 inadvertently left in place the requirement that a Category 2 Displaced Tenant show that he or she had resided for 10 years in the unit. This ordinance corrects the inadvertent discrepancy that Ordinance No. 164-16 left in the definition of Displaced Tenant, Category 2, of Administrative Code Section 47.2.

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