

1 RESOLUTION NO. RES-23-0083
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3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH REDECLARING A SHELTER CRISIS;
5 SUSPENDING APPLICABLE PROVISIONS OF LOCAL LAW,
6 INCLUDING THOSE CONTAINED IN THE CITY'S ZONING
7 ORDINANCES AND REGULATIONS; AND AUTHORIZING
8 AN EMERGENCY SHELTER AT 702 WEST ANAHEIM
9 STREET, IN THE CITY OF LONG BEACH, BETWEEN THE
10 DATES OF APRIL 26, 2023, THROUGH JULY 31, 2023
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12 WHEREAS, the purpose and intent of this resolution is to provide shelter and
13 supportive services for the homeless in the City of Long Beach by maintaining such
14 services at, and allowing the use of, the real property located at 702 West Anaheim Street,
15 in the City of Long Beach, between the dates of April 26, 2023 and July 31, 2023; and

16 WHEREAS, at its meeting of December 13, 2022, the City Council of the City
17 of Long Beach adopted Resolution No. RES-22-0214 redeclaring a "shelter crisis"
18 pursuant to SB 850 (Chapter 48, Statutes of 2018 and Government Code Sections 8698.1
19 and 8698.2); and

20 WHEREAS, on January 10, 2023, the City Council adopted a resolution
21 proclaiming the existence of a local emergency caused by conditions or threatened
22 conditions of homelessness within the City, allowing the City to facilitate requests to other
23 local, State, and/or Federal jurisdictions, request the Governor and State Legislature to
24 declare a state of emergency and direct resources to support local jurisdictions, and allow
25 the City Manager, or designee, to take preventative measures necessary to protect
26 persons and property within the scope of the local emergency; and

27 WHEREAS, pursuant to Government Code section 8698.1 et seq., and in
28 response to the ongoing emergency declaration on homelessness, the City Council hereby

1 finds and re-declares that there still exists a “shelter crisis” and that the situation has
2 resulted in, and will continue to result in, a threat to the health and safety of those persons;

3 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
4 follows:

5 Section 1. That the provisions of any state or local regulatory statute,
6 regulation or ordinance, including but not limited to the City’s zoning regulations prescribing
7 standards of use, housing, health or safety shall be suspended with respect to the above-
8 described emergency shelter to the extent that strict compliance would in any way prevent,
9 hinder or delay the operation of the emergency shelter during the declared shelter crisis.

10 Section 2. Notwithstanding any other provisions of local law, the City
11 Manager is hereby authorized and directed to take all steps as may be reasonably
12 necessary or appropriate to facilitate the operation of an emergency shelter between the
13 dates of April 26, 2023 and July 31, 2023, which shelter is to be located at 702 West
14 Anaheim Street, in the City of Long Beach.

15 Section 3. Any and all provisions of the City’s Zoning Ordinance and
16 regulations, which otherwise might regulate, apply to or govern the continued operation of
17 the emergency shelter, are hereby suspended and declared inapplicable to the proposed
18 emergency shelter.

19 Section 4. The City Manager, or his designee, is hereby authorized to
20 develop such rules and regulations related to health and safety standards which the City
21 Manager deems necessary and appropriate to protect the public health, safety and welfare
22 of the residents of the emergency shelter and those residents and/or businesses which
23 may be affected by the operation of said shelter. To the extent applicable to those
24 homeless individuals who occupy the shelter, such rules and regulations may be posted in
25 at least one conspicuous location on the site.

26 Section 5. Pursuant to California Environmental Quality Act (“CEQA”),
27 Public Resources Code section 21000, et seq., the Council hereby finds that this project is
28 exempt from further environmental review under CEQA Guidelines 15301.

OFFICE OF THE CITY ATTORNEY
DAWN MACINTOSH, City Attorney
411 West Ocean Boulevard, 9th Floor
Lona Beach, CA 90802

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Section 6. This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify the vote adopting this resolution.

I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of June 6, 2023 by the following vote:

Ayes: Councilmembers: Zendejas, Duggan, Supernaw, Kerr, Saro,
Uranga, Austin, Ricks-Oddie.

Noes: Councilmembers: None.

Absent: Councilmembers: Allen.

Recusal(s): Councilmembers None.


City Clerk