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AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AMENDING ORDINANCE NO. ORD-07-0048 RELATING TO THE TEMPORARY LIMITATION OF CERTAIN CONSTRUCTION AND DEVELOPMENT ACTIVITIES IN THE RANCHO ESTATES AREA OF THE CITY PROHIBITING RESIDENTIAL CONSTRUCTION OF SECOND STORIES AND DEMOLITION OF ANY RESIDENTIAL STRUCTURE IN ORDER TO FOSTER AND PROMOTE NEIGHBORHOOD CHARACTER STABILIZATION IN SAID AREA; DECLARING THE URGENCY THEREOF; AND DECLARING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

The City Council of the City of Long Beach ordains as follows:

Section 1. Section 3 of Ordinance No. ORD-07-0048, adopted as an emergency ordinance on October 16, 2007, is hereby amended to read as follows:

Section 3. Prohibition on Activities in the Rancho Estates Area of the City. During the term of the one year interim period between October 16, 2007 and October 16, 2008, and the additional six (6) month interim period between October 16, 2008 and April 14, 2009, no application for a building permit, construction permit, or variance, of any kind, shall be approved, nor shall any such permit be issued, for any construction activity that would result in the following activities in the Rancho Estates area (as shown on the map attached as Exhibit "A"):

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 A. Construction of second stories. This prohibition shall
2 include new construction of a two-story home, second-story
3 additions to existing two-story homes, and second-story additions
4 to existing one-story homes.

5 B. The Demolition of any residential structure located
6 within the Rancho Estates area. For the purposes of this
7 subsection, the term "demolition" shall be defined as follows: (1)
8 Removal of more than thirty percent (30%) of exterior walls in
9 whole or in part. (2) Replacement of windows or doors where the
10 frame remains intact shall count as removal of an exterior wall. (3)
11 Removal of exterior surface finishes such as wood siding or stucco
12 shall count as removal of an exterior wall.

13 Section 2. Declaration of Urgency. This ordinance is an emergency
14 measure, and it is urgently required for the reason that, pending completion of the
15 necessary planning study, and a determination relative to the potential need to amend
16 the Code, it is necessary to limit construction or development in order to avoid the
17 adverse impacts associated with said construction that might be inconsistent with the
18 pending revisions to the zoning or building regulations of the City being considered
19 during the interim period.

20 Section 3. This ordinance is an emergency ordinance duly adopted by
21 the City Council by a vote of five of its members and shall take effect immediately. The
22 City Clerk shall certify to a separate roll call and vote on the question of the emergency
23 of this ordinance and to its passage by the vote of five members of the City Council of
24 the City of Long Beach, and cause the same to be posted in three conspicuous places
25 in the City of Long Beach.

26 This ordinance shall also be adopted by the City Council as a regular
27 ordinance, to the end that in the event of any defect or invalidity in connection with the
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1 adoption of this ordinance as an emergency ordinance, the same shall, nevertheless, be
 2 and become effective on the thirty-first day after it is approved by the Mayor.

3 The City Clerk shall certify to the passage of this ordinance by the City
 4 Council of the City of Long Beach and shall cause the same to be posted in three
 5 conspicuous places in the City of Long Beach.

6 I hereby certify that on a separate roll call and vote which was taken by
 7 the City Council of the City of Long Beach upon the question of emergency of this
 8 ordinance at its meeting of November 18, 2008, the ordinance was declared
 9 to be an emergency by the following vote:

10	Ayes:	Councilmembers:	<u>B. Lowenthal, S. Lowenthal, DeLong,</u>
11			<u>O'Donnell, Schipske, Andrews,</u>
12			<u>Reyes Uranga, Gabelich, Lerch.</u>
13	Noes:	Councilmembers:	<u>None.</u>
14			<u></u>
15	Absent:	Councilmembers:	<u>None.</u>
16			<u></u>

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 19 I further certify that thereafter, at the same meeting, upon a roll call and
 20 vote on adoption of the ordinance, it was adopted by the City Council of the City of Long
 21 Beach by the following vote:

22	Ayes:	Councilmembers:	<u>B. Lowenthal, S. Lowenthal, DeLong,</u>
23			<u>O'Donnell, Schipske, Andrews,</u>
24			<u>Reyes Uranga, Gabelich, Lerch.</u>
25	Noes:	Councilmembers:	<u>None.</u>
26			<u></u>
27	Absent:	Councilmembers:	<u>None.</u>
28			<u></u>

1 I further certify that the foregoing ordinance was thereafter adopted on
2 final reading by the City Council of the City of Long Beach at its meeting of
3 _____, 2008, by the following vote:

4 Ayes: Councilmembers: _____

5 _____

6 _____

7 Noes: Councilmembers: _____

8 _____

9 Absent: Councilmembers: _____

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11 _____
12 Clerk

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14 Approved: _____
15 (Date)

16 _____
17 Mayor

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