

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4511

RESOLUTION NO. RES-20-0035

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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 THE OPERATION OF AN INTERIM SHELTER AT 1718-1722
9 HAYES AVENUE, IN THE CITY OF LONG BEACH,
10 BETWEEN THE DATES OF APRIL 1, 2020 AND SEPTEMBER
11 30, 2020, INCLUSIVE
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13 WHEREAS, the purpose and intent of this resolution is to continue to
14 provide shelter and supportive services for the homeless in the City of Long Beach
15 ("City") by maintaining such services at, and allowing the use of, the real property located
16 at 1718-1722 Hayes Avenue, in the City of Long Beach, between the dates of April 1,
17 2020 and September 30, 2020; and

18 WHEREAS, at its meeting of November 12, 2019, the City Council of the
19 City of Long Beach adopted Resolution No. RES-19-0178 redeclaring a "shelter crisis"
20 pursuant to SB 850 (Chapter 48, Statutes of 2018 and Government Code Sections
21 8698.1 and 8698.2); and

22 WHEREAS, pursuant to Government Code section 8698.1 et seq., the City
23 Council hereby finds and re-declares that there still exists a "shelter crisis" in that a
24 significant number of persons within the City are without the ability to obtain shelter, and
25 that the situation has resulted in, and will continue to result in, a threat to the health and
26 safety of those persons; and

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1 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
2 follows:

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

9 Section 2. Notwithstanding any other provisions of local law, the City
10 Manager is hereby authorized and directed to take all steps as may be reasonably
11 necessary or appropriate to facilitate the operation of an interim shelter between the
12 dates of April 1, 2020 and September 30, 2020, which shelter is to be located at 1718-
13 1722 Hayes Avenue, in the City of Long Beach.

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

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

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

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Section 6. The above recitals are true and correct and are incorporated herein.

Section 7. 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 March 17, 2020 by the following vote:

Ayes: Councilmembers: Zendejas, Pearce, Price, Supernaw,
Mungo, Andrews, Uranga, Austin,
Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: None.

Recusal(s): Councilmembers: None.

M. De G. [Signature]
City Clerk