



City of San Leandro

Meeting Date: April 6, 2015

Ordinance

File Number: 15-144

Agenda Section: CONSENT CALENDAR

Agenda Number: 8.C.

TO: City Council

FROM: Chris Zapata
City Manager

BY: Cynthia Battenberg
Community Development Director

FINANCE REVIEW: Not Applicable

TITLE: ORDINANCE Amending San Leandro Municipal Code Section 1-3-1400 to Permit Both Landlord Rent Review Board Members to Reside Outside the City of San Leandro and to Clarify that Tenant Rent Review Board Members and the Non-Tenant/ Non-Landlord Rent Review Board Member must Reside in the City of San Leandro

The City Council of the City of San Leandro does **ORDAIN** as follows:

SECTION 1. PURPOSE. The City of San Leandro Rent Review Board (Board) consists of five members comprised of two tenants, two landlords that own rental property in San Leandro and one individual that is neither a tenant nor a landlord. The Board is currently required to have one landlord member reside in the City of San Leandro.

The Board has had a vacancy for one landlord board member since Spring 2013. Staff has not received any applications from any potential landlord board members that reside in the City of San Leandro despite diligent outreach efforts. The City desires to permit both landlord Rent Review Board Members to reside outside the City of San Leandro because the Rent Review Board can operate more effectively without vacant positions and the goals of the Rent Review Ordinance can still be met with two landlords that do not reside in the City of San Leandro but are still qualified to serve the purposes of the Rent Review Ordinance.

SECTION 2. AMENDMENT OF CODE. Section 1-3-1400 shall be amended in its entirety to read as follows:

The Rent Review Board shall consist of five (5) members. Two (2) members of the Board shall be tenants that rent residential property in San Leandro, two (2) members shall be landlords that own rental property in San Leandro, and one member shall be a San Leandro resident that is neither a tenant nor a landlord.

SECTION 3. SEVERABILITY. If any section, subsection, subdivision, paragraph,

sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this Ordinance, or its application to any other person or circumstance. The City Council of the City of San Leandro hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof is declared invalid or unenforceable.

SECTION 4. EFFECTIVE DATE AND PUBLICATION. This ordinance shall take effect thirty (30) days after adoption. The City Clerk is directed to publish the title once and post a complete copy thereof on the City Council Chamber bulletin board for five (5) days prior to adoption.

Introduced by Councilmember Prola on this 16th day of March, 2015, and passed to print by the following called vote:

Members of the Council:

AYES:	Councilmembers Cox, Lee, Lopez, Prola, Reed, Thomas; Mayor Cutter	(7)
NOES:	None	(0)
ABSENT:	None	(0)