

ORDINANCE NO. _____

An ordinance amending Sections 1.6.2 and 1.6.3 and Division 14.3 of Chapter 1A of the Los Angeles Municipal Code to incorporate the definition of “homeless shelter” as defined in state law.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Sec. 1. Section 1.6.2. of Chapter 1A of the Los Angeles Municipal Code is amended to read as follows:

SEC. 1.6.2. EMERGENCY HOMELESS SHELTERS — CITY OWNED & LEASED PROPERTY

1. Regardless of any provisions of this Zoning Code (Chapter 1A) to the contrary, during any period for which the *Mayor* or the *City Council* have declared a shelter crisis within the meaning of California Government Code, Sec. 8698. (Shelter Crisis), et seq., a ~~transitional shelter~~ homeless shelter may be established and operated on property owned or leased by the City of Los Angeles in any zone as a matter of right regardless of the number of beds or number of persons served.
2. Facilities used as a ~~transitional shelter~~ homeless shelter under this Section (Emergency Homeless Shelters — City Owned & Leased Property) shall comply with the minimum building regulations set forth in Chapter IX. (Building Regulations), Sec. 91.8605. (Emergency Homeless Shelters) of this Code, as it is currently written or as it may be amended in the future, and are exempt from the requirements of the *zoning districts*.
3. If the *lot* on which any such shelter is located does not have sufficient area to provide the number of *parking stalls* required by Sec. 4C.4.1. (Automobile Parking Stalls), then the number of ~~spaces~~ parking stalls required shall be the number for which adequate area exists. If insufficient area for any *parking stalls* exists on the *lot*, no spaces shall be required.

Sec. 2. Section 1.6.3. of Chapter 1A of the Los Angeles Municipal Code is amended to read as follows:

SEC. 1.6.3. EMERGENCY HOMELESS SHELTERS— CHARITABLE ORGANIZATIONS

1. Regardless of any provisions of this Zoning Code (Chapter 1A) to the contrary, during any period for which the *Mayor* or the *City Council* have declared a shelter crisis within the meaning of California Government Code, Sec. 8698. (Shelter Crisis), et seq., a ~~transitional shelter~~ homeless shelter may be established and operated on a *lot* zoned with a Residential Use District (Div. 5B.3.) with a Density District (Part 6B.) of FA to 8, Residential-Mixed Use District (Div. 5B.4.) with a Density District (Part 6B.) of FA to 8, Commercial-Mixed Use District (Div. 5B.5.), Industrial-Mixed Use District (Div. 5B.6.), or Industrial Use District (Div. 5B.7.) regardless of the number of beds or number of persons served, or any applicable Form District (Part 2B.) or Frontage District (Part 3B.) standards, if the ~~transitional~~ homeless shelter is operated by a *religious institution* or a non-profit charitable organization and the ~~transitional shelter~~ homeless shelter is located on property owned or leased by that institution or organization.
2. Facilities used as a ~~transitional shelter~~ homeless shelter under this Section (Emergency Homeless Shelters — Charitable Organizations) shall comply with the minimum building regulations set forth in Chapter IX. (Building Regulations), Sec. 91.8605. (Emergency Homeless Shelters), as it is currently written or as it may be amended in the future, and are exempt from the requirements of the *zoning districts*.
3. If the *lot* on which any such ~~transitional shelter~~ homeless shelter is located does not have sufficient area to provide the number of *parking stalls* required by Sec. 4C.4.1. (Automobile Parking Stalls), then the number of ~~spaces~~ parking stalls required shall be the number for which adequate area exists. If insufficient area for any *parking stalls* exists on the *lot*, no ~~spaces~~ parking stalls shall be required.
4. Unreinforced masonry or non-ductile concrete buildings shall not be used as ~~shelters for the homeless~~ a homeless shelter
5. Any provider establishing and operating a ~~transitional shelter~~ homeless shelter shall also comply with the following requirements:
 1. Providers shall register with the City of Los Angeles by submitting a Cold/Wet Weather Temporary Shelter Application online via the City's website (www.lacity.gov); and
 2. Providers shall comply with the Cold/Wet Weather Temporary Shelter requirements promulgated by the Los Angeles Fire Department's Fire Prevention and Public Safety Bureau;
 3. Providers shall provide written notification to the owners of properties *abutting* the subject property, as well as to any *school* located within 500 feet of the subject property, prior to operating a ~~transitional~~ homeless shelter on the subject property; and
 4. Providers shall comply with all local, state, and federal requirements that apply to the permitted use of their property while operating a ~~transitional~~

homeless shelter pursuant to this Section (*Emergency Homeless Shelters — Charitable Organizations*).

Sec. 3. The following definition is added in alphabetical order to Division 14.3. of Article 14. of Chapter 1A of the Los Angeles Municipal Code to read as follows:

Homeless Shelter: For the purposes of Sec. 1.6.2. (Emergency Homeless Shelters — City Owned & Leased Property) and Sec. 1.6.3. (Emergency Homeless Shelters — Charitable Organizations), homeless shelter is defined pursuant to California Government Code, Chapter 7.8. (Shelter Crisis), Sec. 8698.4(c)(1).

Sec. 4. Retroactive Application. The provisions of this ordinance shall apply retroactively to every homeless shelter established during any period for which the Mayor or the City Council have declared a shelter crisis within the meaning of California Government Code section 8698, et. seq, or subject to the provisions of Sections 1.6.2. (Emergency Homeless Shelters — City Owned & Leased Property) or Section. 1.6.3. (Emergency Homeless Shelters — Charitable Organizations) of Chapter 1A of this Code.