

REPORT TO THE CITY COUNCIL



DATE: May 19, 2020

TITLE: Second Reading and Adoption of an Ordinance Amending the Desert Hot Springs Municipal Code in Order to Establish a Board to Hear Appeals Involving California Building Code Issues

Prepared by: Jerryl Soriano, CMC, City Clerk

RECOMMENDATION

Approve Second Reading, read by title only and adopt: "An Ordinance of the City Council of the City of Desert Hot Springs, California 1) Adding Chapter 2.72 "Appeals Board" to Title 2 "Administration and Personnel,"; 2) Amending Section 4.16.085 "Public Nuisance Hearing"; 3) Amending Various Sections of Chapter 4.16.110 "Procedures for Appeal of a Notice of Public Nuisance and Order to Abate" of Title 4 "Public Nuisances" 4) and Adding Section 15.03.040 to Chapter 15.03 "Administration" of Title 15 "Buildings and Construction" of the Desert Hot Springs Municipal Code in order to establish a board to hear appeals involving California Building Code issues.

BACKGROUND:

The Ordinance (Exhibit 2) was introduced and approved for first reading by the City Council on May 5, 2020. During the first reading, the proposed ordinance was amended to reflect the following:

- 1) That all hearing officers shall be retired or practicing attorneys who are impartial third parties knowledgeable in applicable building codes, regulations, and ordinances; and
- 2) That the City Council desires to act ex officio as the appeals board.

The Ordinance shall take effect thirty (30) days after its second reading.

FISCAL IMPACT:

None.

EXHIBIT(S):

- 1) May 5, 2020 Staff Report
- 2) Ordinance – Building Appeals Board