

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

**RESOLUTION NO. 2022-**

**A RESOLUTION OF THE CITY OF SAN LEANDRO CITY COUNCIL TO  
COMPLY WITH STATE HOUSING LAWS**

**WHEREAS**, the San Francisco region has the highest housing costs in the United States; and

**WHEREAS**, the Bay Area produced less than 30% of the need for low- and moderate-income housing units from 2007-2014, and is on track to similarly underproduce low-income units during the 2015-2023 time period; and

**WHEREAS**, there are limited funding sources available to secure land for the construction of low- and moderate-income housing; and

**WHEREAS**, public lands can play a critical role in increasing the supply of land for affordable housing;

**WHEREAS**, accessory dwelling units (ADUs) and junior accessory dwelling units (JADUs) provide an important option to increase the availability and affordability of housing, especially in existing, lower density neighborhoods; and

**WHEREAS**, density bonuses are an effective tool to increase the financial feasibility of housing and incentivize the creation of affordable housing; and

**WHEREAS**, the Metropolitan Transportation Commission adopted Resolution No. 4505, outlining the programming policy and project selection criteria for the One Bay Area Grant Program (OBAG 3), including certain requirements to access these funds.

**NOW, THEREFORE**, the City of San Leandro City Council does **RESOLVES** as follows:

1. That the City of San Leandro agrees to comply with the terms of the Surplus Land Act (California Government Code § 54220 et seq.), as exists now or may be amended in the future, including, but not limited to, AB 1255 (Rivas, 2019), which requires jurisdictions to compile and report annually an inventory of surplus lands to the California Department of Housing and Community Development; and
2. That the City of San Leandro agrees to comply with state laws related to ADUs and JADUs, as it exists now or may be amended in the future, including, but not limited to California Government Code §§ 65852.150, 65852.2, 65852.22, et seq. and California Health & Safety Code §§ 17980.12; and
3. That the City of San Leandro agrees to comply with state Density Bonus Law (California Government Code § 65915 et seq.), as exists now or may be amended in the future; and

4. That the City of San Leandro warrants and represents that it is in compliance with the aforementioned state housing laws and that there are no claims, actions, suits, or proceedings pending to the best of the City of San Leandro's knowledge, alleging violations of the state housing laws by the City of San Leandro.

Introduced by Councilmember \_\_\_\_\_ and passed and adopted this 17<sup>th</sup> day of October 2022, by the following vote:

Members of the Council:

AYES:

NOES:

ABSENT:

ATTENST: \_\_\_\_\_  
Kelly B. Clancy, Acting City Clerk

*Link to state law or current text may be supplied for reference.*