

RESOLUTION NO. 127-23

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND
AGREEING 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; and

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, BE IT RESOLVED that the City Council of the City of Richmond does hereby resolve, declare, determine, and order as follows:

1. The foregoing recitals are true and correct and are incorporated by reference into this action.
2. The City of Richmond agrees to comply with the terms of Surplus Land Act (California Government Code § 54220 et seq.), as it 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
3. The City of Richmond 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 Sections 65852.150, 65852.2, 65852.22, et seq. and California Health & Safety Code Sections 17980.12; and
4. That the City of Richmond agrees to comply with state Density Bonus Law (California Government Code Section 65915 et seq.), as it exists now or may be amended in the future; and
5. That the City of Richmond 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 Richmond's knowledge, alleging violations of the state housing laws by the City of Richmond.

I certify that the foregoing resolution was passed and adopted by the City Council of the City of Richmond at a regular meeting thereof held on November 7, 2023, by the following vote:

AYES: Councilmembers Bana, Robinson, Zepeda, Vice Mayor
McLaughlin, and Mayor Martinez.

NOES: None.

ABSTENTIONS: None.

ABSENT: Councilmembers Jimenez and Willis.

PAMELA CHRISTIAN
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

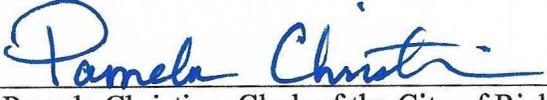
EDUARDO MARTINEZ
Mayor

Approved as to form:

DAVE ALESHIRE
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 127-23**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on November 7, 2023.



Pamela Christian, Clerk of the City of Richmond