

**RESOLUTION NO. 7726**

**CITY OF SOUTH GATE  
LOS ANGELES COUNTY, CALIFORNIA**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE, CALIFORNIA, ACCEPTING THE DETERMINATION THAT CODE ENFORCEMENT ACTIVITIES WILL MEET THE NATIONAL OBJECTIVE OF BENEFIT TO LOW AND MODERATE INCOME PERSONS ON AN AREA BASIS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

**WHEREAS**, the City of South Gate (“City”) is a recipient of Community Development Block Grant (“CDBG”) Funds, distributed by the Department of Housing and Urban Development (“HUD”); and

**WHEREAS**, as a recipient of CDBG funds, the City must certify that its projected use of CDBG funds has been developed to give maximum feasible priority to activities which carry out one of the national objectives of benefiting low- and moderate-income persons, aiding in the prevention or elimination of slums or blight, and or meeting an urgent need; and

**WHEREAS**, it is the desire of the City to utilize CDBG funds to reduce or eliminate conditions which cause a lack of proper utilization of areas to such an extent that it constitutes a serious physical, social, visual, or economic burden on the community; and

**WHEREAS**, pursuant to the Code of Federal Regulations (CFR) Section 570.202 (c) outlining eligible activities for CDBG funds, the City is permitted to use CDBG funds for costs incurred for inspection for code violations and enforcement of codes in deteriorating or deteriorated areas when such enforcement together with public or private improvements, rehabilitation, or services to be provided may be expected to arrest decline of the areas; and

**WHEREAS**, HUD is requiring that all jurisdictions allocating CDBG funding of code enforcement approve a resolution delineating and defining “deteriorating areas”, and approve a new resolution every five years in order to focus this activity where most beneficial.

**WHEREAS**, in an effort to meet HUD’s requirements, the City has defined a deteriorating area as: Any area of the City that (a) contains buildings or properties maintained in such a manner that substandard conditions, as defined by Title 9 (Buildings), Chapter 9.48 (Building and Property Maintenance) of the South Gate Municipal Code, and the California State Health and Safety Code, are in existence or are likely to be observed; and/or (b) exhibits other factors and conditions believed to indicate, influence, or contribute to the deterioration of building or properties;

**WHEREAS**, staff has confirmed with HUD that this definition meets HUD's approval. The property being inspected must be located in a primarily residential area where a minimum of 51 percent of the residents in those areas are low- and moderate-income. As shown on the map attached to the proposed resolution, the CDBG code enforcement efforts shall be located in the following areas which account for approximately 68% of the City's census tracts; and

**WHEREAS**, in an effort to meet HUD's requirements, the City has defined a deteriorating area as: Any area of the City that (a) contains buildings or properties maintained in such a manner that substandard conditions, as defined by Title 9 (Buildings), Chapter 9.48 (Building and Property Maintenance) of the South Gate Municipal Code, and the California State Health and Safety Code, are in existence or are likely to be observed; and/or (b) exhibits other factors and conditions believed to indicate, influence, or contribute to the deterioration of building or properties;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES HEREBY RESOLVE AS FOLLOWS:**

**SECTION 1.** Code enforcement activities may meet the national objective of benefit to low- and moderate-income persons on an area basis when carried out in deteriorated or deteriorating areas and when carried out in conjunction with public or private improvements, rehabilitation, or services that may be expected to arrest the deterioration of the area.

**SECTION 2.** The property being inspected must be located in a primarily residential area where a minimum of 51 percent of the residents in those areas are low- and moderate-income as determined in Exhibit A (Eligible CDBG Census Tracts).

**SECTION 3.** The definition of deteriorating area is: Any area of the City that (a) contains buildings or properties maintained in such a manner that substandard conditions, as defined by Title 9 (Buildings), Chapter 9.48 (Building and Property Maintenance) of the South Gate Municipal Code and the California State Health and Safety Code, are in existence or are likely to be observed, and/or (b) exhibits other factors and conditions believed to indicate, influence, or contribute to the deterioration of building or properties.

[Remainder of page left blank intentionally]



**SECTION 4.** The City Council hereby adopts this standard in compliance with the direction and guidance provided by HUD to City staff in order to meet CDBG guidelines and regulations.

**SECTION 5.** The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

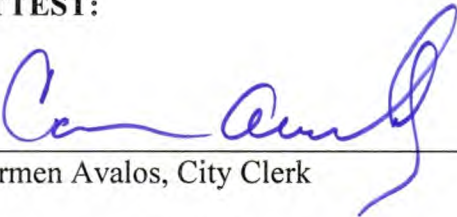
**PASSED, APPROVED AND ADOPTED this 13<sup>th</sup> day of September, 2016.**

**CITY OF SOUTH GATE:**



\_\_\_\_\_  
W.H. (Bill) De Witt, Mayor

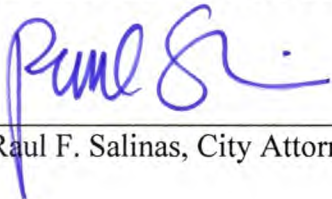
**ATTEST:**



\_\_\_\_\_  
Carmen Avalos, City Clerk

(SEAL)

**APPROVED AS TO FORM:**



\_\_\_\_\_  
Raul F. Salinas, City Attorney





**RESOLUTION CERTIFICATION PAGE**

**STATE OF CALIFORNIA**        )

**COUNTY OF LOS ANGELES**   )     **SS**

**CITY OF SOUTH GATE**        )

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7726 was adopted by the City Council at their Regular Meeting held on September 13, 2016, by the following vote:

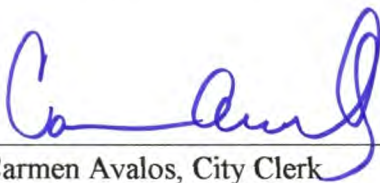
Ayes:            Council Members:    De Witt, Davila, Bernal and Hurtado

Noes:            Council Members:    None

Absent:          Council Members:    Morales

Abstain:         Council Members:    None

Witness my hand and the seal of said City on September 15, 2016.



\_\_\_\_\_  
Carmen Avalos, City Clerk  
City of South Gate, California