

**AN ORDINANCE OF THE CITY OF SAN BRUNO AMENDING SECTION 12.80.445 OF TITLE 12 (LAND USE) OF THE SAN BRUNO MUNICIPAL CODE TO IMPLEMENT ADOPTED POLICIES IN THE 2007-2014 HOUSING ELEMENT RELATED TO TRANSITIONAL AND SUPPORTIVE HOUSING**

The City Council of the City of San Bruno ordains as follows:

**Section 1.** The City Council finds and declares as follows.

1. California State law requires that all local governments adopt a comprehensive General Plan and the Housing Element is one of the seven mandated elements of the General Plan. State law sets forth many content and schedule requirements for the Housing Element.
2. The City Council adopted the 2007-2014 Housing Element on March 23, 2010 and it was certified by the State Department of Housing and Community Development on June 15, 2010. The Housing Element includes programs and implementation actions that must be completed during the 2007-2014 Housing Element period in order to be in compliance with State law.
3. In 2008, the State legislature passed Senate Bill 2, which requires jurisdictions to permit transitional housing and supportive housing as a residential use of property.
4. The implementation actions required by Housing Element Program 6-E and Senate Bill 2 require amendments to Title 12 of the San Bruno Municipal Code (the San Bruno Zoning Code) related to transitional housing and supportive housing.
5. On May 6, 2014 the Planning Commission conducted a duly noticed public hearing and passed a resolution recommending that the City Council adopt said ordinance.
6. On August 26, 2014, the City Council conducted a duly noticed public hearing and the City Council introduced said Ordinance.

**Section 2.** Title 12 of the San Bruno Municipal Code (the San Bruno Zoning Code) is amended by adding the text shown in bold italics (***example***) and deleting the text shown in strikethrough (~~example~~), as follows.

Section 12.80.445 (Special residential care facility) is amended as follows:

~~“Special residential care facility” means a state-authorized, certified or licensed family care home, foster home, or group home serving six or fewer mentally disordered or otherwise handicapped persons or dependent or neglected children or the elderly, when such home provides care on a twenty-four hour a day basis.~~ ***residential facility providing social and personal care for six or fewer residents. Excludes facilities where medical care is a core service provided to residents, such as nursing homes and convalescent homes.***

***Examples of special residential care facilities include the following:***

***A. Children’s homes***

***B. Orphanages***

***C. Care facilities for the elderly***

***D. Transitional housing, which means buildings configured as rental housing developments, but operated under program requirements that require the termination of assistance and recirculating of the assisted unit to another eligible program recipient at a predetermined future point in time that shall be no less than six months from the beginning of the assistance.***

***E. Supportive housing, which means housing with no limit on the length of stay, that is occupied by the target population, and that is linked to an onsite or offsite service that assists the supportive housing resident in retaining the housing, improving his or her health status, and maximizing his or her ability to live and, when possible, work in the community. Target population means persons with low incomes who have one or more disabilities, including***

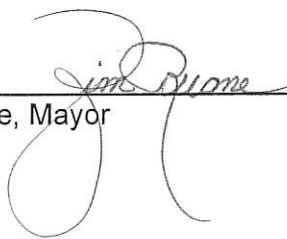
*mental illness, HIV or AIDS, substance abuse, or other chronic health condition, or individuals eligible for services provided pursuant to the Lanterman Developmental Disabilities Services Act (Division 4.5 (commencing with Section 4500) of the Welfare and Institutions Code) and may include, among other populations, adults, emancipated minors, families with children, elderly persons, young adults aging out of the foster care system, individuals exiting from institutional settings, veterans, and homeless people.*

**Section 3. Validity.** The City Council of the City hereby declares that should any section, paragraph, sentence or work of this code as adopted and amended herein be declared for any reason to be invalid, it is the intent of the City Council of the City that it would have passed all other portions or provisions of this Ordinance independent of the elimination here from any such portion or provision as may be declared invalid.

**Section 4.** This Ordinance has been reviewed with respect to applicability of the California Environmental Quality Act (CEQA). The proposed zoning ordinance amendment is an Implementation Actions contained in the current Housing Element to carry out housing programs. The potential environmental impacts of implementation of the Housing Element programs were reviewed as a part of the Negative Declaration prepared for the Housing Element. This document determined that no adverse environmental impacts would result from implementation of the policies and programs outlined in the Housing Element, and the Negative Declaration and Housing Element were approved by the City Council on March 23, 2010.

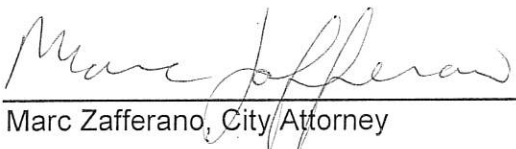
**Section 5.** This Ordinance shall be published as required by law and shall be in force 30 days after adoption.

ATTEST:

  
\_\_\_\_\_  
Jim Ruane, Mayor

  
\_\_\_\_\_  
Carol Bonner, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Marc Zafferano, City Attorney

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I hereby certify that foregoing **Ordinance No. 1827** was introduced at a regular meeting of the San Bruno City Council on August 26, 2014, and adopted by the San Bruno City Council at a regular meeting on September 9, 2014, by the following vote:

AYES: Councilmembers: Ibarra, Medina, O'Connell, Salazar, Mayor Ruane

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**I hereby certify this to be a full, true and correct copy of the document it reports to be, the original of which is on file in my office.**

**Dated:** April 11, 2018

  
\_\_\_\_\_  
Vicki S. Washoi Acting City Clerk  
City Clerk of the City of San Bruno

  
\_\_\_\_\_  
Carol Bonner, City Clerk

