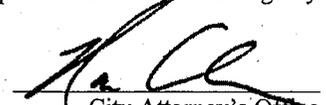


FILED
OFFICE OF THE CITY CLERK
OAKLAND

21 JUL 13 PM 4:47

Approved as to Form and Legality


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. 88662 C.M.S.

INTRODUCED BY COUNCILMEMBER DAN KALB

RESOLUTION IN SUPPORT OF ASSEMBLY BILL 491 (WARD) TO PROHIBIT DISCRIMINATION IN THE PLANNING AND DESIGN OF MIXED-INCOME MULTIFAMILY STRUCTURES AND DEVELOPMENTS, ENSURING THAT OCCUPANTS OF AFFORDABLE HOUSING UNITS HAVE THE SAME ACCESS TO COMMON ENTRANCES, AREAS, AND AMENITIES AS THE OCCUPANTS OF MARKET-RATE UNITS, AND THAT AFFORDABLE UNITS ARE NOT RELEGATED TO ANY ONE SPECIFIC FLOOR

WHEREAS, under current law, a developer seeking to construct a building containing both market-rate and affordable housing units can construct a building with separate common entrances, common areas, and amenities for each set of occupants; and

WHEREAS, similarly designed proposals have come before the Oakland City Council; and

WHEREAS, in recent years, this type of development planning has come under increased scrutiny as a discriminatory housing practice; and

WHEREAS, under current law, there is no consistent standard to prohibit this discriminatory design in housing developments; and

WHEREAS, without such a standard, a mixed-income multi-family development may continue to be constructed in a way that discriminates against residents of affordable units by denying them equitable access to common entrances, common areas, and amenities; and

WHEREAS, residents of a housing development deserve to be treated equally regardless of their incomes; and

WHEREAS, Assembly Bill (AB) 491 (Ward) will create a consistent statewide standard to ensure individuals are not isolated or restricted from accessing certain areas on a housing development solely because of their income status; and

WHEREAS, AB 491 would require that a mixed-income multifamily structure in a development to provide residents of the affordable housing units within that structure to have the same access to the common entrances, common areas, and amenities as the residents of the market-rate housing units; and

WHEREAS, AB 491 would also prohibit a mixed income multifamily structure in a development from isolating affordable housing units within that structure to a specific floor or an area on a specific floor; now, therefore, be it

RESOLVED: That the City of Oakland City supports AB 491 (Ward), a bill that would prohibit the discriminatory planning and design of mixed-income multifamily structures and developments; and

FURTHER RESOLVED: That the City Council directs the Administrator or his designee to distribute this Resolution upon its adoption to Governor Gavin Newsom, Assembly Members Christopher Ward and Lorena Gonzalez, and state legislators representing the City of Oakland.

IN COUNCIL, OAKLAND, CALIFORNIA,

JUN 01 2021

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, ~~WARD~~ AND PRESIDENT FORTUNATO BAS - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Thero - 1

ATTEST:



ASHA REED
City Clerk and Clerk of the Council of
the City of Oakland, California