

INTERIM ORDINANCE NO. 1519

AN EXTENSION OF INTERIM ORDINANCE NO. 1517, AN URGENCY MEASURE OF THE CITY COUNCIL OF THE CITY OF ARCATA ADOPTED AS AN INTERIM ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON THE CLOSURE OR CONVERSION OF ALL MOBILEHOME PARKS WITHIN THE CITY OF ARCATA

The City Council of the City of Arcata does hereby ordain as follows:

Section 1. Findings.

The City Council hereby makes the following findings:

- A. The City Council adopted Interim Ordinance No. 1517 imposing a 45-day moratorium on mobilehome park closure and conversion throughout the City with 10-day advance notice pursuant to Government Code 65858(b), allowing for a 22 month, 15 day extension with notice and a four-fifths vote.
- B. On June 5, 2019, the City Council issued a report on the measures taken to alleviate the condition which led to the adoption of Interim Ordinance No. 1517 ten days prior to the expiration of Interim Ordinance No. 1517;
- C. While the 10-day report identifies progress to date, the conditions leading to the moratorium will not be alleviated until a permanent Closure and Conversion Ordinance and mobilehome exclusive overlay zones are adopted and in effect.
- D. All of the findings adopted in Interim Ordinance No. 1517 are ratified and incorporated herein by reference; and
- E. The hearing for the consideration of this extension of the moratorium was duly noticed at least 10 days preceding the hearing pursuant to Government Code Section 65858.

Section 2. Moratorium Extended.

Interim Ordinance No. 1517, including all provisions and penalties, is hereby extended for a period of 22 months, 15 days.

Section 3. Urgency.

This ordinance is declared to be an interim ordinance of the City of Arcata for preserving the public safety, health, and welfare. The reasons for the interim ordinance

in connection with this ordinance are herein set forth and incorporated by reference in the findings contained and set forth in Section 1 above.

Section 4. Extension.

This Extension Interim Ordinance No. 1519 shall expire by operation of law on May 2, 2021, which is 22 months, 15 days from its effective date, or at such time that both a Closure and Conversion Ordinance and Mobilehome Exclusive Overlay Zones are effective within the City of Arcata.

Section 5. Severability.

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have adopted the ordinance and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid.

Section 6. Penalties.

Violation of any provision of this ordinance shall constitute an infraction. In addition, any violation of this ordinance shall constitute a public nuisance and shall be subject to abatement as provided by all applicable provisions of law.

Section 7. Effective Date.

This extension shall be enforced and in effect immediately upon the expiration of Interim Ordinance No. 1517.

Section 8. Publication.

Within fifteen (15) days after adoption, a summary of this ordinance shall be circulated with the names of the members voting for and against the same at least once in a newspaper of general circulation in the City of Arcata.

DATE: June 5, 2019

ATTEST:

/s/ Bridget Dory
City Clerk, City of Arcata

APPROVED:

/s/ Brett Watson
Mayor, City of Arcata

CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of Interim Ordinance No. 1519, passed and adopted at a regular meeting of the City Council of the City of Arcata, Humboldt County, California, held on the 5th day of June, 2019, by the following vote:

AYES: WATSON, WINKLER, ORNELAS, PEREIRA, PITINO

NOES: NONE

ABSENT: NONE

ABSTENTIONS: NONE

/s/ Bridget Dory
City Clerk, City of Arcata