

DATE: 10/19/99 AGENDA ITEM # \_\_\_\_\_  
( ) APPROVED ( ) DENIED  
( ) CONTINUED

TO: JAMES L. APP, CITY MANAGER

FROM: BOB LATA, COMMUNITY DEVELOPMENT DIRECTOR *BL*

SUBJECT: APPOINTMENT OF A BOARD OF HOUSING AND DISABLED ACCESS  
APPEALS BOARD

DATE: OCTOBER 19, 1999

Needs: For the City Council to consider appointment of individuals to serve on the Board of Housing and Disabled Access Appeals as provided for under Municipal Code Section 17.04.020.

- Facts:
1. Chapter 105 of the Uniform Building Code establishes that a Board of Appeals shall be established to pass on matters pertaining to building construction.
  2. In conjunction with the adoption of the 1994 Uniform Building Code, Council amended Section 105 – Board of Appeals, establishing criteria for board selection, term limits and expanded the Board's authority to include the hearing of appeals associated with substandard housing and disabled access.
  3. The amendment to the Uniform Building Code, codified under Municipal code Section 17.04.020, establishes that the board shall consist of five (5) appointed members. The Disabled Access Board of Appeals shall consist of the five (5) appointed members, supplemented by two (2) additional members, both of whom shall be physically disabled. City employees cannot be appointed to the board.
  4. Appointments to the Board of Housing and Disabled Access Appeals were not made at the time of the code amendment.

Analysis  
and  
Conclusion:

Appointment of a Board of Housing and Disabled Access Appeals would provide a forum to hear and decide appeals of orders, decisions or determinations made by the Building Official relative to the application and interpretation of the Codes adopted by the City of Paso Robles as follows:

New Construction appeals:

This would include the consideration of alternate materials, design and methods of construction other than those commonly used and/or accepted to satisfy the intent of the codes adopted by the City.

Substandard Housing appeals

The board would hear appeals associated with code enforcement actions related to substandard housing and the abatement of dangerous buildings and make recommendations to the City Council, when necessary, regarding the abatement of substandard housing and/or buildings.

Disabled Access:

With the addition of two individuals, who would be disabled, the board would hear appeals pertaining to alternate means and/or methods of providing code required access for the disabled.

A list of potential candidates for appointment to an Interim Board (designed to serve for a 12 month period until a longer-term board can be appointed) will be forwarded under separate cover in advance of the October 19, 1999 Council meeting.

Policy  
Reference:

Uniform Building Code Section 105, Municipal Code Section 17.04.020

Fiscal  
Impact:

None

Options:

- a. That the City Council appoint an Interim (12 month term) Board of Housing and Disabled Access Appeals from a list of potential applicants.
- b. Amend, modify or reject Option "a."

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