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REPORT TO THE HONORABLE
MAYOR AND CITY COUNCIL

TENANTS RIGHT TO KNOW REGULATIONS

On November 5, 2003, the Land Use Housing Committee voted 4-1 to recommend City Council adoption of an ordinance pertaining to cause eviction for residential tenants in the City of San Diego. The Committee's recommendation arose out of a recommendation for such an ordinance from the City's Affordable Housing Task Force.

Pursuant to the Committee's direction and consistent with Committee discussion, this Office has prepared the attached proposed ordinance. Also attached for the information of the City Council is the City Attorney's Report to the Land Use and Housing Committee on legal issues affecting the adoption of this proposed ordinance.

We caution that the City Attorney's conclusion as to the issue of preemption on the adoption of the proposed ordinance has not been tested in the courts except in the case of jurisdictions with valid rent control provisions.

Respectfully submitted,

CASEY GWINN
City Attorney

PD:dm 550.1 (043.1)
Attachment
RC-2004-7