

RESOLUTION NO. 22-0150

A RESOLUTION OF THE MANHATTAN BEACH CITY COUNCIL SETTING ASIDE ORDINANCE NOS. 15-0010 AND 19-0007 IN COMPLIANCE WITH PEREMPTORY WRIT OF MANDATE

WHEREAS, the City Council adopted Ordinance Nos. 15-0010 and 19-0007 (“Ordinances”) which regulated short-term rentals.

WHEREAS, on July 15, 2019, a lawsuit entitled *Darby T. Keen v. City of Manhattan Beach, et al.* (Los Angeles County Superior Court Case No. 19STCP02984) was filed, challenging the Ordinances as they applied to properties in the Coastal Zone.

WHEREAS, on August 31, 2020, the Court issued a Peremptory Writ of Mandate (“Writ”) commanding the City to set aside the Ordinances.

WHEREAS, it is the purpose of this Resolution to further the City’s compliance with the Writ by formally setting aside the Ordinances as directed by the Court in Paragraph 1 of the Writ.

THE MANHATTAN BEACH CITY COUNCIL DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council formally sets aside Ordinance Nos. 15-0010 and 19-0007.

SECTION 2. The City Council directs the City Attorney to file with the Court a Return to the above-referenced Writ, which shall include a copy of this Resolution.

SECTION 3. The City Clerk shall certify to the passage and adoption of this Resolution.

ADOPTED on October 18, 2022.

AYES:
NOES:
ABSENT:
ABSTAIN:

STEVE NAPOLITANO
Mayor

ATTEST:

LIZA TAMURA
City Clerk