RESOLUTION NO. 5702

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANHATTAN
BEACH, CALIFORNIA, AMENDING SECTION 3 OF RESOLUTION 5361
REGARDING THE MEMBERSHIP REQUIREMENTS FOR THE BOARD
OF BUILDING APPEALS

WHEREAS, pursuant to Chapter 2.44 of the City of Manhattan Beach Municipal Code and Resolution 5361 of the Manhattan Beach City Council, a Board of Building Appeals has been created and established; and

WHEREAS, the City Council desires to amend Section 3 of Resolution 5361 regarding the membership requirements to allow flexibility;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That Section 3 (Membership) of Resolution 5361 of the City of Manhattan Beach, California, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH, CALIFORNIA, ESTABLISHING A BOARD OF BUILDING APPEALS AND RESCINDING RESOLUTION NO. 5193 AND ANY OTHER RESOLUTIONS INCONSISTENT HEREWITH.

Passed and adopted on the 3rd day of February, 1998, shall be amended as follows:

(1) Under Section 3 (Membership) rescind the existing language and replace it with:

(a) The Board shall be composed of five (5) members, appointed and subject to removal by a majority of the City Council, except as noted in (e) below.
(b) Members shall be qualified by *experience and training* to review matters regarding Manhattan Beach construction codes, such as sub-standard buildings, housing conditions, dangerous structures, disabled access, and matters related thereto.
(c) Membership shall first be selected from qualified electors and residents of the City of Manhattan Beach.
(d) If there are insufficient applicants from the City's electors and residents, then the City Council may appoint qualified members of Commission or Boards, who are concurrently serving on such Commissions or Boards.
(e) If there are insufficient applicants from the City's electors, residents, and current Commissioners or Board members; then the City Manager is authorized to select Building Officials or designee from other cities or jurisdictions to serve as qualified members of the Board of Building Appeals.

SECTION 2. This resolution shall take effect immediately.

SECTION 3. The City Clerk shall make this Resolution reasonably available for public inspection within thirty (30) days of the date this Resolution is adopted.

SECTION 4. The City Clerk shall certify to the adoption of this Resolution and thenceforth and thereafter the same shall be in full force and effect.

PASSED, APPROVED AND ADOPTED this 18th day of September, 2001.

Ayes: Wilson, Fahey, Napolitano, Aldinger and Mayor Dougher.
Noes: None.
Absent: None.
Abstain: None.

Walt Dougher
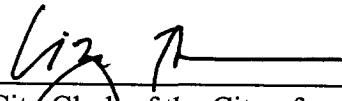Mayor, City of Manhattan Beach, California

ATTEST:

Liz T
City Clerk

STATE OF CALIFORNIA)
)
COUNTY OF LOS ANGELES) SS.
)
CITY OF MANHATTAN BEACH)

I, LIZA TAMURA, City Clerk of the City of Manhattan Beach, California, do hereby certify that the whole number of members of the City Council of said City is five; that the foregoing resolution, being Resolution No. 5702 was duly and regularly introduced before and adopted by the City Council of said City at a regular meeting of said Council, duly and regularly held on the 18th day of September, 2001, and that the same was so passed and adopted by the following vote, to wit:

Ayes: Wilson, Fahey, Napolitano, Aldinger and Mayor Dougher.

Noes: None.

Absent: None.

Abstain: None.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the official seal of said City this 19th day of September, 2001.

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City Clerk of the City of
Manhattan Beach, California

(SEAL)