

ORDINANCE 1356

Section ____ Burlingame Fair Property Rights Ordinance.

- a. The purpose of this section is to promote the statewide goal of accomodating the housing needs of all Californians by protecting the right of real property owners to establish the price for which their property is sold, leased, rented, transferred or exchanged. Government restrictions on real property prices result in economic and social harm to the public as a whole by creating and perpetuating housing shortages and by inhibiting new investment in housing. By assuring property owners a favorable climate for continued investment, this section will promote and encourage orderly, sustained and reasonable growth in the Housing supply of the City of Burlingame..
- b. An owner of real property has the exclusive right to establish the price for which that property may be sold, leased, rented, transferred or exchanged.
- c. The City of Burlingame shall enact no law which imposes direct restrictions on the price for which real property may be sold, leased, rented, transferred or exchanged, and any law which imposes such direct restrictions is hereby repealed.
- d. This section shall not: 1. restrict the power of the City of Burlingame to zone or the power to implement state low and moderate income housing policies by methods which may indirectly affect the price for which real property may be sold, leased, rented, transferred or exchanged; 2. restrict the eminent domain powers of the City of Burlingame; 3. apply to the sale, lease, rental, transfer or exchange of property owned by the City of Burlingame or any other governmental agency.
- e. If any portion of this section or its application to any person or circumstance is declared unconstitutional or otherwise invalid, then the remainder of this section or its application to other persons or circumstances shall not be affected and shall continue in full force and effect.

I, JUDITH A. MALFATTI, City Clerk of the City of Burlingame,
do hereby certify that the above ordinance was adopted by the
voters of the City of Burlingame at the General Municipal
Election held on the 3rd day of November, 1987, and certified
at the regular meeting of the City Council held on the 16th
day of November, 1987.



City Clerk