

# ATTACHMENT

For Item

#26

Tuesday,  
May 4, 2021

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CLERK OF THE BOARD

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**From:** [Potter, Andrew](#)  
**To:** [FGG, Public Comment](#)  
**Subject:** FW: City of Poway Opposition to Proposed County Eviction Moratorium Ordinance  
**Date:** Thursday, April 29, 2021 5:08:41 PM  
**Attachments:** [City of Poway Opposition to Proposed County Eviction Moratorium Ordinance.pdf](#)

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**From:** Cheryl Hoy <CHoy@poway.org>  
**Sent:** Thursday, April 29, 2021 5:05 PM  
**To:** Potter, Andrew <Andrew.Potter@sdcounty.ca.gov>  
**Subject:** City of Poway Opposition to Proposed County Eviction Moratorium Ordinance

Mr. Potter,

Attached please find a letter of response from the City of Poway Mayor and Councilmembers.

Respectfully,  
Cheri Hoy  
Executive Assistant to the City Manager  
City of Poway | 13325 Civic Center Drive | Poway, CA 92064  
(858) 668-4504 | [choy@poway.org](mailto:choy@poway.org)

STEVE VAUS, Mayor  
BARRY LEONARD, Deputy Mayor  
CAYLIN FRANK, Councilmember  
DAVE GROSCH, Councilmember  
JOHN MULLIN, Councilmember

# CITY OF POWAY



April 29, 2021

Supervisor Nathan Fletcher, Chair,  
Supervisor Nora Vargas, Vice Chair,  
Supervisor Joel Anderson  
Supervisor Terra-Lawson Remer  
Supervisor Jim Desmond  
County of San Diego  
1600 Pacific Coast Highway  
San Diego, CA 92101

Re: City of Poway Opposition to Proposed County Eviction Moratorium Ordinance

Dear Honorable Chairman and Board of Supervisors,

Thank you for the opportunity to provide comments on the Proposed County Eviction Moratorium Ordinance ("Ordinance"). The Mayor and City Council of the City of Poway wish to express our opposition to this Ordinance in Poway.

In general, the City of Poway is opposed to all legislation and regulations that usurp local government control. If the San Diego County Board of Supervisors ("Board") elects to enact this ordinance in the unincorporated areas of the County of San Diego, similar to the action taken by the Los Angeles County Board of Supervisors, we would have no objection to your exercise of local control. If the residents and the Poway City Council believe that an eviction moratorium and rent control are needed in our jurisdiction, it should be their decision to make. Further, if the proposal is approved and the inevitable legal challenges arise, will the County of San Diego indemnify the local agencies who had no role in the adoption of this Ordinance?

While there are certainly a great number of households that have been impacted financially by the COVID-19 pandemic, fortunately there are also a significant number of households that are not facing these same impacts. The County's proposed Ordinance is overly broad in expanding eviction prohibitions and restricting rent increases for all tenants, and not just those that can demonstrate a financial hardship. Further, the proposed Ordinance does not provide any assistance to landlords that are not receiving rental payments but are still legally obligated to pay their mortgage, property taxes and maintenance expenses.

The draft Urgency Ordinance presented at the April 6, 2021 Board meeting has numerous statements about why it believes the Ordinance should be adopted, but contains no factual research or data to justify that the Ordinance is needed. The April 6 Board Letter states that the estimated unemployment rate for San Diego County in March of 2020 was 30.1% but neglects to mention that the most current data shows an unemployment rate of under 7%. The Board Letter also does not mention the increased unemployment benefits during this time period nor the existence of various rental assistance programs. As noted in the April 29, 2021 Union Tribune article, the

City of San Diego has been unable to distribute \$50 million from their rental assistance fund despite significant efforts to notify residents about the funding availability. For the Board to presume that it must act to prevent a wave of evictions is unfounded by the available data.

In response to the COVID-19 pandemic, the State of California enacted Senate Bill 91, which provides very broad eviction protections for renters. SB 91 is set to expire on June 30, 2021. Governor Newsom recently announced his plans for the State's reopening on June 15, 2021. Thus, the County's proposal would greatly expand the tenant protections contained in the expiring SB 91 at the same time the State is reopening. The Poway City Council believes that the State's actions are a sufficient protection for renters and that the County should not expand these regulations to areas other than the unincorporated communities of San Diego County.

Thank you for your consideration.



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Steve Vaus, Mayor



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Barry Leonard, Deputy Mayor



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Dave Grosch, Councilmember



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Caylin Frank, Councilmember



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John Mullin, Councilmember

c: Chris Hazeltine, City Manager  
Andrew Potter, Clerk of the Board of Supervisors