



**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

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Item Number: 5.2

MEETING DATE: 04/30/2025

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Stephanie Reck

SUBJECT:

RESOURCE MANAGEMENT AGENCY - A. PRADO, DIRECTOR OF PLANNING AND BUILDING -

Review and adopt the attached resolution that recommends the Board of Supervisors add chapter 21.04 (Local Tenant Preference) to Title 21 (Building and Engineering) of the San Benito County Code. The attached proposed draft ordinance includes sections 21.04.001 (Purpose), 21.04.002 (Scope), 21.04.003 (Preferences), 21.04.004 (Implementation of Preference Policy), 21.04.005 (Limitations), and 21.04.006 (Regulations).

SBC FILE NUMBER: 790

AGENDA SECTION:

PUBLIC HEARING

BACKGROUND/SUMMARY:

The County of San Benito is experiencing significant growth and densification through ongoing development of pipeline projects, most of which is, and will continue to be, located in rural-urban interface areas adjacent to existing municipal services.

The County of San Benito Board of Supervisors developed a Housing Policy Reform Ad-Hoc Committee during a regularly scheduled meeting on February 11th, 2025, and assigned Supervisor Zanger and Supervisor Velazquez to work with staff to, among other housing policy reform, develop a local tenant preference.

The County of San Benito has the authority to adopt a Local Tenant Preference subject to the Local Tenant Preferences to Prevent Displacement Act codified under California Government Code Section 7061 et. Seq. created a statewide policy supporting access to housing that assists lower-income individuals residing in neighborhoods and communities experiencing significant displacement pressures and gentrification due to rapid growth or increasing housing process in avoiding displacement, and further permits the low-income housing tax credit program and tax-exempt bonds qualified residential

rental properties under subsection (d) of Section 142 of the Internal Revenue Code used to create and preserve affordable housing to be used to support access to housing that would allow households facing or at risk of displacement to remain in the community.

The local tenant preference will apply to displaced households, neighborhood residents of a project, and San Benito County residents and workers. The local tenant preference will apply to all projects that result in four (4) or more detached units, projects that restrict occupancy to occupancy by sale or rent to lower-income households, projects that receive development assistance from the County for new construction or substantial rehabilitation, and any affordable units produced pursuant to County code Chapter 21.03 Affordable Housing Regulations

The tenant preferences established by the Planning Commission recommendation to the Board of Supervisors are intended to support access to housing for all local residents and workers of the County of San Benito.

STRATEGIC PLAN GOALS: 1. Operational Development & Excellence

Yes

STRATEGIC PLAN GOALS: 2. Planning And Sustainable Growth

Yes

STRATEGIC PLAN GOALS: 3. Technology

No

STRATEGIC PLAN GOALS: 4. Community Engagement

No

STRATEGIC PLAN GOALS: 5. Health & Safe Community

Yes

STAFF RECOMMENDATION:

Staff recommends the Planning Commission review and adopt the resolution recommending the Board of Supervisors adopt an ordinance to add chapter 21.04 (Local Tenant Preference) to Title 21 (Building and Engineering) of the San Benito County Code, including sections 21.04.001 (purpose), 21.04.002 (Scope), 21.04.003 (Preferences), 21.04.004 (Implementation of Preference Policy), 21.04.005 (Limitations), and 21.04.006 (Regulations).

ATTACHMENTS:

- [New Chapter 21.04 Local Tenant Preference](#)
- [PC Resolution](#)
- [BOS Ordinance - 21.04 Local Tenant Preference](#)
- [Free Lance Notice](#)