

1 Repeal 2 Cal. Code Regs. Section 18707.10:

2 ~~§ 18707.10. Public Generally, Small Jurisdictions; Effects on Official's Domicile.~~

3 ~~(a) The effect of a governmental decision on the residential real property that is the~~
4 ~~domicile of a public official is not distinguishable from the effect on the public generally if all of~~
5 ~~the following conditions are met:~~

6 ~~(1) The jurisdiction of the public official's agency has a population of 30,000 or less and~~
7 ~~covers a geographic area of ten square miles or less;~~

8 ~~(2) The public official is required to live within the jurisdiction;~~

9 ~~(3) The public official, if elected, has been elected in an at-large jurisdiction;~~

10 ~~(4) The official's property is more than 300 feet from the boundaries of the property that~~
11 ~~is the subject of the governmental decision;~~

12 ~~(5) The official's property is located on a lot not more than one-quarter acre in size or not~~
13 ~~larger than 125 percent of the median residential lot size for the jurisdiction; and~~

14 ~~(6) There are at least 20 other properties under separate ownership within a 500 foot~~
15 ~~radius of the boundaries of the property that is the subject of the governmental decision that are~~
16 ~~similar in value.~~

17 ~~(b) For purposes of this regulation, "domicile" means the real property upon which the~~
18 ~~official makes his or her true, fixed, and permanent residence and the place to which he or she~~
19 ~~has the intention of returning after any absence. A person may have more than one residence but~~
20 ~~only one domicile. With respect to an ownership interest in any real estate containing the~~
21 ~~official's domicile where portions of the real estate are designated for separate ownership and~~
22 ~~portions are designated for common ownership solely by the owners of the separate portions, the~~

1 ~~official's domicile is the unit, area, or space in which the official has a separate ownership~~
2 ~~interest.~~

3 ~~(c) Nothing contained in this regulation shall preclude the application of the public~~
4 ~~generally provisions of regulation 18707.1 or any other regulations not applicable solely to small~~
5 ~~jurisdictions.~~

6 ~~Note: Authority cited: Section 83112, Government Code. Reference: Section 87103,~~
7 ~~Government Code.~~

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