

LEGISLATIVE DIGEST

[Planning Code - Fulton Street Grocery Store Special Use District]

Ordinance amending the Planning Code, Section 249.35A, to allow a grocery store that may be defined as a formula retail use and adding criteria for approval; and making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Existing Law

Formula Retail uses generally are prohibited in the Hayes Gough Neighborhood Commercial Transit District. Planning Code Section 249.35A allows a formula retail grocery store meeting certain criteria to be approved through the conditional use permit process if it is approved between May 4, 2008 and January 1, 2019.

Amendments to Current Law

The Amendment would allow a formula retail grocery store to be approved through the conditional use permit process if it is approved within 5 years of the effective date of the Amendment. The Amendment would add a requirement that the Planning Commission consider whether the proposed grocery store provides groceries that are affordable to the neighborhood located within a 0.35 mile radius of the proposed grocery store. The project sponsor must provide information to the Planning Commission about its willingness to accept payment from individuals through assistance programs as well as a projection of the food affordability of the grocery store.

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