

1 [Approval of Retroactive 90-Day Extension for Planning Commission Review of Family
2 Housing Opportunity Special Use District; Design Controls and Review Procedures (File No.
3 230026)]

4 **Resolution retroactively extending by 90 days the prescribed time within which the**
5 **Planning Commission may render its decision on an Ordinance (File No. 230026)**
6 **amending the Planning Code to create the Family Housing Opportunity Special Use**
7 **District, authorize up to four dwelling units for eligible projects, exempt eligible**
8 **projects from certain height restrictions, conditional use authorizations, and**
9 **neighborhood notification requirements, and eliminate a Planning Commission**
10 **discretionary review hearing for eligible projects upon delegation by the Planning**
11 **Commission; amending the Zoning Map to show the Family Housing Opportunity**
12 **Special Use District; and affirming the Planning Department’s determination under the**
13 **California Environmental Quality Act, and making findings of consistency with the**
14 **General Plan, and the eight priority policies of Planning Code, Section 101.1, and**
15 **findings of public necessity, convenience, and welfare under Planning Code, Section**
16 **302.**

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18 WHEREAS, On January 10, 2023, Supervisor Melgar introduced legislation amending
19 the Planning Code to create the Family Housing Opportunity Special Use District, authorize
20 up to four dwelling units for eligible projects, exempt eligible projects from certain height
21 restrictions, conditional use authorizations, and neighborhood notification requirements, and
22 eliminate a Planning Commission discretionary review hearing for eligible projects upon
23 delegation by the Planning Commission; amending the Zoning Map to show the Family
24 Housing Opportunity Special Use District; and affirming the Planning Department’s
25 determination under the California Environmental Quality Act, and making findings of

1 consistency with the General Plan, and the eight priority policies of Planning Code, Section
2 101.1, and findings of public necessity, convenience, and welfare under Planning Code,
3 Section 302; and

4 WHEREAS, On or about January 17, 2023, the Clerk of the Board of Supervisors
5 referred the proposed Ordinance to the Planning Commission; and

6 WHEREAS, The Planning Commission shall, in accordance with Planning Code,
7 Section 306.4(d), render a decision on the proposed Ordinance within 90 days from the date
8 of referral of the proposed amendment or modification by the Board to the Commission; and

9 WHEREAS, Failure of the Commission to act within 90 days shall be deemed to
10 constitute disapproval; and

11 WHEREAS, The Board, in accordance with Planning Code, Section 306.4(d), may, by
12 Resolution, extend the prescribed time within which the Planning Commission is to render its
13 decision on proposed amendments to the Planning Code that the Board of Supervisors
14 initiates; and

15 WHEREAS, Supervisor Melgar has requested additional time for the Planning
16 Commission to review the proposed Ordinance; and

17 WHEREAS, The Board deems it appropriate in this instance to grant to the Planning
18 Commission additional time to review the proposed Ordinance and render its decision; now,
19 therefore, be it

20 RESOLVED, That by this Resolution, the Board hereby retroactively extends the
21 prescribed time within which the Planning Commission may render its decision on the
22 proposed Ordinance for approximately 90 additional days, until July 16, 2023.

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