

1 [Approval of a 90-Day Retroactive Extension for Building Inspection Commission Review of  
2 Accessory Dwelling Unit Fee Deferral (File No. 250718)]

3 **Resolution retroactively extending by 90 days the prescribed time within which the**  
4 **Building Inspection Commission may render its decision on an Ordinance (File No.**  
5 **250718) amending the Planning and Building Codes to allow project sponsors to defer**  
6 **payment of certain fees for Accessory Dwelling Units; affirming the Planning**  
7 **Department’s determination under the California Environmental Quality Act; making**  
8 **findings of consistency with the General Plan, and the eight priority policies of**  
9 **Planning Code, Section 101.1; and making findings of public necessity, convenience,**  
10 **and welfare pursuant to Planning Code, Section 302.**

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12 WHEREAS, On July 1, 2025, Supervisor Engardio introduced legislation amending the  
13 Planning and Building Codes to allow project sponsors to defer payment of certain fees for  
14 Accessory Dwelling Units; affirming the Planning Department’s determination under the  
15 California Environmental Quality Act; making findings of consistency with the General Plan,  
16 and the eight priority policies of Planning Code, Section 101.1; and making findings of public  
17 necessity, convenience, and welfare pursuant to Planning Code, Section 302; and

18 WHEREAS, On or about July 3, 2025, the Clerk of the Board of Supervisors referred  
19 the proposed Ordinance to the Building Inspection Commission; and

20 WHEREAS, The Building Inspection Commission shall, in accordance with Building  
21 Code, Section 104A.2.11.1.1, render a decision on the proposed Ordinance within 90 days  
22 from the date of referral of the proposed amendment or modification by the Board to the  
23 Commission; and

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

1           WHEREAS, The Board, in accordance with Building Code, Section 104A.2.11.1.1 may,  
2 by Resolution, extend the prescribed time within which the Building Inspection Commission is  
3 to render its decision on proposed amendments to the Building Code that the Board of  
4 Supervisors initiates; and

5           WHEREAS, Supervisor Mahmood has requested additional time for the Planning  
6 Commission to review the proposed Ordinance; and

7           WHEREAS, The Board deems it appropriate in this instance to grant to the Building  
8 Inspection Commission additional time to review the proposed Ordinance and render its  
9 decision; now, therefore, be it

10          RESOLVED, That by this Resolution, the Board hereby retroactively extends the  
11 prescribed time within which the Building Inspection Commission may render its decision on  
12 the proposed Ordinance for approximately 90 additional days, until December 30, 2025.

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