

1 [Approval of a Retroactive 90-Day Extension for Planning Commission Review of Parcel
2 Delivery Services Definition (File No. 230704)]

3 **Resolution retroactively extending by 90 days the prescribed time within which the**
4 **Planning Commission may render its decision on an Ordinance (File No. 230704)**
5 **amending the Planning Code to revise the definition of Parcel Delivery Services to**
6 **include Fleet Charging for freight or Autonomous Vehicles, as defined, that are**
7 **primarily engaged in or preparing to deliver parcels or goods, and Parking Garages for**
8 **use by employees of a Parcel Delivery Service use; affirming the Planning**
9 **Department’s determination under the California Environmental Quality Act; and**
10 **making public necessity, convenience, and welfare findings under Planning Code,**
11 **Section 302, and findings of consistency with the General Plan, and the eight priority**
12 **policies of Planning Code, Section 101.1.**

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14 WHEREAS, On June 6, 2023, Supervisor Chan introduced legislation amending the
15 Planning Code to revise the definition of Parcel Delivery Services to include Fleet Charging for
16 freight or Autonomous Vehicles, as defined, that are primarily engaged in or preparing to
17 deliver parcels or goods, and Parking Garages for use by employees of a Parcel Delivery
18 Service use; affirming the Planning Department’s determination under the California
19 Environmental Quality Act; and making public necessity, convenience, and welfare findings
20 under Planning Code, Section 302, and findings of consistency with the General Plan, and the
21 eight priority policies of Planning Code, Section 101.1; and

22 WHEREAS, On or about June 13, 2023, the Clerk of the Board of Supervisors referred
23 the proposed ordinance to the Planning Commission; and

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

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

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

10 WHEREAS, Supervisor Chan has requested additional time for the Planning
11 Commission to review the proposed Ordinance; and

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

15 RESOLVED, That by this Resolution, the Board hereby retroactively extends the
16 prescribed time within which the Planning Commission may render its decision on the
17 proposed Ordinance for approximately 90 additional days, until December 10, 2023.

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