

LEGISLATIVE DIGEST

[Planning, Building Codes - Accessory Dwelling Unit Fee Deferral]

Ordinance amending the Planning and Building Codes to allow project sponsors to defer payment of certain fees for Accessory Dwelling Units; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

Existing Law

Planning Code Section 350 authorizes the Planning Department to charge administrative fees to compensate the Planning Department for the cost of processing applications and performing or providing other activities and services.

Building Code Sections 107A.2, 107A.3, 107A.3.1, and 107A.3.4 authorize the Department of Building Inspection to charge administrative fees to compensate DBI for the cost of processing applications and performing or providing other activities and services.

Amendments to Current Law

This ordinance would amend Planning Code Section 350, and add new Building Code Section 107A.4, to allow the sponsor of an Accessory Dwelling Unit project to defer payment of administrative fees to a date no later than issuance of the First Certificate of Occupancy for the project, or a date no later than twenty-four months after approval of the First Construction Document for the project, whichever is earlier. This option to defer payment would be exercised by submitting a deferral request to the Planning Department and DBI on a form provided by those departments prior to issuance of the First Construction Document for the project.

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