

1 [Approval of a 30-Day Extension for Planning Commission Review of Exemption from Density  
2 Limits for Affordable and Unauthorized Units; Residential Care Facilities (File No. 190757)]

3 **Resolution extending by 30 days the prescribed time within which the Planning**  
4 **Commission may render its decision on a Ordinance (File No. 190757) amending the**  
5 **Planning Code to provide an exception from density limit calculations for all affordable**  
6 **units in projects not seeking and receiving a density bonus, permit the legalization of**  
7 **all unauthorized dwelling units notwithstanding a history of no-fault evictions, and**  
8 **principally permit residential care facilities for seven or more persons in all RH**  
9 **(Residential, House) zoning districts; affirming the Planning Department’s**  
10 **determination under the California Environmental Quality Act; making findings of**  
11 **consistency with the General Plan, and the eight priority policies of Planning Code,**  
12 **Section 101.1; and making findings of public necessity, convenience, and welfare**  
13 **pursuant to Planning Code, Section 302.**

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15 WHEREAS, On July 9, 2019, Supervisor Mandelman introduced legislation amending  
16 the Planning Code to provide an exception from density limit calculations for all affordable  
17 units in projects not seeking and receiving a density bonus, permit the legalization of all  
18 unauthorized dwelling units notwithstanding a history of no-fault evictions, and principally  
19 permit residential care facilities for seven or more persons in all RH (Residential, House)  
20 zoning districts, and affirming the Planning Department’s California Environmental Quality Act  
21 determination; and making Planning Code, Section 302, findings, and making findings of  
22 consistency with the General Plan, and the eight priority policies of Planning Code, Section  
23 101.1; and

24 WHEREAS, On or about July 15, 2019, the Clerk of the Board of Supervisors referred  
25 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 Mandelman 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 extends the prescribed time  
16 within which the Planning Commission may render its decision on the proposed Ordinance for  
17 approximately 30 additional days, until November 12, 2019.

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