

File No. 230073

Committee Item No. _____

Board Item No. 46

COMMITTEE/BOARD OF SUPERVISORS

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Committee: _____

Date: _____

Board of Supervisors Meeting

Date: January 31, 2023

Cmte Board

- | | | |
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| ☐ | ☒ | Resolution |
| ☐ | ☐ | Ordinance |
| ☐ | ☐ | Legislative Digest |
| ☐ | ☐ | Budget and Legislative Analyst Report |
| ☐ | ☐ | Youth Commission Report |
| ☐ | ☒ | Introduction Form |
| ☐ | ☐ | Department/Agency Cover Letter and/or Report |
| ☐ | ☐ | MOU |
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OTHER

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Prepared by: Lisa Lew

Date: January 27, 2023

Prepared by: _____

Date: _____

1 [Approval of Retroactive 90-Day Extension for Planning Commission Review of Planning,
2 Administrative Codes - HOME-SF (File No. 221021)]

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. 221021)**
5 **amending the Planning Code to allow projects under Housing Opportunities Mean**
6 **Equity (HOME-SF) to agree to subject new dwelling units to the rent increase**
7 **limitations of the Rent Ordinance; affirming the Planning Department's determination**
8 **under the California Environmental Quality Act; making findings of consistency with**
9 **the General Plan, and the eight priority policies of Planning Code, Section 101.1; and**
10 **making findings of public necessity, convenience, and welfare under Planning Code,**
11 **Section 302.**

12
13 WHEREAS, On September 27, 2022, Supervisor Dorsey introduced legislation
14 amending the Planning Code to allow projects under Housing Opportunities Mean Equity
15 (HOME-SF) to agree to subject new dwelling units to the rent increase limitations of the Rent
16 Ordinance; affirming the Planning Department's determination under the California
17 Environmental Quality Act; making findings of consistency with the General Plan, and the
18 eight priority policies of Planning Code, Section 101.1; and making findings of public
19 necessity, convenience, and welfare under Planning Code, Section 302; and

20 WHEREAS, On or about October 3, 2022, the Clerk of the Board of Supervisors
21 referred the proposed ordinance to the Planning Commission; and

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

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

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

7 WHEREAS, Supervisor Dorsey has requested additional time for the Planning
8 Commission to review the proposed Ordinance; and

9 WHEREAS, The Board deems it appropriate in this instance to grant to the Planning
10 Commission additional time to review the proposed ordinance and render its decision; now,
11 therefore be it

12 RESOLVED, That by this Resolution, the Board hereby extends the prescribed time
13 within which the Planning Commission may render its decision on the proposed ordinance for
14 approximately 90 additional days until April 1, 2023.

Introduction Form

(by a Member of the Board of Supervisors or the Mayor)

I hereby submit the following item for introduction (select only one):

- ☐ 1. For reference to Committee (Ordinance, Resolution, Motion or Charter Amendment)
- ☐ 2. Request for next printed agenda (For Adoption Without Committee Reference)
(Routine, non-controversial and/or commendatory matters only)
- ☐ 3. Request for Hearing on a subject matter at Committee
- ☐ 4. Request for Letter beginning with "Supervisor inquires..."
- ☐ 5. City Attorney Request
- ☐ 6. Call File No. from Committee.
- ☐ 7. Budget and Legislative Analyst Request (attached written Motion)
- ☐ 8. Substitute Legislation File No.
- ☐ 9. Reactivate File No.
- ☐ 10. Topic submitted for Mayoral Appearance before the Board on

The proposed legislation should be forwarded to the following (please check all appropriate boxes):

- ☐ Small Business Commission ☐ Youth Commission ☐ Ethics Commission
- ☐ Planning Commission ☐ Building Inspection Commission ☐ Human Resources Department

General Plan Referral sent to the Planning Department (proposed legislation subject to Charter 4.105 & Admin 2A.53):

- ☐ Yes ☐ No

(Note: For Imperative Agenda items (a Resolution not on the printed agenda), use the Imperative Agenda Form.)

Sponsor(s):

Subject:

Long Title or text listed:

Signature of Sponsoring Supervisor: