

1 [Approval of a 60-Day Extension for Planning Commission Review of Planning Code -
2 Removing Residential Numerical Density Limits in Neighborhood Commercial Districts (File
3 No. 230735)]

4 **Resolution extending by 60 days the prescribed time within which the Planning**
5 **Commission may render its decision on an Ordinance (File No. 230735) amending the**
6 **Planning Code to change the manner in which residential density is regulated in**
7 **Neighborhood Commercial Districts by replacing residential numerical density limits**
8 **with already-existing regulations on the built envelope of buildings, such as height,**
9 **bulk, and setbacks; affirming the Planning Department’s California Environmental**
10 **Quality Act determination; and making Planning Code, Section 302, findings, and**
11 **making findings of consistency with the General Plan, and the eight priority policies of**
12 **Planning Code, Section 101.1.**

13
14 WHEREAS, On June 13, 2023, Supervisor Safai introduced legislation amending the
15 Planning Code to change the manner in which residential density is regulated in
16 Neighborhood Commercial Districts by replacing residential numerical density limits with
17 already-existing regulations on the built envelope of buildings, such as height, bulk, and
18 setbacks, and affirming the Planning Department’s California Environmental Quality Act
19 determination; and making Planning Code, Section 302, findings, and making findings of
20 consistency with the General Plan, and the eight priority policies of Planning Code, Section
21 101.1; and

22 WHEREAS, On or about June 21, 2023, the Clerk of the Board of Supervisors referred
23 the proposed Ordinance to the Planning Commission; and

24
25

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 Safai 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 60 additional days, until November 18, 2023.

18
19
20
21
22
23
24
25