

1 [Approval of a 90-Day Extension for Planning Commission Review of Conditional Use Appeals
2 (File No. 220130)]

3 **Resolution extending by 90 days the prescribed time within which the Planning**
4 **Commission may render its decision on an Ordinance (File No. 220130) amending the**
5 **Planning Code to allow the signatures of Verified Tenants to count towards the**
6 **threshold needed to permit an appeal of a Conditional Use authorization; clarifying**
7 **timelines applicable to appeals of Conditional Use authorizations, and affirming the**
8 **Planning Department’s California Environmental Quality Act determination; and making**
9 **Planning Code, Section 302, findings, and making findings of consistency with the**
10 **General Plan, and the eight priority policies of Planning Code, Section 101.1.**

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12 WHEREAS, On February 1, 2022, Supervisor Melgar introduced legislation amending
13 the Planning Code to allow the signatures of Verified Tenants to count towards the threshold
14 needed to permit an appeal of a Conditional Use authorization; clarifying timelines applicable
15 to appeals of Conditional Use authorizations, and affirming the Planning Department’s
16 California Environmental Quality Act determination; and making Planning Code, Section 302,
17 findings, and making findings of consistency with the General Plan, and the eight priority
18 policies of Planning Code, Section 101.1; and

19 WHEREAS, On or about February 4, 2022, the Clerk of the Board of Supervisors
20 referred the proposed ordinance to the Planning Commission; and

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

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

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

5 WHEREAS, Supervisor Melgar has requested additional time for the Planning
6 Commission to review the proposed Ordinance; and

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

10 RESOLVED, That by this Resolution, the Board hereby extends the prescribed time
11 within which the Planning Commission may render its decision on the proposed Ordinance for
12 approximately 90 additional days, until August 3, 2022.

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