

1 [Approval of a 90-Day Extension for Planning Commission Review of an Ordinance
2 Prohibiting Formula Retail in the Polk Street Neighborhood Commercial District (File No.
3 160102)]

4 **Resolution extending by 90 days the prescribed time within which the Planning**
5 **Commission may render its decision on an Ordinance (File No. 160102) amending the**
6 **Planning Code to prohibit formula retail in the Polk Street Neighborhood Commercial**
7 **District; affirming the Planning Department’s determination under the California**
8 **Environmental Quality Act; and making findings, including findings of public necessity,**
9 **convenience, and welfare under Planning Code, Section 302, and findings of**
10 **consistency with the General Plan, and the eight priority policies of Planning Code,**
11 **Section 101.1.**

12
13 WHEREAS, On February 2, 2016, Supervisor Aaron Peskin introduced legislation
14 amending the Planning Code to prohibit formula retail in the Polk Street Neighborhood
15 Commercial District; affirming the Planning Department’s determination under the California
16 Environmental Quality Act; and making findings, including findings of public necessity,
17 convenience, and welfare under Planning Code, Section 302, and findings of consistency with
18 the General Plan, and the eight priority policies of Planning Code, Section 101.1; and

19 WHEREAS, On February 9, 2016, the Clerk of the Board of Supervisors referred the
20 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 Aaron Peskin has requested additional time for community
6 members to offer input on the proposed legislation, for Planning Department staff to assess
7 the proposed Ordinance and for the Planning Commission to review the proposed Ordinance;
8 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 July 30, 2016.

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