

RESOLUTION

WHEREAS, current Municipal Code procedures for extending time limits to act on legislative and quasi-judicial land use applications and appeals require a mutual agreement be approved by the applicant and the decision-maker; and

WHEREAS, the Director of Planning ("Director") or his/her designee routinely receives requests from applicants to extend expiration dates to act on those types of applications and appeals beyond their Code-mandated time limit in order to resolve processing matters that may be either typical or unique to a given case; and

WHEREAS, given the authority, the Director or his/her designee could greatly expedite the granting of routine requests for time extensions and thereby avoid the necessity for having those cases scheduled for the City Planning Commission meeting agendas to accomplish the same purpose; and

WHEREAS, delegating to the Director or his/her designee the authority to intercede and grant routine requests for extending time limits to act on legislative and quasi-judicial land use applications will streamline case processing procedures; and

WHEREAS, such delegation of authority to the Director or his/her designee will help prevent causing an unnecessary burden on the public or interested parties, who might otherwise attend the City Planning Commission meeting without prior knowledge that consideration of their item of interest will not be decided and only be continued to a later date; and

WHEREAS, Section 559 (Delegation of Authority) of the City Charter, permits the City Planning Commission to authorize the Director of Planning to approve or disapprove for the City Planning Commission any ordinance, order or resolution or modification thereto which is subject to the provisions of Charter Sections 555 (General Plan - Procedures for Adoption) or 558 (Procedures for Adoption, Amendment or Repeal of Certain Ordinances, Orders and Resolutions); and

WHEREAS, delegating to the Director or his/her designee the authority to grant requests for extensions of time limits to act on legislative and quasi-judicial land use applications and appeals is in general conformance with the purpose and intent of Charter Section 559 in that it will help reduce the number of the City Planning Commission actions on routine matters or matters of a repetitive nature; and

WHEREAS, it is necessary to delegate to the Director or his/her designee the authority to grant those time extension requests for the City Planning Commission which the Director or his/her designee finds are routine in nature and will not prejudice the future decision on the merits of the land use application or appeal by the City Planning Commission.

NOW, THEREFORE, BE IT RESOLVED that the Director of Planning or his/her designee is hereby authorized to grant for the City Planning Commission extensions of time limits to act on legislative and quasi-judicial land use applications and appeals which the Director finds are routine in nature and will not prejudice the future decision on the merits of the land use applications or appeal by the Commission. "Routine" in nature shall not include any extension of time related to a motion to reconsider.

NOW, THEREFORE, THAT IT BE FURTHER RESOLVED that the Director of Planning or his/her designee, will on a monthly basis, provide the City Planning Commission a written report as to the number and types of cases for which extensions of time have been granted on behalf of the City Planning Commission.