

COUNCIL COMMITTEE MINUTES

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COMMITTEE NAME: LAW AND LEGISLATION
MEETING DATE: August 7, 1996
MEETING TIME: 1:00 P.M.
LOCATION: 915 I Street, 2nd Floor, Council Chambers

Oct 30 2 54 PM '86

The meeting was called to order at 1:00 p.m. by Deborah Ortiz, Chairperson.

ROLL CALL

Present: Committee Members Ortiz (Chair), Fargo, Steinberg, Waters (arrived 1:05pm)
Absent: None

2.0 STAFF REPORTS

2.1 Legislative Update

Recommendation of Staff: Committee Information Only

Michael Coleman, Sr. Management Analyst, provided an oral review of current legislation. Legislature is currently finishing up session. A few notes to mention: 1) the governor did sign the City of Sacramento sponsored bill that will deal with more alley and street closures and give us more flexibility 2) state budget is going through - state budget does not contain anything limiting or reversing the taking of the City's property taxed base by the State.

2.2. Ordinance amending Section 38.13 of the City Code, relating to Driveway Permit Regulations and Establishing Fees for Variances

Recommendation of Staff: Approve Staff Recommendation and Forward to City Council

Committee Action: Approved Ordinance, but delay fee for 6 weeks

Steve Pyburn, Associate Engineer, no presentation given - available to answer questions.

Committee Member Fargo, asked how this change relates to the driveway variances in permits that are issued by the Planning department? If someone got a variance from both (by Public Works through the City Council and from the Planning dept. through the Planning Commission) it only addresses the Public Works variance driveway permit. Mr.

Pyburn said, "the Planning department variance prohibits the backing out of commercial land uses and that's what a planning variance is required for. The Public Works variances - that they are requesting the change for - addresses the physical design and location of the driveway. This specific ordinance does not address this - this ordinance is intended to allow Public Works the authority to grant variances as opposed to the City Council." Committee Member Fargo stated that the applicant trying to get a permit would still have to go to both the Planning Commission and Public Works for the same driveway. She feels that this is going in the wrong direction - adds cost and doesn't make anything easier and unfair to small commercial projects.

Caroline Quinn, Senior Engineer, said that they brought this report forward because Public Works has gotten a number of concerns from applicants and council members re: the driveway variance process. They will work with the Planning Dept. and review issues brought up by Committee Member Fargo.

A motion was made by Committee Member Steinberg, seconded by Committee Member Fargo to approve the Ordinance, delay fee imposition for 6 weeks until the Planning and Public Works Depts. comes forward together with a fee structure on driveways. The motion carried with a 4-0 vote.

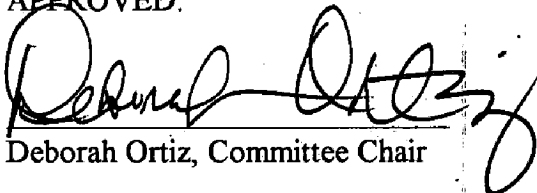
ADJOURNED - There being no further business to come before the Law & Legislation Committee, the meeting was adjourned at the hour of 1:48pm.

Respectfully submitted,



Aline Soto, Committee Secretary

APPROVED:



Deborah Ortiz, Committee Chair
