

# **ORDINANCE NO. 2012-003**

Adopted by the Sacramento City Council

January 24, 2012

## **AN ORDINANCE GRANTING A THREE YEAR EXTENSION OF CERTAIN LAND USE ENTITLEMENTS (M11-029)**

### **BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO**

#### Section 1.

The City Council finds and declares as follows:

- A. In response to the negative effects of the economic downturn and the construction of the credit market on land development within the City, the City Council adopted Ordinance No. 2009-008 and Ordinance No. 2011-001 to grant additional time to term of land use entitlements that were valid and not expired as of the effective date of Ordinance 2009-008, thereby preserving the "shovel-ready" development opportunities created by these entitlements. Ordinance No. 2011-001 shall expire by its own terms on August 26, 2012, three years and six months from the effective date of Ordinance No. 2009-008.
- B. Land development in the City continues to be negatively impacted by the persistent nationwide economic recession. The City Council desires to protect against the potential loss of the "shovel-ready" development opportunities were these entitlements to expire, and so adopts this Ordinance to again grant additional time to the term of these entitlements.

#### Section 2.

Notwithstanding the provisions of Title 17 of the Sacramento City Code (the Zoning Code) to the contrary, the period of time within which to obtain a building permit and commence construction, or to establish a use, under sections 17.132.320 (design review), 17.134.340 (preservation certificate of appropriateness), 17.212.100 (special permit), 17.216.050 (variance), and 17.220.060 (plan review) of the Zoning Code, including any extensions thereof, shall not include the period of time from February 24, 2012, to February 23, 2015. This section shall apply only to design review approvals, certificates of appropriateness, special permits, variances, and plan reviews that were valid and not expired as of February 24, 2012.

#### Section 3.

This Ordinance is enacted by the City Council as an interim ordinance, without notice and hearing before the Planning Commission and City Council as otherwise required by Section 17.208.010 of the City's Zoning Code. It is anticipated that the economic conditions that are

impacting land development will improve within the three year period from the effective date of this Ordinance.

Therefore, this Ordinance shall remain in effect for a three year period ending February 23, 2015, after which it shall expire and shall be of no further force or effect.

Section 4.

Ordinance No. 2011-001 shall be repealed on the effective date of this Ordinance.

Adopted by the City of Sacramento City Council on January 24, 2012 by the following vote:

Ayes: Councilmembers Ashby, Cohn, D Fong, McCarty, Pannell, Schenirer, Sheedy, and Mayor Johnson.

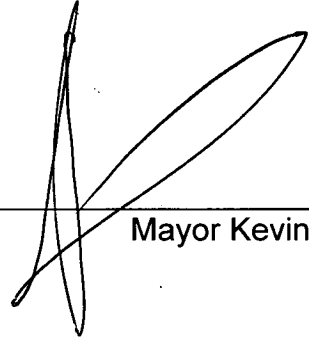
Noes: None.

Abstain: None.

Absent: Councilmember Robert King Fong.

Attest:

  
Shirley Concolino, City Clerk

  
Mayor Kevin Johnson

Passed for Publication: January 17, 2012  
Published: January 20, 2012  
Effective: February 22, 2012