

# COUNCIL COMMITTEE MINUTES

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**COMMITTEE NAME:** LAW AND LEGISLATION Oct 30 2 54 PM '96  
**MEETING DATE:** August 7, 1996  
**MEETING TIME:** 1:00 P.M.  
**LOCATION:** 915 I Street, 2nd Floor, Council Chambers

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

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## 2.0 STAFF REPORTS

### 2.1 Legislative Update

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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

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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.

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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.

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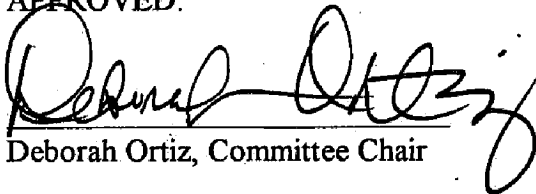
**ADJOURNED** - There being no further business to come before the Law & Legislation Committee, the meeting was adjourned at the hour of 1:48pm.

Respectfully submitted,



Aline Soto, Committee Secretary

APPROVED:



Deborah Ortiz, Committee Chair

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