

*Carl Korced*  
City Attorney

# OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.

Introduced by: Councilmember Jean Quan

**REVISED**

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

08 NOV 16 PM 12:26

**A RESOLUTION EXTENDING FOR ONE YEAR THE EXPIRATION DATE OF PERMITS ISSUED UNDER THE AUTHORITY OF TITLE 17 OF THE OAKLAND MUNICIPAL CODE (PLANNING CODE) AND CREEK PROTECTION PERMITS ISSUED UNDER THE AUTHORITY OF CHAPTER 13.16 OF THE OAKLAND MUNICIPAL CODE THAT EXPIRE PRIOR TO JANUARY 1, 2010 UPON REQUEST AND PAYMENT OF ADMINISTRATIVE FEE**

**WHEREAS**, Senate Bill 1185, approved by the Governor on July 15, 2008, provided one year extension to approvals of tentative maps, which allows cities to preserve development application that are set to expire and that cannot be processed presently due to prevailing adverse economic conditions in the construction industry; and

**WHEREAS**, the extraordinary economic downtown, housing market decline, and difficulty of obtaining loans has resulted in construction projects being stalled, despite having completed the planning approvals process which often entails substantial costs and time; and

**WHEREAS**, the City Council wishes to encourage investment and revitalization activities in our neighborhoods, and encourage the improvement of vacant land and deteriorated buildings; and

**WHEREAS**, extending the validity of planning approvals granted by the City would help retain investment in Oakland at no cost to the City; now, therefore, be it

**RESOLVED:** That the expiration date of permits issued under the authority of the Oakland Municipal Code Title 17 (Planning Code) and Creek Protection Permits issued under the authority of the Oakland Municipal Code Section 13.16 expiring before January 1, 2010 is hereby extended for one year upon request and payment of the administrative extension fee in the Master Fee Schedule (Ordinance 12880 CMS); and be it

**FURTHER RESOLVED:** This additional one year exception shall not apply to properties that have been issued an administrative citation under Oakland Municipal Code Chapter 1.12 ("blighted property") or to properties where an administrative citation is issued between the adoption date of this Resolution and January 1, 2010; and be it

**FURTHER RESOLVED:** The appeal section contained in Oakland Municipal Code Chapter 17.132 applies to the administrative determination and interpretations made pursuant to this Resolution; and be it

**FURTHER RESOLVED:** That the City Council may grant further extensions to planning approvals if necessitated by economic circumstances.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 20\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE  
NOES -  
ABSENT -  
ABSTENTION -

ATTEST: \_\_\_\_\_  
LaTonda Simmons  
City Clerk and Clerk of the Council  
of the City of Oakland, California