

ORDINANCE NO.

AN URGENCY INTERIM ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKLIN  
ADOPTING A ONE YEAR TIME EXTENSION FOR CERTAIN LAND USE ENTITLEMENTS  
IN THE CITY OF ROCKLIN

The City Council of the City of Rocklin hereby does ordain as follows:

Section 1. In the interest of protecting the health, safety, and welfare of the residents in the City of Rocklin, it is the purpose and intent of this ordinance to grant a one year extension of time for certain land use. The City Council has authority to adopt this ordinance pursuant to California Constitution Article XI, Section 7 and Government Code Section 36937.

Section 2. On March 4, 2020, Governor Gavin Newsom (Governor) proclaimed a State of Emergency in California as a result of the COVID-19 pandemic. On March 19, 2020, the Governor issued Executive Order N-33-20 ordering all residents of California to stay at home (Directive), unless in the category of essential services.

The City Council of the City of Rocklin finds and declares that the current COVID-19 State of Emergency, Proclamation, and Directive are delaying the start and completion of construction of land development projects, and the land use entitlement approvals for these projects are at an immediate risk of expiring due to no fault of landowners and developers. Because the processing, approval, and issuance of land use entitlements represent a substantial investment of money, time, and effort toward the successful completion of these projects, expiration of these entitlements represents a significant loss to landowners, developers, the local economy, and the City. The City Council desires to protect against this potential loss and preserve development opportunities by granting additional time to the term of the entitlements.

Section 3. All currently approved and valid design review, conditional use permit, specific plan use permit, and variance entitlements that have not expired by the effective date of this Ordinance shall be automatically extended for one year from the original date of their expiration.

Section 4. ). This ordinance is intended to preserve the status quo, and it will not cause a direct physical change in the environment, nor a reasonably foreseeable indirect physical change in the environment. The enactment of this ordinance, therefore, does not constitute the approval of a project under the California Environmental Quality Act ("CEQA"), and it is exempt from CEQA. (Pub. Res. Code § 21065, CEQA Guidelines §§ 15060(c),(2)(3); 15061(b)(3); 15064(d)(3); 15378(a).)

Section 5. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable. This City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed and the balance of the ordinance be enforced.

Section 6. This ordinance is enacted by the City Council as an interim urgency ordinance, without notice and hearing before the Planning Commission.

Section 7. This Ordinance is hereby declared to be an urgency measure, immediately necessary for the public peace, health and safety and shall take effect May 26, 2020. A statement of urgency follows:

The City Council of the City of Rocklin finds and declares that the current COVID-19 State of Emergency, Proclamation and Directive are delaying the start and completion of land development projects, and the land use entitlement approvals for these projects are at an immediate risk of expiring due to no fault of landowners and developers. Because the processing, approval, and issuance of land use entitlements represent a substantial investment of money, time, and effort toward the successful completion of these projects, expiration of these entitlements represents a significant loss for landowners, developers, the local economy and the City. Therefore, a one year extension of time for certain land use entitlements from their original expiration date is essential for the orderly and necessary continuance of operations of the City.

Section 8. The City Clerk is hereby authorized and directed to publish this Ordinance in accordance with California Government Code section 36933.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Rocklin held on May 26, 2020, by the following roll-call vote:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT: Councilmembers:

ABSTAIN: Councilmembers:

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Greg Janda, Mayor

ATTEST:

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Hope Ithurnburn, City Clerk