

BEFORE THE CITY COUNCIL  
GARDEN CITY, ADA COUNTY, IDAHO

In the Matter of:	)	DSRFY2021-0011
	)	
Extension Request	)	FINDINGS OF FACT,
Address: 208 E. 33 <sup>rd</sup> Street	)	CONCLUSIONS OF LAW
Garden City, Ada County, Idaho	)	AND DECISION
_____	)	

THIS MATTER, came before the Garden City Council for consideration on April 25, 2022. The City Council reviewed the request. Based on the evidence presented, pursuant to Garden City Code § 8-6-A. 8 the City Council makes the following Findings of Fact, Conclusions of Law, and Decision:

**FINDINGS OF FACT**

1. The requestor is Jason Jones with Wee Boise, Inc.
2. The property owner of record is Wee Boise, Inc.
3. The location of the project is 208 E. 33<sup>rd</sup> Street; Ada County Assessor parcel number(s) R2734541364.
4. The application was approved on April 5, 2021.
5. The City Council upheld the approval on May 10, 2021.
6. The City Council considered this extension request in writing on April 25, 2022.
7. The record contains:
  - a. Applicant request.
  - b. Record documents for DSRFY2021-0021
8. The following standards in the Garden City Code apply to this proposal:

Standards	Compliant	Conclusions
<b>GCC 8-6A-8 Expiration of Approvals</b>	Yes	1. Good Cause exists for the request: <u>Explanation:</u> Good cause for the request exists. The pandemic has created a number of material and labor shortages. Furthermore, there is now approval of a version of this project that was previously

		<p>denied, and time is needed to evaluate which approval to utilize.</p> <p>2. The application and or applicable city regulations have not changed.</p> <p><u>Explanation:</u> The applicable city regulations have not changed.</p> <p>3. There has not been change in the neighborhood, plans or policies that affect the compatibility of the project:</p> <p><u>Explanation:</u> There has not been change in the neighborhood, plans or policies that affect the compatibility of the project.</p> <p>4. The subject property is compliant and has been compliant, or actively pursuing compliance with all city, state and federal codes and laws since the date of application:</p> <p><u>Explanation:</u> There are no known violations at the subject property. It is presumed that the property is compliant and has been compliant, or actively pursuing compliance with all city, state and federal codes and laws since the date of application.</p> <p>5. It is in the City's best interest to grant the extension:</p> <p><u>Explanation:</u> It is in the City's best interest to grant the extension.</p>
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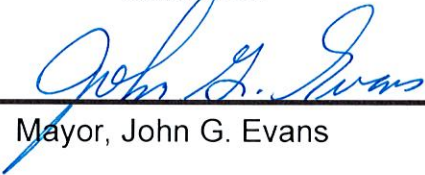
## CONCLUSIONS OF LAW

The City Council reviewed the application with regard to Garden City Code, Title 8, and concludes the application **does** meet the standards of approval under G.C.C. § 8-6-A.8.

## DECISION

WHEREFORE, based upon the foregoing Findings of Fact and Conclusions of Law contained herein, the Garden City Council does hereby **Approve** this request for an extension of the building permit.

1. This approval is for a one-year extension to May 10, 2023.
2. Final decisions may be subject to judicial review pursuant to the Idaho Administrative Procedures Act, Chapter 65 Title 67 Idaho Code.
3. A takings analysis pursuant to Idaho Code may be requested on certain final decisions.



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Mayor, John G. Evans

4-29-22

Date