

BEFORE THE CITY COUNCIL
GARDEN CITY, ADA COUNTY, IDAHO

In the Matter of:)) Extension Request) Address: 208 E. 33 rd Street) Garden City, Ada County, Idaho) _____)	DSRFY2021-0011 FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISION
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THIS MATTER, came before the Garden City Council for consideration on April 24, 2023. 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. 33rd 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. A one-year extension was granted on April 24, 2022, to May 10, 2023.
7. The request was submitted in writing on April 10, 2023.
8. The City Council considered this extension request on April 24, 2023.
9. The record contains:
 - a. Applicant request.
 - b. Record documents for DSRFY2021-0021
10. The following standards in the Garden City Code apply to this proposal:

Standards	Compliant	Conclusions
GCC 8-6A-8 Expiration of Approvals	Yes	1. Good Cause exists for the request: <u>Explanation:</u> Good cause for the request exists.

		<p>There has been staffing constraints outside of the applicant's control.</p> <p>2. The application and or applicable regulations have not changed.</p> <p><u>Explanation:</u> There has not been a substantial change in the application. The code under which this application was reviewed has been repealed. The application is compliant with base zoning provisions.</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 property is compliant and has been compliant, or actively pursuing compliance with all city, state, and federal with codes and laws since the date of approval:</p> <p><u>Explanation:</u> There are no current known code compliance violations at the property.</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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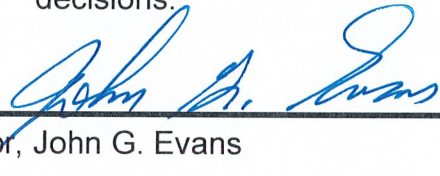
CONCLUSIONS OF LAW

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, 2024.
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.



04/24/2023

Mayor, John G. Evans

Date