

RESOLUTION NO. 2003-256

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
EXEMPTING NON-RESIDENTIAL DEVELOPMENT PROJECTS FROM THE CITY
OF ELK GROVE DESIGN GUIDELINES REVIEW PROCESS, THAT ARE
CURRENTLY IN THE BUILDING PERMIT PROCESS AND APPROVED
BY PLANNING PRIOR TO OCTOBER 1, 2003**

WHEREAS, on September 4, 2002, the City Council directed the establishment of a Design Review process and preparation of Citywide Design Guidelines in phases (by land use type), including guidelines for non-residential development as the second phase; and

WHEREAS, on March 19, 2003, the City Council adopted a Design Review Ordinance establishing the expanded Design Review Process and Citywide Design Guidelines for single-family residential subdivision maps and master home plans as the first phase of guidelines; and

WHEREAS, on October 1, 2003, the City Council adopted the second phase of the Citywide Design Guidelines for non-residential development; and,


WHEREAS, the City Council of the City of Elk Grove has the authority to regulate design as a police power granting local land use control under the State Enabling Legislation and subsequent case law regarding aesthetic regulation.

NOW THEREFORE, BE IT RESOLVED, the City Council of the City of Elk Grove does hereby exempt non-residential development projects from the City of Elk Grove Design Guidelines review process that are currently in the Building Permit process and approved by Planning prior to October 1, 2003.

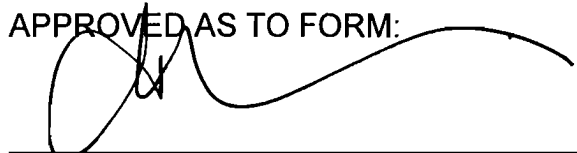
PASSED AND ADOPTED by the City Council of the City of Elk Grove on the 17th day of December 2003.


SOPHIA SCHERMAN, MAYOR of the
CITY OF ELK GROVE

ATTEST:


PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:


ANTHONY B. MANZANETTI,
CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2003-256**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO)
CITY OF ELK GROVE) ss

I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on the 17th day of December 2003 by the following vote:

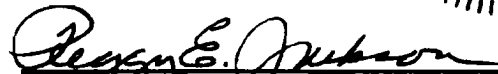
AYES 4: COUNCILMEMBERS: Scherman, Soares, Briggs, Leary

NOES 0: COUNCILMEMBERS:

ABSTAIN 0: COUNCILMEMBERS:

ABSENT 1: COUNCILMEMBERS: Cooper





**Peggy E. Jackson, City Clerk
City of Elk Grove, California**