

RESOLUTION NO. 2021-XXX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA APPROVING A SECOND ONE-YEAR EXTENSION OF CONDITIONAL USE PERMIT NO. 2017-29 AND VARIANCE NO. 2017-07 FOR THE HAMPTON INN HOTEL DEVELOPMENT TO BE LOCATED AT 2129 NORTH MAIN STREET

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SANTA ANA AS FOLLOWS:

**Section 1.** The City Council of the City of Santa Ana hereby finds, determines and declares as follows:

- A. On February 20, 2018, the City Council affirmed the Planning Commission's recommendation to approve Conditional Use Permit No. 2017-29 and Variance No. 2017-07 to allow the development of a six-story, 135-room hotel development at 2129 North Main Street. On February 20, 2020, the applicant requested an extension of the entitlements.
- B. On March 17, 2020, the City Council adopted a resolution approving the first of three possible one-year entitlement extensions for the project. Shortly thereafter, a state of local emergency was declared stemming from the COVID-19 pandemic. Successive executive orders extended the expiration date from February 20, 2021 to August 20, 2021.
- C. Due to difficulties in securing funding for hospitality projects such as the proposed hotel stemming from the global COVID-19 pandemic, the applicant has been unable to move forward with the development and is requesting a second extension for the conditional use permit and variance. It is the Planning Division's policy to recommend no more than one-year extensions at a time, mainly in an effort to encourage the construction of previously approved projects.
- D. Upon the securing of funding for the project, the applicant intends to obtain all necessary building permits for the project. The plans for the project have completed the plan check phase of development and are ready for permit issuance. The applicant expects to obtain permits and start construction later this year.
- E. Pursuant to City of Santa Ana Municipal Code Section 41-647, where construction does not commence, these types of entitlements expire after two (2) years unless the applicant applies for, and the City Council approves, an extension. Up to three extensions may be granted.

- F. The applicant filed a request for the extension on August 17, 2021. The extension request came before the City Council on September 21, 2021.
- G. In accordance with the California Environmental Quality Act (CEQA) and the CEQA Guidelines, the extension for this project is exempt pursuant to Section 15061(b)(3). This determination has been made as it has been determined that the proposed action does not have the potential to cause a significant effect on the environment.

**Section 2.** Conditional Use Permit No. 2017-29 and Variance No. 2017-07 are each hereby extended for a period of one (1) year until August 20, 2022. This decision is based upon the evidence submitted, which includes, but is not limited to, the Request for Council Action dated September 21, 2021, and exhibits attached thereto, and any public testimony, all of which are incorporated herein by this reference.

**Section 3.** This Resolution shall take effect immediately upon its adoption by the City Council, and the Clerk of the Council shall attest to and certify the vote adopting this Resolution.

ADOPTED this \_\_\_\_ day of September, 2021.

\_\_\_\_\_  
Vicente Sarmiento  
Mayor

APPROVED AS TO FORM:  
Sonia R. Carvalho  
City Attorney

By: John M. Funk  
John M. Funk  
Sr. Assistant City Attorney

AYES: Councilmembers \_\_\_\_\_

NOES: Councilmembers \_\_\_\_\_

ABSTAIN: Councilmembers \_\_\_\_\_

NOT PRESENT: Councilmembers \_\_\_\_\_

CERTIFICATE OF ATTESTATION AND ORIGINALITY

I, DAISY GOMEZ, Clerk of the Council, do hereby attest to and certify the attached Resolution No. 2021-\_\_\_\_\_ to be the original resolution adopted by the City Council of the City of Santa Ana on \_\_\_\_\_, 2021.

Date: \_\_\_\_\_

\_\_\_\_\_  
Clerk of the Council  
City of Santa Ana