

FORM

DS-4107

March 2023

Declaration: Eligibility for Processing as a Postentitlement Phase Permit Housing Project (AB 2234)

This affidavit is for the property owner to affirm compliance with the regulations that govern eligibility for special processing timelines that apply to certain projects as described in [Assembly Bill 2234](#) as it amended the California Government Code.

I am the Owner of the Premises located at:

Street Address: _____

Assessor Parcel Number (APN): _____

I am seeking a Postentitlement Phase Permit or permits for a project that meets the eligibility criteria contained in [Assembly Bill 2234](#) as it amended the California Government Code and, by signing this declaration, I state that the Project meets each of those eligibility criteria. I also acknowledge that, if my project does not in fact meet the eligibility criteria, the City may require that my application be re-submitted and my review process re-initiated and that, if my project scope changes in a way that renders it no longer eligible, I have a responsibility to inform the City. I provide the following information to describe further how the Project complies with the relevant regulations and acknowledge my obligations with respect to the Project.

A. The Project meets all applicable eligibility qualifications:

- i. The development activity covered by this Project required entitlements (discretionary permits) that have been approved. The discretionary project number(s) (PTS- or PRJ-) is/are. And the approved permit(s) is/are:

- ☐ Planned Development Permit
- ☐ Site Development Permit
- ☐ Neighborhood Development Permit
- ☐ Neighborhood Use Permit
- ☐ Conditional Use Permit
- ☐ Vesting Tentative Map
- ☐ Tentative Map
- ☐ Coastal Development Permit
- ☐ Variance
- ☐ Other _____

and

- ii. The project conforms with one of the following (check one):

The project creates two or more new dwelling units (not including accessory dwelling units or junior accessory dwelling units), is wholly comprised of residential uses, and is not a single dwelling unit project.

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☐ A mixed-use project that is at least 2/3 residential, as determined by square footage:

- Total Project square footage: _____
- Residential square footage: _____
- Percentage of total that is residential: _____ ;

☐ A "transitional housing facility" as defined in [Sec. 141.0313](#) of the Land Development Code; or

☐ "Permanent supportive housing" as defined in [Sec. 113.0103](#) of the Land Development Code;

AND

B. The permit(s) being sought is/are one or more of the following (Check all that apply.):

- ☐ Building or Combination Building Permit
- ☐ Demolition Permit
- ☐ A permit for minor or standard off-site improvements as described in [IB-165](#); or
- ☐ A permit for minor or standard excavation and grading, as described in [IB-559](#); AND

C. The project contains _____ dwelling units, which renders it part of the following category: (check one)

- ☐ 2-25 units or
- ☐ 26 or more units

I _____, certify, under penalty of perjury under the laws of the State of California, that the foregoing is true and correct.

Owner	
Name:	
Signature	Date

For City Use Only

Development Services Department, Land Development Review Division	
Name:	
Title	Date
Signature	

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