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July 16, 2024

HONORABLE CITY COUNCIL

RE: Extension of review period for Chapter 50 text amendment—"Childcare Ordinance"

Due to the need for further discussion on the proposed Chapter 50 text amendment relative to the definitions, permissibility and regulation of childcare facilities, an extension of Your Honorable Body's review period for that ordinance is appropriate. The provisions related to the Childcare Ordinance were addressed in the CPC report of April 3, 2024; the Planning Commission's report and recommendation were first taken up by City Council on April 9, 2024.

Regarding the 120-day ordinance review period, the Zoning Ordinance specifies the following:

Sec. 50-3-16. - Inaction by review and decision-making bodies; City Council.

Where a petition for a proposed text or map amendment to this chapter is not voted upon by the City Council within 120 days of the time of receipt of the City Planning Commission's report, it shall be deemed to have been denied, unless extended by the City Council. The City Council's receipt of the City Planning Commission report occurs on the first day that the report appears on the City Council's formal agenda.

The 120th day of the current review period is August 6, 2024 when Your Honorable Body is on recess. Please find the attached resolution which extends the ordinance review period for an additional 120 days.

Respectfully submitted,



Marcell R. Todd, Jr., Director
M. Rory Bolger, PHD, City Planner

A RESOLUTION BY COUNCIL MEMBER _____ :

WHEREAS, The City Planning Commission held a public hearing on July 29, 2023 on a proposed text amendment to Chapter 50, *Zoning*, regarding definitions, permissibility, and regulations of childcare facilities; and

WHEREAS, At its subsequent meeting of September 21, 2023, the Planning Commission discussed possible revisions to the draft ordinance; and

WHEREAS, on January 5, 2024, the Planning Commission identified four revisions to the childcare ordinance for which a second public hearing would be required; and

WHEREAS, on February 15, 2024, a second public hearing was convened to consider the revised childcare ordinance; and

WHEREAS, on February 22, 2024, the City Planning Commission voted to recommend approval of the revised Childcare Ordinance to City Council; and

WHEREAS, City Council took up the report and recommendation of the City Planning Commission, dated April 3, 2024, for approval of the proposed text amendment on April 9, 2024; and

WHEREAS, in the course of discussion at City Council and at its public hearing of July 18, 2024, it was determined that additional time was needed for review of the proposed childcare facility provisions; and

WHEREAS, The Detroit Zoning Ordinance provides in Sec. 50-3-16 that where a petition for a proposed amendment to the Zoning Ordinance is not acted upon by the City Council within one hundred twenty (120) days of the date of receipt of the City Planning Commission's report, it shall be deemed to have been denied, unless extended by the City Council; and

WHEREAS, The 120-day review period shall expire on August 6, 2024; and

WHEREAS, The Detroit City Council finds it appropriate to extend the 120-day review period for the proposed text amendment related to childcare facilities; **NOW THEREFORE BE IT**

RESOLVED, The Detroit City Council hereby extends the review period of the proposed text amendment to Chapter 50 regarding childcare facilities for an additional 120 days until December 4, 2024.