

I move that **CB21-0516** be amended in the following particulars:

1) On page 2, line 29, strike “subsection 2 of this ordinance” and replace with **“subsections 2 and 3 of this Section 2”**.

2) On page 4, line 3, add a new subsection 3 that reads as follows:

**“3. Notwithstanding subsection 1 of this Section 2, if requested by an applicant, a formal site development plan application submitted under Section 12.4.3 of the Denver Zoning Code may be processed to completion under the provisions of the 2018 Denver Zoning Code including the amendments found in Clerk File Numbers 2018-0204, 2018-0414, 2018-0532, 20190046, 20190058, 20190075, and 20200090, and the Corrections (together, the “November 12, 2020 Denver Zoning Code”) if a site development concept plan application was filed with CPD between September 1, 2019 and February 10, 2021, and the application proposed a specific use type no longer listed in the use and parking tables of the March 31, 2021 Denver Zoning Code. A formal site development plan application processed under the provisions of the November 12, 2020 Denver Zoning Code pursuant to this Section 2.3 shall be subject to the following requirements:**

**(i) If the formal site development plan application has not received approval by the development review committee on or before 4:30 P.M. Mountain Standard Time, May 1, 2023, the application shall be void. Once a formal site development plan application becomes void, all new site development plan applications will be processed under the Denver Zoning Code then in effect. No extensions of time will be granted.**

**(ii) The site development plan application must meet all of the standards and requirements of the November 12, 2020 Denver Zoning Code, and an applicant may not substitute standards and requirements of the November 12, 2020 Denver Zoning Code with those set forth in any subsequent amendments to the Denver Zoning Code.**

***(iii) A formal site development plan approved under the provisions of the November 12, 2020 Denver Zoning Code, if requested by an applicant, may be modified or amended applying the November 12, 2020 Denver Zoning Code if the application for modification or amendment is approved by 4:30 P.M., Mountain Standard Time, May 1, 2023. Any application for modification or amendment to such formal site development plan approved under the provisions of the November 12, 2020 Denver Zoning Code that does not receive approval by May 1, 2023, must comply with the Denver Zoning Code then in effect according to Section 12.3.7 of the Denver Zoning Code. No extensions of time will be granted.”***

#### **PURPOSE OF THE AMENDMENT**

The purpose of this amendment is to allow certain projects to be processed under the version of the Denver Zoning Code prior to enactment of the group living amendment to the code. Specifically, this amendment applies to projects meeting 2 criteria: the project submitted a site development concept plan between September 1, 2019 and February 10, 2021; and the project proposed a use that was no longer listed in the Denver Zoning Code’s use and parking tables after enactment of the group living amendments to the code.