

SAN FRANCISCO PLANNING COMMISSION



Notice of Hybrid Hearing & Agenda

This Meeting will be held in:
Commission Chambers, Room 400
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Thursday, June 16, 2022

1:00 p.m.

Regular Meeting

Commissioners:

Rachael Tanner, President
Kathrin Moore, Vice President
Sue Diamond, Frank Fung, Theresa Imperial,
Joel Koppel, Gabriella Ruiz

Commission Secretary:

Jonas P. Ionin

Hearing Materials are available at:

[Planning Commission Packet and Correspondence](#)

Commission Hearing Broadcasts:

Live stream: <https://sfgovtv.org/planning>
Live, Thursdays at 1:00 p.m., Cable Channel 78
Re-broadcast, Fridays at 8:00 p.m., Cable Channel 26

Disability and language accommodations available upon request to:
commissions.secretary@sfgov.org or (628) 652-7589 at least 48 hours in advance.

Ramaytush Ohlone Acknowledgement

The Planning Commission acknowledges that we are on the unceded ancestral homeland of the Ramaytush Ohlone, who are the original inhabitants of the San Francisco Peninsula. As the indigenous stewards of this land and in accordance with their traditions, the Ramaytush Ohlone have never ceded, lost, nor forgotten their responsibilities as the caretakers of this place, as well as for all peoples who reside in their traditional territory. As guests, we recognize that we benefit from living and working on their traditional homeland. We wish to pay our respects by acknowledging the Ancestors, Elders, and Relatives of the Ramaytush Ohlone community and by affirming their sovereign rights as First Peoples.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact the Sunshine Ordinance Task Force at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 409; phone (415) 554-7724; fax (415) 554-7854; or e-mail at sotf@sfgov.org. Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Library and on the City's website at www.sfbos.org/sunshine.

Privacy Policy

Personal information that is provided in communications to the Planning Department is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

Members of the public are not required to provide personal identifying information when they communicate with the Planning Department and its commissions. All written or oral communications that members of the public submit to the Department regarding projects or hearings will be made available to all members of the public for inspection and copying. The Department does not redact any information from these submissions. This means that personal information including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Department and its commissions may appear on the Department's website or in other public documents that members of the public may inspect or copy.

Accessible Meeting Information

Commission hearings are held in Room 400 at City Hall, 1 Dr. Carlton B. Goodlett Place in San Francisco. City Hall is open to the public Monday through Friday from 8:00 a.m. to 8:00 p.m. and is accessible to persons using wheelchairs and other assistive mobility devices. Ramps are available at the Grove, Van Ness and McAllister entrances. A wheelchair lift is available at the Polk Street entrance.

Transit: The nearest accessible BART station is Civic Center. Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness stations). MUNI bus routes also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information regarding MUNI accessible services, call (415) 701-4485 or call 311.

Parking: Accessible parking is available at the Civic Center Underground Parking Garage (McAllister and Polk), and at the Performing Arts Parking Garage (Grove and Franklin). Accessible curbside parking spaces are located all around City Hall.

Disability Accommodations: To request assistive listening devices, real time captioning, sign language interpreters, readers, large print agendas or other accommodations, please contact the Commission Secretary at (628) 652-7589, or commissions.secretary@sfgov.org at least 72 hours in advance of the hearing to help ensure availability.

Language Assistance: To request an interpreter for a specific item during the hearing, please contact the Commission Secretary at (628) 652-7589, or commissions.secretary@sfgov.org at least 48 hours in advance of the hearing.

Allergies: In order to assist the City in accommodating persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, please refrain from wearing scented products (e.g. perfume and scented lotions) to Commission hearings.

SPANISH: Agenda para la Comisión de Planificación. Si desea asistir a la audiencia, y quisiera obtener información en Español o solicitar un aparato para asistencia auditiva, llame al (628) 652-7589. Por favor llame por lo menos 48 horas de anticipación a la audiencia.

CHINESE: 規劃委員會議程。聽證會上如需要語言協助或要求輔助設備，請致電(628) 652-7589。請在聽證會舉行之前的至少48個小時提出要求。

FILIPINO: Adyenda ng Komisyon ng Pagpapalano. Para sa tulong sa lengguwahe o para humiling ng Pantulong na Kagamitan para sa Pagdinig (headset), mangyari lamang na tumawag sa (628) 652-7589. Mangyaring tumawag nang maaga (kung maaari ay 48 oras) bago sa araw ng Pagdinig.

RUSSIAN: Повестка дня Комиссии по планированию. За помощью переводчика или за вспомогательным слуховым устройством на время слушаний обращайтесь по номеру (628) 652-7589. Запросы должны делаться минимум за 48 часов до начала слушания.

This meeting will be held in person at the location listed above. As authorized by California Government Code Section 54953(e) and Mayor Breed's 45th Supplement to her February 25, 2020, emergency proclamation, it is possible that some members of the Planning Commission may attend this meeting remotely. In that event, those members will participate and vote by video. Members of the public may attend the meeting to observe and provide public comment at the physical meeting location listed above or online at <https://sfplanning.org/>. Instructions for providing remote public comment are below.

Remote Access to Information and Participation

In accordance with Governor Newsom's statewide order for all residents to Shelter-in-place - and the numerous preceding local and state proclamations, orders and supplemental directions - aggressive directives have been issued to slow down and reduce the spread of the COVID-19 virus.

On April 3, 2020, the Planning Commission was authorized to resume their hearing schedule through the duration of the shelter-in-place remotely. Therefore, the Planning Commission meetings will be held via videoconferencing and allow for remote public comment. The Commission strongly encourages interested parties to submit their comments in writing, in advance of the hearing to commissions.secretary@sfgov.org. Visit the SFGovTV website (<https://sfgovtv.org/planning>) to stream the live meetings or watch on a local television station.

Public Comment call-in: (415) 655-0001 / Access code: 2483 974 1745

The public comment call-in line number will also be provided on the Department's webpage <https://sfplanning.org/> and during the live SFGovTV broadcast.

As the COVID-19 emergency progresses, please visit the Planning website regularly to be updated on the current situation as it affects the hearing process and the Planning Commission.

ROLL CALL:

President: Rachael Tanner
Vice-President: Kathrin Moore
Commissioners: Sue Diamond, Frank Fung, Theresa Imperial,
Joel Koppel, Gabriella Ruiz

A. CONSIDERATION OF ITEMS PROPOSED FOR CONTINUANCE

The Commission will consider a request for continuance to a later date. The Commission may choose to continue the item to the date proposed below, to continue the item to another date, or to hear the item on this calendar.

- 1a. 2009.0159ENV-03 (N. FOSTER: (628) 652-7330)
1500-1540 MARKET STREET (ONE OAK) – north side between Oak Street and Van Ness Avenue; Lots 001, 002, 003, 004 and 005 in Assessor’s Block 0836 (District 5) – Adoption of **Findings and Statement of Overriding Considerations** under the California Environmental Quality Act (CEQA). The proposed project (“Project”) would demolish two, non-residential buildings and surface parking lot and construct a new 40-story building reaching a roof height up to 400 feet tall (approximately 416 feet tall inclusive of mechanical equipment, or 437 feet tall inclusive of elevator overrun and rooftop screening). The Project includes approximately 455,000 gross square feet of residential uses, and approximately 2,500 gross square feet of ground floor retail, with a total of 460 dwelling units comprised of 100 studio units, 159 one-bedroom units, and 201 two-bedroom units. The Project includes 112 off-street accessory parking spaces, three car share spaces, one off-street freight loading space, two off-street service loading vehicle spaces, and 190 Class 1 and 25 Class 2 bicycle parking spaces. To further activate the ground floor experience, the Project would construct a public plaza and shared public right-of-way within a portion of the Oak Street (Oak Plaza). At a later date, the Project Sponsor will seek approval of an In-Kind Fee Waiver Agreement in order to provide additional public realm improvements within Oak Plaza. These additional public realm improvements will be subject to the Planning Commission’s separate and future approval of the Project Sponsor’s In-Kind Fee Waiver Agreement. The subject property is located within a C-3-G (Downtown General) Zoning District, Van Ness & Market Downtown Residential SUD (Special Use District), and 120/400-R-2 and 120-R-2 Height and Bulk Districts.
Preliminary Recommendation: Adopt Findings
(Proposed for Continuance to June 30, 2022)
- 1b. 2021-007611SHD (N. FOSTER: (628) 652-7330)
1500-1540 MARKET STREET (ONE OAK) – north side between Oak Street and Van Ness Avenue; Lots 001, 002, 003, 004 and 005 in Assessor’s Block 0836 (District 5) – Adoption of **Shadow Findings** pursuant to Section 295 that net new shadows attributable to the Project would not adversely affect the use of either Patricia's Green, or Page & Laguna Mini-Park, two properties under the jurisdiction of the Recreation and Park Commission (Section 295). The proposed project (“Project”) would demolish two, non-residential buildings and surface parking lot and construct a new 40-story building reaching a roof height up to 400 feet tall (approximately 416 feet tall inclusive of mechanical equipment, or 437 feet tall inclusive of elevator overrun and rooftop screening). The Project includes approximately 455,000 gross square feet of residential uses, and approximately 2,500 gross square feet of ground floor retail, with a total of 460 dwelling units comprised of 100 studio units, 159

one-bedroom units, and 201 two-bedroom units. The Project includes 112 off-street accessory parking spaces, three car share spaces, one off-street freight loading space, two off-street service loading vehicle spaces, and 190 Class 1 and 25 Class 2 bicycle parking spaces. To further activate the ground floor experience, the Project would construct a public plaza and shared public right-of-way within a portion of the Oak Street (Oak Plaza). At a later date, the Project Sponsor will seek approval of an In-Kind Fee Waiver Agreement in order to provide additional public realm improvements within Oak Plaza. These additional public realm improvements will be subject to the Planning Commission's separate and future approval of the Project Sponsor's In-Kind Fee Waiver Agreement. The subject property is located within a C-3-G (Downtown General) Zoning District, Van Ness & Market Downtown Residential SUD (Special Use District), and 120/400-R-2 and 120-R-2 Height and Bulk Districts.

Preliminary Recommendation: Adopt Findings
(Proposed for Continuance to June 30, 2022)

- 1c. 2021-007611DNX (N. FOSTER: (628) 652-7330)
1500-1540 MARKET STREET (ONE OAK) – north side between Oak Street and Van Ness Avenue; Lots 001, 002, 003, 004 and 005 in Assessor's Block 0836 (District 5) – Request for **Downtown Project Authorization** pursuant to Planning Code Sections 210.2 and 309 to allow a project greater than 50,000 square feet of floor area within a C-3 Zoning District with exceptions for useable open space (Section 135); permitted obstructions (decorative architectural features) over sidewalks (Section 136); exposure (Section 140); reduction of ground-level wind currents (Section 148); lot coverage (Section 249.33); volumetric limitations for roof enclosures and screens (Section 260); and bulk (Section 270). The proposed project ("Project") would demolish two, non-residential buildings and surface parking lot and construct a new 40-story building reaching a roof height up to 400 feet tall (approximately 416 feet tall inclusive of mechanical equipment, or 437 feet tall inclusive of elevator overrun and rooftop screening). The Project includes approximately 455,000 gross square feet of residential uses, and approximately 2,500 gross square feet of ground floor retail, with a total of 460 dwelling units comprised of 100 studio units, 159 one-bedroom units, and 201 two-bedroom units. The Project includes 112 off-street accessory parking spaces, three car share spaces, one off-street freight loading space, two off-street service loading vehicle spaces, and 190 Class 1 and 25 Class 2 bicycle parking spaces. To further activate the ground floor experience, the Project would construct a public plaza and shared public right-of-way within a portion of the Oak Street (Oak Plaza). At a later date, the Project Sponsor will seek approval of an In-Kind Fee Waiver Agreement in order to provide additional public realm improvements within Oak Plaza. These additional public realm improvements will be subject to the Planning Commission's separate and future approval of the Project Sponsor's In-Kind Fee Waiver Agreement. The subject property is located within a C-3-G (Downtown General) Zoning District, Van Ness & Market Downtown Residential SUD (Special Use District), and 120/400-R-2 and 120-R-2 Height and Bulk Districts.
- Preliminary Recommendation: Approve with Conditions*
(Proposed for Continuance to June 30, 2022)

- 1d. 2021-007611VAR (N. FOSTER: (628) 652-7330)
1500-1540 MARKET STREET (ONE OAK) – north side between Oak Street and Van Ness Avenue; Lots 001, 002, 003, 004 and 005 in Assessor's Block 0836 (District 5) – Request for **Variance** pursuant to Section 305 to permit relief from the strict requirements of the

Planning Code related to above-grade parking setback requirements (Section 145.1(c)(1)), and Request for **Height Exemption** pursuant to Section 305 to permit relief from the strict limits of the Planning Code for the height of the elevator penthouse to accommodate the elevator overrun (Section 260(b)(1)(B)). The proposed project ("Project") would demolish two, non-residential buildings and surface parking lot and construct a new 40-story building reaching a roof height up to 400 feet tall (approximately 416 feet tall inclusive of mechanical equipment, or 437 feet tall inclusive of elevator overrun and rooftop screening). The Project includes approximately 455,000 gross square feet of residential uses, and approximately 2,500 gross square feet of ground floor retail, with a total of 460 dwelling units comprised of 100 studio units, 159 one-bedroom units, and 201 two-bedroom units. The Project includes 112 off-street accessory parking spaces, three car share spaces, one off-street freight loading space, two off-street service loading vehicle spaces, and 190 Class 1 and 25 Class 2 bicycle parking spaces. To further activate the ground floor experience, the Project would construct a public plaza and shared public right-of-way within a portion of the Oak Street (Oak Plaza). At a later date, the Project Sponsor will seek approval of an In-Kind Fee Waiver Agreement in order to provide additional public realm improvements within Oak Plaza. These additional public realm improvements will be subject to the Planning Commission's separate and future approval of the Project Sponsor's In-Kind Fee Waiver Agreement. The subject property is located within a C-3-G (Downtown General) Zoning District, Van Ness & Market Downtown Residential SUD (Special Use District), and 120/400-R-2 and 120-R-2 Height and Bulk Districts.

(Proposed for Continuance to June 30, 2022)

2. 2020-007806CUA (C. MAY: (628) 652-7359)
1314 PAGE STREET – north side between Central Avenue and Lyon Street; Lot 013 in Assessor's Block 1221 (District 5) – Request for **Conditional Use Authorization** pursuant to Planning Code Sections 209.1, 303 and 317 to legalize a dwelling unit merger of two residential flats within a RH-3 (Residential-House, Three-Family) Zoning District and 40-X Height and Bulk District.
Preliminary Recommendation: Disapprove
 (Continued from Regular hearing on April 7, 2022)
(Proposed for Indefinite Continuance)

B. COMMISSION MATTERS

3. Commission Comments/Questions
 - Inquiries/Announcements. Without discussion, at this time Commissioners may make announcements or inquiries of staff regarding various matters of interest to the Commissioner(s).
 - Future Meetings/Agendas. At this time, the Commission may discuss and take action to set the date of a Special Meeting and/or determine those items that could be placed on the agenda of the next meeting and other future meetings of the Planning Commission.

D. DEPARTMENT MATTERS

4. Director's Announcements

5. Review of Past Events at the Board of Supervisors, Board of Appeals and Historic Preservation Commission

E. GENERAL PUBLIC COMMENT

At this time, members of the public may address the Commission on items of interest to the public that are within the subject matter jurisdiction of the Commission except agenda items. With respect to agenda items, your opportunity to address the Commission will be afforded when the item is reached in the meeting. Each member of the public may address the Commission for up to three minutes. When the number of speakers exceed the 15-minute limit, General Public Comment may be moved to the end of the Agenda.

F. REGULAR CALENDAR

The Commission Hearing Procedures provide for presentations by staff; when applicable, followed by a presentation of the project sponsor team; followed by public comment. Please be advised that the project sponsor team includes: the sponsor(s) or their designee, lawyers, architects, engineers, expeditors, and/or other advisors.

6. [2021-010017AHB](#) (C. FEENEY: (628) 652-7313)
5250 THIRD STREET – west side between Thornton and Williams Avenues; Lots 005, 006, 007, 008, 009, and 010 of Assessor's Block 5411 (District 10) – Request for **HOME-SF Project Authorization**, pursuant to Planning Code Sections 206.3, 328, and 737, to allow construction of a seven-story, 65-foot-tall building containing 100 dwelling units on a vacant lot. The project includes Zoning Modifications for inner courts as open space and Exceptions for the rear yard and dwelling unit exposure. The building will provide 3,330 square feet of common amenity space, 100 Class 1 and six Class 2 bicycle parking spaces, 5,875 square feet of common open space, and private decks for 90 of the proposed units, within the Bayview NCD (Neighborhood Commercial District) Zoning District, Third Street SUD (Special Use District), and 40-X Height and Bulk District. This action constitutes the Approval Action for the project for the purposes of CEQA, pursuant to San Francisco Administrative Code Section [31.04\(h\)](#).
Preliminary Recommendation: Approve with Condition
(Continued from Regular hearing on June 2, 2022)
7. [2020-006544CUA](#) (E. SAMONSKY: (628) 652-7417)
1721 15TH STREET – south side between Albion and Valencia Streets; Lot 057 in Assessor's Block 3555 (District 9) – Request for **Conditional Use Authorization** pursuant to Planning Code Sections Code Sections 121.1 and 303 to construct two residential buildings, including a six-story, 65-foot tall building containing 46 dwelling units and a three-story, 36-foot tall building containing four dwelling units (in total 21 two-bedroom, 21 one-bedroom, and eight studios) under the Individually Requested State Density Bonus Program pursuant to Planning Code Section 206.6 and California Government Code Section 65915. The project seeks waivers from development standards, including Dwelling Unit Open Space (Section 135), Exposure (Section 140), Active Frontage (Section 145.1), and Height (Section 250) requirements of the Planning Code, as well as a concession/incentive from the Rear Yard (Section 134) requirements pursuant to State Density Bonus Law. The Project is located within the Valencia NCT (Neighborhood Commercial Transit) Zoning District and 55-X Height and Bulk District. This action

constitutes the Approval Action for the project for the purposes of CEQA, pursuant to San Francisco Administrative Code Section [31.04\(h\)](#).

Preliminary Recommendation: Approve with Conditions

- 8a. [2005.0759ENX-02](#) (X. LIANG: (628) 652-7316)
725-765 HARRISON STREET – south side between 3rd Street and 4th Street; Lots 148, 149, and 113 in Assessor’s Block 3762 (District 6) – Request for **Large Project Authorization** pursuant to Planning Code Sections 329 and 848, to modify the approved Large Project Authorization under Motion No. 20597 to incorporate Lot 113 at 759 Harrison Street into the overall development and revise two exceptions granted by the Planning Commission for Building Setbacks and Streetwall Articulation [PC 132.4] and Horizontal Mass Reduction [PC 270.1] for a new construction of a 14-story, 185-foot tall mixed-use building of approximately 981,000 gsf in total with 810,000 sf of office space, 3,900 sf of retail space, 29,300 sf of PDR spaces, 3,000 sf of child care use, 16,700 sf of interior and exterior POPOS, 116 off-street below-grade parking spaces, 5 off-street freight loading spaces plus 6 service vehicles, 300 bicycle parking spaces (266 Class I, 34 Class II), 22 showers, and 36 lockers within the CMUO (Central Soma Mixed-Use Office) Zoning District, Central SoMa SUD (Special Use District), and 85-X-160-CS, 130-X-160-CS, and 130-CS Height and Bulk Districts. The project site is identified as a “key site” in the Central SoMa Area Plan and will provide a qualified amenity, including a land dedication (measuring approximately 15,000 sf) to the Mayor’s Office of Housing and Community Development for affordable housing development. This action constitutes the Approval Action for the project for the purposes of CEQA, pursuant to San Francisco Administrative Code Section [31.04\(h\)](#).
Preliminary Recommendation: Approve with Conditions
- 8b. [2005.0759OFA-02](#) (X. LIANG: (628) 652-7316)
725-765 HARRISON STREET – south side between 3rd Street and 4th Street; Lots 148, 149, and 113 in Assessor’s Block 3762 (District 6) – Request for **Office Development Authorization** under the Central SoMa Incentive Reserve Program pursuant to Planning Code Sections 321, 322, and 848 to authorize up to 305,000 gross square feet from the Office Development Annual Limit for the Phase II of the project for a total of 810,000 square feet of Office use, within the CMUO (Central Soma Mixed-Use Office) Zoning District, Central SoMa SUD (Special Use District), and 85-X-160-CS, 130-X-160-CS, and 130-CS Height and Bulk Districts.
Preliminary Recommendation: Approve with Conditions
- 8c. [2005.0759CUA-02](#) (X. LIANG: (628) 652-7316)
725-765 HARRISON STREET – south side between 3rd Street and 4th Street; Lots 148, 149, and 113 in Assessor’s Block 3762 (District 6) – Request for **Conditional Use Authorization** pursuant to Planning Code Sections 317 and 848 to demolish three Unauthorized Dwelling Units at 759 Harrison Street, within the CMUO (Central Soma Mixed-Use Office) Zoning District, Central SoMa SUD (Special Use District), and 85-X-160-CS, 130-X-160-CS, and 130-CS Height and Bulk Districts.
Preliminary Recommendation: Approve with Conditions
- 8d. [2005.0759VAR-03](#) (X. LIANG: (628) 652-7316)
725-765 HARRISON STREET – south side between 3rd Street and 4th Street; Lots 148, 149, and 113 in Assessor’s Block 3762 (District 6) – Request for **Variance** to address the Planning Code requirement for permitted obstructions pursuant to Planning Code Section 136,

within the CMUO (Central Soma Mixed-Use Office) Zoning District, Central SoMa SUD (Special Use District), and 85-X-160-CS, 130-X-160-CS, and 130-CS Height and Bulk Districts.

G. DISCRETIONARY REVIEW CALENDAR

The Commission Discretionary Review Hearing Procedures provide for presentations by staff; followed by the DR requestor team; followed by public comment opposed to the project; followed by the project sponsor team; followed by public comment in support of the project. Please be advised that the DR requestor and project sponsor teams include: the DR requestor and sponsor or their designee, lawyers, architects, engineers, expeditors, and/or other advisors.

9. [2021-009914DRM](#) (X. LIANG: (628) 652-7316)
2823 18TH STREET – south side between Florida Street and Bryant Street; Lot 127, 128, 129, 130, 131, 134, 138, 139, and 140 in Assessor’s Block 4022 (District 8) – Request for **Staff-Initiated Discretionary Review** of Building Permit Application (BPA) No. 202109088007 to allow accessory residential uses that are integrated into the working space of artists, artisans, and other crafts persons, per Planning Code Section 204.4(b), within nine of the ground floor PDR units within the existing building located in a UMU (Urban Mix Use) Zoning District and 68-X Height and Bulk District. This action constitutes the Approval Action for the project for the purposes of CEQA, pursuant to San Francisco Administrative Code Section [31.04](#)(h).

Preliminary Recommendation: Take Discretionary Review and Approve with Conditions

ADJOURNMENT

Hearing Procedures

The Planning Commission holds public hearings regularly, on most Thursdays. The full hearing schedule for the calendar year and the Commission Rules & Regulations may be found online at: www.sfplanning.org.

Public Comments: Persons attending a hearing may comment on any scheduled item.

- ❖ When speaking before the Commission in City Hall, Room 400, please note the timer indicating how much time remains. Speakers will hear two alarms. The first soft sound indicates the speaker has 30 seconds remaining. The second louder sound indicates that the speaker's opportunity to address the Commission has ended.

Sound-Producing Devices Prohibited: The ringing of and use of mobile phones and other sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal of any person(s) responsible for the ringing or use of a mobile phone, pager, or other similar sound-producing electronic devices (*67A.1 Sunshine Ordinance: Prohibiting the use of cell phones, pagers and similar sound-producing electronic devices at and during public meetings*).

For most cases (CU's, PUD's, 309's, etc...) that are considered by the Planning Commission, after being introduced by the Commission Secretary, shall be considered by the Commission in the following order:

1. A thorough description of the issue(s) by the Director or a member of the staff.
2. A presentation of the proposal by the Project Sponsor(s) team (includes sponsor or their designee, lawyers, architects, engineers, expeditors, and/or other advisors) would be for a period not to exceed 10 minutes, unless a written request for extension not to exceed a total presentation time of 15 minutes is received at least 72 hours in advance of the hearing, through the Commission Secretary, and granted by the President or Chair.
3. A presentation of opposition to the proposal by organized opposition for a period not to exceed 10 minutes (or a period equal to that provided to the project sponsor team) with a minimum of three (3) speakers. The intent of the 10 min block of time provided to organized opposition is to reduce the number of overall speakers who are part of the organized opposition. The requestor should advise the group that the Commission would expect the organized presentation to represent their testimony, if granted. Organized opposition will be recognized only upon written application at least 72 hours in advance of the hearing, through the Commission Secretary, the President or Chair. Such application should identify the organization(s) and speakers.
4. **Public testimony from proponents of the proposal:** An individual may speak for a period not to exceed three (3) minutes.
5. **Public testimony from opponents of the proposal:** An individual may speak for a period not to exceed three (3) minutes.
6. Director's preliminary recommendation must be prepared in writing.
7. Action by the Commission on the matter before it.
8. In public hearings on Draft Environmental Impact Reports, all speakers will be limited to a period not to exceed three (3) minutes.
9. The President (or Acting Chair) may impose time limits on appearances by members of the public and may otherwise exercise his or her discretion on procedures for the conduct of public hearings.
10. Public comment portion of the hearing shall be closed and deliberation amongst the Commissioners shall be opened by the Chair;
11. A motion to approve; approve with conditions; approve with amendments and/or modifications; disapprove; or continue to another hearing date, if seconded, shall be voted on by the Commission.

Every Official Act taken by the Commission must be adopted by a majority vote of all members of the Commission, a minimum of four (4) votes. A failed motion results in the disapproval of the requested action, unless a subsequent motion is adopted. Any Procedural Matter, such as a continuance, may be adopted by a majority vote of members present, as long as the members present constitute a quorum (four (4) members of the Commission).

For Discretionary Review cases that are considered by the Planning Commission, after being introduced by the Commission Secretary, shall be considered by the Commission in the following order:

1. A thorough description of the issue by the Director or a member of the staff.
2. A presentation by the DR Requestor(s) team (includes Requestor(s) or their designee, lawyers, architects, engineers, expeditors, and/or other advisors) would be for a period not to exceed five (5) minutes for each requestor.
3. Testimony by members of the public in support of the DR would be up to three (3) minutes each.
4. A presentation by the Project Sponsor(s) team (includes Sponsor(s) or their designee, lawyers, architects, engineers, expeditors, and/or other advisors) would be for a period up to five (5) minutes, but could be extended for a period not to exceed 10 minutes if there are multiple DR requestors.

5. Testimony by members of the public in support of the project would be up to three (3) minutes each.
6. DR requestor(s) or their designees are given two (2) minutes for rebuttal.
7. Project sponsor(s) or their designees are given two (2) minutes for rebuttal.
8. The President (or Acting Chair) may impose time limits on appearances by members of the public and may otherwise exercise his or her discretion on procedures for the conduct of public hearings.

The Commission must Take DR in order to disapprove or modify a building permit application that is before them under Discretionary Review. A failed motion to Take DR results in a Project that is approved as proposed.

Hearing Materials

Advance Submissions: To allow Commissioners the opportunity to review material in advance of a hearing, materials must be received by the Planning Department eight (8) days prior to the scheduled public hearing. All submission packages must be delivered to 49 South Van Ness Ave, 14th Floor, by 5:00 p.m. and should include fifteen (15) hardcopies and a .pdf copy must be provided to the staff planner. Correspondence submitted to the Planning Commission after eight days in advance of a hearing must be received by the Commission Secretary no later than the close of business the day before a hearing for it to become a part of the public record for any public hearing.

Correspondence submitted to the Planning Commission on the same day, must be submitted at the hearing directly to the Planning Commission Secretary. Please provide ten (10) copies for distribution. Correspondence submitted in any other fashion on the same day may not become a part of the public record until the following hearing.

Correspondence sent directly to all members of the Commission, must include a copy to the Commission Secretary (commissions.secretary@sfgov.org) for it to become a part of the public record.

These submittal rules and deadlines shall be strictly enforced and no exceptions shall be made without a vote of the Commission.

Persons unable to attend a hearing may submit written comments regarding a scheduled item to: Planning Commission, 49 South Van Ness Ave, 14th Floor, San Francisco, CA 94103-2414. Written comments received by the close of the business day prior to the hearing will be brought to the attention of the Planning Commission and made part of the official record.

Appeals

The following is a summary of appeal rights associated with the various actions that may be taken at a Planning Commission hearing.

Case Type	Case Suffix	Appeal Period*	Appeal Body
Office Allocation	OFA (B)	15 calendar days	Board of Appeals**
Conditional Use Authorization and Planned Unit Development	CUA (C)	30 calendar days	Board of Supervisors
Building Permit Application (Discretionary Review)	DRP/DRM (D)	15 calendar days	Board of Appeals
EIR Certification	ENV (E)	30 calendar days	Board of Supervisors
Coastal Zone Permit	CTZ (P)	15 calendar days	Board of Appeals
Planning Code Amendments by Application	PCA (T)	30 calendar days	Board of Supervisors
Variance (Zoning Administrator action)	VAR (V)	10 calendar days	Board of Appeals
Large Project Authorization in Eastern Neighborhoods	LPA (X)	15 calendar days	Board of Appeals
Permit Review in C-3 Districts, Downtown Residential Districts	DNX (X)	15-calendar days	Board of Appeals
Zoning Map Change by Application	MAP (Z)	30 calendar days	Board of Supervisors

* Appeals of Planning Commission decisions on Building Permit Applications (Discretionary Review) must be made within 15 days of the date the building permit is issued/denied by the Department of Building Inspection (not from the date of the Planning Commission hearing). Appeals of Zoning Administrator decisions on Variances must be made within 10 days from the issuance of the decision letter.

**An appeal of a Certificate of Appropriateness or Permit to Alter/Demolish may be made to the Board of Supervisors if the project requires Board of Supervisors approval or if the project is associated with a Conditional Use Authorization appeal. An appeal of an Office Allocation may be made to the Board of Supervisors if the project requires a Conditional Use Authorization.

For more information regarding the Board of Appeals process, please contact the Board of Appeals at (415) 575-6880. For more information regarding the Board of Supervisors process, please contact the Clerk of the Board of Supervisors at (415) 554-5184 or board.of.supervisors@sfgov.org.

An appeal of the approval (or denial) of a **100% Affordable Housing Bonus Program application** may be made to the **Board of Supervisors within 30 calendar days** after the date of action by the Planning Commission pursuant to the provisions of Sections 328(g)(5) and 308.1(b). Appeals must be submitted in person at the Board's office at 1 Dr. Carlton B. Goodlett Place, Room 244. For further information about appeals to the Board of Supervisors, including current fees, contact the Clerk of the Board of Supervisors at (415) 554-5184.

An appeal of the approval (or denial) of a **building permit application** issued (or denied) pursuant to a 100% Affordable Housing Bonus Program application by the Planning Commission or the Board of Supervisors may be made to the **Board of Appeals within 15 calendar days** after the building permit is issued (or denied) by the Director of the Department of Building Inspection. Appeals must be submitted in person at the Board's office at 1650 Mission Street, 3rd Floor, Room 304. For further information about appeals to the Board of Appeals, including current fees, contact the Board of Appeals at (415) 575-6880.

Challenges

Pursuant to Government Code Section 65009, if you challenge, in court, (1) the adoption or amendment of a general plan, (2) the adoption or amendment of a zoning ordinance, (3) the adoption or amendment of any regulation attached to a specific plan, (4) the adoption, amendment or modification of a development agreement, or (5) the approval of a variance, conditional-use authorization, or any permit, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Planning Commission, at, or prior to, the public hearing.

CEQA Appeal Rights under Chapter 31 of the San Francisco Administrative Code

If the Commission's action on a project constitutes the Approval Action for that project (as defined in S.F. Administrative Code Chapter 31, as amended, Board of Supervisors Ordinance Number 161-13), then the CEQA determination prepared in support of that Approval Action is thereafter subject to appeal within the time frame specified in S.F. Administrative Code Section 31.16. This appeal is separate from and in addition to an appeal of an action on a project. Typically, an appeal must be filed within 30 calendar days of the Approval Action for a project that has received an exemption or negative declaration pursuant to CEQA. For information on filing an appeal under Chapter 31, contact the Clerk of the Board of Supervisors at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102, or call (415) 554-5184. If the Department's Environmental Review Officer has deemed a project to be exempt from further environmental review, an exemption determination has been prepared and can be obtained on-line at <http://www.sf-planning.org/index.aspx?page=3447>. Under CEQA, in a later court challenge, a litigant may be limited to raising only those issues previously raised at a hearing on the project or in written correspondence delivered to the Board of Supervisors, Planning Commission, Planning Department or other City board, commission or department at, or prior to, such hearing, or as part of the appeal hearing process on the CEQA decision.

Protest of Fee or Exaction

You may protest any fee or exaction subject to Government Code Section 66000 imposed as a condition of approval in accordance with Government Code Section 66020. The protest must satisfy the requirements of Government Code Section 66020(a) and must be filed within 90 days of the date of the first approval or conditional approval of the development referencing the challenged fee or exaction. For purposes of Government Code Section 66020, the date of imposition of the fee shall be the date of the earliest discretionary approval by the City of the subject development.

The Planning Commission's approval or conditional approval of the development subject to the challenged fee or exaction as expressed in its Motion, Resolution, or Discretionary Review Action or the Zoning Administrator's Variance Decision Letter will serve as Notice that the 90-day protest period under Government Code Section 66020 has begun.

Proposition F

Under Campaign and Governmental Conduct Code Section 1.127, no person or entity with a financial interest in a land use matter pending before the Board of Appeals, Board of Supervisors, Building Inspection Commission, Commission on Community Investment and Infrastructure, Historic Preservation Commission, Planning Commission, Port Commission, or the Treasure Island Development Authority Board of Directors, may make a campaign contribution to a member of the Board of Supervisors, the Mayor, the City Attorney, or a candidate for any of those offices, from the date the land use matter commenced until 12 months after the board or commission has made a final decision or any appeal to another City agency from that decision has been resolved. For more information about this restriction, visit sfethics.org.

San Francisco Lobbyist Ordinance

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign and Governmental Conduct Code Section 21.00-2.160] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; phone (415) 252-3100; fax (415) 252-3112; and online <http://www.sfgov.org/ethics>.