


SAN FRANCISCO PLANNING COMMISSION

Notice of 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, May 9, 2024
12:00 p.m.
Regular Meeting

Commissioners

Sue Diamond, President
Kathrin Moore, Vice-President
Derek Braun, Theresa Imperial,
Joel Koppel, Gilbert Williams

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 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 or the San Francisco Library.

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

LOCATION: 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.

ESPAÑOL: 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.

中文: 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.

РУССКИЙ: 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.

ROLL CALL

President: Sue Diamond
 Vice-President: Kathrin Moore
 Commissioners: Derek Braun, Theresa Imperial, Joel Koppel, Gilbert Williams

A. CONSIDERATION 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. 2023-006982CUA (M. MATHUR: (628) 652-7355)
305 LIBERTY STREET – south side between Church and Sanchez Streets.; Lot 040 in Assessor’s Block 3605 (District 8) – Request for **Conditional Use Authorization**, pursuant to Planning Code Sections 249.92, 303, and 317, to allow for demolition of an existing two-story-over-garage, single family home, and construction of a four-story-over-garage, single-family home with an Accessory Dwelling Unit (ADU) pursuant to the State ADU Program. The proposal will result with a dwelling unit exceeding 3,000 square feet within a RH-1 (Residential- House, One Family) Zoning District, Dolores Heights SUD (Special Use District), Central Neighborhoods Large Residence SUD (Special Use District), and 40-X Height and Bulk District. The Planning Department found that the project is exempt from the California Environmental Quality Act (CEQA). The Commission’s action constitutes the Approval Action for the project for the purposes of CEQA, pursuant to San Francisco Administrative Code Section [31.04\(h\)](#).
(Proposed for Continuance to June 6, 2024)
- 1b. 2023-006982VAR (M. MATHUR: (628) 652-7355)
305 LIBERTY STREET – south side between Church and Sanchez Streets.; Lot 040 in Assessor’s Block 3605 (District 8) – Request for **Variance** to add a garage in the required front setback per Section 132 in a dwelling unit within a RH-1 (Residential- House, One Family) Zoning District, Dolores Heights SUD (Special Use District), Central Neighborhoods Large Residence SUD (Special Use District), and 40-X Height and Bulk District.
(Proposed for Continuance to June 6, 2024)
- 2a. 2023-003652CUA (M. MATHUR: (628) 652-7355)
3901 NORIEGA STREET – southwest corner of 46th Avenue; Lot 001 in Assessor’s Block 2083 (District 4) – Request for **Conditional Use Authorization**, pursuant to Planning Code Sections 303 and 710, to allow expansion of the existing restaurant use (d.b.a. The Pizza Place on Noriega) into the adjacent storefronts and beyond the permitted use size of 2,999 square feet within an existing one-story commercial building in a NC-1 (Neighborhood Commercial) Zoning District and 40-X Height and Bulk District. The Planning Department found that the project is exempt from the California Environmental Quality Act (CEQA). The Commission’s 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
(Proposed for Continuance to June 6, 2024)
- 2b. 2023-003652VAR (M. MATHUR: (628) 652-7355)
3901 NORIEGA STREET – southwest corner of 46th Avenue; Lot 001 in Assessor’s Block 2083 (District 4) – Request for **Variance** from rear yard requirements of Planning Code Section 134 to legalize four existing rear accessory sheds within an existing one-story commercial building in a NC-1 (Neighborhood Commercial) Zoning District and 40-X Height and Bulk District.
(Proposed for Continuance to June 6, 2024)

B. CONSENT CALENDAR

All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Planning Commission, and may be acted upon by a single roll call vote. There will be no separate discussion of these items unless a member of the Commission, the public, or staff so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item at this or a future hearing.

3. [2023-003238CUA](#) (C. ENCHILL: (628) 652-7551)
1828 EGBERT AVENUE – north side between Phelps Street and Newhall Street; Lot 005 in Assessor's Block 5434B (District 10) – Request for **Conditional Use Authorization**, pursuant to Planning Code Sections 210.3 and 303 to establish approximately 22,127 square feet of Public Facilities at portions of the first and second floors within a vacant four-story building of the subject property within a PDR-2 (Core Production, Distribution, and Repair) Zoning District and 65-J Height and Bulk District. The Planning Department found that the project is exempt from the California Environmental Quality Act (CEQA). The Commission's 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
4. [2022-006764CUA](#) (E. MAU: (628) 652-7583)
680 MISSION STREET – north side between Annie and 3rd Streets; Lot 063 in Assessor's Block 3707 (District 6) – Request for **Conditional Use Authorization** pursuant to Planning Code Sections 202.10, 210.2, and 303 to classify 35 dwelling units at the subject property as Intermediate Length Occupancy (ILO) units. Classification as an ILO unit allows a dwelling unit to be offered for occupancy for an initial stay with a duration of greater than 30 days but less than one year (365 days). ILO units are a use characteristic. The units proposed for ILO classification will remain dwelling units. The subject property is located within a C-3-O (Downtown-Office) Zoning District and 500-I Height and Bulk District.
Preliminary Recommendation: Approve with Conditions
5. [2023-011615CUA](#) (E. MAU: (628) 652-7583)
469 STEVENSON STREET – south side between 5th and 6th Streets; Lots 045 and 049 in Assessor's Block 3704 (District 6) – Request for **Conditional Use Authorization** pursuant to Planning Code Sections 156, 210.2, and 303 to permit a five-year extension of an existing, temporary Public Parking Lot within a C-3-G (Downtown-General) Zoning District, the Priority Equity Geographies SUD (Special Use District), and 160-F Height and Bulk District.
Preliminary Recommendation: Approve with Conditions
6. [2023-010016CUA](#) (C. ALEXANDER: (628) 652-7334)
3225 FILLMORE STREET – southwest corner of Moulton Street; Lot 005 in Assessor's Block 0510 (District 2) – Request for **Conditional Use Authorization** pursuant to Planning Code Sections 303, 303.1, and 725, to establish an approximately 1,850 square-foot Formula Retail use for a gym (d.b.a. Solidcore) within an existing one-story commercial building, located within the Union Street NCD (Neighborhood Commercial District) Zoning District and 40-X Height and Bulk District. The Planning Department found that the project is exempt from the California Environmental Quality Act (CEQA). The Commission's 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
(Continued from Regular hearing on April 11, 2024)
7. [2023-011072CUA](#) (C. ALEXANDER: (628) 652-7334)
2156 CHESTNUT STREET – north side between Pierce and Steiner Streets; Lot 023 in Assessor's Block 0486A (District 2) – Request for **Conditional Use Authorization** pursuant to Planning Code Sections 303, 303.1, and 711, to establish an approximately 1,500 square-foot Formula Retail Personal Service use (d.b.a. Face Foundrie) within an existing one-story commercial building, located within a NC-2 (Neighborhood Commercial, Small Scale) Zoning District, Chestnut Street Financial Service Subdistrict, Family Housing Opportunity SUD (Special Use District), and 40-X Height and Bulk District. The Planning Department found that the project is exempt from the California Environmental Quality Act (CEQA). The Commission's 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
8. [2023-007496DRP](#) (D. WINSLOW: (628) 652-7335)
638 RHODE ISLAND STREET – west side between 18th and 19th Streets; Lot 005 in Assessor's Block 4030 (District 10) – Request for **Discretionary Review** of Building Permit Nos. 2023.0613.9926 and 2023.0203.1391 to raise the roof of the two-story, single-family building at the rear of the property. Additionally, the proposal is to demolish

and replace the existing stairs at the rear of the front building within a RH-2 (Residential House – Two Family) Zoning District and 40-X Height and Bulk District. The Planning Department found that the project is exempt from the California Environmental Quality Act (CEQA). The Commission’s 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: Do Not Take Discretionary Review and Approve
(Continued from Regular hearing on March 21, 2024)

C. COMMISSION MATTERS

9. LAND ACKNOWLEDGEMENT

10. CONSIDERATION OF ADOPTION:

- [Draft Minutes for April 25, 2024](#)

11. 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

12. DIRECTOR’S ANNOUNCEMENTS

13. 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. 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.

14. [2021-012028ENV](#) (J. POLLAK: (628) 652-7493)

STONESTOWN DEVELOPMENT PROJECT – Certification of the **Final Environmental Impact Report (EIR)** – the area generally bounded by 19th Avenue to the east, Buckingham Way to the south and west, and Rolph Nicol Jr. Playground and Eucalyptus Drive to the north, Assessor’s Block and Lots 7295 002, 004, 006, 007, 035, 037, 038 and 7296 005-010 – The proposed project includes approximately 3,850,000 gross square feet (GSF) of new building area allocated among the following uses: up to approximately 3,491 residential dwelling units, up to 4,861 parking spaces, 1,277 bicycle parking spaces, approximately six acres of new open space, approximately 160,000 GSF of retail, up to 96,000 GSF of Non-Retail Sales and Service use, and up to 63,000 GSF of institutional use, including approximately 15,000 square feet of childcare use and community use. The project would also feature newly created private streets, pedestrian paths and bicycle lanes. New buildings on the site are proposed to range from 30 feet to 190 feet in height and would generally step down towards the northwest corner.

NOTE: The public hearing on the Draft EIR is closed. The public comment period for the Draft EIR ended on February 13, 2023. Public comment will be received when the item is called during the hearing. However, comments submitted will not be included in Final EIR.

Preliminary Recommendation: Certify
(Continued from Regular hearing on April 25, 2024)

- 15a. [2021-012028ENV](#) (P. RACE: (628) 652-7461)
STONESTOWN DEVELOPMENT PROJECT – the area generally bounded by 19th Avenue to the east, Buckingham Way to the south and west, and Rolph Nicol Jr. Playground and Eucalyptus Drive to the north, Assessor's Block and Lots 7295 002, 004, 006, 007, 035, 037, 038 and 7296 005-010 – Request for **Adoption of Findings and Statement of Overriding Considerations** under the California Environmental Quality Act (CEQA) for the Stonestown Development Project which involves the redevelopment of the approximately 27 acres of surface parking and surrounding structures in the 43-acre Stonestown Galleria shopping mall site and establish land use controls for the project site through the adoption of the proposed Stonestown Development Project SUD and incorporation of proposed Design Standards and Guidelines. The proposed project would retain the Stonestown Mall and develop the remainder of the Stonestown site into a mixed-income residential neighborhood. The proposed project includes approximately 3,850,000 gross square feet (GSF) of new building area allocated among the following uses: up to approximately 3,491 residential dwelling units, up to 4,861 parking spaces, 1,277 bicycle parking spaces, approximately six acres of new open space, approximately 160,000 GSF of retail, up to 96,000 GSF of Non-Retail Sales and Service use, and up to 63,000 GSF of institutional use, including approximately 15,000 square feet of childcare use and community use. The project would also feature newly created private streets, pedestrian paths and bicycle lanes. New buildings on the site are proposed to range from 30 feet to 190 feet in height. The proposed project would also include transportation and circulation improvements and new and upgraded utilities. The subject site is currently within a C-2 (Community Business), RM-1 (Residential, Mixed) and RH-1(D) (Residential, House) Zoning Districts and 40-X and 65-D Height and Bulk Districts.
Preliminary Recommendation: Adopt Findings and Statement of Overriding Considerations
(Continued from Regular hearing on April 25, 2024)
- 15b. [2021-012028SHD](#) (P. RACE: (628) 652-7461)
STONESTOWN DEVELOPMENT PROJECT – the area generally bounded by 19th Avenue to the east, Buckingham Way to the south and west, and Rolph Nicol Jr. Playground and Eucalyptus Drive to the north, Assessor's Block and Lots 7295 002, 004, 006, 007, 035, 037, 038 and 7296 005-010 – Request for **Adoption of Shadow Findings** pursuant to Planning Code Section 295 that net new shadow from the Stonestown Development Project would not adversely affect the use of Rolph Nicol Junior Playground or Junipero Serra Playground under the jurisdiction of the Recreation and Park Commission, within a P (Public) Zoning District and OS Height and Bulk District.
Preliminary Recommendation: Adoption of Findings
(Continued from Regular hearing on April 25, 2024)
- 15c. [2021-012028GPA](#) (P. RACE: (628) 652-7461)
STONESTOWN DEVELOPMENT PROJECT – General Plan Amendments – the area generally bounded by 19th Avenue to the east, Buckingham Way to the south and west, and Rolph Nicol Jr. Playground and Eucalyptus Drive to the north Assessor's Block and Lots 7295, 002, 004, 006, 007, 035, 037, 038 and 7296 005-010 – Ordinance amending the General Plan to revise the Urban Design Element, the Commerce and Industry Element, and the Land Use Index to reflect the Stonestown Development Project. On December 7, 2023, the Planning Commission recommended initiation of the General Plan Amendments, per Planning Commission Resolution No. 21459. Commission action would also make findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 340.
Preliminary Recommendation: Approve
(Continued from Regular hearing on April 25, 2024)
- 15d. [2021-012028PCA](#) (P. RACE: (628) 652-7461)
STONESTOWN DEVELOPMENT PROJECT – Planning Code Text Amendments – the area generally bounded by 19th Avenue to the east, Buckingham Way to the south and west, and Rolph Nicol Jr. Playground and Eucalyptus

Drive to the north, Assessor's Block and Lots 7295 002, 004, 006, 007, 035, 037, 038 and 7296 005-010 – Ordinance sponsored by Mayor London Breed and Supervisor Myrna Melgar Board File No. 240409 to amend the Planning Code by establishing a new: (1) Stonestown Mixed-Use Zoning District, (2) Stonestown Height and Bulk District, (3) Special Use District (SUD), (4) Special Sign District (SSD) for the Stonestown Development Project and (5) abolishing an approximately 15-foot legislated setback on the west side of 19th Avenue between Eucalyptus Drive and Buckingham Way. The Stonestown Development Project SUD would modify specific Planning Code requirements related to permitted uses, ground floor frontage, building standards, dwelling unit exposure, off-street parking, open space, off-street loading, signage and would establish review procedures for phase approvals and building permits for the Stonestown Development Project. The SUD would also incorporate by reference a proposed “Design Standards and Guidelines” document for the Stonestown Development Project that provides specificity on land use, open space, streets and streetscapes, parking and loading, buildings, lighting, and signage. The subject site is currently within a C-2 (Community Business), RM-1 (Residential, Mixed) and RH-1(D) (Residential, House) Zoning Districts and 40-X and 65-D Height and Bulk Districts. Commission action would also make findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Preliminary Recommendation: Approve

(Continued from Regular hearing on April 25, 2024)

- 15e. [2021-012028MAP](#) (P. RACE: (628) 652-7461)
STONESTOWN DEVELOPMENT PROJECT – Zoning Map Amendments – the area generally bounded by 19th Avenue to the east, Buckingham Way to the south and west, and Rolph Nicol Jr. Playground and Eucalyptus Drive to the north, Assessor's Block and Lots 7295 002, 004, 006, 007, 035, 037, 038 and 7296 005-010 – Ordinance sponsored by Mayor London Breed and Supervisor Myrna Melgar Board File No. 240409 to amend: (1) Zoning Use District Map No. ZN13 from C-2, RH-1(D) or RM-1 to Stonestown Mixed-Use District, (2) Height Map HT13 from 40-X or 65-D to Stonestown Height and Bulk District (30/190-ST), (3) Sectional Map SU13 to create a new Stonestown Special Use District and (4) Special Sign District Map sheet SS01 and SS02 to create a new Stonestown Special Sign District. These amendments to the Zoning Use District Map, Height and Bulk District Use Map, Special Use District Map and Special Sign District Map would support the Stonestown Development Project. Commission action would also make findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.
Preliminary Recommendation: Approve
 (Continued from Regular hearing on April 25, 2024)
- 15f. [2021-012028DVA](#) (P. RACE: (628) 652-7461)
STONESTOWN DEVELOPMENT PROJECT – the area generally bounded by 19th Avenue to the east, Buckingham Way to the south and west, and Rolph Nicol Jr. Playground and Eucalyptus Drive to the north, Assessor's Block and Lots 7295 002, 004, 006, 007, 035, 037, 038 and 7296 005-010 – Request to Adopt a Recommendation of Approval of a **Development Agreement**. Ordinance introduced by Supervisor Melgar Board File No. 240410 to approve a Development Agreement between the City and County of San Francisco and Brookfield Properties in association with Stonestown Development Project. The proposed Development Agreement will address project phasing, development phase approval procedures, delivery of public realm improvements, and public benefits on topics to include affordable housing, on-site childcare facility, on-site community facility, transportation improvements, infrastructure improvements, and publicly accessible private open space improvements.
Preliminary Recommendation: Approve
 (Continued from Regular hearing on April 25, 2024)
- 15g. [2021-012028CWP-02](#) (P. RACE: (628) 652-7461)
STONESTOWN DEVELOPMENT PROJECT – the area generally bounded by 19th Avenue to the east, Buckingham Way to the south and west, and Rolph Nicol Jr. Playground and Eucalyptus Drive to the north, Assessor's Block and Lots 7295 002, 004, 006, 007, 035, 037, 038 and 7296 005-010 – Request for Approval of the Stonestown Special Use District **Design Standards and Guidelines Document (DSG)**, which outlines the development

controls, standards, and guidelines specific to the Stonestown Development Project. The proposed DSG articulates a vision and goals for the character of the overall project, and provides specificity on aspects of land use, open space, streets and streetscapes, parking and loading, buildings, lighting, and signage.

Preliminary Recommendation: Approve

(Continued from Regular hearing on April 25, 2024)

G. DISCRETIONARY REVIEW CALENDAR

The Commission Discretionary Review Hearing Procedures provide for presentations by staff; followed by the DR requestor team; followed by the project sponsor team; followed by public comment. 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.

16. [2020-006798DRP](#) (D. WINSLOW: (628) 652-7335)
20 PALOMA AVENUE – north side between Ocean Avenue and Moncada Way; Lot 002 in Assessor’s Block 6903 (District 7) – Request for **Discretionary Review** of Building Permit Application No. 2020.0629.9276 to construct a rear horizontal and vertical addition to a residential building. A second permit has been issued to legalize a second unit within the existing building within a RH-1(D)- (Residential House - One Family - Detached) Zoning District and 45-X Height and Bulk District. The Planning Department found that the project is exempt from the California Environmental Quality Act (CEQA). The Commission’s 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 as Modified

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 sfplanning.org.

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

- ❖ When speaking before the Commission, please note the time. 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](#) 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.

Table 1- Case types and number of days in which to appeal.

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 (628) 652-1150. 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.

Assembly Bill 1114 regulates review of post entitlement phase permits. Post entitlement phase permits include building permits for housing development projects (construction of one unit or more). Post entitlement phase permits may not be appealed unless the appeal is filed by the applicant.

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 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 online](#). 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. The [San Francisco Ethics Commission](#) has more information about this restriction.

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, by phone (415) 252-3100 or fax (415) 252-3112.