## 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, October 9, 2025 12:00 p.m. Regular Meeting

#### **Commissioners:**

Lydia So, President Kathrin Moore, Vice President, Derek Braun, Amy Campbell, Theresa Imperial, Sean McGarry, Gilbert Williams

Commission Secretary
Jonas P. Ionin

Hearing Materials Are Available At Planning Commission Packet and Correspondence

#### **Commission Hearing Broadcasts**

Live, Thursdays at 12:00 p.m., Cable Channel 78
Re-broadcast, Fridays at 8:00 p.m., Cable Channel 26

Disability and language accommodations available upon request to <u>commissions.secretary@sfgov.org</u> 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 <u>Sunshine Ordinance</u> (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 <u>sotf@sfgov.org</u>. 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 thata 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 wheel chairs and other assistive mobility devices. Ramps are available at the Grove, Van Ness and McAllister entrances. A wheel chair 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 <a href="mailto:commissions.secretary@sfgov.org">commissions.secretary@sfgov.org</a> at least 48 hours in advance of the hearing to help ensure availability.

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.

LANGUAGE ASSISTANCE: To request an interpreter for a specific item during the hearing, please contact the Commission Secretary at (628) 652-7589, or <a href="mailto:commissions.secretary@sfgov.org">commissions.secretary@sfgov.org</a> at least 48 hours in advance of the hearing.

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 Pagpaplano. 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: Lydia So Vice-President: Kathrin Moore

Commissioners: Derek Braun, Amy Campbell, Theresa Imperial,

Sean McGarry, 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.

#### 1. 2024-008383CUA

(H. SAMUELS: (628) 652-7545)

394 NAPLES AVENUE - northwest corner of Brazil Avenue; Lot 037 in Assessor's Block 6019 (District 11) -Request for Conditional Use Authorization pursuant to Planning Code Section 210.2, 303, and 317 to remove a vacant Unauthorized Dwelling Unit from an existing legal two Unit building within a RH-2 (Residential-House, Two Family) Zoning District, Priority Equity Geographies SUD (Special Use District), and 40-X Height and Bulk District. A Planning Commission approval at the public hearing would constitute the Approval Action for the project for the purposes of CEQA, pursuant to San Francisco Administrative Code Section 31.04(h). Preliminary Recommendation: Deny

(Proposed for Continuance to October 16, 2025)

#### 2. 2025-000956CUA

(J. DACEY: (628) 652-7415)

1801 HAIGHT STREET - southwest corner of Shrader Street; Lot 023 in Assessor's Block 1249 (District 5) -Request for Conditional Use Authorization pursuant to Planning Code Sections 145.2, 303, and 719 to permit an Outdoor Activity Area at the rear of an existing Restaurant Use (d.b.a Cha Cha) within an existing onestory commercial building, located within the Haight Street NCD (Neighborhood Commercial 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 November 6. 2025)

#### 2018-016915CUA

(R. SALGADO: (628) 652-7332)

426 IVY STREET/525 GROVE STREET – north side between Laguna and Octavia Streets; Lot 026 in Assessor's Block 0807 (District 5) – Request for **Conditional Use Authorization** pursuant to Planning Code Sections 207(a), 209.4, 303, and 317 to legalize the unpermitted demolition of a fire-damaged single-family, one-story-over-garage residential building fronting on Ivy Street; approve a new two-family, four-story residential building fronting on Ivy Street; subdivide the existing 2,996-square-foot (25' x 120') through lot into two new lots; and allow for the existing four-family residential building fronting on Grove Street to exceed the maximum density as of right on its newly subdivided lot, within a RTO (Residential Transit Oriented 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

(Proposed for Indefinite Continuance)

#### **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.

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#### 4. 2025-002761CUA

(M. WOODS: (628) 652-7350)

3360 GEARY BOULEVARD – northeast corner of Commonwealth Avenue; Lot 032 in Assessor's Block 1064 (District 2) – Request for **Conditional Use Authorization** pursuant to Planning Code Sections 303(c), 303.1(d), and 739 to allow a Formula Retail use for an afterschool tutoring program (d.b.a. Russian School of Mathematics), totaling approximately 3,000 square feet on the third floor of an existing three-story building, located within the Geary Boulevard NCD (Neighborhood Commercial District), Fringe Financial Service Restricted Use District, Family and Senior Housing Opportunity SUD (Special Use District), and 40-X Height and Bulk District. No exterior alterations are proposed to the subject building. 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

#### 5. 2025-005948CUA

(M. MATHUR: (628) 652-7355)

<u>3407 CALIFORNIA STREET</u> – south side between Laurel and Spruce Streets; Lot 001 in Assessor's Block 1034 (District 2) – Request for **Conditional Use Authorization** pursuant to Planning Code Sections 303, 303.1, and 713, to establish an approximately 2,590 square-foot Formula Retail use for a gym (d.b.a. Solidcore) within an existing one-story commercial building, located within a NC-S – (Neighborhood Commercial, Shopping Center) 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 <u>31.04</u>(h).

Preliminary Recommendation: Approve with Conditions

#### C. COMMISSION MATTERS

6. LAND ACKNOWLEDGEMENT

#### 7. 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

- 8. DIRECTOR'S ANNOUNCEMENTS
- 9. 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, expediters, and/or other advisors.

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#### 10. 2025-007361PCA

(V. FLORES: (628) 652-7525)

INCLUSIONARY HOUSING WAIVER AND LAND DEDICATION IN WELL-RESOURCED NEIGHBORHOODS [BOARD FILE NO. 250682] — Planning Code Amendments — An ordinance, sponsored by Supervisor Melgar, to amend the Planning Code to allow the City to waive the Inclusionary Housing Fee and other requirements in areas outside of the Priority Equity Geographies Special Use District (SUD) in exchange for a project sponsor's agreement to subject all units in the project to rent control; and allow projects outside of the Priority Equity Geographies SUD to comply with the Inclusionary Housing Ordinance by dedicating land to the City; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making public necessity, convenience, and welfare findings under Planning Code, Section 302. Preliminary Recommendation: Adopt a Recommendation for Approval with Modification

#### 11. 2025-007357PCAMAP

(A. MERLONE: (628) 652-7534)

PORTIONS OF MORAGA AND NORIEGA AVENUES AND KENSINGTON WAY [BOARD FILE NO. 250814] — Planning Code and Zoning Map Amendments — An ordinance, sponsored by Supervisor Melgar, ordering the summary street vacation of City property on unimproved street areas of Moraga and Noriega Avenues; finding the street vacation area is not necessary for the City's use; reserving easements related to support for the City-owned retaining wall from the street vacation properties and including other conditions to the street vacation; amending the Planning Code and Zoning Map to rezone the City property identified as Assessor's Parcel Block No. 2042, Lot Nos. 039-041 from P (Public)/OS (Open Space) to RH-2 (Residential Housing Two-family)/40-X, and to rezone parcels on Kensington Way adjacent to Vasquez Avenue shown on Assessor's Parcel Block No. 2923, Lot Nos. 010A and 024-027 from RH-1(D)/40-X to Public/Open Space; affirming the Planning Commission's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1 and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Preliminary Recommendation: Adopt a Recommendation for Approval

#### 12. <u>2025-004308IMP</u>

(L. AJELLO: (628) 652-7353)

1001 POTRERO AVENUE (ZSFGH) – Informational Presentation – multiple properties owned or leased by the Priscilla Chan and Mark Zuckerberg San Francisco General Hospital and Trauma Center (ZSFG) (District 10) – Notification by the Zoning Administrator of the filing of an Institutional Master Plan (IMP) for ZSFG. Pursuant to Planning Code Section 304.5, the Planning Commission will be holding a public hearing on the IMP. This public hearing is for receipt of public testimony only. Receipt of this IMP does not constitute approval or disapproval of any proposed projects contained in the IMP by the Commission.

Preliminary Recommendation: None – Informational

#### 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, expediters, and/or other advisors.

#### 13. 2024-011548DRP-02

(D. WINSLOW: (628) 652-7335)

<u>2867 GREEN STREET</u> – south side between Lyon and Baker Streets; Lot 024 in Assessor's Block 0956 (District 2) – Request for **Discretionary Review** of Planning Application No. 2024-011548PRJ to raise the height of the roof of a two-unit building within a RH-1 (Residential House-One 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 <u>31.04</u>(h).

Preliminary Recommendation: Do Not Take DR and Approve

(Continued from Regular hearing on July 31, 2025)

#### **ADJOURNMENT**

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#### **HEARING PROCEDURES**

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

Public Comments: Persons attending a hearing may comment on any scheduled action 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, expediters, 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 minutes 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 testi mony, 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, expediters, 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, expediters, 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.

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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.

#### **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

<sup>\*</sup> 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.

For more information regarding the Board of Appeals process, please contact the <u>Board of Appeals</u> at (628) 652-1150. For more information regarding the Board of Supervisors process, please contact the <u>Clerk of the Board of Supervisors</u> at (415) 554-5184 or <u>board of Supervisors</u> or <u>board of Supervisors</u> at (415) 554-5184 or <u>board of Supervisors</u> or <u></u>

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.

#### CEOA 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 <u>can be obtained online.</u> 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.

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<sup>\*\*</sup> 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.

#### 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 <u>San Francisco Ethics Commission</u> at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102, by phone (415) 252-3100 or fax (415) 252-3112.

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