File No. 120835

Committee Item No. _____
Board Item No. 7

# COMMITTEE/BOARD OF SUPERVISORS

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Board of Supervisors Meeting Date September 4, 2012

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Completed by: Joy Lamug Date August 30, 2012
Completed by: _____ Date _____

An asterisked item represents the cover sheet to a document that exceeds 20 pages. The complete document is in the file.

[Findings - 3901-24th Street Disapproving Conditional Use Authorization]

**Motion adopting findings supporting the Board's decision to disapprove the decision of the Planning Commission by its Motion No. 18648, approving Conditional Use Authorization identified as Planning Case No. 2011.1372C on property located at 3901 – 24th Street.**

WHEREAS, The appellant Leslie Crawford filed a timely appeal on February 12, 2012, protesting the approval by the Planning Commission by its Motion No. 18648, dated June 14, 2012, approving a Conditional Use Authorization identified as Planning Case No. 2011.1372C, under Planning Code Sections 728.49 and 790.110 to convert a vacant ground floor commercial space into a financial service (d.b.a. First Republic Bank) within the 24th Street – Noe Valley Neighborhood Commercial District and a 40-X Height and Bulk District on property located at 3901 – 24th Street, Assessor's Block No. 6508, Lot No. 001; said appeal was subscribed by Supervisors Wiener, Olague, Avalos, Mar, and Chiu; and

WHEREAS, On July 30, 2012, the Board of Supervisors received a letter from Joe Petitti, Executive Vice President of First Republic Bank, which provided that First Republic Bank "hereby is withdrawing its application for a Conditional Use Authorization for 3901 – 24th Street, (Planning Case N. 2011.1372c)"; and

WHEREAS, On July 31, 2012, the Board of Supervisors conducted a duly noticed public hearing on the appeal from the Planning Commission's approval of the conditional use authorization referred to in the first paragraph of this motion; and

WHEREAS, Following the conclusion of the public hearing on July 31, 2012, no members of the public having commented, and no objection having been made to the withdrawal by First Republic of the application for Conditional Use Authorization, the Board

voted to disapprove the decision of the Planning Commission by a vote of 11-0; now, therefore be it

MOVED, That the Board of Supervisors finds that the decision of the Planning Commission in its Motion No. 18648 dated June 14, 2012, approving a Conditional Use Authorization identified as Planning Case No. 2011.1372C, is denied on the ground that the project sponsor, First Republic Bank, withdrew its application for said Conditional Use Authorization.