


BOARD of SUPERVISORS



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MEMORANDUM

TO: Olson Lee, Director, Mayor's Office of Housing and Community Development
Tom Hui, Director, Department of Building Inspection
Nadia Sesay, Interim Executive Director, Office of Community Investment and Infrastructure

FROM:  Alisa Somera, Legislative Deputy Director
Land Use and Transportation Committee

DATE: May 3, 2017

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Land Use and Transportation Committee has received the following **substitute** legislation, introduced by Supervisor Sheehy on April 25, 2017:

File No. 170296-2

Ordinance amending the Planning Code and Sectional Maps SU06 and SU07 of the Zoning Map to create the Corona Heights Large Residence Special Use District (the area within a perimeter established by Market Street, Clayton Street, Ashbury Street, Clifford Terrace, Roosevelt Way, Museum Way, the eastern property line of Assessor's Parcel No. 2620, Lot No. 063, the eastern property line of Assessor's Parcel No. 2619, Lot No. 001A, and Douglass Street; and all additional parcels fronting States Street), to promote and enhance neighborhood character and affordability by requiring Conditional Use authorization for large residential developments in the district; 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 adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

If you have comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: alisa.somera@sfgov.org.

c: Eugene Flannery, Mayor's Office of Housing and Community Development
Kate Hartley, Mayor's Office of Housing and Community Development
William Strawn, Department of Building Inspection
Carolyn Jayin, Department of Building Inspection

[Planning Code, Zoning Map - Corona Heights Large Residence Special Use District]

Ordinance amending the Planning Code and Sectional Maps SU06 and SU07 of the Zoning Map to create the Corona Heights Large Residence Special Use District (the area within a perimeter established by Market Street, Clayton Street, Ashbury Street, Clifford Terrace, Roosevelt Way, Museum Way, the eastern property line of Assessor's Parcel No. 2620, Lot No. 063, the eastern property line of Assessor's Parcel No. 2619, Lot No. 001A, and Douglass Street; and all additional parcels fronting States Street), to promote and enhance neighborhood character and affordability by requiring Conditional Use authorization for large residential developments in the district; 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 adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

NOTE: Unchanged Code text and uncodified text are in plain Arial font.
Additions to Codes are in single-underline italics Times New Roman font.
Deletions to Codes are in ~~strikethrough italics Times New Roman font~~.
Board amendment additions are in double-underlined Arial font.
Board amendment deletions are in ~~strikethrough Arial font~~.
Asterisks (* * * *) indicate the omission of unchanged Code subsections or parts of tables.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Findings.

(a) The Planning Department has determined that the actions contemplated in this ordinance comply with the California Environmental Quality Act (California Public Resources Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of

Supervisors in File No. 170296 and is incorporated herein by reference. The Board affirms this determination.

(b) On _____, the Planning Commission, in Resolution No. _____, adopted findings that the actions contemplated in this ordinance are consistent, on balance, with the City's General Plan and eight priority policies of Planning Code Section 101.1. The Board adopts these findings [OR, this determination] as its own. A copy of said Resolution [OR determination] is on file with the Clerk of the Board of Supervisors in File No. _____, and is incorporated herein by reference.

(c) On _____, the Planning Commission, in Resolution No. _____, approved this legislation, recommended it for adoption by the Board of Supervisors, and adopted findings that it will serve the public necessity, convenience, and welfare. Pursuant to Planning Code Section 302, the Board adopts these findings as its own. A copy of said Resolution is on file with the Clerk of the Board of Supervisors in File No. _____, and is incorporated by reference herein.

Section 2. The Planning Code is hereby amended by adding Section 249.77, to read as follows:

SEC 249.77. CORONA HEIGHTS LARGE RESIDENCE SPECIAL USE DISTRICT.

(a) General. A special use district entitled the "Corona Heights Large Residence Special Use District," consisting of the area within a perimeter established by Market Street, Clayton Street, Ashbury Street, Clifford Terrace, Roosevelt Way, Museum Way, the eastern property line of parcel 2620/063, the eastern property line of parcel 2619/001A, and Douglass Street; and in addition, all additional parcels fronting States Street, which includes RH-1, RH-2, and RH-3 Use Districts, is hereby established for the purposes set forth below. The boundaries of the Corona Heights Large Residence

1 Special Use District are designated on Sectional Maps No. SU06 and No. SU07 of the Zoning Map of
2 the City and County of San Francisco.

3 (b) Purpose. To protect and enhance existing neighborhood character, encourage new
4 infill housing at compatible densities and scale, and provide for thorough assessment of proposed
5 large-scale residences that could adversely impact the area and affordable housing opportunities, the
6 following controls in subsections (c)-(f) are imposed in the Corona Heights Large Residence Special
7 Use District.

8 (c) Controls. All applicable provisions of the Planning Code shall continue to apply in the
9 Corona Heights Large Residence Special Use District, except as otherwise provided in this Section
10 249.77.

11 (d) Conditional Use Authorizations. For all parcels zoned RH-1, RH-2, or RH-3 within the
12 Corona Heights Large Residence Special Use District, the following developments shall require a
13 Conditional Use authorization:

14 (1) Residential development on a vacant parcel that will result in total gross floor area
15 exceeding 3,000 square feet;

16 (2) Residential development on a developed parcel that will result in total gross floor
17 area in excess of 3,000 square feet and a cumulative increase in gross floor area, including all
18 development performed on the parcel in the preceding five years, of:

19 (A) more than 75% without increasing the existing legal unit count as it existed
20 five years prior; or

21 (B) more than 100% if increasing the existing legal unit count.

22 (3) Residential development, either as an addition to an existing building or as a new
23 building, that results in less than 45% rear yard depth.

24 (e) In acting on any application for Conditional Use authorization within the Corona
25 Heights Large Residence Special Use District, the Commission shall consider the Conditional Use

authorization requirements set forth in subsection 303(c) and, in addition, shall consider whether facts are presented to establish, based on the record before the Commission, one or more of the following:

(1) The proposed project promotes housing affordability by increasing housing supply;

(2) The proposed project maintains affordability of any existing housing unit; or

(3) The proposed project is compatible with existing development.

Section 3. The San Francisco Planning Code is hereby amended by amending Sectional Maps SU06 and SU07 of the Zoning Map of the City and County of San Francisco, as follows:

<u>Description of Property</u>	<u>Special Use District Hereby Approved</u>
All parcels within a perimeter established by Market Street, Clayton Street, Ashbury Street, Clifford Terrace, Roosevelt Way, Museum Way, the eastern property line of parcel 2620/063, the eastern property line of parcel 2619/001A, and Douglass Street; and in addition, all additional parcels fronting States Street	Corona Heights Large Residence Special Use District

Section 4. Effective Date. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance.

1 Section 5. Applicability Date. This ordinance shall apply to any City permits approved
2 on or after March 21, 2017.

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5 APPROVED AS TO FORM:
6 DENNIS J. HERRERA, City Attorney

7 By:



8 ROBB W. KAPLA
9 Deputy City Attorney

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