

1 [Planning Code - New Asia Senior Housing Special Use District - 758 and 772 Pacific Avenue]

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3 **Ordinance amending the Planning Code to create the New Asia Senior Housing Special**
 4 **Use District located at 758 and 772 Pacific Avenue, Assessor's Parcel Block No. 0161,**
 5 **Lot Nos. 14 and 15; affirming the Planning Department's determination under the**
 6 **California Environmental Quality Act; making public necessity, convenience, and**
 7 **welfare findings under Planning Code, Section 302; and making findings of**
 8 **consistency with the General Plan, and the eight priority policies of Planning Code,**
 9 **Section 101.1.**

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

14

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

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17 Section 1. Environmental and Land Use Findings.

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19 (a) The Planning Department has determined that the actions contemplated in this
 20 ordinance comply with the California Environmental Quality Act (California Public Resources
 21 Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of
 22 Supervisors in File No. _____ and is incorporated herein by reference. The Board affirms
 23 this determination.

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24 (b) On _____, the Planning Commission, in Resolution No. _____, adopted
 25 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

1 adopts these findings as its own. A copy of said Resolution is on file with the Clerk of the
2 Board of Supervisors in File No. _____, and is incorporated herein by reference.

3 (c) Pursuant to Planning Code Section 302, this Board finds that these Planning Code
4 amendments will serve the public necessity, convenience, and welfare for the reasons set
5 forth in Planning Commission Resolution No. _____, and the Board adopts such
6 reasons as its own. A copy of said resolution is on file with the Clerk of the Board of
7 Supervisors in File No. _____ and is incorporated herein by reference.

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9 Section 2. Additional Findings.

10 (a) Chinatown is one of the densest neighborhoods in the City. Over one-third of its
11 residents live below the poverty line and Chinatown has the lowest average median income in
12 the City. Many of its residents live in overcrowded conditions and there is an urgent need for
13 quality affordable housing, particularly for its aging, senior residents.

14 (b) The properties located at 758 and 772 Pacific Avenue, are located within the
15 Chinatown Residential Neighborhood Commercial zoning district, which provides a height limit
16 of 65 feet and bulk limits of 50 to 75 feet in length or 100 feet in diagonal dimension.

17 (c) The New Asia Senior Housing Special Use District (SUD) is intended to facilitate
18 reuse of the buildings at 758 and 772 Pacific Avenue and construction of a 100% affordable
19 senior housing project. The SUD would allow an exception to the existing height and bulk
20 district controls, up to a maximum height of 155 feet including any additional height required
21 by the use of the California State Density Bonus Law, California Government Code Section
22 65915 et seq., or any other local and state program that allows additional density and
23 Planning Code modifications. All other applicable Planning Code provisions would continue to
24 apply to the SUD.

1 Section 3. Article 2 of the Planning Code is hereby amended by adding Section
2 249.19, to read as follows:

3 **SEC. 249.19. NEW ASIA SENIOR AFFORDABLE HOUSING SPECIAL USE DISTRICT.**

4 *(a) Purpose. The New Asia Senior Affordable Housing Special Use District is intended to*
5 *facilitate the rebuilding and reuse of property located at 758 and 772 Pacific Avenue, Assessor’s Block*
6 *0161, lots 14 and 15, for 100% affordable housing for seniors.*

7 *(b) Location. The boundaries of the New Asia Senior Housing Special Use District are shown*
8 *on Special Use District Map SU01 of the Zoning Map.*

9 *(c) Controls. Except as stated in subsection (d), all the applicable provisions of the Planning*
10 *Code shall apply, including a height limit of 65 feet, as shown on Height and Bulk District Map HT01*
11 *of the Zoning Map of the City and County of San Francisco.*

12 *(d) Height Exception for Certain 100% Affordable Housing Projects. A project that meets all*
13 *of the following criteria shall be exempt from the 65-N height and bulk limit set forth in Section 250:*

14 *(1) Includes Residential Units, all of which are Affordable Units, as defined in Section*
15 *401, and occupied by at least one person 62 years of age or older;*

16 *(2) Includes an Institutional Community Use and/or a Commercial Use on the ground*
17 *floor; and,*

18 *(3) Does not exceed a height of 155 feet, as measured by Section 260(a), but not*
19 *including any exemptions set forth in Section 260(b). The preceding height limitation shall be inclusive*
20 *of any additional height permissible under any state or local density bonus program that requires or*
21 *permits increases in height, including Planning Code Section 206.6 and State Density Bonus Law,*
22 *California Government Code Section 65915 et seq.*

23
24 Section 4. Article 8 of the Planning Code is hereby revised by amending Section 812
25 to read as follows:

1 Section 6. Effective Date. This ordinance shall become effective 30 days after
2 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
3 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
4 of Supervisors overrides the Mayor’s veto of the ordinance.

5
6 Section 7. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
7 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
8 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
9 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
10 additions, and Board amendment deletions in accordance with the “Note” that appears under
11 the official title of the ordinance.

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13 APPROVED AS TO FORM:
14 DAVID CHIU, City Attorney

15 By: /s/ Audrey Pearson
16 AUDREY PEARSON
17 Deputy City Attorney

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