

1 [Denying Appeal for Waiver, Adjustment or Reduction of Residential Child Care Fee -
2 University of San Francisco - Student Residence Hall Project, Lone Mountain Campus - 2500
3 Turk Street]

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4 **Motion denying the appeal seeking a waiver, adjustment or reduction of the Residential**
5 **Child Care Fee under Planning Code, Section 414A, for the Student Residence Hall**
6 **Project at the University of San Francisco - Lone Mountain Campus located at 2500**
7 **Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008.**

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9 WHEREAS, In 2016, Appellant University of San Francisco (“Appellant” or “USF”)
10 submitted a permit application for the Student Residence Hall Project, consisting of two
11 buildings with combined 155 units for student residents hall an office space, at the USF - Lone
12 Mountain Campus; and

13 WHEREAS, On October 31, 2018, the Appellant filed a timely appeal to the Board of
14 Supervisors for a reduction, adjustment or waiver of the fee requirements based upon the
15 absence of any reasonable relationship or nexus between the impact of development and the
16 amount of the fee charged; and

17 WHEREAS, On January 29, 2019, this Board held a duly noticed public hearing to
18 consider the appeal filed by the Appellant; and

19 WHEREAS, This Board has reviewed and considered all documents submitted by the
20 Appellant and all other written records before the Board of Supervisors, and heard testimony
21 and received public comment regarding the appeal, and said documents and testimony are
22 incorporated herein by reference; now, therefore, be it

23 MOVED, That the Board concludes that the Appellant has not met the burden of
24 presenting substantial evidence to support the appeal, including comparable technical

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1 information to support the Appellant's position that there is no reasonable relationship or
2 nexus between the impact of development and the amount of the fee charged; and, be it

3 FURTHER MOVED, That the Board denies the Appellant's request to waive, adjust or
4 reduce the fee, and hereby approves the imposition of the fee pursuant to the Planning Code.

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