

# REUBEN, JUNIUS & ROSE, LLP

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October 16, 2021

**Delivered Via Email (Erica.Major@sfgov.org)**

Supervisor Myrna Melga, Chair  
San Francisco Board of Supervisors, Land Use Committee  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94103

**Re: Life Science and Medical Special Use District Planning Code Amendment  
Board File No. 210497  
Hearing Date: October 18, 2021  
Our File No.: 10208.09**

Dear Chair Melgar and Supervisors:

We are writing regarding the proposed modification to the Life Science and Medical Special Use District (“SUD”) Planning Code Amendment (Case No. 2021-005030PCAMAP and Board File No. 210497). Planning Department staff recommended that the Planning Commission add the deletion of the Industrial Protection Zone SUD (the “IPZ”) to the proposed legislation. The Planning Commission ultimately adopted the amendment to eliminate the IPZ from the Planning Code, along with grandfathering clause exempting projects in the IPZ that had applications on file by July 22, 2021 (the date of the Planning Commission hearing). We are writing to the Land Use Committee in support of the IPZ amendment with the grandfathering clause.

We represent a current project at 2270 McKinnon Avenue, which would be undermined by the removal of the IPZ. The project sponsor purchased the property in reliance on the applicability of the Industrial Protection Zone SUD, received a Preliminary Project Assessment from the Planning Department, and submitted a Project Application in early July of this year. The project sponsor has incurred substantial costs up to this point in the process, and the project will no longer be permitted should the proposed modification pass. There is another project that relied upon the IPZ and the Planning Commission approved earlier this year which would not be able to move forward without the grandfathering clause.

In the interest of equity and fairness, if the Land Use Committee elects to incorporate the deletion of the IPZ, we ask that the Committee also include the grandfathering clause into the legislation, consistent with the Planning Commission’s unanimous recommendation. Thank you.

Chair Melgar and Supervisors  
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Very truly yours,

**REUBEN, JUNIUS & ROSE, LLP**

A handwritten signature in blue ink, appearing to read "John Kevlin". The signature is fluid and cursive, with a large initial "J" and a long horizontal stroke extending to the right.

John Kevlin

cc: Supervisor Aaron Peskin  
Supervisor Dean Preston  
Committee Clerk Erica Major  
Jeremy Shaw, Case Planner