

1 [Planning Code - Zoning - Treasure Island/Yerba Buena Island - Special Use District]

2

3 **Ordinance amending the San Francisco Planning Code by amending Sections 102.5**
4 **and 201 to include the Treasure Island and Yerba Buena Island districts; amending**
5 **Section 105 relating to height and bulk limits for Treasure Island/Yerba Buena Island;**
6 **adding Section 249.52 to establish the Treasure Island/Yerba Buena Island Special Use**
7 **District; adding Section 263.26 to establish the Treasure Island/Yerba Buena Island**
8 **Height and Bulk District; amending the bulk limits table associated with Section 270 to**
9 **refer to the Treasure Island/Yerba Buena Island Height and Bulk District; and adopting**
10 **findings, including environmental findings, and findings of consistency with the**
11 **General Plan and Planning Code Section 101.1.**

12 NOTE: Additions are *single-underline italics Times New Roman*;
13 deletions are ~~*strike-through italics Times New Roman*~~.
14 Board amendment additions are double-underlined;
Board amendment deletions are ~~strikethrough normal~~.

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

16 Section 1. Findings.

17 (a) The Planning Department has determined that the actions contemplated in this
18 Ordinance comply with the California Environmental Quality Act (Public Resources Code
19 Section 21000 et seq.). A copy of said determination is on file with the Clerk of the Board of
20 Supervisors in File No. _____ and is incorporated herein by reference.

21 (b) In accordance with the actions contemplated herein, this Board adopted
22 Resolution No. _____ concerning findings pursuant to the California Environmental
23 Quality Act. A copy of said Resolution is on file with the Clerk of the Board of Supervisors in
24 File No. _____ and is incorporated herein by reference.

25

1 (c) Pursuant to Section 302 of the Planning Code, the Board finds that this
2 ordinance will serve the public necessity, convenience, and welfare for the reasons set forth in
3 Planning Commission Resolution No. _____ and the Board incorporates those reasons
4 herein by reference. A copy of Planning Commission Resolution No. _____ is on file
5 with the Clerk of the Board of Supervisors in File No. _____ and is incorporated
6 herein by reference.

7 (d) The Board of Supervisors finds that this Ordinance is in conformity with the
8 Priority Policies of Section 101.1 of the Planning Code and, on balance, consistent with the
9 General Plan as it is proposed for amendment, and hereby adopts the findings set forth in
10 Planning Commission Resolution No. _____ and incorporates such findings by
11 reference as if fully set forth herein.

12

13 Section 2. The San Francisco Planning Code is hereby amended by amending Section
14 102.5, to read as follows:

15 **SEC. 102.5. DISTRICT.**

16 A portion of the territory of the City, as shown on the Zoning Map, within which certain
17 regulations and requirements or various combinations thereof apply under the provisions of
18 this Code. The term "district" shall include any use, special use, height and bulk, or special
19 sign district. The term "R District" shall mean any RH-1(D), RH-1, RH-1(S), RH-2, RH-3, RM-
20 1, RM-2, RM-3, RM-4, RTO, RTO-M, RC-1, RC-2, RC-3, RC-4 or RED District. The term "C
21 District" shall mean any C-1, C-2, C-3, or C-M District. The term "RTO District" shall be that
22 subset of R Districts which are the RTO and RTO-M District. The term "M District" shall mean
23 any M-1 or M-2 District. The term "PDR District" shall mean any PDR-1-B, PDR-1-D, PDR-1-
24 G, or PDR-2 District. The term "RH District" shall mean any RH-1(D), RH-1, RH-1(S), RH-2, or
25 RH-3 District. The term "RM District" shall mean any RM-1, RM-2, RM-3, or RM-4 District. The

1 term "RC District" shall mean any RC-1, RC-2, RC-3, or RC-4 District. The term "C-3 District"
 2 shall mean any C-3-O, C-3-R, C-3-G, or C-3-S District. For the purposes of Section 128 and
 3 Article 11 of this Code, the term "C-3 District" shall also include the Extended Preservation
 4 District designated on Section Map 3SU of the Zoning Map. The term "NC District" shall mean
 5 any NC-1, NC-2, NC-3, NC-T, NC-S, and any Neighborhood Commercial District and
 6 Neighborhood Commercial Transit District identified by street or area name in Section 702.1.
 7 The term "NCT" shall mean any district listed in Section 702.1(b), including any NCT-1, NCT-
 8 2, NCT-3 and any Neighborhood Commercial Transit District identified by street or area name.
 9 The term "Mixed Use" District shall mean all Chinatown Mixed Use, South of Market Mixed
 10 Use, Eastern Neighborhoods Mixed Use, and Downtown Residential Districts. The term
 11 "Chinatown Mixed Use District" shall mean any Chinatown CB, Chinatown VR, or Chinatown
 12 R/NC District named in Section 802.1. The term "South of Market Mixed Use Districts" shall
 13 refer to all RED, RSD, SLR, SLI, or SSO Districts named in Section 802.1. The term "Eastern
 14 Neighborhoods Mixed Use Districts" shall refer to all SPD, MUG, MUO, MUR, and UMU
 15 named in Section 802.1. The term "DTR District" or "Downtown Residential District" shall refer
 16 to any Downtown Residential District identified by street or area name in Section 825, 827,
 17 828, and 829. The terms "TI District" and "YBI District" shall refer to any TI-R, TI-MU-, TI-OS, TI-
 18 PCI, YBI-R, YBI-MU, YBI-OS, YBI-PCI, as set forth in Section 249.52.

19
 20 Section 3: The San Francisco Planning Code is hereby amended by amending Section
 21 201, to add the following Classes of Use Districts at the end of the included Table, as follows:

| | |
|----------------------------------------------------------------|-------------------------------------------|
| <u>Treasure Island and Yerba Buena Island Districts</u> | |
| <u>(Also see Section 249.52)</u> | |
| <u>TI-R</u> | <u>Treasure Island-Residential</u> |

| | |
|----------------|--------------------------------------------------------|
| <u>TI-MU</u> | <u>Treasure Island – Mixed Use</u> |
| <u>TI-OS</u> | <u>Treasure Island – Open Space</u> |
| <u>TI-PCI</u> | <u>Treasure Island – Public/Civic/Institutional</u> |
| <u>YBI-R</u> | <u>Yerba Buena Island – Residential</u> |
| <u>YBI-MU</u> | <u>Yerba Buena Island – Mixed Use</u> |
| <u>YBI-OS</u> | <u>Yerba Buena Island – Open Space</u> |
| <u>YBI-PCI</u> | <u>Yerba Buena Island – Public/Civic/Institutional</u> |

Section 4. The San Francisco Planning Code is hereby amended by amending Section 105 as follows:

SEC. 105. ZONING MAP.

The designations, locations and boundaries of the districts established by this Code shall be shown upon the "Zoning Map of the City and County of San Francisco," which shall consist of a series of numbered sectional maps. Wherever any uncertainty exists as to the boundary of any district as shown on said sectional maps, the following rules shall apply:

(a) Where boundary lines are indicated as following streets and alleys within the right-of-way, they shall be construed as following the centerlines of such streets and alleys;

(b) Where boundary lines are indicated as approximately following lot lines, such lot lines shall be construed to be such boundaries;

(c) Where a boundary line divides a lot or crosses unsubdivided property; the location of such boundary shall be as indicated upon the Zoning Map using the scale appearing on such map;

(d) Where further uncertainty exists, the City Planning Commission upon written application, or on its own motion, shall by resolution determine the location of a disputed

1 boundary giving due consideration to the apparent indicated location thereof and the scale of
2 the Zoning Map and the express purposes of this Code;

3 (e) Wherever any property is not under these rules specifically included in any use
4 district shown on the Zoning Map, such property is hereby declared to be in an RH-1(D)
5 District, except that all property owned on the effective date of this amendment by the United
6 States of America, State of California, City and County of San Francisco, or other
7 governmental agency and within the City and County of San Francisco but not within the area
8 covered by Sectional Maps Nos. 1 through ~~13~~ 14 of the Zoning Map is hereby declared to be
9 in a P (Public Use) District unless reclassified in accordance with the provisions of this Code;

10 (f) Wherever any property is not under these rules specifically included in any height
11 and bulk district shown on the Zoning Map, such property is hereby declared to be in a 40-X
12 height and bulk district, except that all property owned on the effective date of this amendment
13 by the United States of America, State of California, City and County of San Francisco, or
14 other governmental agency and within the City and County of San Francisco but not within the
15 area cover by Sectional Maps Nos. 1H through ~~13H~~ 14H of the Zoning Map is hereby declared
16 to be an OS (Open Space) District unless reclassified in accordance with the provisions of this
17 Code ~~with the exception of Yerba Buena Island and Treasure Island which are hereby declared to be~~
18 ~~in a 40-X height and bulk district.~~

19
20 Section 5. The San Francisco Planning Code is hereby amended by adding Section
21 249.52, to read as follows:

22 **SEC. 249.52. TREASURE ISLAND/YERBA BUENA ISLAND SPECIAL USE DISTRICT.**

23 (a) Purpose and Boundaries. In order to give effect to the Treasure Island / Yerba Buena Island
24 Project as approved by the Board of Supervisors (File No. [_____]), there shall be a Treasure
25 Island / Yerba Buena Island Special Use District as designated on Sectional Map SU14 of the Zoning

1 Maps of the City and County of San Francisco. The boundaries of the Treasure Island / Yerba Buena
2 Island Special Use District include all areas of Treasure Island and Yerba Buena Island as shown on
3 Zoning Map ZN14. Any property within the Special Use District owned by the United States
4 Department of Labor, United States Coast Guard, Federal Highway Administration or California
5 Department of Transportation is hereby declared to be in a P (Public Use) District unless reclassified
6 in accordance with the provisions of this Code. The purpose of this Special Use District is to facilitate
7 the City's long-term goal of implementing the creation of a new City neighborhood on Treasure Island
8 and Yerba Buena Island, which will provide benefits to the City such as significant amounts of new
9 affordable housing, increased public access and open space, transportation improvements, extensive
10 infrastructure improvements, and recreational and entertainment opportunities, while creating jobs
11 and a vibrant, sustainable community. This Special Use District shall supersede, in its entirety, all
12 other provisions of this Planning Code that would otherwise be applicable to Treasure Island and
13 Yerba Buena Island except with respect to (1) Planning Code sections adopted by ballot proposition
14 prior the effective date of the Ordinance adopting this Special Use District, which consist of the
15 sections of the Planning Code adopted or amended by Proposition M (1986) (Sections 101.1 (Master
16 Plan Consistency and Implementation) and Sections 320-325, 295); Proposition K (1984) (Shadow
17 Ban) (Section 295); Proposition G (2002) (General Advertising Signs Prohibited) (Sections 602.7 and
18 611); and Proposition G (2006) (Limitation on Formula Retail in NC Districts) (Section 703.4); (2) any
19 Planning Code sections adopted or amended in connection with this Special Use District, including
20 Sections 102.5 (District); 105 (Zoning Map); 201 (Use Districts); 263.26 (Treasure Island/Yerba
21 Buena Island Height And Bulk District) and 249.52 (Treasure Island / Yerba Buena Island Special Use
22 District), and (3) any other section of the Planning Code referenced herein (but only to the extent and
23 for the purposes stated herein).

1 (b) Jurisdiction. Within this Special Use District, property subject to the public trust for
2 commerce, navigation and fisheries and governed by the Treasure Island Conversion Act of 1997 (the
3 “Tidelands Trust”) is designated on Figures 1 and 2 as the Tidelands Trust Overlay Zone. The
4 Treasure Island Development Authority (“TIDA”), as public trust grantee under the Treasure Island
5 Conversion Act of 1997 (“Conversion Act”), has jurisdiction over any Vertical Development or uses in
6 the Tidelands Trust Overlay Zone and any other tidelands or submerged lands within its jurisdiction
7 pursuant to its authority under the Conversion Act, as well as Horizontal Development. The Planning
8 Commission has jurisdiction over any Vertical Development or use of property that is not subject to
9 Tidelands Trust, designated on Figure 1 as outside the Tidelands Trust Overlay Zone, and reserves
10 review and approval rights over certain Vertical Development of property subject to the Tidelands
11 Trust as more specifically set forth in this Special Use District.

12 (c) Tidelands Trust Overlay Zone. The Tidelands Trust Overlay Zone shown on Figures 1 and 2
13 illustrates the areas of the Islands subject to the Tidelands Trust after completion of all of the Tidelands
14 Trust exchanges contemplated under the Treasure Island Public Trust Exchange Act (SB 543, as
15 amended by SB 815 and SB 833, the “Exchange Act”), which is State legislation authorizing an
16 exchange of Public Trust lands between Treasure Island and Yerba Buena Island, consistent with the
17 proposed development program. To the extent that property not included in the Tidelands Trust
18 Overlay Zone would be subject to the Tidelands Trust prior to the applicable exchange implemented
19 under the Exchange Act, the restrictions of the Tidelands Trust Overlay Zone apply until the exchange
20 is effected. To the extent property shown in the Tidelands Trust Overlay Zone would not be subject to
21 the Tidelands Trust prior to the applicable exchange, the restrictions of the Tidelands Trust Overlay
22 Zone do not apply until the exchange is effected.

23 (d) Relationship to Design for Development. The Treasure Island + Yerba Buena Island Design
24 for Development (“Design for Development”), adopted by the Planning Commission (Resolution No.
25) and approved by the Board of Supervisors as an attachment to the Development Agreement by

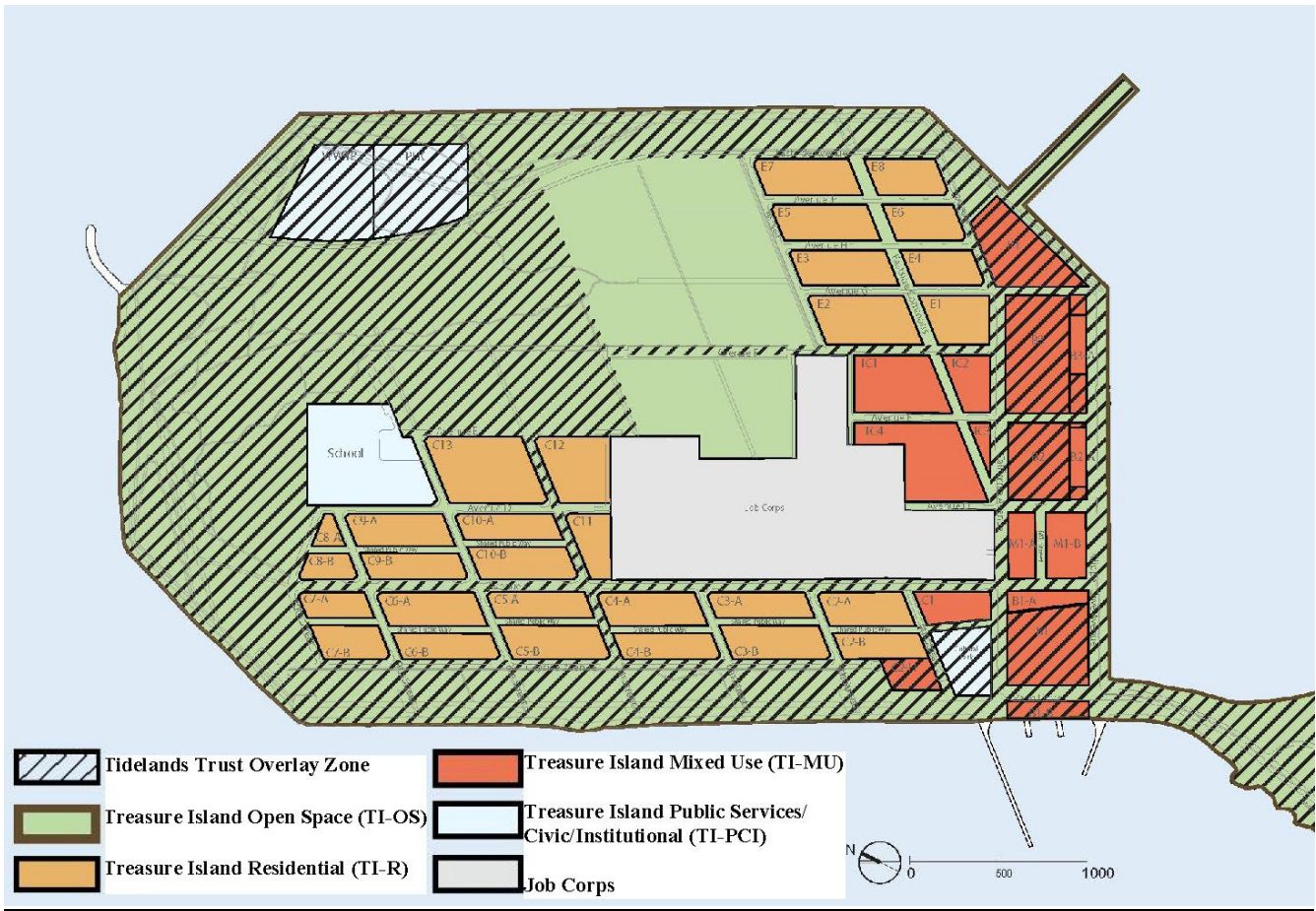
1 and between the City and County of San Francisco and Treasure Island Community Development, LLC
2 relative to the development of Naval Station Treasure Island (File No. ___) (the “Development
3 Agreement”), and as may be amended from time to time as provided herein, sets forth development and
4 use Standards and Guidelines applicable within this Special Use District, and is hereby incorporated
5 by reference. Any term used in this Special Use District and not otherwise defined shall have the
6 meaning ascribed to it in the Design for Development. The Planning Commission may initiate and
7 adopt amendments to the Design for Development, or may approve amendments to the Design for
8 Development upon application by TIDA or an owner or lessee of property (or his or her authorized
9 agent) within this Special Use District, provided, however, that prior to taking any action to amend the
10 Design for Development, the Planning Commission shall refer the matter to the TIDA Board for review
11 and the TIDA Board shall have 30 days to submit its recommendation to the Planning Commission.
12 The Planning Commission shall approve, conditionally approve or disapprove the proposed
13 amendment within 30 days of receipt of the TIDA Board’s recommendation or, if the TIDA Board fails
14 to submit a recommendation, within 30 days of the expiration of the TIDA Board’s 30 day review
15 period. The Planning Commission may not approve an amendment to the Design for Development if it
16 finds that the amendment is inconsistent with this Special Use District, the General Plan and the
17 approved Development Agreement.

18 (e) Development Controls. Development and uses of property within this Special Use District
19 shall be regulated by the controls contained herein and in the Design for Development, provided,
20 however, that if there is any inconsistency between this Special Use District and the Design for
21 Development, this Special Use District shall control.

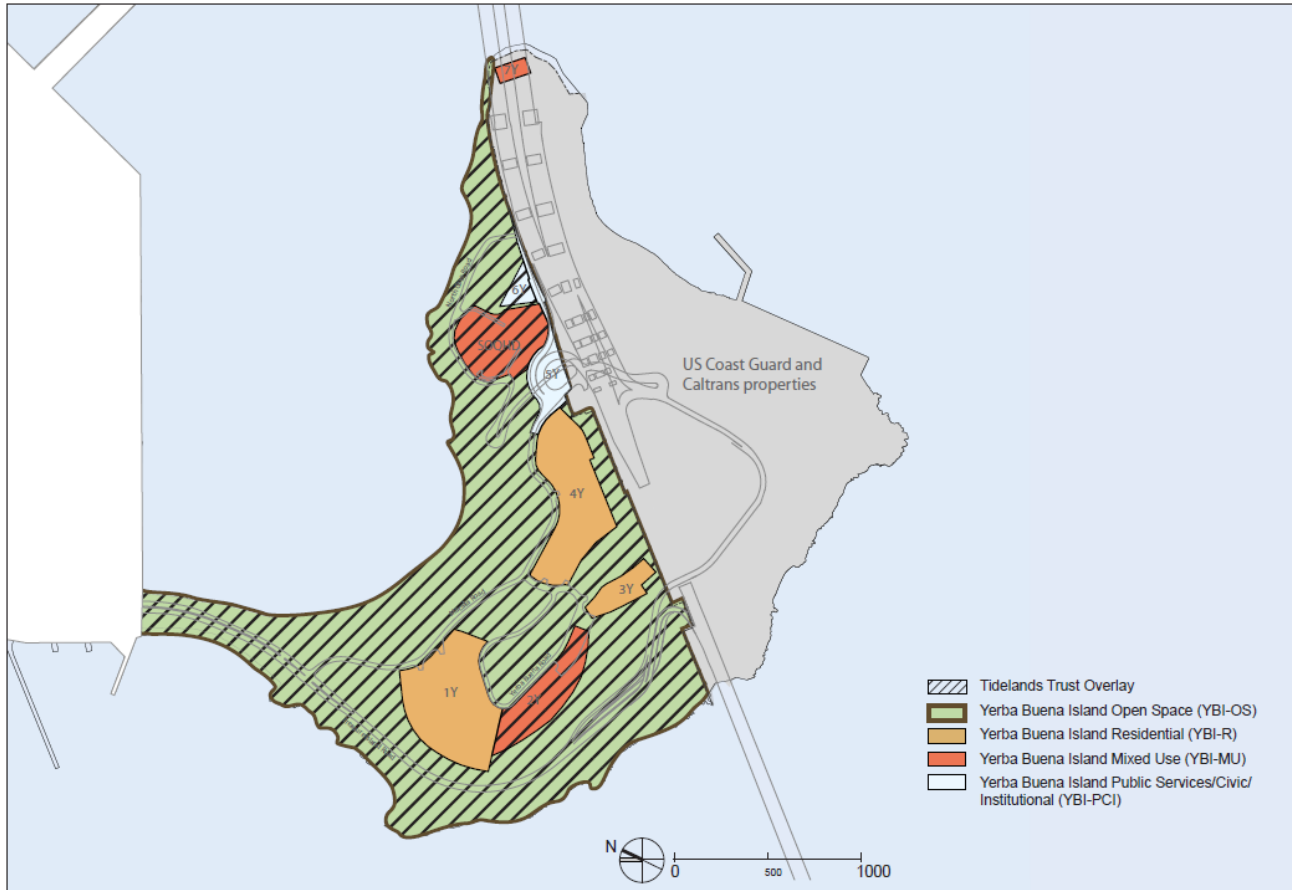
22 (1) Zoning Designation. The applicable zoning designations shall be as set forth on Figure 1,
23 consisting of the following zoning districts: Treasure Island Residential (TI-R), Treasure Island Mixed
24 Use (TI-MU), Treasure Island Open Space (TI-OS), and Treasure Island Public/Civic/Institutional (TI-
25 PCI). The applicable zoning designation shall be as set forth on Figure 2, consisting of the following

1 zoning districts: Yerba Buena Island Residential (YBI-R), Yerba Buena Island Mixed Use (YBI-MU),
 2 Yerba Buena Island Open Space (YBI-OS), and Yerba Buena Island Public Services/Civic/Institutional
 3 (YBI-PCI), each as defined in the Design for Development. In addition, portions of this Special Use
 4 District shall be subject to a Tidelands Trust Overlay Zone as set forth on Figures 1 and 2 and further
 5 defined in the Design for Development.

6 Figure 1. Treasure Island Zoning Designations.
 7



1 Figure 2: Yerba Buena Island Zoning Designations



16 Figure Y3.c: Key Plan of Yerba Buena Island Land Use Table

17 (2) Uses. The uses listed in Figure 3 are permitted in this Special Use District as indicated by
18 the following symbols in the respective column for each district: (i) P – permitted as a principal use in
19 this zoning designation; (ii) IC – subject to approval as an Island Conditional Use pursuant to the
20 procedures set forth in subsection (h) below; (iii) blank – not permitted in this zoning designation.

1 *Figure 3. Treasure Island and Yerba Buena Island Permitted Uses*

| | TI-R | TI-MU | TIOS | TI-PCI | P = Permitted Use; IC = Island conditional use Permit Required; *and/or † = See Comments |
|------------------------------------------------------------|-------------|-------|------|--------|---------------------------------------------------------------------------------------------------------------------------------------------------|
| Land Use | Zone | | | | |
| Residential | | | | | |
| 1. Dwelling Units | P | P | | | |
| 2. Group Housing* | P | P | | | *Within any residential structures owned or controlled by the Treasure Island Homeless Development Initiative or its successor. |
| 3. Live/Work Units | P | P | | | |
| 4. Senior or Assisted Living | P | P | | | |
| 5. Supportive Housing* | P | P | | | *Within any residential structures owned or controlled by the Treasure Island Homeless Development Initiative or its successor |
| | | | | | |
| Retail Sales and Services | | | | | |
| 6. Acupuncture, Acupressure, or Chiropractor Establishment | IC*† | P | | | *Not to exceed 10,000 SF for any single tenant; †limited to location on the first two floors, with direct entries from ground floor |
| 7. Animal Services, Enclosed Building | IC | IC | | | |
| 8. Automobile Rental | P*† | P | | | *Not to exceed 2,500 SF, including any exterior space used for automobile storage, per single tenant; †Service |

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|----|----------------------------------------------------------------|------|----|----|---|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | | | | | | counter limited to ground floor only. Rental vehicles may be stored in multilevel structure. Above ground structures, will be governed by the standards and guidelines for such structures in T5 of the Treasure Island/Yerba Buena Island Design for Development document. |
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| 8 | 9. Automobile Services (Gas and Service Stations and Wash) | IC† | IC | | | †Limited to ground floor only |
| 9 | | | | | | |
| 10 | 10. Bars | IC*† | IC | | | *Not to exceed 15,000 SF for any single tenant; †limited to location on the first two floors, with direct entries from ground floor |
| 11 | | | | | | |
| 12 | | | | | | |
| 13 | 11. Beauty or Cosmetology Salon | P*† | P | | | *Not to exceed 10,000 SF for any single tenant; †limited to location on the first floor, with direct entries from ground floor |
| 14 | | | | | | |
| 15 | | | | | | |
| 16 | 12. Cafes, Delicatessens, and Bakeries | P† | P | IC | | †Limited to location on the first two floors, with direct entries from ground floor |
| 17 | | | | | | |
| 18 | 13. Farmer's Market | P | P | P | P | |
| 19 | | | | | | |
| 20 | 14. Financial Service | P | P | | | |
| 21 | | | | | | |
| 22 | 15. Financial Services (Limited) | P | P | | | |
| 23 | | | | | | |
| 24 | 16. Full-service, Counter-service and Self-service Restaurants | P* | P | IC | | *Not to exceed 5,000SF |
| 25 | | | | | | |

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| 1 | | | | | | *Not to exceed 5,000SF for any single tenant. †limited to location on the first two floors, with direct entries from ground floor |
| 2 | | | | | | |
| 3 | 17. Grocery Store | P*† | P | | | |
| 4 | 18. Health Club, Private Resident Accessory Use | P | P | | | |
| 5 | 19. Home Occupation | P | P | | | |
| 6 | 20. Tourist Hotel | | P | IC | | |
| 7 | | | | | | |
| 8 | 21. Health Clubs, Fitness Centers, Gyms and Athletic Clubs | P(IC*)† | P | IC* | P | *Island Conditional Use Permit required if facility is greater than 15,000 SF; †limited to location on the first two floors, with direct entires from ground floor |
| 9 | | | | | | |
| 10 | 22. Laundromat | P† | P | | | †Limited to ground floor only |
| 11 | | | | | | |
| 12 | 23. Dry Cleaning Facility | P(IC*)† | P(IC*) | | | *Island Conditional Use Permit required if dry cleaning facility has an on-site plant; †limited to ground floor only |
| 13 | 24. Liquor Stores | IC | IC | | | |
| 14 | 25. Massage Establishments | IC | IC | | | |
| 15 | | | | | | |
| 16 | 26. Offices, Professional, Medical, and Business | P*† | P | | P | *Not to exceed 5,000 SF for any single tenant; †limited to location on the first two floors, with direct entries from ground floor |
| 17 | | | | | | |
| 18 | 27. Pharmacy | IC*† | P | | | *Not to exceed 5,000SF for any single tenant; †limited to location on the first two floors, with direct entries from ground floor |
| 19 | 28. Medical | | IC† | | | †Not permitted within |
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| 1 | Cannabis Dispensary | | | | | the immediate proximity of schools, childcare and similar facilities |
| 2 | 29. Radio Broadcasting Facility | | IC | | | |
| 3 | 30. Retail Sales and Services, Local-Serving | P*† | P | | | *Not to exceed 15,000 SF for any single tenant; †limited to location on the first two floors, with direct entries from ground floor |
| 4 | 31. Retail Sales and Services, Visitor Serving | | P | IC | | |
| 5 | 32. Retail, Restaurants, Kiosks, Pushcarts, and other uses* | | P | P | | *Uses accessory to and supportive of recreation and open space uses, consistent with the Open Space Area standards and guidelines set forth in Chapter T1 of the Treasure Island / Yerba Buena Island Design for Development document |
| 6 | 33. Walk-Up Facilities | P† | P | | | †Limited to ground floor only |
| 7 | Assembly and Entertainment | | | | | |
| 8 | 34. Amusement Enterprises | | P | | | |
| 9 | 35. Live Telecast and Filming | | P | | | |
| 10 | 36. Nighttime Entertainment | | P(IC*) | | | *Special permit required if establishment operates after-hours (2-6am) |
| 11 | 37. Recreation Buildings, including pool halls, skating, indoor sports or bowling facilities | | P | P(IC*) | | <> Not including Health Clubs, Fitness Centers, Gyms and Athletic Clubs covered under "Retail Sales & Services"; *Not to |

| | | | | | | |
|----|--------------------------------------------------------------------------------------------------------------------------------------------------|-----|----|-----|---|-------------------------------------------------------------------------------------------|
| 1 | < | | | | | exceed 20,000 SF for any single tenant |
| 2 | 38. Theaters (movie or live performance) | | P | IC* | | * Not to exceed 20,000 SF for any single tenant |
| 3 | Institutional, Educational and Arts Activities | | | | | |
| 4 | Institutional, Educational and Arts Activities | | | | | |
| 5 | Institutional, Educational and Arts Activities | | | | | |
| 6 | 39. Arts activities in commercial, community, or live/work spaces | IC | P | IC | P | |
| 7 | 40. Child Care, Family Facility | P | P | | P | |
| 8 | 41. Child Care Center | P*† | P | | P | *Not to exceed 15,000 SF for any single tenant; †limited to location on ground floor only |
| 9 | 42. Community Clubhouse, Neighborhood Center, Community Cultural Center, or other community resource not publicly owned but open for public use. | IC | P | IC | P | |
| 10 | 43. Institutional and Educational Facilities, 15,000 SF or less | IC | P | IC | P | |
| 11 | 44. Institutional and Educational Facilities, more than 15,000 SF | | P | | P | |
| 12 | 45. Mortuary | | IC | | | |
| 13 | 46. Museums, Interpretive Centers and Cultural Facilities | | P | IC | P | |
| 14 | 47. Outpatient Medical Clinics | | P | | | |
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| | | | | | *Not to exceed 15,000 SF for any single tenant; †limited to location only above ground floor |
| 48. Private Club | IC* | P† | | | |
| 49. Religious Institutions | IC* | IC | IC | P | *Not to exceed 15,000 SF for any single tenant |
| 50. Sailing and Water Sport Educational Activity | | P | P | | |
| 51. Small residential/senior care facility licensed by the State | P* | P | | | *Not to exceed 15,000 SF for any single tenant |
| 52. Social service/philanthropic enterprises | IC*(P*†) | IC*(P*†) | | | *Not to exceed 15,000 SF for any single tenant. †Permitted use for TIHDI |
| 53. Vocational/Job Training Facility | IC*(P*†) | IC*(P*†) | IC* | IC*(P*†) | *Not to exceed 15,000 SF for any single tenant. †Permitted use for TIHDI |
| Parking | | | | | |
| 54. Bicycle Storage | P | P | P | P | |
| 55. Community garages <> | P | P | | P | <> Limited to the storage of private passenger automobiles belonging to Treasure Island residents, visitors, and workers, and meeting the siting and design requirements, car-share requirements, and otherwise complying with the provisions of Chapter T6 of the Treasure Island/Yerba Buena Island Design for Development Document |

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| 56. Accessory Parking Facilities ◇ | P | P | | P | ◇ Off-street parking, either surface or structured, that is accessory to a permitted or special use, subject to the requirements of Chapter T6 of the Design for Development document, in terms of location and quantity |
| 57. Parking accessory to use of open space and sports fields ◇ | P | P | P | | ◇ Surface or structured |
| Manufacturing and Processing/Industrial/Laboratory Uses | | | | | |
| 58. Life Sciences ◇ | | IC | | | ◇ Limited to administrative office and research and development facilities not requiring any additional regulatory approvals for emissions or hazards not otherwise required of general office use |
| 59. Laboratory ◇ | | IC | | | ◇ Limited to administrative office and research and development facilities not requiring any additional regulatory approvals for emissions or hazards not otherwise required of general office use |
| 60. PDR (Production, Distribution and | | IC | | | |

| | | | | | | |
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| 1 | Repair) | | | | | |
| 2 | 61. Small scale food manufacturing and processing | | P* | IC* | | *Not to exceed 20,000 SF for any single tenant |
| 3 | Civic, Public, Open Space, and Public Service Uses | | | | | |
| 4 | 62. Ambulance | | IC | | | |
| 5 | 63. Civic Use | | P | | P | |
| 6 | 64. Community Recycling Collection Center | IC | IC | P | P | |
| 7 | 65. Composting Facilities | | | P | P | |
| 8 | 66. Corporation Yard | | | P* | P* | *Not to exceed 2 acres in size |
| 9 | 67. Fire/police Stations | | P | P | P | |
| 10 | 68. Greenhouse or Plant Nursery <> | | P* | P | P | <>For propagation of plants for landscaping, accessory to urban farm or for educational purposes; *Permitted when attached to food production or with retail establishment |
| 11 | 69. Hiking and Walking Trails | P | P | P | P | |
| 12 | 70. Library | P* | P* | | P | *Not to exceed 20,000 SF |
| 13 | 71. Micro-Utilities | P | P | P | P | |
| 14 | 72. Open lots or enclosed storage for public service use | | | IC | P | |
| 15 | 73. Open space Maintenance Facility <> | | | P | IC | <>For support of open space program on treasure Island and Yerba Buena Island, and compliant to the standards and guidelines for each specific open |

| | | | | | | |
|----|--------------------------------------------------------------------------------------------------------|----|----|----|----|--------------------------------------------------------------------------------------------------|
| 1 | | | | | | space area listed in Chapter T1 of the Design for Development document |
| 2 | | | | | | |
| 3 | | | | | | *See Open Space Chapter T1 of Design for Development document for programming and size standards |
| 4 | | | | | | |
| 5 | | | | | | |
| 6 | 74. Playground | P* | P | P | P | |
| 7 | | | | | | *See Open Space Chapter T1 of Design for Development document for programming and size standards |
| 8 | | | | | | |
| 9 | 75. Public Parks | P* | P | P | P | |
| 10 | 76. Sports Fields | | | P | | |
| 11 | 77. Stormwater and Wastewater Treatment Wetlands | | | P | P | |
| 12 | | | | | | |
| 13 | 78. Low Impact Development for Stormwater (e.g. Water Garden, Bioswales, Cisterns or Similar Features) | P | P | P | P | |
| 14 | | | | | | |
| 15 | | | | | | |
| 16 | 79. Renewable Energy Generation Facilities, Building Integrated* | P | P | IC | P | *Including, but not limited to, PV and wind power generation |
| 17 | | | | | | |
| 18 | 80. Renewable Energy Generation Facilities, Distributed* | | | IC | IC | *Including, but not limited to, PV and wind power generation |
| 19 | | | | | | |
| 20 | | | | | | |
| 21 | 81. Telecommunications Antennae and Equipment <> | P | P | P | P | <> See Building Design Chapter T5 of the Design for Development document for placement standards |
| 22 | | | | | | |
| 23 | 82. Transit Facilities | P | P | P | P | |
| 24 | | | | | | |
| 25 | 83. Urban Farm | | P* | P | | *Permitted when associated with retail in |

| | | | | | | |
|----|------------------------------------------------------------------------------------------------------------------------------------------------------|----|----|----|----------|------------------------------------------------------|
| | | | | | Block B2 | |
| 1 | 84. Wastewater Treatment Plant and related facilities | IC | IC | IC | P | |
| 2 | | | | | | |
| 3 | Temporary Uses | | | | | |
| 4 | 85. Booths for charitable, patriotic, or welfare purposes | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(3) |
| 5 | | | | | | |
| 6 | 86. Exhibitions, Festivals, Circuses, Concerts, or Neighborhood Carnivals | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(3) |
| 7 | | | | | | |
| 8 | 87. Open-air sales of agriculturally produced seasonal decorations including, but not necessarily limited to, Christmas trees and Halloween pumpkins | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(3) |
| 9 | | | | | | |
| 10 | | | | | | |
| 11 | | | | | | |
| 12 | | | | | | |
| 13 | | | | | | |
| 14 | 88. Meeting Rooms and Event Staging | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(3) |
| 15 | | | | | | |
| 16 | 89. Automobile and truck parking and loading accessory to an authorized temporary use | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(3) |
| 17 | | | | | | |
| 18 | | | | | | |
| 19 | | | | | | |
| 20 | Interim Uses | | | | | |
| 21 | 90. Rental or sales offices incidental to a given new development, provided that it be located in the development or a temporary structure | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(4) |
| 22 | | | | | | |
| 23 | | | | | | |
| 24 | | | | | | |
| 25 | 91. Structures and | P* | P* | P* | P* | *Subject to |

| | | | | | | |
|---|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|---------------|---------------|----------------|---------------------------------------------------------------------------------------------------------|
| 1 | uses incidental to environmental cleanup and staging | | | | | authorization under Section 249.52(e)(4) |
| 2 | 92. Temporary structures and uses incidental to the demolition, deconstruction or construction of a structure, building, infrastructure, group of buildings, or open space, including but not limited to staging of construction materials and equipment | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(4) |
| 3 | 93. Storage | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(4) |
| 4 | 94. Automobile and truck parking and loading related to construction activities related to Horizontal Development and Vertical Development | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(4) |
| 5 | | YBI-R | YBI-MU | YBI-OS | YBI-PCI | P = Permitted Use; IC = Island conditional use Permit Required; *and/or † = See Comments |
| 6 | Land Use | Zone | | | | |
| 7 | Residential | | | | | |
| 8 | 1. Dwelling Units | P | P | | | |
| 9 | 2. Group Housing* | P | P | | | *Within any residential structures owned or controlled by the Treasure Island |

| | | | | | |
|----|------------------------------------------------------------|------|----|----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | | | | | Homeless Development Initiative or its successor. |
| 2 | 3. Live/Work Units | P | P | | |
| 3 | 4. Senior or Assisted Living | P | P | | |
| 4 | | | | | |
| 5 | 5. Supportive Housing* | P | P | | *Within any residential structures owned or controlled by the Treasure Island Homeless Development Initiative or its successor |
| 6 | Retail Sales and Services | | | | |
| 7 | | | | | |
| 8 | 6. Acupuncture, Acupressure, or Chiropractor Establishment | IC*† | P | | *Not to exceed 10,000 SF for any single tenant; †limited to location on the first two floors, with direct entries from ground floor |
| 9 | 7. Animal Services, Enclosed Building | IC | IC | | |
| 10 | | | | | |
| 11 | | | | | |
| 12 | | | | | |
| 13 | | | | | |
| 14 | | | | | |
| 15 | | | | | |
| 16 | | | | | |
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| 19 | | | | | |
| 20 | | | | | |
| 21 | | | | | |
| 22 | | | | | |
| 23 | 8. Automobile Rental | P*† | P | | *Not to exceed 2,500 SF, including any exterior space used for automobile storage, per single tenant; †Service counter limited to ground floor only. Rental vehicles may be stored in multilevel structure. Above ground structures, will be governed by the standards and guidelines for such structures in T5 of the Treasure Island/Yerba Buena Island Design for Development document. |
| 24 | 9. Automobile Services (Gas and | IC† | IC | | †Limited to ground floor only |
| 25 | | | | IC | |

| | | | | | | |
|----|----------------------------------------------------------------|---------|----|-----|---|-------------------------------------------------------------------------------------|
| 1 | Service Stations and Wash) | | | | | |
| 2 | | | | | | *Not to exceed 15,000 SF for any single tenant; |
| 3 | | | | | | †limited to location on the first two floors, with direct entries from ground floor |
| 4 | 10. Bars | IC*† | IC | | | |
| 5 | | | | | | *Not to exceed 10,000 SF for any single tenant; |
| 6 | | | | | | †limited to location on the first floor, with direct entries from ground floor |
| 7 | 11. Beauty or Cosmetology Salon | P*† | P | | | |
| 8 | | | | | | †Limited to location on the first two floors, with direct entries from ground floor |
| 9 | 12. Cafes, Delicatessens, and Bakeries | P† | P | IC | | |
| 10 | | | | | | |
| 11 | 13. Farmer's Market | P | P | P | P | |
| 12 | | | | | | |
| 13 | 14. Financial Service | IC | P | | | |
| 14 | | | | | | |
| 15 | 15. Financial Services (Limited) | IC | P | | | |
| 16 | | | | | | |
| 17 | 16. Full-service, Counter-service and Self-service Restaurants | P* | P | IC | | *Not to exceed 5,000SF |
| 18 | | | | | | *Not to exceed 5,000SF for any single tenant. |
| 19 | | | | | | †limited to location on the first two floors, with direct entries from ground floor |
| 20 | 17. Grocery Store | P*† | P | | | |
| 21 | | | | | | |
| 22 | 18. Health Club, Private Resident Accessory Use | P | P | | | |
| 23 | | | | | | |
| 24 | 19. Home Occupation | P | P | | | |
| 25 | | | | | | |
| | 20. Tourist Hotel | | P | IC | | |
| | | | | | | |
| | 21. Health Clubs, Fitness Centers, Gyms and Athletic | P(IC*)† | P | IC* | P | *Island Conditional Use Permit required if facility is greater than |

| | | | | | | |
|----|--------------------------------------------------|---------|--------|----|---|-------------------------------------------------------------------------------------------------------------------------------------|
| 1 | Clubs | | | | | 15,000 SF; †limited to location on the first two floors, with direct entries from ground floor |
| 2 | | | | | | |
| 3 | | | | | | |
| 4 | 22. Laundromat | P† | P | | | †Limited to ground floor only |
| 5 | | | | | | |
| 6 | 23. Dry Cleaning Facility | P(IC*)† | P(IC*) | | | *Island Conditional Use Permit required if dry cleaning facility has an on-site plant; †limited to ground floor only |
| 7 | 24. Liquor Stores | IC | IC | | | |
| 8 | 25. Massage Establishments | IC | IC | | | |
| 9 | | | | | | |
| 10 | 26. Offices, Professional, Medical, and Business | P*† | P | | P | *Not to exceed 5,000 SF for any single tenant; †limited to location on the first two floors, with direct entries from ground floor |
| 11 | | | | | | |
| 12 | | | | | | |
| 13 | 27. Pharmacy | IC*† | P | | | *Not to exceed 5,000SF for any single tenant; †limited to location on the first two floors, with direct entries from ground floor |
| 14 | | | | | | |
| 15 | | | | | | |
| 16 | 28. Medical Cannabis Dispensary | | IC† | | | †Not permitted within the immediate proximity of schools, childcare and similar facilities |
| 17 | 29. Radio Broadcasting Facility | | IC | | | |
| 18 | | | | | | |
| 19 | | | | | | |
| 20 | 30. Retail Sales and Services, Local-Serving | P*† | P | | | *Not to exceed 15,000 SF for any single tenant; †limited to location on the first two floors, with direct entries from ground floor |
| 21 | | | | | | |
| 22 | 31. Retail Sales and Services, Visitor Serving | | P | IC | | |
| 23 | | | | | | |
| 24 | | | | | | |
| 25 | | | | | | |

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|----|----------------------------------------------------------------------------------------------|----|--------|--------|---|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | | | | | | *Uses accessory to and supportive of recreation and open space uses, consistent with the Open Space Area standards and guidelines set forth in Chapter T1 of the Treasure Island / Yerba Buena Island Design for Development document |
| 2 | | | | | | |
| 3 | | | | | | |
| 4 | 32. Retail, Restaurants, Kiosks, Pushcarts, and other uses* | | P | P | | |
| 5 | | | | | | |
| 6 | 33. Walk-Up Facilities | P† | P | | | †Limited to ground floor only |
| 7 | Assembly and Entertainment | | | | | |
| 8 | Assembly and Entertainment | | | | | |
| 9 | 34. Amusement Enterprises | | P | | | |
| 10 | 35. Live Telecast and Filming | | P | | | |
| 11 | 36. Nighttime Entertainment | | P(IC*) | | | *Special permit required if establishment operates after-hours (2-6am) |
| 12 | 37. Recreation Buildings, including pool halls, skating, indoor sports or bowling facilities | | P | P(IC*) | | ◇ Not including Health Clubs, Fitness Centers, Gyms and Athletic Clubs covered under "Retail Sales & Services"; *Not to exceed 20,000 SF for any single tenant |
| 13 | ◇ | | | | | |
| 14 | 38. Theaters (movie or live performance) | | P | IC* | | * Not to exceed 20,000 SF for any single tenant |
| 15 | | | | | | |
| 16 | | | | | | |
| 17 | | | | | | |
| 18 | Institutional, Educational and Arts Activities | | | | | |
| 19 | Institutional, Educational and Arts Activities | | | | | |
| 20 | 39. Arts activities in commercial, community, or live/work spaces | IC | P | IC | P | |
| 21 | 40. Child Care, Family Facility | P | P | | P | |
| 22 | | | | | | |
| 23 | | | | | | |
| 24 | | | | | | |
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|----|--------------------------------------------------------------------------------------------------------------------------------------------------|-----|----|----|---|-------------------------------------------------------------------------------------------------|
| 1 | | | | | | *Not to exceed 15,000 SF for any single tenant; †limited to location on ground floor only |
| 2 | 41. Child Care Center | P*† | P | | P | |
| 3 | 42. Community Clubhouse, Neighborhood Center, Community Cultural Center, or other community resource not publicly owned but open for public use. | IC | P | IC | | |
| 4 | | | | | | |
| 5 | | | | | | |
| 6 | | | | | | |
| 7 | | | | | | |
| 8 | 43. Institutional and Educational Facilities, 15,000 SF or less | IC | P | IC | P | |
| 9 | | | | | | |
| 10 | | | | | | |
| 11 | 44. Institutional and Educational Facilities, more than 15,000 SF | | IC | IC | P | |
| 12 | | | | | | |
| 13 | 45. Mortuary | | IC | | | |
| 14 | 46. Museums, Interpretive Centers and Cultural Facilities | | P | IC | P | |
| 15 | | | | | | |
| 16 | 47. Outpatient Medical Clinics | | P | | | |
| 17 | | | | | | |
| 18 | 48. Private Club | IC* | P† | | | *Not to exceed 15,000 SF for any single tenant; †limited to location only above ground floor |
| 19 | 49. Religious Institutions | IC* | IC | IC | | *Not to exceed 15,000 SF for any single tenant |
| 20 | | | | | | |
| 21 | 50. Sailing and Water Sport Educational Activity | | P | P | | |
| 22 | | | | | | |
| 23 | 51. Small residential/senior care facility licensed by the State | P* | P | | | *Not to exceed 15,000 SF for any single tenant |
| 24 | | | | | | |
| 25 | | | | | | |

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|----|----------------------------------------------------------------|----------|----------|-----|----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | 52. Social service/philanthropic enterprises | IC*(P*†) | IC*(P*†) | | | *Not to exceed 15,000 SF for any single tenant. †Permitted use for TIHDI |
| 2 | | | | | | |
| 3 | 53. Vocational/Job Training Facility | IC*(P*†) | IC*(P*†) | IC* | IC*(P*†) | *Not to exceed 15,000 SF for any single tenant. †Permitted use for TIHDI |
| 4 | | | | | | |
| 5 | Parking | | | | | |
| 6 | 54. Bicycle Storage | P | P | P | P | |
| 7 | | | | | | ◊ Limited to the storage of private passenger automobiles belonging to Treasure Island residents, visitors, and workers, and meeting the siting and design requirements, car-share requirements, and otherwise complying with the provisions of Chapter T6 of the Treasure Island/Yerba Buena Island Design for Development Document |
| 8 | | | | | | |
| 9 | | | | | | |
| 10 | | | | | | |
| 11 | | | | | | |
| 12 | | | | | | |
| 13 | 55. Community garages ◊ | P | P | IC | | |
| 14 | | | | | | |
| 15 | | | | | | |
| 16 | | | | | | |
| 17 | 56. Accessory Parking Facilities ◊ | P | P | | P | ◊ Off-street parking, either surface of structured, that is accessory to a permitted or special use, subject to the requirements of Chapter T6 of the Design for Development document, in terms of location and quantity |
| 18 | | | | | | |
| 19 | | | | | | |
| 20 | | | | | | |
| 21 | | | | | | |
| 22 | 57. Parking accessory to use of open space and sports fields ◊ | P | P | P | P | ◊ Surface or structured |
| 23 | | | | | | |
| 24 | | | | | | |
| 25 | Civic, Public, | | | | | |

| | | | | | | |
|----|----------------------------------------------------------|-----|----|----|----|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | Open Space, and Public Service Uses | | | | | |
| 2 | 58. Ambulance | | IC | | | |
| 3 | 59. Civic Use | | P | | P | |
| 4 | 60. Community Recycling Collection Center | IC* | IC | IC | IC | *Not to exceed 15,000 SF for any single tenant |
| 5 | 61. Composting Facilities | | | P | P | |
| 6 | 62. Corporation Yard | | | P* | P* | *Not to exceed 2 acres in size |
| 7 | 63. Fire/police Stations | | P | P | P | |
| 8 | | | | | | |
| 9 | 64. Greenhouse or Plant Nursery <> | | P* | P | P | <>For propagation of plants for landscaping, accessory to urban farm or for educational purposes; *Permitted when attached to food production or with retail establishment |
| 10 | 65. Hiking and Walking Trails | P | P | P | P | |
| 11 | | | | | | |
| 12 | 66. Library | P* | P* | | P | *Not to exceed 20,000 SF |
| 13 | 67. Micro-Utilities | P | P | IC | P | |
| 14 | 68. Open lots or enclosed storage for public service use | | | IC | P | |
| 15 | | | | | | |
| 16 | 69. Open space Maintenance Facility <> | | | P | IC | <>For support of open space program on treasure Island and Yerba Buena Island, and compliant to the standards and guidelines for each specific open space area listed in Chapter T1 of the Design for Development document |
| 17 | | | | | | |
| 18 | 70. Playground | P* | P | P | P | *See Open Space Chapter T1 of Design |
| 19 | | | | | | |
| 20 | | | | | | |
| 21 | | | | | | |
| 22 | | | | | | |
| 23 | | | | | | |
| 24 | | | | | | |
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|----|--------------------------------------------------------------------------------------------------------|----|----|----|----|--------------------------------------------------------------------------------------------------|
| 1 | | | | | | for Development document for programming and size standards |
| 2 | | | | | | |
| 3 | | | | | | *See Open Space Chapter T1 of Design for Development document for programming and size standards |
| 4 | | | | | | |
| 5 | | | | | | |
| 6 | 71. Public Parks | P* | P | P | P | |
| 7 | 72. Sports Fields | | | P | | |
| 8 | 73. Stormwater and Wastewater Treatment Wetlands | | | P | P | |
| 9 | 74. Low Impact Development for Stormwater (e.g. Water Garden, Bioswales, Cisterns or Similar Features) | P | P | P | P | |
| 10 | | | | | | |
| 11 | | | | | | |
| 12 | 75. Renewable Energy Generation Facilities, Building Integrated* | P | P | IC | P | *Including, but not limited to, PV and wind power generation |
| 13 | | | | | | |
| 14 | 76. Renewable Energy Generation Facilities, Distributed* | | | IC | IC | *Including, but not limited to, PV and wind power generation |
| 15 | | | | | | |
| 16 | 77. Telecommunications Antennae and Equipment <> | P | P | P | P | <> See Building Design Chapter T5 of the Design for Development document for placement standards |
| 17 | | | | | | |
| 18 | 78. Transit Facilities | P | P | P | P | |
| 19 | | | | | | |
| 20 | | | | | | |
| 21 | 79. Urban Farm | | P* | P | | *Permitted when associated with retail in Block B2 |
| 22 | | | | | | |
| 23 | 80. Wastewater Treatment Plant and related facilities | IC | IC | IC | P | |
| 24 | | | | | | |
| 25 | Temporary Uses | | | | | |

| | | | | | | |
|----|------------------------------------------------------------------------------------------------------------------------------------------------------|----|----|----|----|------------------------------------------------------|
| 1 | 81. Booths for charitable, patriotic, or welfare purposes | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(3) |
| 2 | | | | | | |
| 3 | 82. Exhibitions, Festivals, Circuses, Concerts, or Neighborhood Carnivals | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(3) |
| 4 | | | | | | |
| 5 | 83. Open-air sales of agriculturally produced seasonal decorations including, but not necessarily limited to, Christmas trees and Halloween pumpkins | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(3) |
| 6 | | | | | | |
| 7 | | | | | | |
| 8 | | | | | | |
| 9 | | | | | | |
| 10 | | | | | | |
| 11 | 84. Meeting Rooms and Event Staging | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(3) |
| 12 | | | | | | |
| 13 | 85. Automobile and truck parking and loading accessory to an authorized temporary use | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(3) |
| 14 | | | | | | |
| 15 | | | | | | |
| 16 | Interim Uses | | | | | |
| 17 | 86. Rental or sales offices incidental to a given new development, provided that it be located in the development or a temporary structure | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(4) |
| 18 | | | | | | |
| 19 | | | | | | |
| 20 | | | | | | |
| 21 | | | | | | |
| 22 | 87. Structures and uses incidental to environmental cleanup and staging | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(4) |
| 23 | | | | | | |
| 24 | | | | | | |
| 25 | | | | | | |

| | | | | | | |
|---|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|----|----|----|------------------------------------------------------|
| 1 | 88. Temporary structures and uses incidental to the demolition, deconstruction or construction of a structure, building, infrastructure, group of buildings, or open space, including but not limited to staging of construction materials and equipment | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(4) |
| 2 | | | | | | |
| 3 | 89. Storage | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(4) |
| 4 | | | | | | |
| 5 | 90. Automobile and truck parking and loading related to construction activities related to Horizontal Development and Vertical Development | P* | P* | P* | P* | *Subject to authorization under Section 249.52(e)(4) |
| 6 | | | | | | |

17

18 (3) Temporary Uses. A temporary use may be authorized by the Executive Director of TIDA

19 ("Executive Director") (for uses located within the Tidelands Trust Overlay Zone) or the Planning

20 Director (for uses located outside the Tidelands Trust Overlay Zone) without a public hearing for a

21 period not to exceed 90 days for any of the following uses: booths for charitable, patriotic, or welfare

22 purposes; exhibitions, festivals, circuses, concerts or neighborhood carnivals; open-air sales of

23 agriculturally produced seasonal decorations such as Christmas trees and Halloween pumpkins;

24 meeting rooms and event staging; and automobile and truck parking and loading associated with an

25 authorized temporary use. An authorization granted pursuant to this section shall not exempt the

1 applicant from obtaining any other permit required by law. Additional time for such uses may be
2 authorized only by action upon a new application.

3 (4) Interim Uses. An interim use listed in this section may be authorized by the Executive
4 Director (for uses located within the Tidelands Trust Overlay Zone) or Planning Director (for uses
5 located outside the Tidelands Trust Overlay Zone) without a public hearing for a period not to exceed 5
6 years if the applicable Director finds that such use will not impede orderly development within this
7 Special Use District consistent with the Design for Development and Development Agreement;
8 provided, however, that any interim use listed in this section that is integral to development
9 contemplated by the Development Agreement or any other disposition and development agreement with
10 TIDA, as determined by the applicable Director, shall be permitted without requiring such
11 authorization. Interim uses within the Tidelands Trust Overlay Zone are subject to review by the
12 Executive Director for compliance with the Tidelands Trust and TIDA policies. Such interim uses
13 include: rental or sales offices incidental to new development; structures and uses incidental to
14 environmental clean-up, demolition and construction pursuant to an approved Major Phase of
15 Development; storage; automobile and truck parking and loading related to the construction activities
16 related to Horizontal Development and Vertical Development. An authorization granted pursuant to
17 this section shall not exempt the applicant from obtaining any other permit required by law. Additional
18 time for such uses may be authorized only by action upon a new application.

19 (5) Non-Conforming Uses. TIDA shall provide for the reasonable continuance, modification
20 and/or termination of uses and structures existing as of the date of adoption of the Special Use District
21 and Design for Development that do not comply with the Special Use District or the Design for
22 Development, provided that such use or structure is generally compatible with the development and
23 uses authorized under the Special Use District and Design for Development. The Executive Director
24 (for property located within the Tidelands Trust Overlay Zone), or the Planning Director (for property
25 not located within the Tidelands Trust Overlay Zone) may authorize additions, alterations,

1 reconstruction, rehabilitation, reuse of vacant buildings or changes in use of land or buildings for uses
2 that do not conform to the Special Use District, subject to a determination that such authorization
3 would not impede the orderly development of the area subject to this Special Use District.

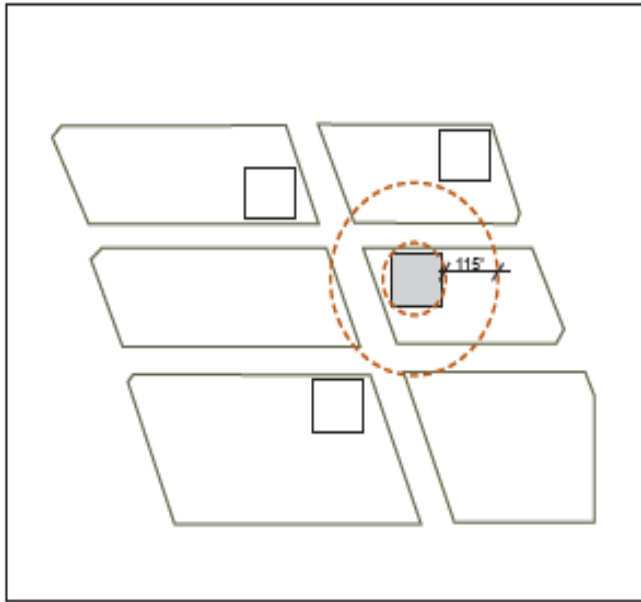
4 (6) Building Standards.

5 (A) Building Height. The applicable height limits for this Special Use District shall be as set
6 forth on Sectional Map HT14 of the Zoning Maps of the City and County of San Francisco. As more
7 particularly described on Section Map HT14, underlying height zones range from 25 feet to 125 feet on
8 Treasure Island and 35 feet to 75 feet on Yerba Buena Island. "Flex Height Zones" have been
9 established on Treasure Island to allow for the flexibility in locating tall buildings within the overall
10 built form of the island, and range from 240 feet to 450 feet. The Flex Height Zones allow for a variety
11 of building types to be built up to the indicated maximum height for their zone as long as they conform
12 to the relevant applicable Standards for Bulk, Massing and Tower Separation as described herein, and
13 Figure 6, Bulk and Massing Controls Matrix. The location of tall buildings in relation to each other
14 and to the lower buildings is controlled by the building separation requirements set forth in subsection
15 (d)(5)(B), Tower Separation, below. Height shall be measured and regulated as provided in the Design
16 for Development and not as provided in Article 2.5.

17 (B) Tower Separation.

18 (i) Portions of buildings taller than 125 feet located within a Flex Height Zone that are taller
19 than the underlying height zone shall maintain a minimum distance of 115 feet clear from any portion
20 of another building taller than its underlying height zone. This distance is to be measured by a 115 feet
21 circular offset from the inscribed building perimeter at its outermost points on all levels above the
22 underlying height zone, as shown on Figure 4. The requirements of this subsection shall not apply to
23 buildings located on blocks C1, C2-B, C2-H and M1, as identified on Figure 1.

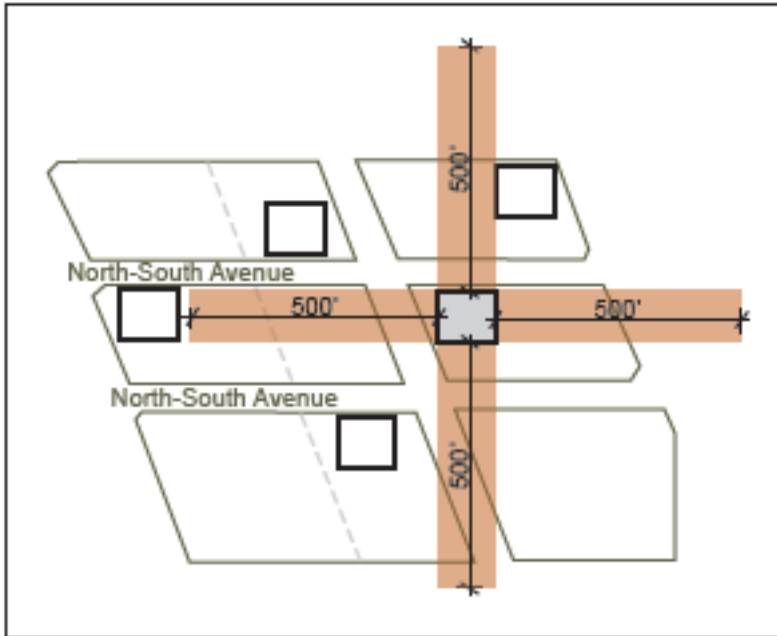
1
2 Figure 4: Tower Separation



13 Figure T4.w: Eastside building separation example
14 (minimum of 115 feet)

15 (ii) Buildings located within a Flex Height Zone that are located on blocks IC1, IC2, IC3 and
16 IC4 and E1, E2, E3, E4, E5, E6, E7 and E8, as identified on Figure 1, shall maintain a clear corridor
17 extending a minimum distance of 500 feet perpendicularly to any other building taller than 85 feet, as
18 shown on Figure 5. The corridors shall be aligned orthogonally, perpendicularly and parallel to the
19 north-south avenues, and extend from the buildings' furthestmost points regardless of orientation. The
20 requirements of this subsection shall not apply to buildings located on blocks B1, B2, B3 and M1, as
21 identified on Figure 1.

1
2 Figure 5: Corridors

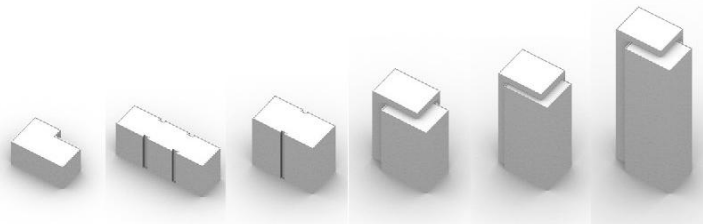


13 **Figure T4.x: Eastside clear corridor example**
14 **(minimum of 500 feet)**

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16 (C) Building Bulk. With respect to development on Treasure Island, the applicable bulk
17 limitations shall be as set forth on Figure 6. With respect to development on Yerba Buena Island, the
18 following requirements shall apply: (i) buildings extending more than 35 feet above grade shall,
19 above the third floor, step back a minimum distance of 10 feet horizontal for every 10 feet vertical;
20 (ii) buildings fronting on the downhill edge of a street or Drive Court where buildings on the uphill
21 side are allowed shall have a maximum height of 25 feet, however for no more than 50% of the width
22 of a residential townhouse unit or lot, but in no instance more than 18 feet increments, the maximum
23 height may be increased to 35 feet; (iii) the height extension referenced in (ii) may not be joined to a
24 similar extension or an adjoining unit or lot and must be configured in a manner that allows potential
25 views from an adjacent uphill unit or lot both over and through the subject unit or lot; (iv) buildings

1 shall be no longer than 150 feet in length, and the maximum plan dimension of a building or structure
 2 shall be the greatest plan dimension parallel to the long axis of the building at a given level; (v) the
 3 maximum apparent face or elevation length shall be 75 feet; (vi) Mid-rise Buildings on block 4Y (as
 4 identified on Figure 1) shall be subject to additional bulk and massing requirements set forth in
 5 Section Y4.5.5 of the Design for Development; and (vii) on blocks 1Y, 2Y, 3Y and 4Y, a minimum of 1
 6 cross stairway running perpendicular to the topographical contours of the land and no closer than
 7 150 feet from either end of the parcel (measured parallel to the topographical contours) shall be
 8 required and integrated into the Island-wide pedestrian trail system.

9 Figure 6: Treasure Island Bulk & Massing



| BUILDING HEIGHT | Up to 60 ft | 61-85 ft | 86-125 ft | 126-180 ft [*] | 181-240 ft [*] | 241-450 ft |
|-------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|------------|
| MAX FLOOR PLATE | NA | NA | 10,500 sf | 12,000 sf | 10,500 sf | 12,000 sf |
| MAX PLAN LENGTH | NA | 200 ft | 140 ft | 140 ft* | 140 ft* | 140 ft |
| MAX APPARENT FACE | 120 ft Typical 25-30 ft Shared Public Way | 75 | 100 ft | 105 ft* | 100 ft* | 105 ft |
| MAX DIAGONAL | NA | NA | NA | 170 ft | 160 ft | 170 ft |
| CHANGE IN APPARENT FACE | Two feet (2') deep X three foot (3') wide Notch, two foot (2') setback of building massing or major change in fenestration pattern and / or material. | Five feet (5') deep X ten foot (10') wide notch, five foot (5') setback of building massing in combination with a major change in fenestration pattern and / or material. | | Ten feet (10') deep X ten foot (10') wide notch, ten foot (10') setback of building massing in combination with a major change in fenestration pattern and / or material. | | |

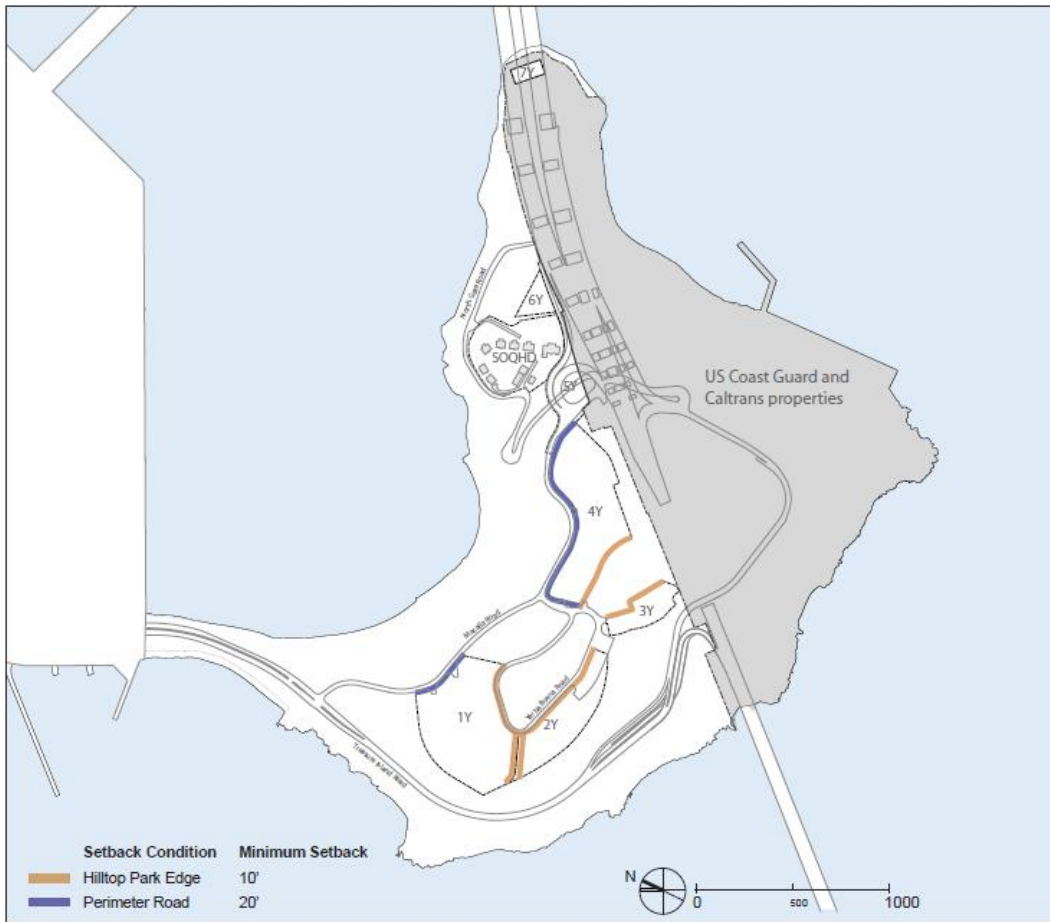
*Buildings within the Cityside District taller than 125 feet are limited to maximum plan dimensions of 120 feet and maximum apparent faces of 100 feet, parallel to the western shoreline.

1 (D) Building Setbacks. The applicable building setback requirements for this Special Use District
2 shall be as set forth on Figures 7 and 8.

3 Figure 7: Treasure Island Required Setbacks



1 Figure 8: Yerba Buena Island Required Setbacks



17 (7) Off-Street Automobile Parking. Off-street parking shall not be required for any use, and
18 may be provided in quantities up to the maximum number of spaces specified in Figures 9 and 10.
19 Compliance with the off-street parking standards specified in Figures 9 and 10 shall be determined in
20 accordance with subsection (g)(4)(D)(iv) below, and further provided that no application for Vertical
21 Development that includes off-street automobile parking shall be accepted as complete unless TIDA
22 has authorized submittal of the application and certified that the proposed amount of parking complies
23 with the Island-wide parking maximums.

1 Figure 9: Treasure Island Permitted Off-Street Parking

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| Use or Activity | Maximum Number of Off-Street Car Parking Spaces* |
|-------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Residential | 1 for each dwelling unit calculated on an aggregate basis for all dwelling units constructed within the Development Plan Area, but in no event more than 8,000 residential accessory spaces within the combined Treasure Island and Yerba Buena Island Development Plan Area. |
| Office/Commercial | 1 for every 1,000 square feet of gross floor area calculated on an aggregate basis for all office/commercial uses (other than retail, hotel and marina) but in no event more than 302 office/commercial accessory spaces within the combined Treasure Island and Yerba Buena Island Development Plan Area. |
| Retail | 2 for every 1,000 square feet of gross floor area calculated on an aggregate basis for all retail uses, but in no event more than 414 retail accessory spaces within the Treasure Island portion of Development Plan Area. |
| Hotel | 0.4 for every hotel room calculated on an aggregate basis for all hotel uses on Treasure Island, but in no event more than 180 hotel accessory spaces on Treasure Island. |
| Marina | 0.6 for every slip constructed within the Development Plan Area calculated on an aggregate basis, but in no event more than 236 Marina accessory spaces within the Treasure Island portion of Development Plan Area. |

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1 Figure 10: Yerba Buena Island Off-Street Parking

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| Use or Activity | Maximum Number of Off-Street Car Parking Spaces* |
|-------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Residential | 1 for each dwelling unit calculated on an aggregate basis for all dwelling units constructed within the Development Plan Area, but in no event more than 8,000 residential accessory spaces within the combined Treasure Island and Yerba Buena Island Development Plan Area |
| Office/Commercial | 1 for every 1,000 square feet of gross floor area calculated on an aggregate basis for all office/commercial uses (other than retail, hotel and marina) but in no event more than 302 office/commercial accessory spaces within the combined Treasure Island and Yerba Buena Island Development Plan Area |
| Retail | 2 for every 1,000 square feet of gross floor area calculated on an aggregate basis for all retail uses |
| Hotel | 0.8 for every hotel room calculated on an aggregate basis for all hotel uses on Yerba Buena Island, but in no event more than 40 hotel accessory spaces on Yerba Buena Island. |

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14 (f) Review and Approval of Horizontal Development. TIDA shall have primary jurisdiction
 15 over Horizontal Development in this Special Use District, subject to all applicable permit requirements
 16 of other City agencies. Horizontal Development shall be subject to and regulated by the Design Review
 17 and Document Approval Procedure attached as an exhibit to the Design for Development, as such
 18 procedures may be amended from time to time.

19 (g) Review and Approval of Vertical Development.

20 (1) Purpose. The Vertical Development design review process for Treasure Island and Yerba
 21 Buena Island is intended to ensure that new private buildings within Treasure Island and Yerba Buena
 22 Island are designed to complement the aesthetic of the development, exhibit high quality architectural
 23 design and promote the purpose of this Special Use District.

24 (2) Applicability. Vertical Development within the Tidelands Trust Overlay Zone, or on other
 25 tidelands and submerged lands within its jurisdiction pursuant to its authority under the Conversion

1 Act, is within TIDA jurisdiction and shall be subject to the procedures set forth in subsection (g)(5).
2 Vertical Development outside of the Tidelands Trust Overlay Zone is within Planning Department
3 jurisdiction and shall be subject to the procedures set forth in subsection (g)(4).

4 (3) Applications.

5 (A) Required Applications. The construction, expansion or major alterations or additions to
6 Vertical Development within this Special Use District shall require approval of Schematic Design
7 Documents and building permits. If the proposed project is located within the Tidelands Trust Overlay
8 Zone, the application shall be submitted to and reviewed by TIDA. If the proposed project is located
9 outside the Tidelands Trust Overlay Zone, the application shall be submitted to and reviewed by the
10 Planning Department. For purposes of this section, "Schematic Design Documents" shall mean
11 documents containing a schematic design level of detail for a specific Vertical Development
12 improvement. Each such application for approval may be filed by the owner, lessee or authorized
13 agent of the owner or lessee of the property for which the Vertical Development approval is sought.

14 (B) Contents. Each application shall contain the documents and materials described in
15 Appendix A2 to the Design for Development. If a Major Modification (as defined in subsection
16 (g)(4)(D) below) is sought in accordance with the allowances of this Section, the application also shall
17 contain a written description for each modification sought that describes how the proposed project
18 meets the full intent of this Special Use District and the Design for Development.

19 (C) Completeness. TIDA or Planning Department staff, as applicable, shall review the
20 application for completeness and advise the applicant in writing of any deficiencies within 30 days
21 after receipt of the application or, if applicable, within 15 days after receipt of any supplemental
22 information requested pursuant to this Section. If staff does not so advise the applicant, the application
23 shall be deemed complete.

24 (D) Pre-Submission Conference. Not less than 30 days prior to submitting a Schematic Design
25 Document application, the applicant shall submit to TIDA and may submit to the Planning Department,

1 preliminary maps, plans and design sketches for the proposed Vertical Development and a statement
2 describing compliance with the applicable land use restrictions and limitations set forth in the
3 applicable Vertical Disposition and Development Agreement. Within 20 days, staff shall review
4 submitted materials and advise the applicant whether the materials would be considered a complete
5 application. TIDA's review of the pre-submittal materials shall also include a review for compliance
6 with the applicable Vertical Disposition and Development Agreement as required for TIDA's submittal
7 of its letter of authorization required as part of the application submittal materials. If requested by the
8 applicant and not less than 15 days prior to submitting a Schematic Design Document application, the
9 applicant and TIDA or Planning Department staff, as applicable, shall hold at least one pre-submission
10 meeting regarding the project at a mutually agreeable time.

11 (4) Schematic Design Document Applications under Planning Commission Jurisdiction.

12 (A) Staff Review. Each application for Schematic Design Document approval under Planning
13 Commission jurisdiction shall be subject to an administrative review process by the Planning
14 Department. Prior to consideration for project approval, and not more than 60 days (for applications
15 pertaining to structures 70 feet or fewer in height) or 80 days (for applications pertaining to structures
16 over 70 feet in height) after such application is complete or deemed complete, staff shall review the
17 application to determine whether it complies with this Special Use District and the Design for
18 Development. Staff shall issue a staff report to the Planning Director or Planning Commission, as
19 appropriate, including a recommendation regarding any modifications sought. Such staff report shall
20 be delivered to the applicant not less than 10 days prior to Planning Director or Planning Commission
21 action on the application, and shall be kept on file for public review.

22 (B) TIDA Consultation. Upon receipt of a complete application, a copy of such application
23 shall be submitted to TIDA. Should TIDA wish to provide further comments beyond those provided at
24 the pre-submittal stage, it shall submit its comments to the Planning Department no later than 30 days
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1 following receipt of the application. Planning Department staff shall consider TIDA comments in
2 drafting its staff report.

3 (C) Planning Director Approval. Except for projects seeking one or more Major
4 Modifications, the Planning Director shall approve, conditionally approve or disapprove a project's
5 Schematic Design Documents, including any Minor Modifications sought, without a hearing based on
6 its compliance with this Special Use District and the Standards set forth in the Design for Development.
7 If the project is consistent with the quantitative Standards set forth in this Special Use District and the
8 Design for Development, the Planning Director's discretion to approve, conditionally approve, or
9 disapprove the project shall be limited to the project's consistency with the qualitative Standards and
10 Guidelines of the Design for Development and the General Plan. The Planning Director may not
11 impose any condition of approval that conflicts with the Development Requirements (as such term is
12 defined in the Development Agreement). Upon approval, the Planning Director shall assign to each
13 approved assessor's block and/or lot the applicable zoning designation and height and bulk
14 classification. The Planning Director shall, promptly, mail notice of his or her determination to the
15 applicant, owners of real property within 300 feet of all exterior boundaries of the project area, using
16 for this purpose the names and addresses as shown on the citywide assessment roll in the Office of the
17 Tax Collector, and any other person who has requested notice.

18 (D) Modifications to Standards. Modification of the Standards set forth in this Special Use
19 District and contained in the Design for Development may be approved on a project-by-project basis as
20 follows:

21 (i) No Modifications. No modifications or variances are permitted for the following Standards
22 in this Special Use District: district-wide maximum off-street auto parking ratios, and height limits.

23 (ii) Major Modifications. A Major Modification shall be (i) any deviation of more than 10
24 percent from any quantitative Standard in this Special Use District or the Design for Development or
25 (ii) any modification of the maximum building floor plates. A Major Modification may be approved

1 only by the Planning Commission at a public hearing, and the Planning Commission's review at such
2 hearing shall be limited to the Major Modification. Notwithstanding any other provisions of this
3 Section, the Planning Director may refer a proposed modification, even if not otherwise classified as a
4 Major Modification, to the Planning Commission as a Major Modification if the Planning Director
5 determines that the proposed modification does not meet the intent of the Standards set forth in the
6 Design for Development. The Planning Commission may not impose conditions of approval that
7 conflict with the Development Requirements (as such term is defined in the Development Agreement).

8 (iii) Minor Modifications. Any modification to the building standards of this Special Use
9 District and contained in the Design for Development not considered a Major Modification pursuant to
10 subsection (ii) above shall be deemed to be a Minor Modification. Except as permitted in accordance
11 subsection (ii) above, a Minor Modification is not subject to review by the Planning Commission.

12 (iv) Off-Street Parking. A project that exceeds applicable parking ratios on a project-level
13 basis shall not be considered a Major Modification, Minor Modification or otherwise inconsistent with
14 the Special Use District or the Design for Development, subject to the further limitations of this Section
15 (iv). Except as further provided herein, no new off-street parking may be approved by Planning or
16 TIDA at the following increments of development that would cause the aggregate parking ratio in the
17 Special Use District to cumulatively exceed the applicable ratios, including both built and entitled but-
18 not-yet-built Vertical Development: every 2,000 net new housing units and every 100,000 gross square
19 feet of non-residential uses in new or rehabilitated buildings (each residential and non-residential
20 threshold, a "Development Increment"). Notwithstanding the foregoing, for the first two Development
21 Increments, a deviation of up to 10% shall be permitted and not be considered a Major Modification,
22 Minor Modification or otherwise inconsistent with the Special Use District or the Design for
23 Development. No exceedance of the parking ratios applicable to any Development Increment after the
24 first two residential and non-residential Development Increments shall be permitted. The Development
25

1 Increments shall commence as of the effective date of this ordinance and shall not include interim or
2 temporary uses as defined in this Special Use District.

3 (E) Public Hearing for Large Projects. Prior to decision by the Planning Director pursuant to
4 subsection (g)(4)(C) above, each project subject to the below criteria shall be presented at a regularly
5 scheduled hearing of the Planning Commission. Such hearing shall be calendared within 30 days after
6 the application is complete or deemed complete. The Planning Director shall consider all comments
7 from the public and the Planning Commission in making his or her decision to approve, conditionally
8 approve, or disapprove the project design. Criteria necessitating public hearing are as follows:

9 (i) The project includes the construction of a new building greater than 70 feet in height, or
10 includes a vertical addition to an existing building resulting in a total building height greater than 70
11 feet; or

12 (ii) The project involves a net addition or new construction of more than 25,000 gross square
13 feet of commercial space.

14 If a public hearing is required under subsection (g)(4)(D) and this subsection, the Planning
15 Commission shall hear jointly calendar both items, to take action on the Major Modification and to
16 provide comment only on the project design.

17 (F) Notice of Hearings. Notice of hearings required by subsections (D) and (E) shall be
18 provided as follows: (i) by mail not less than 10 days prior to the date of the hearing to the project
19 applicant, owners of real property within 300 feet of all exterior boundaries of the project that is the
20 subject of the application, using for this purpose the names and addresses as shown on the citywide
21 assessment roll in the Office of the Tax Collector, and any person who has requested such notice; and
22 (ii) by posting on the subject property at least 10 days prior to the date of the hearing.

23 (5) Schematic Design Document Applications under TIDA Jurisdiction.

24 (A) TIDA Design Review. Each application for Schematic Design Document approval under
25 TIDA jurisdiction shall be subject to an administrative review process by TIDA staff. Not more than 60

1 days (for applications pertaining to structures 70 feet or fewer in height) or 80 days (for applications
2 pertaining to structures over 70 feet in height) after such application is complete or deemed complete,
3 staff shall review the application to determine that it complies with this Special Use District and the
4 Design for Development and shall issue a staff report to the TIDA Board, including a recommendation
5 for any modifications sought. If the application would be subject to Planning Commission action as a
6 Major Modification under subsection (g)(4)(D) or Planning Commission review as a large project
7 under subsection (g)(4)(E) if the project were located outside the Tidelands Trust Overlay, the TIDA
8 staff report shall also be delivered to the Planning Commission.

9 (B) Planning Election. For any application for which the Planning Commission receives the
10 TIDA staff report pursuant to subsection (g)(5)(A), within 30 days of receipt of the report, the Planning
11 Commission may, by majority vote, elect to hold a hearing on a Schematic Design Documents
12 application, which hearing shall be held within 30 days of such election. The Planning Commission's
13 review shall be limited to the consistency of the building design with this Special Use District and the
14 Design for Development, and on that basis alone, the Planning Commission shall submit its
15 recommendation to the TIDA Board.

16 (C) Review by TIDA Board. The TIDA Board shall calendar the application as follows: (i) for
17 any application for which the Planning Commission does not receive the TIDA staff report pursuant to
18 subsection (g)(5)(A), the TIDA Board shall calendar the application for its next regularly scheduled
19 hearing after receipt of the staff report for which an agenda has not been finalized; (ii) for any
20 application for which the Planning Commission receives the TIDA staff report pursuant to subsection
21 (g)(5)(A), if upon the expiration of the Planning Commission's 30 day election period, the Planning
22 Commission has not elected to hold a hearing on the Schematic Design Documents application, the
23 TIDA Board shall calendar the application for its next regularly scheduled meeting for which an
24 agenda has not been finalized; or (iii) if, prior to the expiration of the Planning Commission's 30 day
25 election period, the Planning Commission has elected to hold a hearing on the Schematic Design

1 Documents application, the TIDA Board shall calendar the application for its next regularly scheduled
2 meeting for which an agenda has not been finalized after the date that the Planning Commission takes
3 action on the application at its public hearing. If the project is consistent with the quantitative
4 Standards set forth in this Special Use District and the Design for Development, the TIDA Board's
5 discretion to approve, conditionally approve or disapprove the project shall be limited to the project's
6 consistency with the qualitative Standards and Guidelines set forth in the Design for Development. The
7 TIDA Board may not impose any condition of approval that conflicts with the Development
8 Requirements (as such term is defined in the Development Agreement). If the TIDA Board objects to or
9 seeks to substantially modify design recommendations that have been approved by the Planning
10 Commission as set forth in Section (g)(5)(B), TIDA shall provide notice of such decision to the
11 Planning Commission, and TIDA shall have the right to appeal the design recommendations to the
12 Board of Supervisors pursuant to the procedures for appeal set forth in subsection (i) below.

13 (D) Review of Historic Resources. Any review under this section of Schematic Design
14 Documents for a historic resource identified in the Design for Development shall be subject to the
15 additional review requirements set forth therein.

16 (6) Building Permit Approval. Each building permit application submitted to the Department of
17 Building Inspection shall be forwarded to the Planning Department if the application pertains to
18 property located outside of the Tidelands Trust Overlay Zone or TIDA if the application pertains to
19 property located within the Tidelands Trust Overlay Zone. Staff of the applicable agency shall review
20 the building permit application for consistency with the authorizations granted pursuant to this Section.
21 No building permit may be issued for work within this Special Use District unless Planning Department
22 or TIDA staff, as applicable, determines such permit is consistent with the approved Schematic Design
23 Documents and the Standards set forth in the Design for Development.

1 (7) Discretionary Review. No requests for discretionary review shall be accepted by the
2 Planning Department or TIDA or heard by the Planning Commission or TIDA Board for projects
3 subject to this Section.

4 (h) Island Conditional Use Permits. For Island Conditional Uses within the Tidelands Trust
5 Overlay Zone, upon written request by the property owner or lessee (or his or her designated agent),
6 the Executive Director may approve an Island Conditional Use permit without a hearing if he or she
7 finds that, at the size and intensity contemplated: (i) the proposed use will make a positive contribution
8 to the character of the Special Use District; (ii) the proposed use is compatible with the neighborhood
9 or community; and (iii) the proposed use is compliant with the Tidelands Trust as more particularly
10 described in Section T3.4.2 of the Design for Development; provided, however, that the Executive
11 Director, in his or her discretion, may refer the matter to the TIDA Board for decision at a public
12 hearing. TIDA may adopt procedures for reviewing and acting on Island Conditional Use permits.
13 Island Conditional Uses outside the Tidelands Trust Overlay Zone shall be subject to review and
14 approval by the Planning Commission in the same manner as set forth in Section 303 et seq. for
15 conditional uses, except that the Planning Commission shall not use the criteria set forth in Section 303
16 and instead shall approve or conditionally approve the Island Conditional Use if it finds that, at the
17 size and intensity contemplated: (i) the proposed use will make a positive contribution to the character
18 of the Special Use District; and (ii) the proposed use is compatible with the neighborhood or
19 community.

20 (i) Appeal and Decision on Appeal.

21 (A) Planning. A decision of the Planning Director or the Planning Commission under this
22 Special Use District, other than a decision with respect to an Island Conditional Use, may be appealed
23 to the Board of Appeals within 10 days after the date of the decision by filing a written notice of appeal
24 with that body. Such notice must set forth how the Planning Director or the Planning Commission, as
25 applicable, erred in granting, conditioning, or denying an application under this Section. Upon the

1 hearing of an appeal, the Board of Appeals may, subject to the same limitations as are placed on the
2 Planning Commission or Planning Director by Charter or by this Special Use District, approve,
3 disapprove or modify the appealed decision. If the determination of the Board of Appeals differs from
4 that of the Planning Director or Planning Commission, the Board of Appeals shall state its reasons in
5 writing. A decision of the Planning Commission with respect to an Island Conditional Use may be
6 appealed to the Board of Supervisors in the same manner as set forth in Section 308.1, except that, in
7 addition to the parties identified in Section 308.1(b), the decision may be appealed by the applicant or
8 TIDA.

9 (B) TIDA. If the TIDA Board objects to or seeks to substantially modify a design
10 recommendation or determination taken by the Planning Commission under subsection (g)(5)(B)
11 above, it shall take action to file an appeal of the Planning Commission recommendation or
12 determination to the Board of Supervisors, which shall be evidenced by filing a written notice of appeal
13 with the clerk of the Board of Supervisors. The Board of Supervisors shall hear the appeal within 30
14 days of TIDA's determination to appeal. The Board of Supervisors' review of the Planning
15 Commission decision shall be limited to the design issues that are the subject of the appeal. The Board
16 of Supervisors may disapprove the decision of the Planning Commission by a majority vote, and may
17 not impose any condition of project approval that conflicts with the Development Requirements (as
18 such term is defined in the Development Agreement) or is inconsistent with TIDA's authority as trustee
19 under the Conversion Act.

20 (j) Fees. Each of the Planning Director and the Executive Director shall require an applicant
21 or permittee to pay a fee in an amount sufficient to recover actual time and materials costs that the
22 Planning Department and TIDA incurs in reviewing and processing any application under this Section.
23 The applicable Director also may charge for any time and materials costs that other agencies, boards,
24 commissions, or departments of the City, including the City Attorney's Office, incur in connection with
25 the processing or administration of a particular application, action, or procedure if such costs are not

1 separately assessed in accordance with the Development Agreement. Whenever such fees are or will be
2 charged, the applicable Director, upon request of the applicant or permittee, shall provide in writing
3 the basis for the fees or an estimate of the fees to be charged.
4

5 Section 6. The San Francisco Planning Code is hereby amended by adding Section
6 263.26, to read as follows:

7 **SEC. 263.26. SPECIAL EXCEPTIONS: TREASURE ISLAND/YERBA BUENA ISLAND**
8 **HEIGHT AND BULK DISTRICT.**

9 (a) Boundaries of the Treasure Island / Yerba Buena Island Height and Bulk District. The
10 boundaries of the Treasure Island / Yerba Buena Island Height and Bulk District are set forth in
11 Sectional Map HT14 of the Zoning Map of the City and County of San Francisco. The boundaries of the
12 Treasure Island / Yerba Buena Island Special Height and Bulk District include all areas of Treasure
13 Island and Yerba Buena Island as shown on Zoning Map ZN14. Any property within the Treasure
14 Island / Yerba Buena Island Special Height and Bulk District owned by the United States Department
15 of Labor, United States Coast Guard, Federal Highway Administration or California Department of
16 Transportation is hereby declared to be in a 40-X height and bulk district unless reclassified in
17 accordance with the provisions of this Code.

18 (b) Purpose. The purpose of both the Treasure Island / Yerba Buena Island Height and Bulk
19 District is to enable development of Treasure Island and Yerba Buena Island as a new high-density,
20 mixed-use, sustainable community consistent with the Objectives and Policies set forth in the Treasure
21 Island / Yerba Buena Island Area Plan, Planning Code Section 249.52 (the Treasure Island / Yerba
22 Buena Island Special Use District) and the Design for Development referenced therein.

23 (c) Controls.

24 (1) In the Treasure Island / Yerba Buena Island Height and Bulk District, height and bulk and
25 definitions applicable thereto are governed by Planning Code Section 249.52 (the Treasure Island /

1 Yerba Buena Island Special Use District) and the Treasure Island and Yerba Buena Island Design for
2 Development referenced therein.

3 (2) Amendments to the height and bulk controls in this Treasure Island/Yerba Buena Island
4 Project Height and Bulk district shall be as provided in Section 249.52.

5 Section 7. The San Francisco Planning Code is hereby amended by amending the
6 Bulk Limits Table associated with Section 270, to read as follows:

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| TABLE 270 | | | |
|----------------------------------|----------------------------------------------------------|-----------------------------------|-----------------------|
| BULK LIMITS | | | |
| District Symbol on Zoning Map | Height Above Which Maximum Dimensions Apply (in feet) | Maximum Plan Dimensions (in feet) | |
| | | Length | Diagonal Dimension |
| A | 40 | 110 | 125 |
| B | 50 | 110 | 125 |
| C | 80 | 110 | 125 |
| D | 40 | 110 | 140 |
| E | 65 | 110 | 140 |
| F | 80 | 110 | 140 |
| G | 80 | 170 | 200 |
| H | 100 | 170 | 200 |
| I | 150 | 170 | 200 |
| J | 40 | 250 | 300 |

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|-----------|--------------------------------------------------------------------------------------|-----|-----|
| K | 60 | 250 | 300 |
| L | 80 | 250 | 300 |
| M | 100 | 250 | 300 |
| N | 40 | 50 | 100 |
| R | This table not applicable. But see Section 270(e). | | |
| R-2 | This table not applicable. But see Section 270(f). | | |
| V | | 110 | 140 |
| V | * At setback height established pursuant to Section 253.2. | | |
| OS | See Section 290. | | |
| S | This table not applicable. But see Section 270(d). | | |
| T | At setback height established pursuant to Section 132.2, but no higher than 80 feet. | 110 | 125 |
| X | This table not applicable. But see Section 260(a)(3). | | |
| TB | This table not applicable. But see Section 263.18. | | |
| CP | This table not applicable. But see Section 263.24. | | |
| HP | This table not applicable. But see Section 263.25. | | |
| <u>TI</u> | <u>This table not applicable. But see Section 263.26.</u> | | |

1 APPROVED AS TO FORM:
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5 Deputy City Attorney
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