



Community Plan Exemption Appeal Timeliness Determination

DATE: August 3, 2020
TO: Angela Calvillo, Clerk of the Board of Supervisors
FROM: Lisa Gibson, Environmental Review Officer – lisa.gibson@sfgov.org
or (415) 575-9032
RE: Appeal Timeliness Determination – 1088 Howard Street
Community Plan Evaluation; Planning Department
Case No. 2017-009796ENV

On July 6, 2020, Tanaka Gaines, Ron Dagcaoili, and Julian Castaneda of the 195 7th Street Homeowners Association (Appellant) filed an appeal with the Office of the Clerk of the Board of Supervisors of the Community Plan Evaluation (CPE) for the proposed project at 1088 Howard Street. As explained below, the appeal is timely.

Date of Approval Action	30 Days after Approval Action	Appeal Deadline (Must Be Day Clerk of Board’s Office Is Open for Remote Business)	Date of Appeal Filing	Timely?
Thursday, June 4, 2020	Saturday, July 4, 2020	Monday, July 6, 2020	Monday, July 6, 2020	Yes

Approval Action: On December 18, 2019, the Planning Department issued a CPE for the proposed project. As discretionary review before the Planning Commission was requested, the Approval Action for the project was the discretionary review hearing which occurred on June 4, 2020.

Appeal Deadline: Sections 31.16(a) and (e) of the San Francisco Administrative Code state that any person or entity may appeal an exemption determination (including a CPE) to the Board of Supervisors during the time period beginning with the date of the exemption determination (including a CPE) and ending 30 days after the Date of the Approval Action. The 30th day after the Date of the Approval Action was Saturday, July 4, 2020. As the Clerk of the Board’s Office is not open on Saturdays, the Appeal Deadline fell on the next day the office was open for remote business, which was Monday, July 6, 2020.

Appeal Filing and Timeliness: The Appellant filed the appeal of the exemption determination on Monday, July 6, 2020, prior to the end of the Appeal Deadline. Therefore, the appeal is timely.