

1 [Zoning Appeal]

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3 **Motion disapproving decision of the Planning Commission by its Motion No. 16872,**  
4 **approving Conditional Use Application No. 2003.0304C on property located at 829**  
5 **Folsom Street.**

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7 MOVED, That the decision of the Planning Commission by its Motion No. 16872 dated  
8 October 21, 2004, approving a conditional use authorization, Case No. 2003.0304C to: (1)  
9 Allow an 85-foot tall structure above the 40-foot base height under Planning Code Sections  
10 263.11(b) and (e); (2) Allow dwelling units at a density greater than one unit per 200 square  
11 feet of lot area under Section 207.5; (3) Allow exceptions to the bulk limits of the 85-B Bulk  
12 District above 50 feet in height as stated in Planning Code Section 270 and pursuant to the  
13 Planning Code Section 271(a); (b) and (c); and (4) Provide off-street parking in excess of  
14 accessory amounts as defined in Planning Code Section 204.5 pursuant to Planning Code  
15 Section 157(a), (b), and (d). The site is within the RSD (Residential Service District), and is  
16 within a 40-X/85-B Height and Bulk District, and is subject to interim policies of the South of  
17 Market Housing/Mixed Use Overlay District per Resolution No. 16727, located at:

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19 829 Folsom Street, south side, between 4th and 5th Streets;  
20 Lot 091 in Assessor's Block 3752,

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22 be and the same is disapproved.

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