

File No. 181102

Committee Item No. \_\_\_\_\_

Board Item No. 44

# COMMITTEE/BOARD OF SUPERVISORS

## AGENDA PACKET CONTENTS LIST

Committee: \_\_\_\_\_

Date: \_\_\_\_\_

Board of Supervisors Meeting

Date: December 11, 2018

### Cmte Board

- |                          |                                     |                                              |
|--------------------------|-------------------------------------|----------------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Motion                                       |
| <input type="checkbox"/> | <input type="checkbox"/>            | Resolution                                   |
| <input type="checkbox"/> | <input type="checkbox"/>            | Ordinance                                    |
| <input type="checkbox"/> | <input type="checkbox"/>            | Legislative Digest                           |
| <input type="checkbox"/> | <input type="checkbox"/>            | Budget and Legislative Analyst Report        |
| <input type="checkbox"/> | <input type="checkbox"/>            | Youth Commission Report                      |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Introduction Form                            |
| <input type="checkbox"/> | <input type="checkbox"/>            | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/>            | MOU                                          |
| <input type="checkbox"/> | <input type="checkbox"/>            | Grant Information Form                       |
| <input type="checkbox"/> | <input type="checkbox"/>            | Grant Budget                                 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Subcontract Budget                           |
| <input type="checkbox"/> | <input type="checkbox"/>            | Contract/Agreement                           |
| <input type="checkbox"/> | <input type="checkbox"/>            | Form 126 – Ethics Commission                 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Award Letter                                 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Application                                  |
| <input type="checkbox"/> | <input type="checkbox"/>            | Public Correspondence                        |

### OTHER

<input type="checkbox"/>	<input type="checkbox"/>	_____
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Prepared by: Lisa Lew

Date: December 6, 2018

Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

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

4 **Motion conditionally approving a waiver, adjustment or reduction of the Residential**  
5 **Child Care Fee under Planning Code, Section 414A, for the Student Residence Hall**  
6 **Project at the University of San Francisco - Lone Mountain Campus, located at 2500**  
7 **Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008, subject to the adoption of**  
8 **written findings by the Board in support of this determination.**

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

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

18 WHEREAS, On December 11, 2018, this Board held a duly noticed public hearing to  
19 consider the appeal filed by the Appellant; and

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

1           MOVED, That the Board concludes that the Appellant has met the burden of presenting  
2 substantial evidence to support the appeal, including comparable technical information to  
3 support the Appellant's position that there is no reasonable relationship or nexus between the  
4 impact of development and the amount of the fee charged; and be it

5           FURTHER MOVED, That the Board approves the Appellant's request to waive, adjust  
6 or reduce the fee, and hereby [waives the fee (or) adjusts the fee to \$\_\_\_\_\_] pursuant  
7 to Planning Code, Section 406, subject to the adoption of written findings by the Board in  
8 support of this determination; and, be it

9           FURTHER MOVED, That this waiver, adjustment or reduction shall not be valid if the  
10 use or scope of the project changes in any way, and in that event, the Appellant shall pay the  
11 full fee unless the Board waives, reduces or adjusts that fee; and, be it

12           FURTHER MOVED, That the Board directs the Clerk of the Board to promptly transmit  
13 to the Planning Department notice of the Board's decision in this appeal.

# Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor [ ] inquiries"
- 5. City Attorney Request.
- 6. Call File No. [ ] from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No. [ ]
- 9. Reactivate File No. [ ]
- 10. Question(s) submitted for Mayoral Appearance before the BOS on [ ]

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.**

Sponsor(s):

Clerk of the Board

Subject:

Conditionally Approving Waiver, Adjustment or Reduction of Residential Child Care Fee - University of San Francisco - Student Residence Hall Project, Lone Mountain Campus - 2500 Turk Street

The text is listed:

Motion conditionally approving a waiver, adjustment or reduction of the Residential Child Care Fee under Planning Code, Section 414A, for the Student Residence Hall Project at the University of San Francisco - Lone Mountain Campus, located at 2500 Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008, subject to the adoption of written findings by the Board in support of this determination.

Signature of Sponsoring Supervisor: *Olivia Gomez*

For Clerk's Use Only