

BOARD of SUPERVISORS



City Hall
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September 16, 2016

J. Scott Weaver
West Bay Law
1404 24th Street No.957
San Francisco, CA 94114

**Subject: Appeal of the Adoption of a Community Plan Exemption - Proposed
1515 Van Ness Avenue Project**

Dear Mr. Weaver:

The Office of the Clerk of the Board is in receipt of a memorandum dated September 15, 2016, from the Planning Department regarding their determination on the timely filing of appeal of the adoption of the Community Plan Exemption for the proposed project at 1515 Van Ness Avenue.

The Planning Department has determined that the appeal was filed in a timely manner.

The filing period to appeal the Community Plan Exemption closed on Monday, September 12, 2016. Pursuant to Administrative Code, Section 31.16, a hearing date has been scheduled for **Tuesday, October 25, 2016, at 3:00 p.m.**, at the Board of Supervisors meeting to be held in City Hall, 1 Dr. Carlton B. Goodlett Place, Legislative Chamber, Room 250, San Francisco, CA 94102.

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Please provide to the Clerk's Office by noon:

20 days prior to the hearing: names and addresses of interested parties to be notified of the hearing, in spreadsheet format; and


11 days prior to the hearing: any documentation which you may want available to the Board members prior to the hearing.

For the above, the Clerk's office requests one electronic file (sent to bos.legislation@sfgov.org) and two copies of the documentation for distribution.

NOTE: If electronic versions of the documentation are not available, please submit 18 hard copies of the materials to the Clerk's Office for distribution. If you are unable to make the deadlines prescribed above, it is your responsibility to ensure that all parties receive copies of the materials.

If you have any questions, please feel free to contact Legislative Clerks John Carroll at (415) 554-4445, or Brent Jalipa at (415) 554-7712

Very truly yours,


Angela Calvillo
Clerk of the Board

c: Lennar Corporation, c/o Peter Schellinger, Project Sponsor
Jon Givner, Deputy City Attorney
Kate Stacy, Deputy City Attorney
Marlena Byrne, Deputy City Attorney
John Rahaim, Planning Director
Scott Sanchez, Zoning Administrator, Planning Department
Lisa Gibson, Environmental Review Officer, Planning Department
Aaron Starr, Manager of Legislative Affairs, Planning Department
AnMarie Rodgers, Senior Policy Advisor, Planning Department
Doug Vu, Staff Contact, Planning Department
Melinda Hue, Staff Contact, Planning Department
Jonas Ionin, Planning Commission Secretary



SAN FRANCISCO PLANNING DEPARTMENT

MEMO

DATE: September 15, 2016
TO: Angela Calvillo, Clerk of the Board of Supervisors
FROM: Lisa M. Gibson, Acting Environmental Review Officer *LM*
RE: Appeal timeliness determination – 1515 South Van Ness Avenue,
Planning Department Case No. 2014.1020ENV

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CA 94103-2479

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An appeal of the adoption of the Community Plan Exemption (CPE) for the 1515 South Van Ness Avenue Project was filed with the Office of the Clerk of the Board on September 12, 2016 by J. Scott Weaver, on behalf of the Calle 24 Latino Cultural District Community Council (the appellant).

Timeline: On July 12, 2016, the Department determined that the proposal for the 1515 South Van Ness Avenue Project did not require further environmental review under Section 15183 of the CEQA Guidelines and Public Resources Code Section 21083.3 and published a CPE. On August 11, 2016, the San Francisco Planning Commission adopted the CPE for 1515 South Van Ness Avenue Project and approved the project (Approval Action).

Timeliness Determination: Section 31.16(a) and (e) of the San Francisco Administrative Code states that any person or entity may appeal the exemption determination by the Planning Department. Section 31.16(e)(2)(A) states that the appellant of an exemption determination shall submit a letter of appeal to the Clerk of the Board within 30 days after the Date of the Approval Action. The Date of the Approval Action for the 1515 South Van Ness Avenue Project was August 11, 2016. 30 days after the Date of the Approval Action was Saturday, September 10, 2016. The next date when the Office of the Clerk of the Board was open was Monday, September 12. As the appeal could not have been filed on September 10, the appeal was timely filed during the specified window of time after the Date of the Approval Action.