

File No. 130951

Committee Item No. _____

Board Item No. 41

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee _____

Date _____

Board of Supervisors Meeting

Date November 19, 2013

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 Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form (for hearings) |
| <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"/> | Budget and Budget Justification |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Agreement/Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

<input type="checkbox"/>	<input type="checkbox"/>	_____
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Completed by: Joy Lamug

Date November 14, 2013

Completed by: _____

Date _____

An asterisked item represents the cover sheet to a document that exceeds 20 pages. The complete document is in the file.

1 [Denying Appeal for Waiver, Adjustment or Reduction of Condominium Conversion Fee -
2 273A-29th Street]

3 **Motion denying the appeal seeking a waiver, adjustment or reduction of the**
4 **condominium conversion fee in Subdivision Code Section 1396.4(j) for 273A-29th**
5 **Street.**

6
7 WHEREAS, On August 16, 2013, Appellants Jasmine Oberste and Anne Michele
8 Smart submitted an application for condominium conversion under Subdivision Code Section
9 1396.4(j) for the building located at 273A-29th Street, Assessor's Block No. 6633, Lot No. 025;
10 and

11 WHEREAS, On September 26, 2013, the Appellants filed a timely appeal to the Board
12 of Supervisors for a reduction, adjustment or waiver of the fee requirements based upon the
13 absence of any reasonable relationship or nexus between the impact of development and the
14 amount of the fee charged; and

15 WHEREAS, On November 19, 2013, this Board held a duly noticed public hearing to
16 consider the appeal filed by the Appellants; and

17 WHEREAS, This Board has reviewed and considered all documents submitted by the
18 Appellants and all other written records before the Board of Supervisors, and heard testimony
19 and received public comment regarding the appeal. Said documents and testimony are
20 incorporated herein by reference; now, therefore, be it

21 MOVED, That the Board concludes that the Appellants has not met the burden of
22 presenting substantial evidence to support the appeal, including comparable technical
23 information to support the Appellants' position that there is no reasonable relationship or
24 nexus between the impact of development and the amount of the fee charged; and be it
25

1 FURTHER MOVED, That the Board denies the Appellants' request to waive, adjust or
2 reduce the fee, and hereby approves the imposition of the fee pursuant to Subdivision Code
3 Section 1396.4(j).

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Introduction Form

By a Member of the Board of Supervisors or the 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 inquires"
- 5. City Attorney request.
- 6. Call File No. from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No.
- 9. Request for Closed Session (attach written motion).
- 10. Board to Sit as A Committee of the Whole.
- 11. 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 a different form.

Sponsor(s):

Subject:

The text is listed below or attached:

Signature of Sponsoring Supervisor: _____



For Clerk's Use Only:

130951