#### BOARD of SUPERVISORS



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May 11, 2016

File No. 160477

Sarah Jones Environmental Review Officer Planning Department 1650 Mission Street, Ste. 400 San Francisco, CA 94103

Dear Ms. Jones:

On May 3, 2016, Supervisor Avalos introduced the following proposed legislation:

File No. 160477

Ordinance amending the Planning Code to 1) define Wireless Telecommunications Services (WTS) Facilities; 2) create distinct WTS Facility land use controls and, among other things, require a conditional use authorization (CU) for Macro WTS Facilities in most Article 2, 7, and 8 Districts: 3) regulate Micro WTS Facilities in all Districts: 4) require that a WTS Facility's CU shall expire after ten years; 5) regulate WTS Facilities in certain Mission Bay Districts and P Districts; 6) exempt certain telecommunications equipment accessory uses from height limitations; 7) allow screening elements for WTS Facilities to exceed height limits, consistent with existing height limit exemptions for antennas; 8) define and regulate Temporary WTS Facilities; 9) allow the Historic Preservation Commission to delegate determinations on applications for Administrative Certificates of Appropriateness and Minor Permits to Alter to Planning Department staff; and affirming the Planning Department's determination under the California Environmental Quality Act, and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

This legislation is being transmitted to you for environmental review.

Not defined as a project under CEQA Angela Calvillo, Clerk of the Board

Guidelines Sections 15378 and 15060(c)(2)

because it does not result in a

physical change in the environment. By: Andrea Ausberry, Assistant Clerk

Land Use and Transportation Committee

#### Attachment

c: Joy Navarrete, Environmental Planning Jeanie Poling, Environmental Planning

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Section 1. Findings.

[Planning Code - Wireless Telecommunications Services Facilities]

Ordinance amending the Planning Code to 1) define Wireless Telecommunications Services (WTS) Facilities; 2) create distinct WTS Facility land use controls and, among other things, require a conditional use authorization (CU) for Macro WTS Facilities in most Article 2, 7, and 8 Districts; 3) regulate Micro WTS Facilities in all Districts; 4) require that a WTS Facility's CU shall expire after ten years; 5) regulate WTS Facilities in certain Mission Bay Districts and P Districts; 6) exempt certain telecommunications equipment accessory uses from height limitations; 7) allow screening elements for WTS Facilities to exceed height limits, consistent with existing height limit exemptions for antennas; 8) define and regulate Temporary WTS Facilities; 9) allow the Historic Preservation Commission to delegate determinations on applications for Administrative Certificates of Appropriateness and Minor Permits to Alter to Planning Department staff; and affirming the Planning Department's determination under the California Environmental Quality Act, and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

NOTE: Unchanged Code text and uncodified text are in plain Arial font. **Additions to Codes** are in *single-underline italics Times New Roman font*. **Deletions to Codes** are in *strikethrough italics Times New Roman font*. Board amendment additions are in double-underlined Arial font. Board amendment deletions are in strikethrough Arial font. Asterisks (\* \* \* \*) indicate the omission of unchanged Code subsections or parts of tables.

Be it ordained by the People of the City and County of San Francisco:

maintain, or process data, voice or video signals, and provide other data processing services; or a group of network servers.

**Utility and Infrastructure.** A Use Category that includes Community Recycling Center, Internet Service Exchange, Public Transportation Facility, Public Utilities Yard, Wireless Telecommunications Services (WTS) Facility, and Utility Installation.

**Utility Installation.** A Utility and Infrastructure Use that includes, but is not necessarily limited to, water, gas, electric, transportation, or communications utilities, or public service facility, provided that operating requirements necessitate placement at this location. This use does not include Wireless Telecommunication <u>s Services</u> Facilities, or Public Transportation Facilities, as defined in this Section of the Code.

Wireless Telecommunications Services (WTS) Facility: A Utility and Infrastructure Use defined as a facility that sends and/or receives wireless radio frequency (RF) signals, AM/FM, microwave, or electromagnetic waves, to provide transmission of for the purpose of providing voice, data, images or other information; including but not limited to digital (previously "cellular") mobile phone service, personal communication service and paging services. WTS Facilities may be located either inside or outside of an enclosed building.

Such facilities include, but are not limited to, directional (panel), omni-directional (whip) and parabolic antennas, related electronic equipment, power sources, screening elements, supporting equipment, towers and structures. The term does not include mobile transmitting devices used by wireless service subscribers, such as vehicle or hand held radios/telephones and their associated transmitting Antennas, nor does this definition include facilities deemed exempt under the by-Federal Communications Commission's Over The Air Receiving Device (FCC OTARD)

rules. A WTS Facility is also referred to as a "Personal Wireless Services Facility,-" <u>as defined</u> <u>in the federal Communications Act.</u>

A WTS Facility is subject to the Wireless Telecommunications Services Facility Siting

Guidelines ("Guidelines") adopted by the Planning Commission, including but not limited to any design criteria included in those Guidelines.

<u>Wireless Telecommunications Services (WTS) Facility, Macro.</u> A Macro WTS Facility is generally characterized by significant spatial effects and more than two antennas. A WTS Facility is considered a Macro WTS Facility unless determined by the Zoning Administrator to be a Micro WTS Facility.

<u>Wireless Telecommunications Services (WTS) Facility, Micro.</u> The Zoning Administrator shall determine whether a proposed WTS Facility is a Micro WTS Facility. A Micro WTS Facility is generally characterized by

- (a) limited spatial effects;
- (b) a small number of antennas (typically up to two);
- (c) an absence of substantial cumulative effects on neighborhood character or aesthetics, when considered in conjunction with other WTS Facilities at the same project site; and
  - (d) a location that is not "disfavored" as specified in the Guidelines.

Wireless Telecommunications Services Facility, Temporary. A Wireless Telecommunications

Services Facility located on a parcel of land and consisting of a vehicle-mounted facility, a buildingmounted antenna, or a similar facility, and associated equipment, that is used to provide temporary
coverage for a large-scale event or an emergency, or to provide temporary replacement coverage due
to the removal of a permitted, permanent WTS facility necessitated by the demolition or major
alteration of a nearby property.

the following uses:

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1	(d) Temporary Wireless Telecommunications Services (WTS) Facilities for a period of up to
2	one year if the following requirements are met:
3	(1) the Zoning Administrator determines that the Temporary WTS Facility shall be sited
4	and constructed so as to:
5	(A) avoid proximity to residential dwellings to the maximum extent feasible;
6	(B) comply with the provisions of Article 29 of the Police Code;
7	(C) be no taller than needed;
8	(D) be screened to the maximum extent feasible; and
9	(E) be erected for no longer than reasonably required.
10	(2) Permits in excess of 90 days for Temporary WTS Facilities operated for commercial
11	purposes shall be subject to Section 311 and 312 of this Code, where applicable.
12	(3) The Planning Department may require, where appropriate, notices along street
13	frontages abutting the location of the Temporary WTS Facility indicating the nature of the facility and
14	the duration of the permit.
15	
16	SEC. 209.1. RH (RESIDENTIAL, HOUSE) DISTRICTS.
17	* * * *
18	Table 209.1
19	ZONING CONTROL TABLE FOR RH DISTRICTS
20	8 RH-
21	Zoning Category RH-1 RH-1(S) RH-2 RH-3 References 1(D)
22	* * * *
23	Utility and Infrastructure Use Category
24	* * * *
25	

Wireless Telecommunications § Services Facility	102	C <u>or P</u> (7)	C <u>or 1</u>	C <u>o</u>	· P (7)	C <u>or 1</u>	P (7)	C <u>or</u>	· P (7)
* * * *	374 <b>5</b> 14 <b>3</b>	1,000,000	1	<u> </u>					
(7) C if a Macro WTS Faci	lity; P if a	Micro WT	<u>S Facili</u>	<u>ty.</u>					
209.2. RM (RESIDENTIA	AL, MIXEI	D) DISTR	ICTS.						
* * * *			Table	209.2					
ZO	NING CO	NTROL T	TABLE	FOR F	RM DIS	TRICT	S		
Zoning Category		§ Referenc		<b>1-1</b>	RM-2	e Sales <sub>es</sub> e	RM-3		RM-4
* * * *  Utility and infras	tructure	Use Cate	gony						
* * * *		* * *	* *	* *	* *	* *	* *	*	* *
Wireless Telecommunica	ation <u>s</u>	§ 102	C <u>.</u>	or P (9)	C <u>or P</u>	(9)	C <u>or 1</u>	P (9)	C <u>or P</u>
* * * *			•						
(9) C if a Macro WTS Faci	lity; P if a	Micro WT	S Facili	ty.					
				<del></del>					

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Table 209.3

ZONING CONTROL TABLE FOR RESIDENTIAL-COMMERCIAL DISTRICTS

Zoning Category	§ References	RC-3	RC-4
* * * *			
Utility and Infrastructure	a Use Catego	ry	
* * * *	* * * *	* * * *	* * . * *
Wireless			
Telecommunication <u>s</u>	§ 102	C <u>or P (9)</u>	C <u>or P (9)</u>
Services Facility			

\* \* \* \*

(9) C if a Macro WTS Facility; P if a Micro WTS Facility.

SEC. 209.4. RTO (RESIDENTIAL TRANSIT ORIENTED) DISTRICTS.

Table 209.4
ZONING CONTROL TABLE FOR RTO DISTRICTS

 Zoning Category
 § References
 RTO
 RTO-M

 \* \* \* \* \*
 \* \* \* \* \*
 \* \* \* \* \*

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1	Utility and Infrastructure U	es Catacoru			
2	* * * *	* * * *		* * * *	
3					
4	Wireless				
5	Telecommunication <u>s</u>	§ 102 	C <u>or P (8)</u>	C <u>or P (8)</u>	
6	Services Facility	100000000000000000000000000000000000000			
7	* * * *				
8	(8) C if a Macro WTS Facility;	P if a Micro WTS Facility.			
9					
10	SEC. 210.1. C-2 DISTRICTS	: COMMUNITY BUSINESS	<b>3.</b>		
11	* * * *				
12		<b>Table 210.</b> 1	I		
13	ZONIN	G CONTROL TABLE FOR	C-2 DISTRIC	TS	
14	Zoning Category	§ Reference	s C-2		
15					
16	* * * *				
17	Utility and Infrastructure U	se Category			
18	* * * *				
19	Wireless Telecommunication	Services §102	P(1),	(4)	
20	Facility			· ·	
21			,	//	
22	* * * *	<i>m</i> .1	77 171.		. 1 -
23	(4) C if an unscreened Wireless			<u>un Waterfront Speci</u>	al Use
24	District 2 or 3, pursuant to Sect	tion 240.2(e) and 240.3(i) of th	us Code.		
25					

SEC. 210.2. C-3 DISTRICTS: DOWNTOWN COMMERCIAL.

\* \* \* \*

Table 210.2

#### **ZONING CONTROL TABLE FOR C-3 DISTRICTS**

Zoning Category	§ References	<u>C-3-O</u>	<u>C-3-</u> <u>O(SD)</u>	<u>C-3-R</u>	<u>C-3-</u> <u>G</u>	<u>C-3-S</u>
* * * *		* *	* * * *	* * *	* *	* * *
Utility and Infrastructure						
* * *	* * * *	* *	* * * *	* * *	* *	* * *
		* *		*	* *	*
Wireless						
Telecommunication <u>s</u>	§ 102	P (5)	P (5)	P (5)	P (5)	P (5)
Services Facility						

. . . .

SEC. 210.3. PDR DISTRICTS.

\* \* \* \*

#### Table 210.3

#### **ZONING CONTROL TABLE FOR PDR DISTRICTS**

	S S	PDR-1-			
<b>Zoning Category</b>			PDR-1-D	PDR-1-G	PDR-2
	References	В			
Balance with the State of the S					

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* * * *		*	*	*	*	*	*	*	*	*	*	*	*	*	*	*
Utility and Infrastructure  * * * *		*	*	*	*	*	*	*	*	*	*	*	*	*	*	
2.000 (1.000)		*										_	*			
Wireless Telecommunication <u>s</u> Services Facility	§ 102	C_	<u>or P</u> <u>8)</u>		Р (	(15)	)		Р(	(15)	)		Р	(15)	)	

(18) C if a Macro WTS Facility; P if a Micro WTS Facility.

SEC. 210.4. M DISTRICTS: INDUSTRIAL.

# Table 210.4 ZONING CONTROL TABLE FOR M DISTRICTS

Zoning Category	Re	efei	§ end	ces	. / 1.1		Nazasi	M	-1			M	-2
* * * *	*	*	*	*		*	*	*	*	*	*	*	*
Utility and Infrastructure	Us	se (	Cato	ego	ry								
* * * *	*	*	*	*		*	*	*	*	*	*	*	*
Wireless Telecommunication <u>s</u>	§	102			W-1-100-10-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1		Р	(1)				Р	(1)

1	Services Facility
2	* * * *
3	
4	SEC. 211.1. PRINCIPAL USES PERMITTED, P DISTRICTS.
5	* * * *
6	
7	(h) A publicly-owned and operated Wireless Telecommunications Services Facility used
8	primarily for public communication systems.
9	
10	SEC. 211.2. CONDITIONAL USES, P DISTRICTS.
11	The following uses shall require Conditional Use authorization from the Planning
12	Commission, as provided in Section 303 of this Code, unless otherwise permitted under
13	Section 211.1 of this Code:
14	(a) For any P District, Social Service and Philanthropic Facility, Child Care Facility,
15	School, Post-Secondary Educational Institution, Religious Institution, Community Facility,
16	Open Recreational Area, Passive Outdoor Recreation and Neighborhood Agriculture as
17	defined in Section 102 of this Code. Additionally, Neighborhood Agriculture, as defined in
18	Section 102 of this Code, if it does not comply with the performance and operational
19	standards contained in Section 202.2(c), and a Wireless Telecommunications Services Facility, as
20	defined in Section 102 of this Code, if used for commercial communication systems.
21	* * * *
22	
23	SEC. 242. BERNAL HEIGHTS SPECIAL USE DISTRICT.
24	* * * *
25	

1	(e) Controls. All provisions of the Planning Code applicable to an RH-1, RH-1(S), RH-
2	2, and RH-3 District shall apply to applicable portions of the Special Use District except as
3	otherwise provided in this Section.
4	(1) Height Limits. No portion of a dwelling in any portion of this district shall
5	exceed a height of 30 feet except as provided below.
6	* * * *
7	(E) Wireless Telecommunications Services Facilities on a dwelling may exceed
8	the 30-foot height limitation contained in this Subsection (e)(1).
9	* * * *
10	
11	SEC. 249.1. FOLSOM AND MAIN RESIDENTIAL/COMMERCIAL SPECIAL USE DISTRICT.
12	* * * *
13	(b) Controls. The following zoning controls are applicable in the
14	Residential/Commercial Special Use District.
15	* * * *
16	(2) Uses.
17	* * * *
18	(B) The use provisions applicable to an RC-4 District shall be applicable
19	to the "Residential/Commercial" Subdistrict with the following modifications or additions:
20	* * * *
21	
22	(xii) Wireless Facilities shall be permitted as conditional uses;
23	(xiiɨ) Internet Service Exchanges shall be permitted as of right as
24	principal uses.
25	* * * *

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#### SEC. 249.52. TREASURE ISLAND/YERBA BUENA ISLAND SPECIAL USE DISTRICT.

(e) **Development Controls**. Development and uses of property within this Special Use District shall be regulated by the controls contained herein and in the Design for Development, provided, however, that if there is any inconsistency between this Special Use District and the Design for Development, this Special Use District shall control.

(2) **Uses**. The uses listed in Figure 3 are permitted in this Special Use District as indicated by the following symbols in the respective column for each district: (i) P – permitted as a principal use in this zoning designation; (ii) IC – subject to approval as an Island Conditional Use pursuant to the procedures set forth in subsection (h) below; (iii) blank – not permitted in this zoning designation.

Figure 3: Treasure Island and Yerba Buena Island Permitted Uses

	TI-R	TI-MU	TI-OS	TI-PCI	P=Permitted Use; IC= Island Conditional Use Permit Required; * and/or † = See
					Comments
* * * *	* *	* *	* * * *	* * * *	* * * *
	* *	* *			

			l		
* * * *	* *	* *	* * * *	* * * *	* * * *
	* *	* *			
81.	Р	Р	P	Р	†See Buildir
Telecommunications					Design Cha
Antennae and					T5 of the De
Equipment Wireless					for Develop
<u>Telecommunications</u>					document fo
<u>Services Facility</u> †					placement
					standards
* * * *					
•	VDLD	VDI	YBI-OS	YBI-PCI	P=Permitte
	YBI-R	YBI-	ты-Оэ	I BI-F OI	
	YBI-R		ты-ОЗ	I BI-F OI	IC= Island Conditiona Use Permit Required;
	YBI-K		TBI-O3	I BI-F OI	IC= Island Conditiona Use Permit Required;
* * * *	* *		* * * *	* * * *	IC= Island Conditional Use Permit Required; * and/or † =
* * * *		MU			IC= Island Conditiona Use Permit Required; * and/or † = Comments
	* *	<b>MU</b> * * * *		* * * *	IC= Island Conditiona Use Permit Required; * and/or † = Comments
	* *	<b>MU</b> * * * *	* * *	* * * *	IC= Island Conditiona Use Permit Required; * and/or † = Comments
Civic, Public,	* *  * * Open Sp	MU  * *  * *	* * * * I Public Service	* * * * Uses	IC= Island Conditiona Use Permit Required; * and/or † = Comments * * * *
Civic, Public,	* *  * * Open Sp	* *  * *  Dace, and  * *	* * * * I Public Service	* * * * Uses	IC= Island Conditional Use Permit Required; * and/or † = Comments * * * *

1						
1	Antennae and					T5 of the Design
2	Equipment Wireless					for Development
3	<u>Telecommunications</u>					document for
4	Services Facility†					placement
5						standards
6	* * * *	* *	* *	* * * *	* * * *	* * * *
7		* *	* *			
8	* * * *					

SEC. 249.64. PARKMERCED SPECIAL USE DISTRICT.

(b) **Development Controls**. Development in the Parkmerced Special Use District shall be regulated by the controls contained in the Parkmerced Design Standards and Guidelines, as adopted by the Planning Commission and periodically amended, except for those controls specifically enumerated in this Section. Where not explicitly superseded by definitions established in the Parkmerced Design Standards and Guidelines, the definitions in this Code shall apply. All procedures and requirements in Article 3 shall apply to development in this Special Use District to the extent that they are not in conflict with this Special Use District or the Development Agreement, approved by the Board of Supervisors in Ordinance No. 89-11. The Planning Commission may amend the Parkmerced Design Standards and Guidelines upon initiation by the Planning Department or upon application by an owner of property within Parkmerced (or his or her authorized agent) to the extent that such amendments are consistent with this Special Use District, the General Plan, and the approved Development Agreement.

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1	(2) Uses.
2	* * * *
3	(B) Conditionally Permitted Uses. The following uses may be
4	approved as a Conditional Use by the Planning Commission:
5	* * * *
6	(ii) any use in excess of the maximum occupied square footage
7	permitted as a principally permitted use by Section (b)(2)(A); and
8	(iii) in the PM-S district, any use permitted in PM-R if less than
9	25,000 square feet of school use has been constructed or entitled-; and
10	(iv) a Wireless Telecommunications Services Facility. This proposed use
11	is subject to the Conditional Use criteria set forth in Section 303, in addition to the criteria set forth
12	<u>below.</u>
13	Except as specified in Subsection (i) above, iIn approving any such Conditional Use, the
14	Planning Commission shall not use the criteria set forth in Section 303, but rather shall
15	approve the Conditional Use if it finds that: (i) the proposed use will serve the public
16	necessity, convenience and welfare; (ii) the proposed use makes a positive contribution to the
17	neighborhood; and (iii) the proposed use is of a size and intensity that is compatible with the
18	district in which it is located.
19	* * * *
20	
21	SEC. 260. HEIGHT LIMITS: MEASUREMENT.
22	* * * *
23	(b) <b>Exemptions</b> . In addition to other height exceptions permitted by this Code, the
24	features listed in this Subsection shall be exempt from the height limits established by this
25	Code, in an amount up to but not exceeding that which is specified.

(2) The fol	lowing features shall be exe	empt, without regard t	o their horizonta
area, provided the limitat	tions indicated for each are	observed:	

(I)Radio and television antennae where permitted as accessory uses and towers and antennae for transmission, reception, or relay of radio, television or other electronic signals, where permitted as principal or conditional uses, subject to the limitations in the definition for Wireless Facilities in Section 102 of this Code and the Zoning Control Table for the district in which the Lot is located and limitations imposed by the Planning Commission. Wireless Telecommunications Services Facilities and other antennas, dishes, and towers and related screening elements, subject to any other applicable Planning Code provisions, including but not limited to applicable design review criteria and Planning Code Section 295.

Section 4. Article 3 of the Planning Code is hereby amended by revising Sections 303, 306.9, 311 and 312 to read as follows:

#### SEC. 303. CONDITIONAL USES.

#### (s) Wireless Telecommunications Services (WTS) Facilities.

(1) Due to the potential modification of WTS Facilities over time and the resulting impacts on a neighborhood's aesthetics and character, as well as other changes in neighborhood character over time, a Conditional Use Authorization for a WTS Facility shall have a duration of ten years from the date of approval. If any administrative appeal is taken from the Conditional Use

The notice shall have a format and content determined by the Zoning Administrator. At a minimum, it shall describe the proposed project and the project review process, and shall set forth the mailing date of the notice.

Written notice shall be sent to all *properties property owners and to each residential unit* within a 1,000 foot radius of the property line of the Sutro Tower site. The latest city-wide Assessor's roll for names and addresses of owners shall be used for said notice. Notice shall also be sent to any neighborhood organization on record with the Department as requesting notice of building permits for Sutro Tower.

SEC. 311. RESIDENTIAL PERMIT REVIEW PROCEDURES FOR RH, RM, AND RTO DISTRICTS.

(f) <u>Micro</u> Wireless Telecommunications Services Facilit<u>iesy as Accessory Use</u>,

Notification and Review Required. Building permit applications for new construction of a

<u>Micro</u> <u>wWireless fTelecommunications sServices fFacility, other than a Temporary Wireless</u>

<u>Telecommunications Services Facility, as an accessory use</u> under Article 2 of the Planning Code in

RH and RM Districts shall be subject to the notification and review procedures required by this

Section. <u>Pursuant to Section 205.2</u>, applications for building permits in excess of 90 days for

<u>Temporary Wireless Telecommunications Facilities to be operated for commercial purposes in RH.</u>

<u>RM, and RTO Districts shall also be subject to the notification and review procedures required by this Section.</u>

SEC. 312. PERMIT REVIEW PROCEDURES FOR ALL NC, *RED*, AND EASTERN NEIGHBORHOODS MIXED USE DISTRICTS.

- (a) **Purpose.** The purpose of this Section is to establish procedures for reviewing building permit applications for lots in NC, *RED*, and Eastern Neighborhoods Mixed Use Districts in order to determine compatibility of the proposal with the neighborhood and for providing notice to property owners, occupants and residents neighboring the site of the proposed project and to interested neighborhood organizations, so that concerns about a project may be identified and resolved during the review of the permit.
- (b) **Applicability.** Except as indicated herein, all building permit applications for demolition, new construction, changes in use to a formula retail use as defined in Section 303.1 of this Code or alterations which expand the exterior dimensions of a building shall be subject to the notification and review procedures required by Subsection 312(d). Subsection 312(f) regarding demolition permits and approval of replacement structures shall apply to all NC, *RED*, and Eastern Neighborhoods Mixed Use Districts. For the purposes of this Section, addition to a building of the features listed in Section 136(c)(1) through 136(c)(24) and 136(c)(26) shall not be subject to notification under this Section.
- (c) **Changes of Use.** In NC Districts, all building permit applications for a change of use to a Bar as defined in Sections 102 and 790.22, a Liquor Store as defined in Sections 102 and 790.55, Other Large Institutions as defined in Section 790.50, Other Small Institutions as defined in Section 790.51, a Limited Restaurant as defined in Sections 102 and 790.90, a Restaurant, as defined in Sections 102 and 790.91, a Massage Establishment as defined in Sections 102 and 790.60, an Outdoor Activity Area\_as defined in Section 790.70, an Adult or Other Entertainment use as defined in Sections 790.36 and 790.38, a Fringe Financial Service use as defined in Sections 102 and 790.111, Tobacco Paraphernalia Establishments as defined in Sections 102 and 790.123, or Group Housing as defined in Sections 102 and 790.88(b) shall be subject to the provisions of Subsection 312(d); provided, however, that a change of use from a Restaurant to a Limited-Restaurant shall not be subject to the provisions

of Subsection 312(d). In all *RED and* Eastern Neighborhoods Mixed Use Districts all building permit applications for a change of use from any one land use category to another land use category shall be subject to the provisions of Subsection 312(d). In addition, any accessory massage use in the Ocean Avenue Neighborhood Commercial Transit District shall be subject to the provisions of Subsection 312(d).

For the purposes of this Subsection, "land use category" shall mean those categories used to organize the individual land uses which appear in the use tables in Article 8, immediately preceding a group of individual land uses, and include the following: Residential Use, Institutional Use, Retail Sales and Service Use, assembly, Recreation and Entertainment Use, Office Use, motor vehicle services use, Industrial home and business service Use, or other use.

(g) <u>Micro</u> Wireless Telecommunications Services Facilit<u>iesy as Accessory Use</u>,

Notification and Review Required. Building permit applications for new construction of a

<u>Micro Wwireless Telecommunications Services Ffacility as an accessory use</u> under Article 7 or

8 of the Planning Code in all NC, <u>RED</u>, or Eastern Neighborhoods Mixed Use Districts shall be subject to the notification and review procedures required by this Section. <u>Pursuant to Section</u>

205.2, applications for building permits in excess of 90 days for Temporary Wireless

Telecommunications Facilities to be operated for commercial purposes in NC and Eastern

Neighborhood Mixed Use Districts shall also be subject to the notification and review procedures required by this Section.

Section 5. Article 4 of the Planning Code is hereby amended by revising Section 411.3 to read as follows:

SEC. 411.3. APPLICATION OF TIDF.

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(a) Application. Except as provided in Subsections (1) and (2) below, the TIDF shall
be payable with respect to any new development in the City for which a building or site permit
is issued on or after September 4, 2004. In reviewing whether a development project is
subject to the TIDF, the project shall be considered in its entirety. A sponsor shall not seek
multiple applications for building permits to evade paying the TIDF for a single development
project.

(2) No TIDF shall be payable on the following types of new development.

(F) The following types of new developments, except to the extent that any such new development is also captured under a more specific use under this Code that is not otherwise exempt:

(vi) Mortuary, Public Facility, Utility Installation, Public Transport Facility, Wireless Telecommunications Services Facility, Temporary Uses, Waterborne Commerce, and Internet Service Exchange Uses as defined in Section 102 of this Code, as well as Any use that is permitted as a principal use in any other C, M, or PDR District without limitation as to enclosure within a building, wall or fence.

Section 6. Article 7 of the Planning Code is hereby amended by revising Sections 703.2, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 733A, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, and 790.80 to read as follows:

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#### SEC. 703.2. USE PERMITTED IN NEIGHBORHOOD COMMERCIAL DISTRICTS.

\* \* \* \*

(a) **Use Categories**. The uses, functions, or activities, which are permitted in each Neighborhood Commercial District class include those listed below by zoning control category and number and cross-referenced to the Code Section containing the definition.

No.	Zoning Control Categories for Uses	Section Number of Use Definition
* * *	* * * *	* * * *
<u>.33A</u>	Wireless Telecommunications Services Facility	<u>§102</u>

\* \* \* \*

- (b) **Use Limitations.** The uses permitted in Neighborhood Commercial Districts are either principal, conditional, accessory, or temporary uses as stated in this Section, and include those uses set forth or summarized and cross-referenced in the zoning control categories as listed in this Code for each district class.
- (1) **Permitted Uses.** All permitted uses shall be conducted within an enclosed building in Neighborhood Commercial Districts, unless otherwise specifically allowed in this Code. Exceptions from this requirement are: uses which, when located outside of a building, qualify as an Outdoor Activity Area, as defined in Sections 102 and 790.70 of this Code; accessory off-street parking and loading and other uses listed below which function primarily as open-air uses, or which may be appropriate if located on an open lot, outside a building, or

within a partially enclosed building, subject to other limitations of this Article 7 and other sections of this Code.

No.	Zoning Control Category	

.33A	Wireless Telecommunications Services Facility
.56	Automobile Parking
.57	Automotive Gas Station
.58	Automotive Service Station
.60	Automotive Wash
.61	Automobile Sale or Rental
.81	Other Institutions, Large (selected)
.83	Public Use (selected)
.95	Community Residential Parking

SEC. 710. NC-1 - NEIGHBORHOOD COMMERCIAL CLUSTER DISTRICT NC-1.

Table 710. NEIGHBORHOOD COMMERCIAL CLUSTER DISTRICT NC-1
ZONING CONTROL TABLE

				NC-1	
			Con	trols by S	Story
No.	Zoning Category	§ References	1st	2nd	3rd+
* *	* * * *	* * * *	* * *	* * *	* * *

COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES					
* * *	* * * *	* * * *	* * *	* * *	* * *
<u>710.33A</u>	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro WTS  Facility; P if a  Micro WTS  Facility.	C if a  Macro WTS  Facility; P if a  Micro WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.
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SEC. 711. NC-2 - SMALL-SCALE NEIGHBORHOOD COMMERCIAL DISTRICT.

# Table 711. SMALL-SCALE NEIGHBORHOOD COMMERCIAL DISTRICT NC-2 ZONING CONTROL TABLE

			NC-2		
			Controls by Story		
No.	Zoning Category	§ References	1st	2nd	3rd+

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COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES													
* * *	* * * *	* * * *	* * *	* * *	* * *								
<u>711.33A</u>	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.	C if a  Macro WTS  Facility; P if a  Micro WTS  Facility.	C if a  Macro WTS  Facility; P if a  Micro WTS  Facility.								
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SEC. 712. NC-3 – MODERATE-SCALE NEIGHBORHOOD COMMERCIAL DISTRICT.

# Table 712. MODERATE-SCALE NEIGHBORHOOD COMMERCIAL DISTRICT NC-3 ZONING CONTROL TABLE

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		į.	NC-3
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*712.33A* 

**Zoning Category** 

<u>Wireless</u>

**Telecommunications** 

Services Facility

COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES

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<u>§ 102</u>

§ References

Table 713. NEIGHBORHOOD COMMERCIAL SHOPPING CENTER DISTRICT NC-S
ZONING CONTROL TABLE

**Controls by Story** 

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C if a

<u>Macro</u>

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Facility;

<u>P if a</u>

*Micro* 

WTS

Facility.

3rd+

C if a

<u>Macro</u>

Facility;

WTS

P if a

*Micro* 

WTS

Facility.

1st

<u>C if a</u>

<u>Macro</u>

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 $\underline{P}$  if  $\underline{a}$ 

<u>Micro</u>

WTS

Facility.

Facility;

				NC-S									
			Controls by Story										
No.	Zoning Category	§ References	1st	2nd	3rd+								
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* *			*	*	*								
COMM	ERCIAL AND INSTITUTIO	NAL STANDARDS A	ND USES										
* * *	* * * *	* * * *	* * *	* * *	* * *								
*			*	*	*								
			<u>C if a</u>	<u>C if a</u>	C if a								
	·		<u>Macro</u>	<u>Macro</u>	<u>Macro</u>								
	Wireless		<u>WTS</u>	<u>WTS</u>	<u>WTS</u>								
713.33A		§ 102	Facility;	Facility;	Facility;								
715.5511	Services Facility	<u>¥ 102</u>	P if a	P if a	<u>P if a</u>								
	Betvices Facility		<u>Micro</u>	<u>Micro</u>	<u>Micro</u>								
			<u>WTS</u>	<u>WTS</u>	WTS								
			Facility.	Facility.	Facility.								
* * *	* * * *	* * * *	* * *	* * *	* * *								
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SEC. 714. BROADWAY NEIGHBORHOOD COMMERCIAL DISTRICT.

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# Table 714. BROADWAY NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

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				Broadway	/						
			Controls by Story								
No.	Zoning Category	§ References	1st	2nd	3rd+						
* *	* * * *	* * * *	* * *	* * *	* * *						
сомм	ERCIAL AND INSTITUTION	DNAL STANDARDS AI	ND USES								
* * *	* * * *	* * * *	* * *	* * *	* * *						
714.33A	Wireless  Telecommunications  Services Facility	§ 102	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.						
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**BOARD OF SUPERVISORS** 

SEC. 715. CASTRO STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

Table 715. CASTRO STREET NEIGHBORHOOD COMMERCIAL DISTRICT

**ZONING CONTROL TABLE** 

			С	astro Stre	et						
			Controls by Story								
No.	Zoning Category	§ References	1st	2nd	3rd+						
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СОММЕ	RCIAL AND INSTITUTION	NAL STANDARDS AN	ND USES								
* * *	* * * *	* * * *	* * *	* * *	* * *						
<u>715.33A</u>	Wireless  Telecommunications  Services Facility	§§ 102	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.						

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SEC. 716. INNER CLEMENT STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

Table 716. INNER CLEMENT STREET NEIGHBORHOOD COMMERCIAL DISTRICT **ZONING CONTROL TABLE** 

			Innei	r Clement	Street		
			Coi	ntrols by S	Story		
No.	Zoning Category	§ References	1st	2nd	3rd+		
* *	* * * *	* * * *	* *	* * *	* * *		
COMM	ERCIAL AND INSTITUTION	NAL STANDARDS A	ND USES				
* * :	* * * *	* * * *	* * *	* * *	* * *		
716.334	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility;  P if a  Micro	C if a  Macro  WTS  Facility; P if a  Micro	C if a  Macro  WTS  Facility;  P if a  Micro		

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												 	<u>Fa</u>	cili	<u>ty.</u>	<u>Fac</u>	ility	<u>v.</u>	<u>Fac</u>	ility	<u>v.</u>
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SEC. 717. OUTER CLEMENT STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

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# Table 717. OUTER CLEMENT STREET NEIGHBORHOOD COMMERCIAL DISTRICT

#### **ZONING CONTROL TABLE**

			Outer Clement Street  Controls by Story									
	, 100 mg											
No.	Zoning Category	§ References	1st	2nd	3rd+							
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* *			*	*	*							
СОММЕ	RCIAL AND INSTITUTION	NAL STANDARDS A	ND USES									
* * *			* * *	* * *	* * *							
*	* * * *	* * * *	*	*	*							
	<u>Wireless</u>		<u>C if a</u>	<u>C if a</u>	<u>C if a</u>							
<u>717.33A</u>	<u>Telecommunications</u>	<u>§ 102</u>	<u>Macro</u>	<u>Macro</u>	<u>Macro</u>							
	<u>Services Facility</u>		<u>WTS</u>	<u>WTS</u>	<u>WTS</u>							

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															P ij	f <u>a</u>		<u>P if</u>	<u>'a</u>		<u>P</u> ij	<u>f a</u>	
															Mic	<u>cro</u>		Mic	<u>ro</u>		<u>Mic</u>	<u>cro</u>	
															WT	<u>S</u>		WT	<u>S</u>		WT	<u>S</u>	
							un					_			Fac	cilit	<u>y.</u>	<u>Fac</u>	ility	<u>'.</u>	Fac	cilit	<u>v.</u>
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SEC. 718. UPPER FILLMORE STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

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# Table 718. UPPER FILLMORE STREET NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

		1077	Upper Fillmore Street  Controls by Story										
No.	Zoning Category	§ References	1st	2nd	3rd+								
* *	* * * *	* * * *	* * *	* * *	* * *								
COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES													
* *	* * * * *	* * * *	* * *	* * *	* * *								
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718.33A	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.
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SEC. 719. HAIGHT STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

#### Table 719. HAIGHT STREET NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

			Н	Haight Street	
			Con	trols by S	Story
No.	Zoning Category	§ References	1st	2nd	3rd+
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#### COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES

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<u>719.33A</u>	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro WTS  Facility; P if a Micro WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.
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SEC. 720. HAYES-GOUGH NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT.

### Table 720. HAYES-GOUGH NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT ZONING CONTROL TABLE

			Hayes	Hayes-Gough Transit		
			Con	itrols by S	Story	
No.	Zoning Category	§ References	1st	2nd	3rd+	
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COMME	COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES							
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720.33A	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	<u>Macro</u> <u>WTS</u>	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.			
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SEC. 721. UPPER MARKET STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

### Table 721. UPPER MARKET STREET NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

	Upper Market Street
	Controls by Story

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	No.	Zoning Category	§ References	1st	2nd
	* *	* * * *	* * * *	* * *	* * *
	COMMI	ERCIAL AND INSTITUTION	IAL STANDARDS AN	ID USES	
	* * *	* * * *	* * * *	* * *	* * *
	*			*	*
				<u>C if a</u>	C if a
				<u>Macro</u>	<u>Macro</u>
-		177. 1		<u>WTS</u>	<u>WTS</u>
	721.33A	Wireless  Telecommunications	§ 102	Facility;	<u>Facility;</u>
iii.	721.33A	Services Facility	<u>§ 102</u>	<u> P if a</u>	<u>P if a</u>
		bervices I demly		<u>Micro</u>	<u>Micro</u>
-				<u>WTS</u>	<u>WTS</u>
				<u>Facility.</u>	Facility.
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SEC. 722. NORTH BEACH NEIGHBORHOOD COMMERCIAL DISTRICT.

Table 722. NORTH BEACH NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE

Supervisor Avalos
BOARD OF SUPERVISORS

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<u>C if a</u>

<u>Macro</u>

WTS

P if a

Micro

WTS

Facility.

Facility;

			N	orth Beac	:h
			Con	trols by S	tory
No.	Zoning Category	§ References	1st	2nd	3rd+
* *	* * * *	* * * *	* * *	* * *	* * *
СОММЕ	RCIAL AND INSTITUTION	IAL STANDARDS AN	ID USES		I
* * *	* * * *	* * * *	* * *	* * *	* * *
722.33A	Wireless  Telecommunications  Services Facility	<u>§§ 102</u>	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.
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SEC. 723. POLK STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

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### Table 723. POLK STREET NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

			Polk Street		
			Controls by St		tory
No.	Zoning Category	§ References	1st	2nd	3rd+
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СОММЕ	RCIAL AND INSTITUTION	NAL STANDARDS AN	ID USES		
* * *	* * * *	* * * *	* * *	* * *	* * *
723.33A	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.
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SEC. 724. SACRAMENTO STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

Table 724. SACRAMENTO STREET NEIGHBORHOOD COMMERCIAL DISTRICT

**ZONING CONTROL TABLE** 

			Sac	ramento S	Street
			Cor	ntrols by S	Story
No.	Zoning Category	§ References	1st	3rd+	
* *	* * * *	* * * * *		* * *	* * *
COMME	RCIAL AND INSTITUTION	DNAL STANDARDS A	ND USES	1	. <b>I</b>
* * *	* * * *	* * * *	* * *	* * *	* * *
<u>724.33A</u>	Wireless  Telecommunications  Services Facility	§ 102	C if a  Macro  WTS  Facility;  P if a  Micro  WTS	C if a  Macro  WTS  Facility; P if a  Micro  WTS	C if a  Macro  WTS  Facility: P if a  Micro  WTS

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			Facility.	Facility.	Facility.
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*	* * * *	* * * *	*	*	*

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#### SEC. 725. UNION STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

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#### Table 725. UNION STREET NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

**Union Street Controls by Story** Zoning Category No. § References 1st 2nd 3rd+ COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES <u>C if a</u> <u>C if a</u> <u>C if a</u> **Wireless** Macro Macro Macro **Telecommunications** <u>\$ 102</u> 725.33A WTSWTSWTSServices Facility Facility; Facility; Facility; P if a <u>P if a</u> P if a

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				Micro WTS	Micro WTS	<u>Micro</u> <u>WTS</u>
				Facility.	Facility.	<u>Facility.</u>
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SEC. 726. VALENCIA STREET NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT.

Table 726. VALENCIA STREET NEIGHBORHOOD COMMERCIAL TRANSIT

DISTRICT ZONING CONTROL TABLE

			Valencia Street Transit		
			Con	trols by	Story
No.	Zoning Category	§ References	1st	2nd	3rd+
* *	* * * *	* * * *	* * *	* * *	* * *
* *	* * * *	* * * *	*	*	*
СОММЕ	RCIAL AND INSTITUTION	IAL STANDARDS AN	ND USES		
* * *	* * * *	* * * *	* * *	* * *	* * *
*	* * * *	* * * *	*	*	*
	<u>Wireless</u>		<u>C if a</u>	<u>C if a</u>	C if a
<u>726.33A</u>	<u>Telecommunications</u>	<u>§ 102</u>	<u>Macro</u>	<u>Macro</u>	<u>Macro</u>
	Services Facility		<u>WTS</u>	<u>WTS</u>	WTS

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			Facility;	Facility;	Facility; P
			<u>P if a</u>	<u>P if a</u>	<u>if a Micro</u>
			<u>Micro</u>	<u>Micro</u>	<u>WTS</u>
			<u>WTS</u>	<u>WTS</u>	Facility.
			<u>Facility.</u>	<u>Facility.</u>	
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SEC. 727. 24<sup>TH</sup> STREET - MISSION NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT.

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### Table 727. 24TH STREET – MISSION NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT ZONING CONTROL TABLE

			24th Street – Mission Trans		
			Con	trols by S	Story
No.	Zoning Category	§ References	1st	2nd	3rd+
* *	* * * *	* * * *	* * *	* * *	* * *
СОММЕ	RCIAL AND INSTITUTION	NAL STANDARDS A	ND USES		
* * *			* * *	* * *	* * *
*	* * * *	* * * *	*	*	*

727.33A	Wireless  Telecommunications  Services Facility	§ 102	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.
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SEC. 728. 24<sup>TH</sup> STREET – NOE VALLEY NEIGHBORHOOD COMMERCIAL DISTRICT.

#### Table 728. 24TH STREET – NOE VALLEY NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

		·	24 <sup>th</sup> Street – Noe Valley		Valley
			Con	trols by S	tory
No.	Zoning Category	§ References	1st	2nd	3rd+
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#### COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES

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728.33A	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.
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SEC. 729. WEST PORTAL AVENUE NEIGHBORHOOD COMMERCIAL DISTRICT.

Table 729. WEST PORTAL AVENUE NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE

		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	West Portal Avenue		enue/
			Con	trols by S	itory
No.	Zoning Category	§ References	1st	2nd	3rd+
* *	* * * *	* * * *	* * *	* * *	* * *

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COMME	COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES														
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729.33A	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	Macro WTS Facility; P if a Micro WTS	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.										
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SEC. 730. INNER SUNSET NEIGHBORHOOD COMMERCIAL DISTRICT.

#### Table 730. INNER SUNSET NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

	Inner Sunset
	Controls by Story

No.	Zoning Category	§ References	1st	2nd	3rd+									
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COMM	ERCIAL AND INSTITUTION	CIAL AND INSTITUTIONAL STANDARDS AND USES												
* *	* * * *	* * * *	* * *	* * *	* * *									
730.332	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.									
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SEC. 731. NCT-3 - MODERATE-SCALE NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT.

Table 731. MODERATE-SCALE NEIGHBORHOOD COMMERCIAL TRANSIT
DISTRICT NCT-3 ZONING CONTROL TABLE

			A110 -	NCT-3								
			Controls by Story									
No.	Zoning Category	§ References	1st	2nd	3rd+							
* *	* * * *	* * * *	* * *	* * *	* * *							
сомм	ERCIAL AND INSTITUTION	IAL STANDARDS AN	ID USES									
* *	* * * *	* * * *	* * *	* * *	* * *							
731.332	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.							
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SEC. 732. PACIFIC AVENUE NEIGHBORHOOD COMMERCIAL DISTRICT.

Table 732. PACIFIC AVENUE NEIGHBORHOOD COMMERCIAL DISTRICT

#### **ZONING CONTROL TABLE**

			Pa	cific Aver	nue								
		Со											
No.	Zoning Category	§ References	1st	2nd	3rd+								
* *	* * * *	* * * *	* * *	* * *	* * *								
COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES													
* * *	* * * *	* * * *	* * *	* * *	* * *								
732.334	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.								
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BOARD OF SUPERVISORS

SEC. 733. UPPER MARKET STREET NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT.

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### Table 733. UPPER MARKET STREET NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT ZONING CONTROL TABLE

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			Upper M	arket Stre	et Transit					
		Controls by Story								
No.	Zoning Category	§ References	1st	2nd	3rd+					
* *	* * * *	* * * *	* * *	* * *	* * *					
COMME	ERCIAL AND INSTITUTION	ONAL STANDARDS A	ND USES	-1	Accordance to					
* * *	* * * *	* * * *	* * *	* * *	* * *					
733.33A	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.					

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SEC. 733A. NCT-1 – NEIGHBORHOOD COMMERCIAL TRANSIT CLUSTER DISTRICT.

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#### Table 733A. NEIGHBORHOOD COMMERCIAL TRANSIT CLUSTER DISTRICT NCT-1 ZONING CONTROL TABLE

NCT-1 **Controls by Story Zoning Category** § References 1st No. 2nd 3rd+ COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES <u>C if a</u> C if a C if a Macro Macro Macro <u>Wireless</u> *733A*. WTSWTSWTS**Telecommunications** § 102 <u> 33A</u> Facility; Facility; Facility; Services Facility <u>P if a</u> P if a P if a <u>Micro</u> <u>Micro</u> *Micro* 

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												<u>ас</u>	ilii	<u>y.</u>	<u>Fac</u>	ilit	<u>v.</u>	<u>Fac</u>	eilit)	<u>v.</u>
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SEC. 734. NCT-2 – SMALL-SCALE NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT.

Table 734. SMALL-SCALE NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT

NCT-2 ZONING CONTROL TABLE

				NCT-2						
		Controls by Story								
No.	Zoning Category	§ References	1st	2nd	3rd+					
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* *			*	*	*					
СОММЕ	RCIAL AND INSTITUTIO	NAL STANDARDS A	ND USES	T	T					
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*			*	*	*					
	<u>Wireless</u>		C if a	<u>C if a</u>	C if a					
<u>734.33A</u>	<u>Telecommunications</u>	§ 102	<u>Macro</u>	<u>Macro</u>	<u>Macro</u>					
	Services Facility		<u>WTS</u>	WTS	<u>WTS</u>					

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			Facility;	Facility;	Facility;
			<u>P if a</u>	<u>P if a</u>	<u>P if a</u>
			<u>Micro</u>	<u>Micro</u>	<u>Micro</u>
			<u>WTS</u>	<u>WTS</u>	<u>WTS</u>
			<u>Facility.</u>	<u>Facility.</u>	Facility.
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SEC. 735. SOMA NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT.

Table 735 SOMA NEIGHBORHOOD C

### Table 735. SOMA NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT ZONING CONTROL TABLE

		Philadeless	s	SoMa Transit		
			Con	itrols by S	tory	
No.	Zoning Category	§ References	1st	2nd	3rd+	
* *	* * * *	* * * *	* * *	* * *	* * *	
СОММ	ERCIAL AND INSTITUTION	IAL STANDARDS A	ND USES			
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735.33A	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.
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SEC. 736. MISSION STREET NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT.

# Table 736. MISSION STREET NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT ZONING CONTROL TABLE

			Mission Street Transit		
			Controls by Story		Story
No.	Zoning Category	§ References	1st	2nd	3rd+
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COMME	COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES						
* * *	* * * *	* * *	* * *	* * *	* * *		
<u>736.33A</u>	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.		
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SEC. 737. OCEAN AVENUE NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT.

## Table 737. OCEAN AVENUE NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT

#### **ZONING CONTROL TABLE**

	Ocean Avenue Transit
	Controls by Story

1	No.	Zoning Category	§ References	1st	2nd
3	* *	* * * *	* * * *	* * *	* *
5	СОММ	ERCIAL AND INSTITUTION	IAL STANDARDS AN	ID USES	
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8 9 10 11 12 13 14 15	<u>737.33A</u>	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.
16 17 18 19	* * *	* * * *	* * * *	* * *	* *
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SEC. 738. GLEN PARK NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT.

Table 738. GLEN PARK NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT ZONING
CONTROL TABLE

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<u>Micro</u>

<u>WTS</u>

Facility.

			Gle	n Park Tra	nsit		
			Con	trols by S	tory		
No.	Zoning Category	§ References	1st	2nd	3rd+		
* *	* * * *	* * * *	* * *	* * *	* * *		
COMME	COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES						
* * *	* * * *	* * * *	* * *	* * *	* * *		
738.33A	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.		
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SEC. 739. NORIEGA STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

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### Table 739. NORIEGA STREET NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

			Noriega Street		
			Con	trols by S	tory
No.	Zoning Category	§ References	1st	2nd	3rd+
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сомм	ERCIAL AND INSTITUTION	IAL STANDARDS AN	ID USES		
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			C if a	<u>C if a</u>	<u>C if a</u>
			<u>Macro</u>	<u>Macro</u>	<u>Macro</u>
	Wireless		<u>WTS</u>	<u>WTS</u>	<u>WTS</u>
739.33A		§ 102	Facility;	Facility;	<u>Facility;</u>
70011	Services Facility	3 102	P if a	<u>P if a</u>	P if a
	<u>Services 1 denny</u>		<u>Micro</u>	<u>Micro</u>	<u>Micro</u>
			<u>WTS</u>	<u>WTS</u>	<u>WTS</u>
			Facility.	<u>Facility.</u>	Facility.
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SEC. 740. IRVING STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

Table 740. IRVING STREET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

			11	rving Stre	et	
			Con	Controls by S		
No.	Zoning Category	§ References	1st	2nd	3rd+	
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COMME	RCIAL AND INSTITUTIO	NAL STANDARDS A	ND USES			
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*			*	*	*	
		§ 102	<u>C if a</u>	<u>C if a</u>	<u>C if a</u>	
			<u>Macro</u>	<u>Macro</u>	<u>Macro</u>	
	<u>Wireless</u>		<u>WTS</u>	<u>WTS</u>	<u>WTS</u>	
740.33 <u>A</u>	Telecommunications		Facility;	Facility;	Facility;	
740.33A		<u>§ 102</u>	$\underline{P if a}$	<u>P if a</u>	<u>P if a</u>	
	Services Facility		<u>Micro</u>	<u>Micro</u>	<u>Micro</u>	
			<u>WTS</u>	<u>WTS</u>	<u>WTS</u>	
			Facility.	Facility.	Facility.	
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SEC. 741. TARAVAL STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

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Table 741. TARAVAL S	STREET NEIGHBORHOOD	COMMERCIAL DI	STRICT
zo	ONING CONTROL TABLE		

			Taraval Street			
			Controls by Story			
No.	Zoning Category	§ References	1st	2nd	3rd+	
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* *	•		*	*	*	
COMME	RCIAL AND INSTITUTIO	NAL STANDARDS AN	ND USES		-	
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*			*	*	*	
-			<u>C if a</u>	<u>C if a</u>	C if a	
			<u>Macro</u>	<u>Macro</u>	<u>Macro</u>	
	Hr. 1		<u>WTS</u>	<u>WTS</u>	<u>WTS</u>	
741 224	<u>Wireless</u>	C 102	Facility;	<u>Facility;</u>	Facility;	
<u>741.33A</u>	Telecommunications	§ 102	P if a	<u>P if a</u>	<u>P if a</u>	
<u>Services Facility</u>	Services Facility		<u>Micro</u>	<u>Micro</u>	<u>Micro</u>	
			<u>WTS</u>	<u>WTS</u>	<u>WTS</u>	
			<u>Facility.</u>	<u>Facility.</u>	Facility.	

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SEC. 742. JUDAH STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

Table 742. JUDAH STREET NEIGHBORHOOD COMMERCIAL DISTRICT

Table 742. JUDAH STREET NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE

			J	Judah Street						
			Controls by Story							
No.	Zoning Category	§ References	1st	2nd	3rd+					
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* *			*	*	*					
COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES										
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*			*	*	*					
			<u>C if a</u>	<u>C if a</u>	<u>C if a</u>					
	<u>Wireless</u>		<u>Macro</u>	<u>Macro</u>	<u>Macro</u>					
742.33A	Telecommunications	§ 102	WTS	WTS	<u>WTS</u>					
7 12.5511	Services Facility	3 102	Facility;	<u>Facility;</u>	Facility;					
	<u>Services Faciniy</u>		<u> P if a</u>	P if a	$\underline{P \text{ if } a}$					
			<u>Micro</u>	<u>Micro</u>	<u>Micro</u>					

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SEC. 743. FOLSOM STREET NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT.

Table 743

FOLSOM STREET NEIGHBORHOOD COMMERCIAL TRANSIT DISTRICT

ZONING CONTROL TABLE

			F	Folsom Street						
Mile Lute			Controls by Story							
No.	Zoning Category	§ References	1st	2nd	<i>3rd</i> +					
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COMM	MERCIAL AND INSTITUTION	ONAL STANDARDS A	ND USES	•						
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*			*	*	*					
	<u>Wireless</u>		<u>C if a</u>	C if a	<u>C if a</u>					
743.33	<u>A</u> <u>Telecommunications</u>	<u>§ 102</u>	<u>Macro</u>	<u>Macro</u>	<u>Macro</u>					
	Services Facility		WTS	WTS	<u>WTS</u>					

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1				Facility;	<u>Fa</u>
2				<u>P if a</u>	<u>P</u>
3				<u>Micro</u>	Mi
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10	SEC. 74	4. REGIONAL COMMERC	CIAL DISTRICT.		
11	* * *	*			
12			Table 744		
13		REG	IONAL COMMERCIA	L DISTRIC	T
14			ZONING CONTROL	TABLE	
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19	No.	Zoning Category	§ References	1st	
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			Regional Commercial						
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No.	Zoning Category	§ References	1st	2nd	3rd+				
* *	* * * *	* * * *	* * *	* * *	* * *				
* *			*	*	*				
COMM	TERCIAL AND INSTITUTIO	NAL STANDARDS A	ND USES	•	•				
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Supervisor Avalos
BOARD OF SUPERVISORS

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<u>744.33A</u>	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	<u>P</u>	<u>P</u>	<u>P</u>
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SEC. 745. EXCELSIOR OUTER MISSION STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

Table 745.

### EXCELSIOR OUTER MISSION STREET NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

			Excels	Excelsior Outer Mission Street				
			Controls by Story					
No.	Zoning Category	§ References	1st	2nd	3rd+			
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#### **COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES**

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745.33A	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility; P if a  Micro  WTS  Facility.
* * *	* * * *	* * * *	* * *	* * *	* * *

SEC. 746. DIVISADERO STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

Table 746. DIVISADERO STREET NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

			Divi	isadero Si	treet
			Con	trols by S	Story
No.	Zoning Category	§ References	1st	2nd	3rd+
* *	* * * *	* * * *	* * *	* * *	* * *

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COMME	COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES				
* * *	* * * *	* * * *	* * *	* * *	* * *
<u>746.33A</u>	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.
* * *	* * * *	* * * *	* * *	* * *	* * *

SEC. 747. FILLMORE STREET NEIGHBORHOOD COMMERCIAL DISTRICT.

### Table 747. FILLMORE STREET NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

	Fillmore Street	
	Controls by Story	

No.	Zoning Category	§ References	1st	2nd	3rd+
* *	* * * *	* * *	* * *	* * *	* * *
СОММ	ERCIAL AND INSTITUTION	IAL STANDARDS AN	ID USES		
* * *	: * * * *	* * * *	* * *	* * *	* * *
747.33 <u>A</u>	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C if a  Macro  WTS  Facility: P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.	C if a  Macro  WTS  Facility;  P if a  Micro  WTS  Facility.
* * *	. * * * *	* * * *	* * *	* * *	* * *

#### SEC. 790. DEFINITIONS FOR NEIGHBORHOOD COMMERCIAL DISTRICTS.

#### SEC. 790.80. PUBLIC USE.

A publicly or privately owned use which provides public services to the community, whether conducted within a building or on an open lot, and which has operating requirements which necessitate location within the district, including civic structures (such as museums,

post offices, administrative offices of government agencies), public libraries, police stations, transportation facilities, utility installations, *including and* Internet Services Exchanges, *and wireless transmission facilities*. Such use shall not include service yards, machine shops, garages, incinerators and publicly operated parking in a garage or lot. "Publicly operated parking" is defined in Sections 790.8 and 790.10 of this Code. Public uses shall also include a community recycling collection center, as defined in Subsection (a) below.

Section 7. Article 8 of the Planning Code is hereby amended by revising Sections 801.2, 803.2, 810.1, 811.1, 812.1, 813, 814, 815, 816, 817, 818, 827, 829, 840, 841, 842, 843, 844, 845, 846, 847, and 890.80, to read as follows:

#### SEC. 801.2. REFERENCES TO ARTICLES 1 AND 2 (TEMPORARY).

Articles 1 and 2 of this Code are in the process of a significant reorganization. As a result, some references to Articles 1 and 2 have not yet been modified. The following references in this Section of the Code are amended as follows:

\* \* \* \*

227(h) shall refer to Section 102, *Commercial* Wireless Telecommunication *Services* Facility

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SEC. 803.2. USE PERMITTED IN CHINATOWN MIXED USE DISTRICTS.

23 | \* \* \* \*

#### TABLE 803.2 USE CATEGORIES PERMITTED IN THE CHINATOWN MIXED USE DISTRICTS

No.	Zoning Control Categories for Uses	Section Number of Use Definition
* * *	* * * *	* * * *
803.2.99	Wireless Telecommunications Services Facility	<u>§102</u>
* * *	* * *	* * * *

- (b) **Use Limitations**. Uses in Chinatown Mixed Use Districts are either permitted, conditional, accessory, temporary, or are not permitted.
- (1) **Permitted Uses**. All permitted uses in Chinatown Mixed Use Districts shall be conducted within an enclosed building, unless otherwise specifically allowed in this Code. Exceptions from this requirement are: accessory off-street parking and loading; uses which, when located outside of a building, qualify as an outdoor activity area, as defined in Section 890.71 of this Code; as Neighborhood Agriculture, as defined in Section 102.35 of this Code; Wireless Telecommunications Services Facility, as defined in Section 102 of this Code; and uses which by their nature are to be conducted in an open lot or outside a building, as described in Sections 890 through 890.140 of this Code. If there are two or more uses in a structure and none is classified under Section 803.2(b)(1)(C) of this Code as accessory, then each of these uses will be considered separately as an independent permitted, conditional, temporary or not permitted use.

SEC. 810.4. CHINATOWN COMMUNITY BUSINESS DISTRICT.

\* \* \*

#### Table 810

#### **CHINATOWN COMMUNITY BUSINESS DISTRICT**

#### **ZONING CONTROL TABLE**

			Bus	own Com	trict
No.	Zoning Category	§ References	1st	trols by S 2nd	3rd+
* *	* * * *	* * * *	* * *	* * *	* * *
* *	R USES		*	*	*
OTITE	Wireless				
§ 810.9	79 Telecommunications Services Facility	<u>§ 102</u>	<u>P</u>	<u>P</u>	<u>P</u>

\* \* \*

SEC. 811. :- CHINATOWN VISITOR RETAIL DISTRICT.

Table 811

#### **CHINATOWN VISITOR RETAIL DISTRICT**

#### **ZONING CONTROL TABLE**

	Chinatown Visitor Retail
	District

			Con	trols by S	Story
No.	Zoning Category	§ References	1st	2nd	3rd+
* *	* * * *	* * * *	* * *	* * *	* * *
* *			*	*	*
<u>OTHE</u>	R USES				
	<u>Wireless</u>				
<u>.99</u>	<u>Telecommunications</u>	§ 102	<u>P</u>	<u>P</u>	<u>P</u>
	Services Facility				

SEC. 812. $\pm$  CHINATOWN RESIDENTIAL NEIGHBORHOOD COMMERCIAL DISTRICT.

# Table 812 CHINATOWN RESIDENTIAL NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE

			Neighbo	town Resi rhood Co District atrols by S	mmercial
No.	Zoning Category	§ References	1st	2nd	3rd+
* *	* * * *	* * * *	* * *	* * *	* * *

OTHER	OTHER USES				
<u>.99</u>	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	<u>P</u>	<u>P</u>	<u>P</u>

SEC. 813. RED - RESIDENTIAL ENCLAVE DISTRICT.

## Table 813 RED – RESIDENTIAL ENCLAVE DISTRICT

**ZONING CONTROL TABLE** 

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* *			
<u>813.99</u>	<u>Wireless</u>	<u>§ 102</u>	NP; P if the facility is a Micro
	<u>Telecommunications</u>		<u>WTS Facility.</u>
	Services Facility		

SEC. 814. SPD - SOUTH PARK DISTRICT.

Table 814

SPD - SOUTH PARK DISTRICT ZONING CONTROL TABLE

			South Park District
No.	Zoning Category	§ References	Controls
* *	* * * *	* * * *	* * * *
* *			
Other l	Jses		
* *	* * * *	* * * *	* * * *
* *			
814.73	Commercial Wireless  Transmitting, Receiving or	<del>§ 227(h)</del>	$\epsilon$
	Relay Facility		
* *	* * * *	* * * *	* * * *
* *			
<u>814.99</u>	<u>Wireless</u>	<u>§ 102</u>	C; P if the facility is a Micro

<u>Telecommunications</u>	WTS Facility.
<u>Services Facility</u>	

SEC. 815. RSD - RESIDENTIAL/SERVICE MIXED USE DISTRICT.

Table 815

RSD – RESIDENTIAL/SERVICE MIXED USE DISTRICT

**ZONING CONTROL TABLE** 

Residential/Service

C; P if the facility is a Micro

### 

<u>§ 102</u>

Wireless

815.99

<u>Telecommunications</u>	WTS Facility.
<u>Services Facility</u>	

SEC. 816. SLR - SERVICE/LIGHT INDUSTRIAL/RESIDENTIAL MIXED USE DISTRICT.

Table 816

SLR – SERVICE/LIGHT INDUSTRIAL/RESIDENTIAL MIXED USED DISTRICT

ZONING CONTROL TABLE

			Service/Light Industrial/Residential Mixed Use District
No.	Zoning Category	§ References	Controls
* *	* * * *	* * * *	* * * *
Other l	Jses		
* *	* * * *	* * * *	* * * *
<del>816.73</del>	Commercial Wireless  Transmitting, Receiving or  Relay Facility	<del>§ 227(h)</del>	$\epsilon$
* *	* * * *	* * * *	* * * *

<u>816.99</u>	<u>Wireless</u>	§ 102	C; P if the facility is a Micro
	<u>Telecommunications</u>		<u>WTS Facility.</u>
	Services Facility		

SEC. 817. SLI - SERVICE/LIGHT INDUSTRIAL DISTRICT.

\* \* \* \*

## Table 817 SLI – SERVICE/LIGHT INDUSTRIAL DISTRICT

#### **ZONING CONTROL TABLE**

	·		Service/Light Industrial District
No.	Zoning Category	§ References	Controls
* *	* * * *	* * * *	* * * *
Other	Uses		
* *	* * * *	* * * *	* * * *
<del>817.73</del> -	Commercial Wireless  Transmitting, Receiving or  Relay Facility	<del>§ 227(h)</del>	$\epsilon$
* *	* * * *	* * * *	* * * *

<u>817.99</u>	<u>Wireless</u>	<u>§ 102</u>	C; P if the facility is a Micro
	<u>Telecommunications</u>		WTS Facility.
	Services Facility		

**ZONING CONTROL TABLE** 

SEC. 818. SSO - SERVICE/SECONDARY OFFICE DISTRICT.

Table 818 SSO – SERVICE/SECONDARY OFFICE DISTRICT

		·		Service/Secondary Office District
No	o	Zoning Category	§ References	Controls
* *	* *	* * * *	* * * *	* * * *
Other	Use	s		
* *	* *	* * * *	* * * *	* * * *
818.73		Commercial Wireless  Transmitting, Receiving  or Relay Facility	<del>§ 227(h)</del>	$\epsilon$
* *	* *	* * * *	* * * *	* * * *
<u>818.99</u>		Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C; P if the facility is a Micro WTS  Facility.

SEC. 827. RINCON HILL DOWNTOWN RESIDENTIAL MIXED USE DISTRICT (RH-DTR).

Table 827

### RINCON HILL DOWNTOWN RESIDENTIAL MIXED USE DISTRICT **ZONING CONTROL TABLE**

No.	Zoning Category	§ References	Rincon Hill Downtown Residential Mixed Use District Controls
<u>Other U</u>	Wireless  Telecommunications Services Facility	<u>§102</u>	C; P if the facility is a Micro WTS Facility.

SEC. 829. SOUTH BEACH DOWNTOWN RESIDENTIAL MIXED USE DISTRICT (SB-DTR).

Table 829

SOUTH BEACH DOWNTOWN RESIDENTIAL MIXED USE DISTRICT

			South Beach Downtown Residential Mixed Use District	
No.	Zoning Category	§ References	Controls	
* *	* * * *	* * * *	* * * *	
Other Uses				
<u>.99</u>	Wireless  Telecommunications  Services Facility	<u>§102</u>	C; P if the facility is a Micro WTS Facility.	

SEC. 840. MUG - MIXED USE-GENERAL DISTRICT.

Table 840

#### MUG - MIXED USE-GENERAL DISTRICT

#### **ZONING CONTROL TABLE**

			Mixed Use – General District
No.	Zoning Category	§ References	Controls
* * *	*		
Other Us	ses		

1	* *	* * * *	* * * *	* * * *
2	* *			
3		Public Use, except		
4		Public Transportation		
5		Facility <u>, <i>and</i></u> Internet		
6	840.92	Service Exchange. <i>. and</i>	§§ 209.6(c), <del>227(h),</del>	P
7		Commercial Wireless	890.80	
8	and the contract of the contra	Transmitting, Receiving or		
9		Relay Facility		
10		Commercial Wireless		
11 12	840.93	Transmitting, Receiving or	\\ \frac{\strace{3.227(h)}}{\strace{1.56}{3.000000000000000000000000000000000000	$\epsilon$
13	The state of the s	Relay Facility		
14	* *			
15	* *	* * * *	* * * *	* * * *
16		****		
17	0.40.00	<u>Wireless</u>	C 102	C; P if the facility is a Micro
18	840.99	Telecommunications  Saminas English	§ 102	WTS Facility.
19		Services Facility		
	050 04	4 MUD MINED HOE DEC	IDENTIAL DISTRICT	

SEC. 841. MUR - MIXED USE-RESIDENTIAL DISTRICT.

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#### Table 841

### MUR – MIXED USE-RESIDENTIAL DISTRICT ZONING CONTROL TABLE

Supervisor Avalos
BOARD OF SUPERVISORS

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			Mixed Use – Residential District
No.	Zoning Category	§ References	Controls
* *	* * * *	* * * *	* * * *
* *			
Other U	ses		
* *	* * * *	* * * *	* * * *
* *			
841.92	Public Use, except Public Transportation Facility, and Internet Service Exchange, and Commercial Wireless Transmitting, Receiving or Relay Facility	§§ 890.80, 209.6(c) <del>, 227(h)</del>	P
841.93	Commercial Wireless  Transmitting, Receiving or  Relay Facility	<del>§ 227(h)</del>	C
* *	* * * *	* * * *	* * * *
<u>841.99</u>	Wireless  Telecommunications	<u>§ 102</u>	C; P if the facility is a Micro WTS Facility.

Services Facility

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SEC. 842. MUO - MIXED USE-OFFICE DISTRICT.

\* \* \* \*

# Table 842 MUO – MIXED USE-OFFICE DISTRICT ZONING CONTROL TABLE

		VING CONTROL TAE	Mixed Use – Office District
No.	Zoning Category	§ References	Controls
* *	* * * *	* * * *	* * * *
* *			
Other l	Jses		
* *	* * * *	* * * *	* * * *
* *			
842.9 2	Public Use, except Public Transportation Facility,  and Internet Service Exchange, and Commercial Wireless Transmitting, Receiving or Relay Facility	§§ 890.80, 209.6(c) <del>, 227(h)</del>	P
842.93	Commercial Wireless  Transmitting, Receiving or	<del>§ 227(h)</del>	C

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	Relay Facility		
* *	* * * *	* * * *	* * *
* *			
842.99	<u>Wireless</u>	§ 102	C; P if the facility is a Micro
	<u>Telecommunications</u>		WTS Facility.
	Services Facility		

#### SEC. 843. UMU - URBAN MIXED USE DISTRICT.

# Table 843 UMU – URBAN MIXED USE DISTRICT ZONING CONTROL TABLE

	·			
			Urban Mixed Use District	
No.	Zoning Category	§ References	Controls	
* *	* * * *	* * * *	* * * *	
* *				
Other	Uses			
* *	* * * *	* * * *	* * * *	
* *				
	Public Use, except Public			
843.9	Transportation Facility <del>,</del>	§§ 890.80,	P	
2	and Internet Service	209.6(c) <del>, 227(h)</del>	Г	
	Exchange <u>., and</u>			

	Commercial Wireless  Transmitting, Receiving or  Relay Facility		
843.93	Commercial Wireless  Transmitting, Receiving or  Relay Facility	<del>§ 227(h)</del>	C
* *	* * *	* * * *	* * * *
843.99	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C; P if the facility is a Micro WTS Facility.

SEC. 844. WMUG – WSOMA MIXED USE-GENERAL DISTRICT.

Table 844

WMUG – WSOMA MIXED USE-GENERAL DISTRICT

ZONING CONTROL TABLE

			WSoMa Mixed Use-General  District
No.	Zoning Category	§ References	Controls
* *	* * * *	* * * *	* * * *
* * Other	Uses		

1	1			
1	* *	* * * *	* * * *	* * * *
2	* *			
3		Public Use, except Public		
4		Transportation Facility,		
5		and Internet Service		
6	844.9	│ │Exchange <i><u>,</u>⊸and</i>	§§ 209.6(c), <del>227(h),</del>	P
7	2	Commercial Wireless	890.80	
8		   <del>Transmitting, Receiving or</del>		
9		Relay Facility		
10		Commercial Wireless		
11	844.93	,	C 227.4 \	
12	AMAGO	Transmitting, Receiving or	<del>§ 227(h)</del> 	$\left  rac{C}{C}  ight $
13		Relay Facility		
14	* *	* * * *	* * * *	* * * *
15	* *	- Augustian - Augu	4444	
16	844.99	<u>Wireless</u>	<u>§ 102</u>	C; P if the facility is a Micro
17		<u>Telecommunications</u>		WTS Facility.
18		Services Facility		
19	* * *	*		

SEC. 845. WMUO – WSOMA MIXED USE-OFFICE DISTRICT.

Table 845
WMUO – WSOMA MIXED USE-OFFICE DISTRICT

ZONING CONTROL TABLE

Supervisor Avalos
BOARD OF SUPERVISORS

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No.	Zoning Category	§ References	WSoMa Mixed Use-Office District Controls
* *	* * * *	* * * *	* * * *
Other l	Jses		
* *	* * * *	* * * *	* * * *
845.9	Public Use, except Public Transportation Facility, and Internet Service Exchange, and Commercial Wireless Transmitting, Receiving or Relay Facility	§§ 209.6(c), <del>227(h),</del> 890.80	P
<del>845.93</del>	Commercial Wireless  Transmitting, Receiving or  Relay Facility	<del>§ 227(h)</del>	$\epsilon$
* *	* * * *	* * * *	* * * *
<u>845.99</u>	Wireless  Telecommunications  Services Facility	§ 102	C; P if the facility is a Micro  WTS Facility.

SEC. 846. SALI – SERVICE/ARTS/LIGHT INDUSTRIAL DISTRICT.

## Table 846 SALI – SERVICE/ARTS/LIGHT INDUSTRIAL DISTRICT

#### **ZONING CONTROL TABLE**

ZONING CONTROL TABLE									
			SALI District						
No.	Zoning Category	§ References	Controls						
* *	* * * *	* * * *	* * * *						
Other l	Jses								
* *	* * * *	* * * *	* * * *						
846.9 2	Public Use, except Public Transportation Facility, and Internet Service Exchange, and Commercial Wireless Transmitting, Receiving or Relay Facility	§§ 209.6(c), <del>227(h),</del> 890.80	P						
<del>846.93</del>	Commercial Wireless  Transmitting, Receiving or  Relay Facility	<del>§ 227(h)</del>	$\epsilon$						

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* *			
<u>846.99</u>	<u>Wireless</u>	§ 102	C; P if the facility is a Micro
	<u>Telecommunications</u>		WTS Facility.
	Services Facility		

SEC. 847. RED-MX - RESIDENTIAL ENCLAVE-MIXED DISTRICT.

Table 847

RED-MX – RESIDENTIAL ENCLAVE-MIXED DISTRICT

			Residential Enclave-Mixed								
No.	Zoning Category	§ References	Controls								
* *	* * * *	* * * *	* * * *								
Other	Other Uses										
* *	* * * *	* * * *	* * * *								
<u>847.99</u>	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	C; P if the facility is a Micro WTS Facility.								

**ZONING CONTROL TABLE** 

SEC. 890. DEFINITIONS FOR MIXED USE DISTRICTS.

#### SEC. 890.80. PUBLIC USE.

A publicly or privately owned use which provides public services to the community, whether conducted within a building or on an open lot, and which has operating requirements which necessitate location within the district, including civic structures such as museums, post offices, administrative offices of government agencies, public libraries, police stations, transportation facilities, utility installations, *including and* Internet Services Exchanges. — and wireless transmission facilities. Such use shall not include service yards, machine shops, garages, incinerators and publicly operated parking in a garage or lot. Public uses shall also include a community recycling collection center, as defined in Subsection (a) below.

Section 8. Article 9 of the Planning Code is hereby amended by revising Tables 912, 913 and 914 and Section 943 to read as follows:

# TABLES 912, 913, 914 MISSION BAY OFFICE, COMMERCIAL-INDUSTRIAL AND HOTEL DISTRICTS (MB-O, MB-Cl and MB-H) CONTROL TABLES

N	o.		Zon	ing (	Categ	jory			§ F	Refe	erei	nce	S		§ 91 ИВ-			§ 91 //B-		§ 914 MB-H			
BU	ILDIN	IG S	TAN	IDAF	RDS	<u>-</u> -				······							C	ont	rols				
*	*	*	* *	*			,	k	*	*	*			*	*	*	*	*	*	*	*	*	
*	*													*			*			*			

.6	<u>66</u>	Wireless  Telecommunications  Services Facility	<u>§ 102</u>	<u>P</u>	<u>P</u>	<u>P</u>
*	* *	*				

#### SEC. 943. ROOFTOP FEATURES.

In all Mission Bay Use Districts, mechanical equipment and appurtenances necessary to the operation or maintenance of the building or structure itself (including chimneys, ventilators, plumbing vent stacks, cooling towers, water tanks, panels or devices for the collection of solar or wind energy and window washing equipment), elevator, stair and mechanical penthouses, and skylights, *Wireless Telecommunications Services Facilities*, and antennae for transmission, reception, or relay of radio, television, or other electronic signals when a permitted use in the district shall be enclosed and screened: (i) in such a manner that the enclosure is designed as a logical extension of the building form and an integral part of the overall building design; and its cladding and detailing is comparable to that of the rest of the building; or (ii) by a rooftop form which is appropriate to the nature and proportions of the building, and is designed to obscure the rooftop equipment and appurtenances and to provide a more balanced and graceful silhouette for the top of the building. Minor features, not exceeding one foot in height, shall be exempted from this regulation.

Section 9. Article 10 of the Planning Code is hereby amended by revising Section 1006.2 to read as follows:

SEC. 1006.2. REVIEW BY PLANNING DEPARTMENT.

The Department shall review an application for a Certificate of Appropriateness and determine within 30 days of submittal whether the application is complete or whether additional information is required.

- (a) Minor Alterations. The HPC may define certain categories of work as Minor Alterations and delegate *approval review* of an Administrative Certificate of Appropriateness for such Minor Alterations to Department staff. If the HPC delegates such *approvals review* to Department staff, Minor Alterations shall include the following categories of work:
- (1) Work the sole purpose and effect of which is to comply with the Unreinforced Masonry Building (UMB) Seismic Retrofit Ordinance and where the proposed work complies with the UMB Retrofit Architectural Design Guidelines adopted by the HPC; or
  - (2) Any other work so delegated to the Department by the HPC.
- (b) Administrative Certificates of Appropriateness. Upon receipt of a building permit application, the Department will review and render a decision on an Administrative Certificate of Appropriateness for Minor Alteration work may be approved by the Department without a hearing before the HPC. The Department shall mail the Department's written decision on an Administrative Certificate of Appropriateness to the applicant and to any individuals or organizations who so request. Any Departmental decision on an Administrative Certificate of Appropriateness may be appealed to the HPC within 15 days of the date of the written decision. The HPC may also request review of any Departmental decision on an Administrative Certificate of Appropriateness by its own motion within 20 days of the written decision.
- (c) Applications for a Certificate of Appropriateness that are not Minor Alterations delegated to Department staff shall be scheduled for hearing by the HPC pursuant to Sections 1006.3 and 1006.4 below.

Section 10. Article 11 of the Planning Code is hereby amended by revising Section 1111.1 to read as follows:

#### SEC. 1111.1. DETERMINATION OF MINOR AND MAJOR ALTERATIONS.

- (a) The HPC shall determine if a proposed alteration is a Major Alteration or a Minor Alteration and may delegate <u>review approval</u> of <u>proposed</u> Minor Alterations to Department staff, whose decisions may be appealed to the HPC pursuant to subsection1111.1(b). All work not determined to be a Minor Alteration shall be a Major Alteration and subject to HPC review approval. If so delegated to Department staff, the categories of Minor Alteration shall include but are not limited to the following:
- (1) Alterations whose sole purpose and effect is to comply with the UMB Seismic Retrofit Ordinances and that comply with the UMB Retrofit Architectural Design Guidelines, which guidelines shall be adopted by the HPC; *or* and
  - (2) Any other work so delegated to the Department by the HPC.
- (b) Upon receipt of a building permit application and delegation of its review to Department staff, the Department will review and render a decision on a Permit for Minor Alterations delegated to Department staff shall be approved, approved with modifications, or disapproved as a Permit for Minor Alteration by the Department without a hearing before the HPC. The Department shall mail its written decision approving a Permit for Minor Alteration to the applicant and any individuals or organizations who have so requested in writing to the Department. The Department's decision may be appealed to the HPC within 15 days of the date of the written decision. The HPC may also review the decisions of the Department by its own motion if such motion is made within 20 days of the date of the written decision.

(c) All applications for a Permit to Alter that are not Minor Alterations delegated to Department staff shall be scheduled for a hearing *approved*, *approved with modifications*, *or disapproved* by the HPC pursuant to the procedures in Section 1111.4 and 1111.5 below.

Section 11. Effective Date. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance.

Section 12. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal Code that are explicitly shown in this ordinance as additions, deletions, Board amendment additions, and Board amendment deletions in accordance with the "Note" that appears under the official title of the ordinance.

APPROVED AS TO FORM:

DENNIS J. HERRERA, City Attorney

By:

VICTORIA WONG Deputy City Attorney

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