

File No. 181101

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

Board Item No. 43

# COMMITTEE/BOARD OF SUPERVISORS

## AGENDA PACKET CONTENTS LIST

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

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

Board of Supervisors Meeting

Date: December 11, 2018

### Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract/Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

### OTHER

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Prepared by: Lisa Lew

Date: December 6, 2018

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

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

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

4 **Motion denying the appeal seeking a waiver, adjustment or reduction of the Residential**  
5 **Child Care Fee under Planning Code, Section 414A, for the Student Residence Hall**  
6 **Project at the University of San Francisco - Lone Mountain Campus located at 2500**  
7 **Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008.**

8  
9 WHEREAS, In 2016, Appellant University of San Francisco ("Appellant" or "USF")  
10 submitted a permit application for the Student Residence Hall Project, consisting of two  
11 buildings with combined 155 units for student residents hall an office space, at the USF - Lone  
12 Mountain Campus; and

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

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

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

23 **MOVED**, That the Board concludes that the Appellant has not met the burden of  
24 presenting substantial evidence to support the appeal, including comparable technical  
25

1 information to support the Appellant's position that there is no reasonable relationship or  
2 nexus between the impact of development and the amount of the fee charged; and, be it

3 FURTHER MOVED, That the Board denies the Appellant's request to waive, adjust or  
4 reduce the fee, and hereby approves the imposition of the fee pursuant to the Planning Code.

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Print Form

# Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp  
or meeting date

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

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

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

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

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

Sponsor(s):

Clerk of the Board

Subject:

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

The text is listed:

Motion denying the appeal seeking a waiver, adjustment or reduction of the Residential Child Care Fee under Planning Code, Section 414A, for the Student Residence Hall Project at the University of San Francisco - Lone Mountain Campus located at 2500 Turk Street, Assessor's Parcel Block No. 1107, Lot No. 008.

Signature of Sponsoring Supervisor:

*[Handwritten Signature]*

For Clerk's Use Only