

[Ordinance to Designate 2362 Market Street, the Jose Theater / Names Project building, as a Landmark Under Planning Code Article 10.]

**Ordinance Designating 2362 Market Street, The Jose Theater / Names Project Building,
As Landmark No. 241 Pursuant To Article 10, Sections 1004 And 1004.4 Of The
Planning Code.**

Note: Additions are single-underline italics Times New Roman;
deletions are ~~strikethrough italics Times New Roman~~.
Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

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

Section 1. Findings

The Board of Supervisors hereby finds that 2362 Market Street, the Jose Theater / Names Project Building, Lot 11 in Assessor's Block 3562, has a special character and special historical, architectural and aesthetic interest and value, and that its designation as a Landmark will further the purposes of, and conform to the standards set forth in Article 10 of the City Planning Code.

(a) Designation: Pursuant to Section 1004 of the City Planning Code, Chapter II, Part II of the San Francisco Municipal Code, 2362 Market Street, the Jose Theater / Names Project Building, is hereby designated as Landmark No. 241. This designation has been fully approved by Resolution No. 566 of the Landmarks Preservation Advisory Board and Resolution No. 16710 of the Planning Commission, which Resolutions are on file with the Clerk of the Board of Supervisors under File No. _____ and which Resolutions are incorporated herein and made part hereof as though fully set forth.

(b) Priority Policy Findings

1 (1) Pursuant to Planning Code Section 302, this Board of Supervisors finds that this
2 ordinance will serve the public necessity, convenience and welfare for the reasons set forth in
3 Planning Commission Resolution No. 16710 recommending approval of this Planning Code
4 Amendment, and incorporates such reasons by this reference thereto. A copy of said
5 resolution is on file with the Clerk of the Board of Supervisors in File No. _____.

6 (2) Pursuant to Planning Code Section 101.1, this Board of Supervisors finds that this
7 ordinance is in consistent with the Priority Policies of Section 101.1(b) of the Planning Code
8 and, when effective, with the General Plan as proposed to be amended and hereby adopts
9 the findings of the Planning Commission, as set forth in Planning Commission Resolution No.
10 16710, and incorporates said findings by this reference thereto.

11 (c) Required Data:

12 (1) The description, location and boundary of the Landmark site encompass the
13 footprint of 2362 Market Street, the Jose Theater / Names Project Building, located on the
14 northwest side of Market Street, between 16th and Castro Streets.

15 (2) The characteristics of the Landmark which justify its designation are described and
16 shown in the Landmark Designation Report adopted by the Landmarks Preservation Advisory
17 Board on November 5, 2003 and other supporting materials contained in Planning
18 Department Docket No. 2003.1094L. In brief, the National Register characteristics of the
19 landmark which justify its designation are as follows:

20 Its association with events that have made a significant contribution to the broad
21 patterns of our history (National Register Criterion A) specifically the Jose Theater / Names
22 Project Building's association with the origin of the Names Project and AIDS Quilt, an
23 internationally significant project created as a political organizing tool and an expression of
24 worldwide grief over the AIDS epidemic.

1 (3) The particular exterior features that should be preserved, or replaced in-kind as
2 determined necessary, are those generally shown in the photographs and described in the
3 Landmark Designation Report, both which can be found in the case docket 2003.1094L,
4 which is incorporated in this designation ordinance as though fully set forth. In brief, the
5 description of the particular features that should be preserved are as follows:

6 The exterior architectural features, primarily the scale (one-story plus mezzanine) and
7 massing (rectangular in plan and built almost to the lot lines) of the building; the Mission
8 Revival style parapet and red tiled visor still remaining on the building.

9 (4) A commemorative plaque shall be placed in a prominent location on the exterior of
10 the Landmark, identifying the property as a Landmark and describing the history of the
11 property. This plaque shall be recommended as to design and content by the Landmarks
12 Preservation Advisory Board. The owner has agreed to record a deed restriction in the
13 Official Records of the City and County of San Francisco, which restriction shall prohibit the
14 removal of the plaque from the exterior of the Landmark.
15

16 Section 2. The property shall be subject to further controls and procedures, pursuant
17 to this Board of Supervisor's Ordinance and Planning Code Article 10.
18

19 APPROVED AS TO FORM:
20 DENNIS J. HERRERA, City Attorney

RECOMMENDED:
PLANNING COMMISSION

21 By: _____
22 Sarah Ellen Owsowitz
23 Deputy City Attorney

By: _____
Lawrence B. Badiner
Director of Planning