1	[Zoning – Requiring a Conditional Use Permit for Formula Retail Uses in the Residential-
2	Commercial Combined Medium Density (RC-3) and Residential-Commercial Combined High Density (RC-4) Districts.]
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4	Ordinance amending the Planning Code by amending Section 209.9, to require a
5	conditional use permit for formula retail uses in the Residential-Commercial Combined
6	Medium Density (RC-3) and Residential-Commercial Combined High Density (RC-4)
7	Districts; and adopting findings, including environmental findings and findings of
8	consistency with the priority policies of Planning Code Section 101.1 and the General
9	Plan.
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11	Note: Additions are <u>single-underline italics Times New Roman</u> ;
12	deletions are <i>strikethrough italies Times New Roman</i> . Board amendment additions are <u>double underlined</u> .
13	Board amendment deletions are strikethrough normal.
14	Be it ordained by the People of the City and County of San Francisco:
15	Section 1. Findings. The Board of Supervisors of the City and County of San
16	Francisco hereby find and determine that:
17	(a) Pursuant to Planning Code Section 302, the Board of Supervisors finds that this
18	ordinance will serve the public necessity, convenience and welfare, for the reasons set forth in
19	Planning Commission Resolution No, and incorporates such reasons by this
20	reference thereto. A copy of said resolution is on file with the Clerk of the Board of
21	Supervisors in File No
22	(b) Pursuant to Planning Code Section 101.1, the Board of Supervisors finds that the
23	ordinance is consistent with the Priority Policies of Section 101.1(b) of the Planning Code and
24	with the General Plan and hereby incorporates a report containing those findings as if fully set
25	

1	forth herein. A copy of said report is on file with the Clerk of the Board of Supervisors in File
2	No
3	(c) The Planning Department concluded environmental review of this ordinance
4	pursuant to the California Environmental Quality Act, Public Resources Code Section 2100 et
5	seq. Documentation of that review is on file with the Clerk of the Board of Supervisors in File
6	No
7	Section 2. The San Francisco Planning Code is hereby amended by amending Section
8	209.9, to read as follows:

9 SEC. 209.9. OTHER USES.

RH	IR	RH	R	R	R	R	R	R	R	R	R	R	R	
-1	H-	-1	H-	H-	М	M	М	M	Т	C-	C-	C-	C-	
(D)	1	(S)	2	3	-1	-2	-3	-4	0	1	2	3	4	
														SEC. 209.9. OTHER USES.
D	Р	Р	P	P	D	D	Р	P	P	Р	P	P	Р	(a) Sale or lease sign, as defined and regulated
		F	Г	Г	Г	Г		Г	Г	Г	Γ	Γ	17	by Article 6 of this Code.
														(b) Planned Unit Development, as defined and
С	С	С	С	С	С	С	С	С	С	С	С	С	С	regulated by Section 304 and other applicable
														provisions of this Code.
٥L		.	\ T 1	~		00	_ ·	.	ID.	~ !				(c) Temporary uses, as specified in and
		SEC	,	Or	15	20)5	ΙH	IK(JU	ıĠ	H		regulated by Sections 205 through 205.2 of this
20	5.2													Code.
										_				(d) Any use as specified in, and regulated by,
										Р	Р	Р	Р	Sections 209.3(d), (f), (g), (h), (j); 209.4(a), (b);

1												or 209.5(c) of this Code, when located in or
2												below the ground story of a building and not
3												above the ground story.
4												(e) Any use listed as a principal or conditional
5				_	•					•		use permitted in an RC-1 District, when located
6	C	С	C	С	C	C	C	C	C	C		in a structure on a landmark site designated
7												pursuant to Article 10 of this Code, provided that:
8												(1) No application for a conditional use under this
9												provision shall be accepted for filing until a
10												period of 180 days shall have elapsed after the
11												date of designation of the landmark; and
12												(2) No conditional use shall be authorized under
13												this provision unless such authorization conforms
14												to the applicable provisions of Section 303 of this
15												Code and, in addition, unless the specific use so
16												authorized is essential to the feasibility of
17												retaining and preserving the landmark.
18												(f) Subject to Section 233(a), live/work units in
19												existing structures, including additions and
20												expansions thereof, provided that one or more
21	С	С	С	С	С	С	С	С	С	С		arts activities as defined in Section 102.2 of this
22												Code are the primary nonresidential use within
23												the live/work unit, that other nonresidential
24												activities are limited to those otherwise permitted

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1															in the district or otherwise conditional in the
2															district and specifically approved as a conditional
3															use, and further subject to Section 303(c)(6)(B)
4															where that Section applies.
5															(g) Subject to Section 233(a), live/work units,
6															provided that one or more arts activities as
7															defined in Section 102.2 of this Code are the
8															primary non-residential use within the live/work
9											Р	Р	Р	Р	unit, and that other nonresidential activities are
10															limited to activities otherwise permitted in the
11															district or otherwise conditional in the district and
12															specifically approved as a conditional use.
13															(h) Subject to Section 233(a), live/work units,
14	С	С	С	С	С	С	С	С	С	С	Р	Р	Р	Р	whether or not included above, which satisfy the
15															conditions of Section 233(b) of this Code.
16															(i) Arts activities except those uses subject to
17											Р	Р	Р	Р	Sections 209.3(d) or (h).
18															(j) Mortuary and columbarium uses located on a
19															landmark site, and where the site is within a
20															Height and Bulk District of 40 feet or less, and
21	С	С	С	С	С	С	С	С	С	С	С	С	С		where a columbarium use has lawfully and
22															continuously operated since the time of
23															designation. "Columbarium use" shall be defined
24															as a use which provides for the storage of
				1											as a dos willon provides for the storage of

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1														cremated remains in niches.	
2												_	_	(k) Formula Retail Uses. Formula Retail Uses, as	
3												<u>C</u>	<u>C</u>	defined in Section 703.3(b) of this Code.	
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