

From: [Chandni Mistry](#)
To: [Calvillo, Angela \(BOS\)](#)
Cc: [Sarah Hoffman](#); [Ryan Patterson](#); [BOS Legislation, \(BOS\)](#); [JENSEN, KRISTEN \(CAT\)](#)
Subject: Letter Re: 2417 Green Street - File No. 200137
Date: Tuesday, October 20, 2020 10:39:32 AM
Attachments: [2020.10.20 Objection Letter BOS - executed.pdf](#)

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Good morning,

Please find attached a letter from Ryan Patterson to President Yee regarding CEQA Appeal File No. 200137 for 2417 Green Street.

Thank you,

Chandni Mistry
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October 20, 2020

President Norman Yee
c/o Angela Calvillo, Clerk of the Board
San Francisco Board of Supervisors
San Francisco, CA 94103
Email: angela.calvillo@sfgov.org

Via First Class Mail and Email

Re: Continuance of Appeal of CEQA Final Mitigated Negative Declaration
2417 Green Street – File No. 200137

Dear President Yee:

Our office represents Christopher Durkin, the Project Sponsor in the above-captioned CEQA Appeal (the “CEQA Appeal”). The CEQA Appeal is currently scheduled for October 20, 2020, however City staff have indicated that this hearing may be continued to November 2020. In a discussion with Supervisor Stefani, our client did not object to a short continuance of the CEQA Appeal hearing in light of the demands on staff time due to the current COVID-19 situation, notwithstanding that this project dates back to early 2017.

As we have previously advised, the delays by the City in approving our client’s project are excessive and unlawful. Mr. Durkin’s willingness to entertain a short continuance of the October 20 hearing is not intended to, and does not, operate as a waiver of any of his pre-existing claims against the City, including but not limited to claims based on the City’s violation of CEQA, SB 330 (Gov. Code § 65905.5), State ADU law (Gov. Code § 65852.2), or the Housing Accountability Act (Gov. Code § 65589.5), or acquiescence to any such violations.

Our client understands that the unprecedented coronavirus crisis has severely impacted City agencies’ usual operations. However, the delays in this matter significantly predate the current state of emergency. Our client simply seeks a prompt hearing of the CEQA Appeal so that the Project can move forward to the next stage of the permitting process. Should the appeal not be heard in November, our client is prepared to resume his litigation against the City to compel Project approval.

Very truly yours,

ZACKS, FREEDMAN & PATTERSON, PC



Ryan J. Patterson

CC: Kristen Jensen
Kristen.Jensen@sfcityatty.org