

SAN FRANCISCO PLANNING DEPARTMENT

Staff-Initiated Discretionary Review Full Analysis

HEARING DATE JUNE 15, 2017

Date Prepared:	June 5, 2017
Case No.:	2014-000599DRM
Project Address:	1228 FUNSTON AVENUE
Permit Application:	2014.02.06.7948
Zoning:	RH-2 (Residential House, Two-Family)
	40-X Height and Bulk District
Block/Lot:	1738/039
Project Sponsor:	Eduardo Paniagua
	176 Randall Street
	San Francisco, CA 94131
Staff Contact:	Laura Ajello – (415) 575-9142
	laura.ajello@sfgov.org
Recommendation:	Take Discretionary Review and approve with modifications

1650 Mission St. Suite 400 San Francisco, CA 94103-2479

Reception: 415.558.6378

Fax:

415.558.6409

Planning Information: 415.558.6377

PROJECT DESCRIPTION

The project is a staff-initiated Discretionary Review (DR). The project sponsor is seeking legalization of unpermitted exterior alterations on a circa 1912 three-story single-family house in an RH-2 Zoning District.

The exterior alterations that were made without permit are as follows:

- 1. Demolition of a 20' wide by 25' deep one-story shed structure located in the rear yard.
- 2. Construction of a three-story horizontal addition at the rear of the single-family house.
- 3. Construction of a two-story deck and spiral stair located at the rear of the house.
- 4. Front façade alterations to windows, trim and the front entry.

The project, as currently proposed for legalization by the applicant would restore the front façade. The restoration work is supported by the Planning Department. However, the additions cannot be approved by the Department because they do not conform to the Residential Design Guidelines. Demolition of the shed structure can be supported because it appears to have been built without permit and would require a rear yard variance approval to construct today.

Planning staff provided the applicant with a list of modifications that would allow project approval by the Planning Department but which the applicant has declined to adopt. Thus, the Planning Department has initiated a Discretionary Review in order to have the Planning Commission take action on this matter.

PROJECT HISTORY

May 14, 2014 – First Notice of Planning Department Requirements letter was sent to the applicant by the Planning Department (see Exhibits).

June 11, 2014 – Residential Design Team (RDT) comments were sent to the applicant (see Exhibits, Second Notice of Planning Department Requirements letter). The RDT comments were as follows:

- The proposed ground floor should not extend any deeper than the existing ground floor.
- The depth of the proposed second and third floors should align with the depth of the adjacent neighbor's rear wall at the pop-out.

June 1, 2015 – Planning enforcement complaint opened by staff after it was discovered that construction of a rear addition and deck had already been completed without permit.

November 5, 2015 – The Central Permit Bureau (Department of Building Inspection) requested return of the building permit application form and plans because the permit had been withdrawn by the applicant.

June 17, 2016 – The building permit application was reinstated and returned to the Planning Department.

July 19, 2016 – Third Notice of Planning Department Requirements letter was sent to the applicant (see Exhibits). The 2014 RDT comments were provided once more.

February 9, 2017 – Fourth Notice of Planning Department Requirements letter was sent to the applicant (see Exhibits). The notice outlined requirements that needed to be fulfilled prior to submittal of the DR to be initiated by Department staff.

March 1, 2017 – The Discretionary Review application was submitted. The applicant agreed to restore the front facade as requested by the Department but has not agreed to reduce the size of the rear addition. No new work other than restoration of the front facade is proposed by the applicant.

SITE DESCRIPTION AND PRESENT USE

The project site is located on the east side of Funston Avenue between Lincoln Way and Irving Street in the Inner Sunset neighborhood. The subject parcel measures approximately 25 wide by 120 feet deep with an area of 3,000 square feet. The lot contains a three-story single-family building constructed in 1912. The Assessor Record lists the building area as 2,047 square feet with four bedrooms and three bathrooms. The Building Permit Supplement form lists the new area as 1,124 gross square feet.

SURROUNDING PROPERTIES AND NEIGHBORHOOD

The subject block of this Inner Sunset neighborhood is characterized by three-story, two-family homes and small apartment buildings. Golden Gate Park is located to the north, across Lincoln Way. The Inner Sunset Neighborhood Commercial District is located south of the project site. A large four-story apartment complex, zoned RM-4, is located directly across from the subject site.

HEARING NOTIFICATION

ТҮРЕ	REQUIRED PERIOD	REQUIRED NOTICE DATE	ACTUAL NOTICE DATE	ACTUAL PERIOD
Posted Notice	10 days	June 5, 2017	June 5, 2017	10 days
Mailed Notice	10 days	June 5, 2017	June 5, 2017	10 days

No Building Permit Application Section 311 notice was mailed since the project did not reach a state of compliance.

PUBLIC COMMENT

	SUPPORT	OPPOSED	NO POSITION
Adjacent neighbors			
Other neighbors on the block or			
directly across the street			
Neighborhood groups			

The Department has not directly received any letters or phone calls in support of or in opposition to the project. Since no building permit notification was mailed and given the 10-day notice for DR applications there was insufficient time for public comment prior to the creation of the Commission packets.

STAFF INITATED DISCRETIONARY REVIEW CONCERNS AND PROPOSED ALTERNATIVES

Issue #1: This project, which includes an oversized rear addition to a single-family house and façade changes, was built with complete disregard of City permit requirements, review procedures and processes designed to preserve neighborhood character and allow neighbors to be informed and participate in the review process. Enforcement-related cases such as this require an enormous amount of staff time.

Issue #2: The original footprint of the building can be seen in the attached aerial photographs and Sanborn map. The project as constructed does not appropriately respond to development on the adjacent lots and would block sunlight access to adjacent buildings including a cottage residence located at the rear of the adjacent lot to the north. The façade changes eliminated character-defining features, which closely resembled those front entry, window and trim details on the adjacent matching building to the south (see photographs in Exhibits).

The Department supports the restoration of the front façade as proposed and can support a reduction in mass at the rear of the house consistent with the depth of the adjacent like building to the south with five foot side setbacks above the ground floor, as described in the project analysis below.

PROJECT SPONSOR'S RESPONSE

The applicant simply states in the DR application that "everything in the project is within Code and within right. There are no changes needed."

The applicant's original DR proposal included an additional option for legalization of the changes made to the front façade. The building is potentially historic due to its age so proposed alterations to the front façade would first require completion of an Environmental Evaluation Application. The modifications that were made to the façade eliminated character-defining features and are not supported by staff. The photographs submitted by the applicant (see Exhibits) do not focus on the subject property but do clearly show two similar adjacent buildings to the south of the subject property. One building has a number of original features intact while the other has been completely stripped of all character-defining features. The plans include historic façade photographs from the Assessor's office on which the restoration is based.

The applicant's proposal to retain the large rear addition and deck, which are in close proximity to the small cottage residence on the adjacent lot to the north, does not address Residential Design Guidelines.

PROJECT ANALYSIS

There is no permit record of the large rear yard shed that was demolished and it is not shown on historic Sanborn maps. Photographs show a one story building with a corrugated metal roof. The Department can support the de facto demolition of the unwarranted oversized shed located in the required rear yard that was constructed without permits.

The applicant has agreed to restore the covered entry, windows, window trim and column capitals on the front façade and the Department has concluded that the proposed restoration is acceptable. However, the applicant's proposal to legalize the three-story rear addition that extends to the side property lines conflicts with the Residential Design Guidelines. A smaller addition with similar massing to the adjacent building to the south and side setbacks on upper floors can be supported by the Department. To date, no alternative plans that would reduce the size of the addition have been submitted for review.

The original proposal was reviewed by the Residential Design Team in 2014. After realizing that construction had been completed without permit approval, the as-built conditions were reviewed in 2016. The original RDT comments were reaffirmed and clarified.

ENVIRONMENTAL REVIEW

If the project is approved as proposed by Department staff it would be exempt from the California Environmental Quality Act ("CEQA") as a Class 1 categorical exemption. Deviation from staff recommendations for the restoration of the front façade would require completion of the Environmental Evaluation Application to determine the level of environmental review.

RESIDENTIAL DESIGN TEAM REVIEW

The applicant's first proposal was reviewed by the Residential Design Team (since renamed Residential Design Advisory Team) and later re-reviewed in light of the illegal construction. The Department supports the proposed front façade restoration and can support a three-story rear addition with a reduction in massing and no rear deck and stair. The 2016 RDAT comments were consistent with the original comments but further clarified:

- The ground floor should not extend any deeper than the <u>original</u> ground floor depth but can be extended laterally to each side property line;
- No deck or stairs higher than three feet above grade should be located beyond the rear addition; and
- The second and third stories should extend no deeper than the <u>original</u> second and third stories at the rear; side setbacks of at least five feet in width must be provided above the ground floor.

These modifications would render the project approvable. The applicant has not proposed any alternatives to the addition and deck other than legalization as-built. Given the choice of making the modifications requested by the Department or pursuing a staff-initiated DR, the applicant filed a DR application on March 22, 2017.

BASIS FOR RECOMMENDATION

The Department recommends the Planning Commission take Discretionary Review and approve the application with the modifications supported by Preservation staff and the Residential Design Advisory Team:

- Restoration of the building façade, as recommended by staff, will meet all applicable requirements of the Planning Code and conform to the Residential Design Guidelines.
- The project as-built and proposed for legalization by the applicant does create exceptional and extraordinary circumstances because it would legalize a large addition that is not sensitive to the surround buildings and would not have been approved by the Department.
- The project, if legalized without the staff-recommended modifications, will allow a rear addition
 with excessive volume in relation to the adjacent structures and will result in an inappropriate
 precedent or expectation for legalization of similar projects elsewhere in this neighborhood and
 citywide.

RECOMMENDATION: Take DR and approve with modifications.

Attachments: Design Review Checklist Block Book Map Sanborn Map Zoning Map Aerial Photographs Context Photos Notice of Planning Department Requirements #1 dated May 14, 2014 Notice of Planning Department Requirements #2 dated June 11, 2014 Notice of Planning Department Requirements #3 dated July 19, 2016 Notice of Planning Department Requirements #4 dated February 9, 2017 Project Sponsor Submittal, including:

- DR Application
- Photographs
- Reduced Plans

Design Review Checklist

NEIGHBORHOOD CHARACTER (PAGES 7-10)

QUESTION	
The visual character is: (check one)	
Defined	
Mixed	X

Comments: Subject property is bordered on the north by two small rear cottages with detached garages at the front and on the south with two twin homes, one with character-defining details intact, the other completely stripped. Opposite blockface is dominated by large apartment buildings that appear as one structure and a grocery store with a large surface parking lot.

SITE DESIGN (PAGES 11 - 21)

QUESTION	YES	NO	N/A
Topography (page 11)			
Does the building respect the topography of the site and the surrounding area?			x
Is the building placed on its site so it responds to its position on the block and to			x
the placement of surrounding buildings?			^
Front Setback (pages 12 - 15)			
Does the front setback provide a pedestrian scale and enhance the street?			X
In areas with varied front setbacks, is the building designed to act as transition			x
between adjacent buildings and to unify the overall streetscape?			Λ
Does the building provide landscaping in the front setback?	X		
Side Spacing (page 15)			
Does the building respect the existing pattern of side spacing?			X
Rear Yard (pages 16 - 17)			
Is the building articulated to minimize impacts on light to adjacent properties?		x	
Is the building articulated to minimize impacts on privacy to adjacent properties?		x	
Views (page 18)			
Does the project protect major public views from public spaces?		X	
Special Building Locations (pages 19 - 21)			
Is greater visual emphasis provided for corner buildings?			X
Is the building facade designed to enhance and complement adjacent public			v
spaces?			X
Is the building articulated to minimize impacts on light to adjacent cottages?		X	

Comments: Landscaping and permeable area in front setback increased. Rear addition built without permit or regard to 2014 RDT comments; the overall three-story volume is excessive in relation to the immediate neighborhood context at the mid-block open space; and the building does not address a rear cottage on the adjacent lot to the north. RDT 2014 comments: *The ground floor should not extend any deeper*

than the existing ground floor. The depth of the second and third floors should align with the depth of the adjacent neighbor's rear wall at the pop out. (RDGs pages 21, 25 - 27)

BUILDING SCALE AND FORM (PAGES 23 - 30)

QUESTION		NO	N/A
Building Scale (pages 23 - 27)			
Is the building's height and depth compatible with the existing building scale at	x		
the street?	^		
Is the building's height and depth compatible with the existing building scale at		x	
the mid-block open space?		Λ	
Building Form (pages 28 - 30)			
Is the building's form compatible with that of surrounding buildings?			
Is the building's facade width compatible with those found on surrounding		v	
buildings?		X	
Are the building's proportions compatible with those found on surrounding		v	
buildings?		X	
Is the building's roofline compatible with those found on surrounding buildings?	X		

Comments: Depth of building extends to 25% rear (based on adjacent rear cottage) and is constructed less than 5' from the cottage and greater than 5' beyond the adjacent former twin building.

ARCHITECTURAL FEATURES (PAGES 31 - 41)

QUESTION	YES	NO	N/A
Building Entrances (pages 31 - 33)			
Does the building entrance enhance the connection between the public realm of		x	
the street and sidewalk and the private realm of the building?		~	
Does the location of the building entrance respect the existing pattern of	x		
building entrances?	λ		
Is the building's front porch compatible with existing porches of surrounding		v	
buildings?		X	
Are utility panels located so they are not visible on the front building wall or on			v
the sidewalk?			x
Bay Windows (page 34)			
Are the length, height and type of bay windows compatible with those found on	N		Y
surrounding buildings?	X		X
Garages (pages 34 - 37)			
Is the garage structure detailed to create a visually interesting street frontage?			x
Are the design and placement of the garage entrance and door compatible with			Y
the building and the surrounding area?			x
Is the width of the garage entrance minimized?			X
Is the placement of the curb cut coordinated to maximize on-street parking?			X
Rooftop Architectural Features (pages 38 - 41)			

Is the stair penthouse designed to minimize its visibility from the street?		X
Are the parapets compatible with the overall building proportions and other		v
building elements?		Λ
Are the dormers compatible with the architectural character of surrounding		v
buildings?		λ
Are the windscreens designed to minimize impacts on the building's design and		v
on light to adjacent buildings?		λ

Comments: Applicant has agreed to restore façade features that were illegally removed (wood windows, window trim and front entry).

BUILDING DETAILS (PAGES 43 - 48)

QUESTION	YES	NO	N/A
Architectural Details (pages 43 - 44)			
Are the placement and scale of architectural details compatible with the building and the surrounding area?		x	
Windows (pages 44 - 46)			
Do the windows contribute to the architectural character of the building and the neighborhood?		x	
Are the proportion and size of the windows related to that of existing buildings in the neighborhood?	x		
Are the window features designed to be compatible with the building's architectural character, as well as other buildings in the neighborhood?		x	
Are the window materials compatible with those found on surrounding buildings, especially on facades visible from the street?	x		
Exterior Materials (pages 47 - 48)			
Are the type, finish and quality of the building's materials compatible with those used in the surrounding area?	x		
Are the building's exposed walls covered and finished with quality materials that are compatible with the front facade and adjacent buildings?	x		
Are the building's materials properly detailed and appropriately applied?		X	

Comments: Original windows previously replaced. Unwarranted work cannot be legalized. New illegally installed windows on front façade include sliders. Wood double- or single-hung and casement windows, with wood trim and covered front entry to be restored. Column capitals also to be restored.

SPECIAL GUIDELINES FOR ALTERATIONS TO BUILDINGS OF POTENTIAL HISTORIC OR

ARCHITECTURAL MERIT (PAGES 49 - 54)

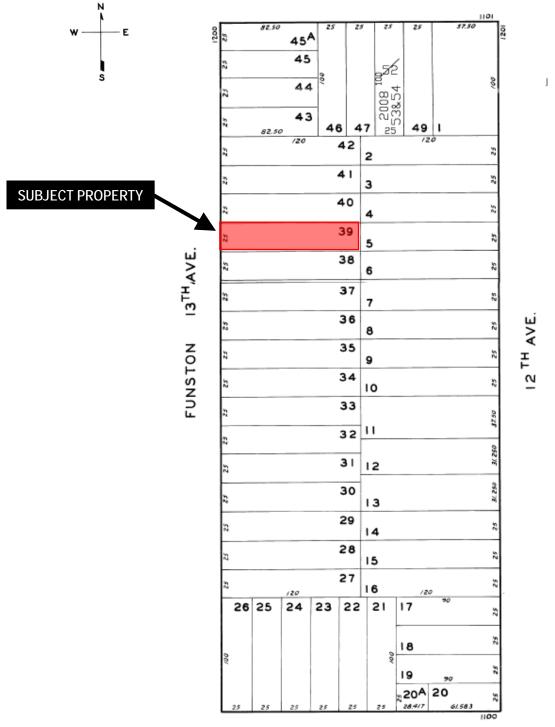
QUESTION	YES	NO	N/A
Is the building subject to these Special Guidelines for Alterations to Buildings of			v
Potential Historic or Architectural Merit?			A

Are the character-defining features of the historic building maintained?	X	
Are the character-defining building form and materials of the historic building maintained?		x
Are the character-defining building components of the historic building maintained?		x
Are the character-defining windows of the historic building maintained?		x
Are the character-defining garages of the historic building maintained?		x

Comments: Status = Type B, unknown/age eligible. Subject property is not subject to Article 10. Building is one of three adjacent like buildings constructed in the same year. As seen in applicant's photographs, the middle building is most intact, the subject building had similar window trim and front entry prior to illegal construction.

Parcel Map

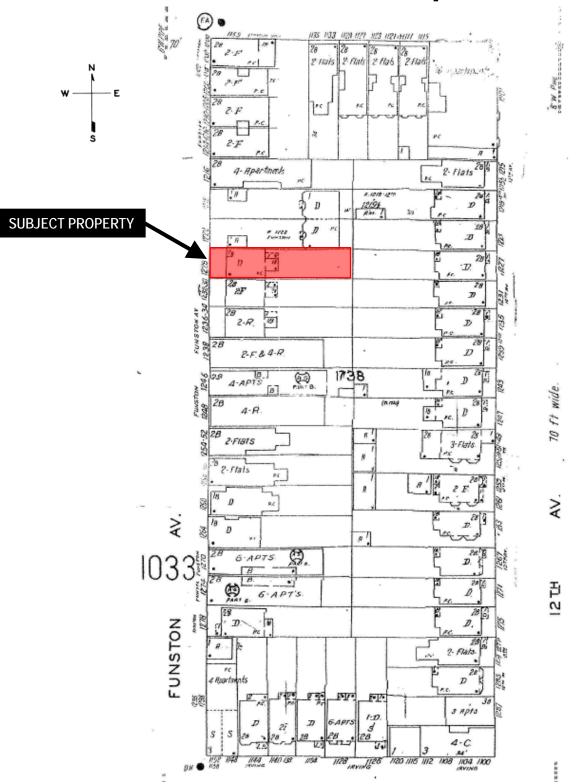




IRVING



Sanborn Map*



*The Sanborn Maps in San Francisco have not been updated since 1998, and this map may not accurately reflect existing conditions.



Aerial Photo 1

Subject Blockface





Aerial Photo 2

Subject Blockface – Photo dated 6/13/2014 Note former building footprint and building in rear yard





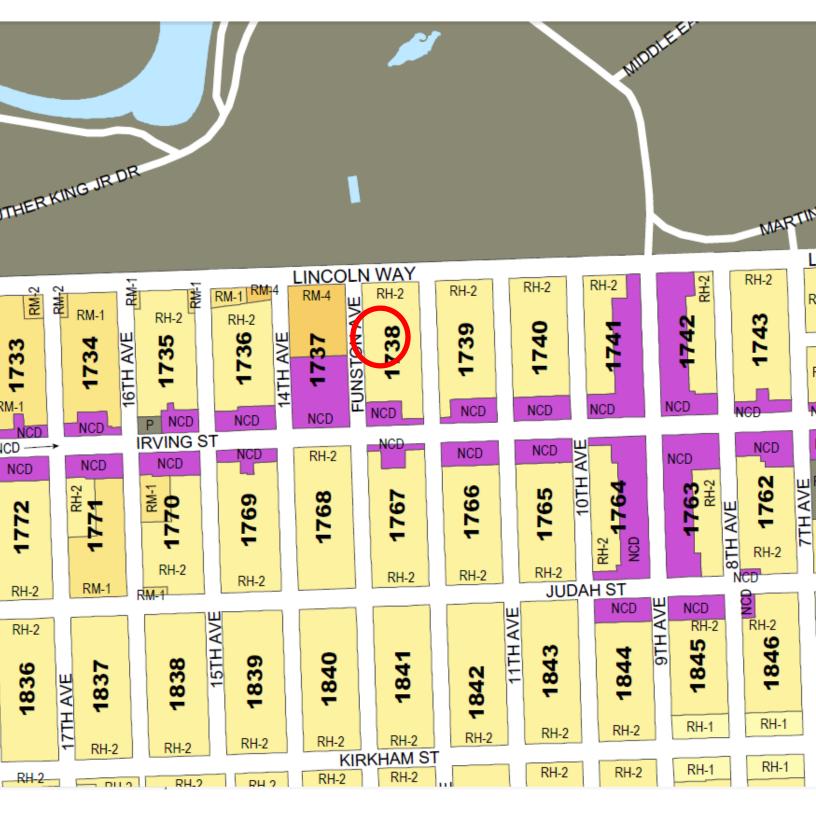
Aerial Photo 3

Side by Side Footprint Comparison





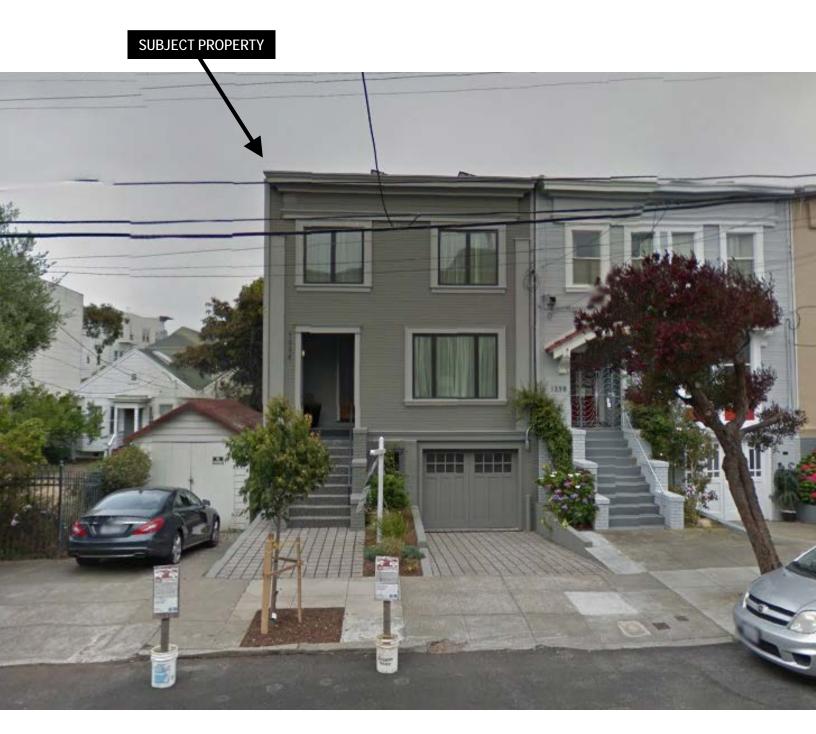
Zoning Map





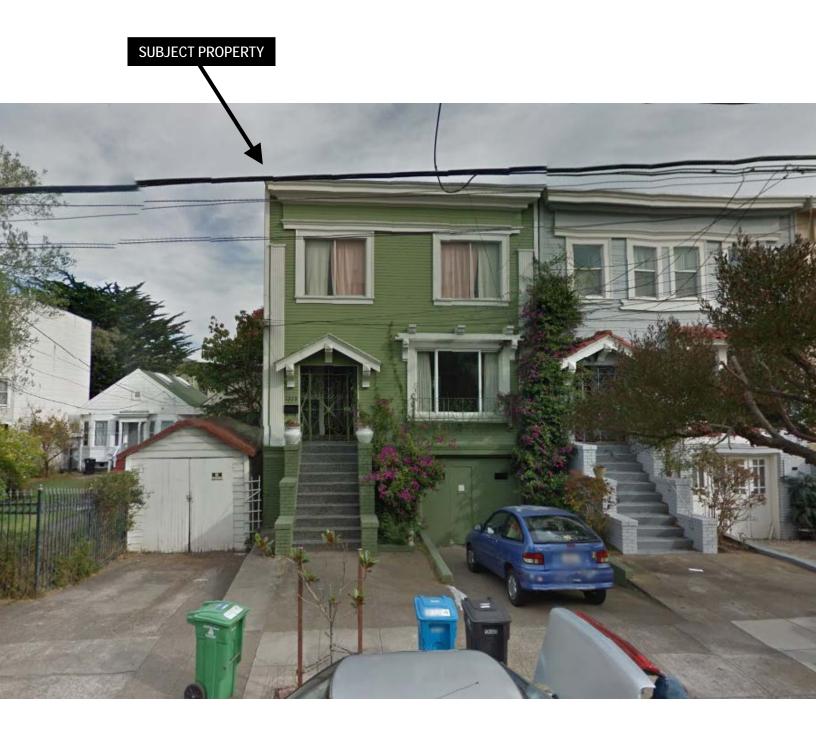
Site Photo 1

Current Condition

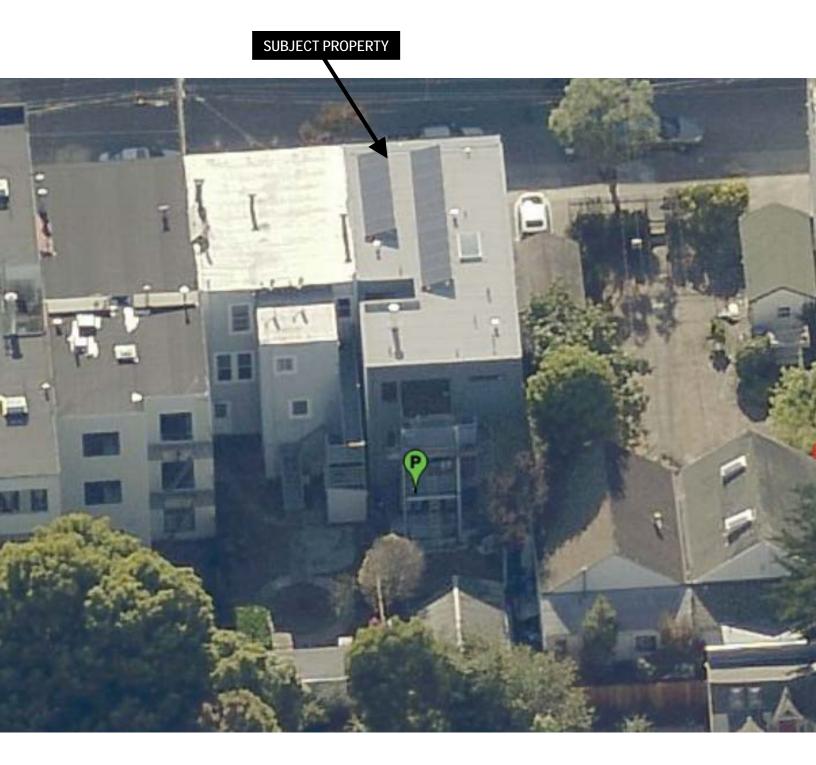


Site Photo 2

Previous Condition



Site Photo 3 Bird's-Eye View Rear Elevation



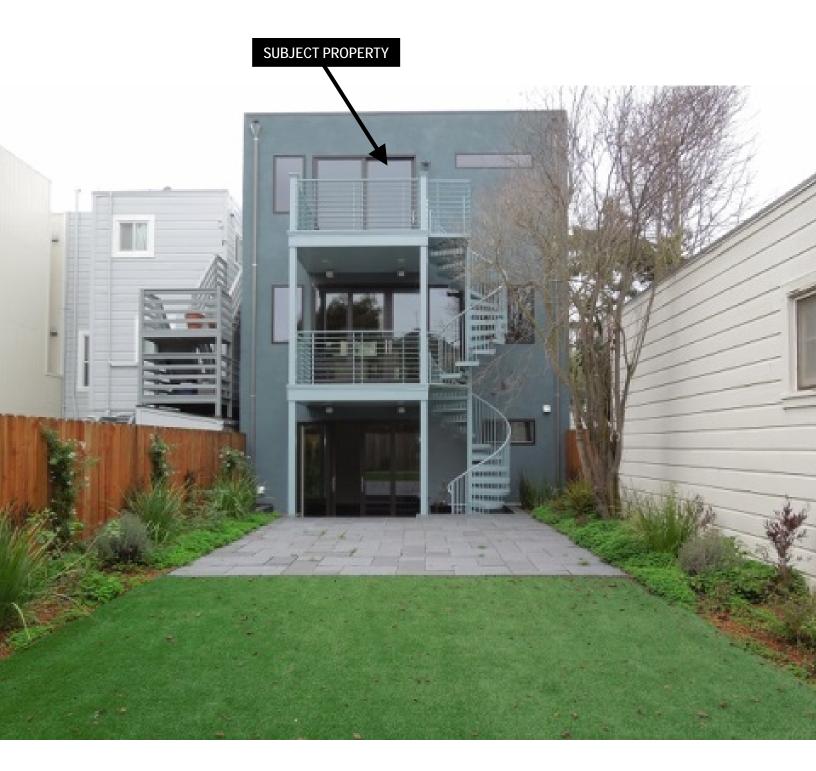
Site Photo 4

Bird's-Eye View Rear Elevation - Previous Condition



Site Photo 3

Rear Elevation



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SAN FRANCISCO PLANNING DEPARTMENT

Notice of Planning Department Requirements #1

May 14, 2014

Rodrigo Santos	Yakuh Askew
Santo & Urrutia	YA Studio
rsantos@santosurrutia.com	yakuh@ya-studio.com

RE: 1228 Funston Avenue (Address of Permit Work) 1738/039 (Assessor's Block/Lot) 2014.02.06.7948 (Building Permit Application Number)

Your Building Permit Application **#2014.02.06.7948** has been received by the Planning Department and has been assigned to Sara Vellve who has begun review of your application. The following information is required before the permit is accepted as complete and/or is considered Code-complying. Time limits for review of your project will not commence until we receive the requested information or materials and verify their accuracy.

In order to proceed with our review of your Building Permit Application, the following is required:

- 1. **Buildable Area**: Aerial photos of the property suggest that the existing ground floor projection beyond the second and third floor "pop out" is shorter than depicted on the plans.
 - a. Provide photos of the existing ground-floor development taken from the rear yard and from the third floor looking to grade.
 - b. If the projection is different from what is currently depicted on the plans, adjust the plans to reflect the change and recalculate the average rear yard line.
 - c. Once the above information is provided the Department will review the proposed horizontal addition to determine its compliance with the Planning Code and Residential Design Guidelines.
- 2. **Street Tree** If the addition of gross floor area is equal to 20% or more of the gross floor area of the existing building the *Checklist for Tree Planting and Protection* must be completed and submitted for review. Provide the calculation on the plans for review.
- 3. **Rear Yard Structure** This structure is not represented on the Sanborn Map and there does not appear to be a permit for its construction. In addition, it exceeds the size of a permitted obstruction which is 10' x 10' or 100 square feet. Please provide a permit, photos of the interior and exterior of the structure, and provide a valid rationale as to how it complies with the Planning Code. If a permit or valid rationale is not provided for the structure it will need to be modified to comply with the Planning Code.

1650 Mission St. Suite 400 San Francisco, CA 94103-2479

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Fax: 415.558.6409

Planning Information: 415.558.6377

- 4. **Plans** Please make the following plan revisions.
 - a. Include a dimension line that represents the 25% required rear yard.
 - b. On the site plan, dimension the size of the rear yard structure, existing and proposed building depth and side setbacks for the proposed deck and stair.
 - c. Notate any proposed changes in materials or windows on the front elevation. If changes are not proposed notate so.
 - d. Differentiate the existing building from the proposed building on the proposed side elevations.

Please note that further comment may follow review of the requested information.

Please provide the requested information within thirty (30) days. The application will be sent back to the Department of Building Inspection for cancellation if we do not receive the requested information in this time. Please contact the assigned planner if you need more time to prepare the requested information.

All plans submitted must be to an appropriate scale: site plan 1/8" = 1; floor plans 1/4" = 1'. Plans should be clearly labeled.

All plan revisions must be filed at the Department of Building Inspection, Permit Processing Center, 1660 Mission Street, 2nd Floor. Do not submit plans directly to the Planning Department. Plans will not be accepted by mail or messenger, and all plans must be signed by preparer, architect or engineer.

Please respond fully with all requested information and/or plan revisions as described above. You may file any plan revisions responding to this notice at no extra charge. However, please be advised that failure to address all the items listed above, leading to additional requests for revisions beyond those filed in response to this notice, will require a Back-Check Fee for Permit Revisions (\$238 per hour, Planning Code Sections 355(a)2). If you file additional plan revisions in the future, those plan revisions will be subject to the Back-Check Fee.

Planning Department Applications and Publications are available at the Planning Information Center, 1660 Mission Street, 1st floor or via the Department website: <u>www.sfplanning.org</u>.

Please direct any questions concerning this notice to the assigned planner, **Sara Vellve at (415) 558 - 6263 or sara.vellve@sfgov.org.** Contact the assigned planner to set up any meeting, should one be necessary. Please do not come to the Planning Department to discuss this notice without an appointment.

Thank you for your attention to this notice. An early and complete response on your part will help expedite our review of your permit application.



SAN FRANCISCO PLANNING DEPARTMENT

Notice of Planning Department Requirements #2

June 11, 2014

Rodrigo Santos	Yakuh Askew
Santo & Urrutia	YA Studio
rsantos@santosurrutia.com	yakuh@ya-studio.com

RE:1228 Funston Avenue(Address of Permit Work)1738/039(Assessor's Block/Lot)2014.02.06.7948(Building Permit Application Number)

Your Building Permit Application **#2014.02.06.7948** has been received by the Planning Department and has been assigned to Sara Vellve who has begun review of your application. The following information is required before the permit is accepted as complete and/or is considered Code-complying. Time limits for review of your project will not commence until we receive the requested information or materials and verify their accuracy.

In order to proceed with our review of your Building Permit Application, the following is required:

- 1. **Residential Design Guidelines** the proposal has been reviewed against the Guidelines as they pertain to preservation of the mid-block open space and massing against adjacent rear cottages. The Residential Design team found that the proposed addition does not appropriately respond to development on the adjacent lots and would block sun light access to adjacent rear cottage. To address this concern, the addition should be modified as follows:
 - a) The depth of the existing ground floor should be retained and not expanded. The ground floor can be expanded to project to each side property line.
 - b) The depth of the second and third floors should align with the depth of the adjacent neighbor's rear wall where the "popout" begins.
- 2. **Street Tree** the required street tree must be shown on the plans. Note that the Department of Public Works (DPW) must approve the street tree location prior to potential approval by the Planning Department. Please work with DPW to gain approval and note that a separate application is required, and that DPW has a backlog of such applications.
- 3. **Photos**: Provide photos of the existing building footprint taken from the rear yard and from the third floor looking to grade.

Please note that further comment may follow review of the requested information.

Please provide the requested information within thirty (30) days. The application will be sent back to the Department of Building Inspection for cancellation if we do not receive the requested information in this time. Please contact the assigned planner if you need more time to prepare the requested information.

All plans submitted must be to an appropriate scale: site plan 1/8" = 1'; floor plans 1/4" = 1'.

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Plans should be clearly labeled.

All plan revisions must be filed at the Department of Building Inspection, Permit Processing Center, 1660 Mission Street, 2nd Floor. Do not submit plans directly to the Planning Department. Plans will not be accepted by mail or messenger, and all plans must be signed by preparer, architect or engineer.

Please respond fully with all requested information and/or plan revisions as described above. You may file any plan revisions responding to this notice at no extra charge. However, please be advised that failure to address all the items listed above, leading to additional requests for revisions beyond those filed in response to this notice, will require a Back-Check Fee for Permit Revisions (\$238 per hour, Planning Code Sections 355(a)2). If you file additional plan revisions in the future, those plan revisions will be subject to the Back-Check Fee.

Planning Department Applications and Publications are available at the Planning Information Center, 1660 Mission Street, 1st floor or via the Department website: <u>www.sfplanning.org</u>.

Please direct any questions concerning this notice to the assigned planner, **Sara Vellve at (415) 558 - 6263 or sara.vellve@sfgov.org.** Contact the assigned planner to set up any meeting, should one be necessary. Please do not come to the Planning Department to discuss this notice without an appointment.

Thank you for your attention to this notice. An early and complete response on your part will help expedite our review of your permit application.



SAN FRANCISCO PLANNING DEPARTMENT

Notice of Planning Department Requirements #3

July 19, 2016

2014.02.06.7948

1019 He	ntal Express oward Street ncisco, CA 94103-2806			
Attn: Henry Karnilowicz		(electronic delivery: occexp@aol.com)		
RE:	1228 Funston Ave 1738/039	(Address of Permit Work) (Assessor's Block/Lot)		

1650 Mission St. Suite 400 San Francisco, CA 94103-2479

Reception: 415.558.6378

Fax: 415.558.6409

Planning Information: 415.558.6377

Revisions to Building Permit Application <u>#2014.02.06.7948</u> have been received by Laura Ajello of the Planning Department. She has begun review of your application but the following information is required before it is accepted as complete and/or is considered Code-complying. Time limits for review of your project will not commence until we receive the requested information or materials and verify their accuracy.

(Building Permit Application Number)

In order to proceed with our review of your Building Permit Application, the following is required:

- Fill out and return a Building Permit Supplemental Information sheet. A fillable PDF can be found on the Department website: <u>http://forms.sfplanning.org/BldgPermitApplication_Supplemental_Fillable-030215.pdf</u>
- 2. Obtain and submit archived photographs from the Accessor-Recorder's office.
- 3. Submit current color photographs of the front and rear of the subject property. *Email digital photographs directly to the project planner.*
- 4. Submit a copy of the approved building permit for changes that were made to the front façade or add this work to the scope of the current permit. *Please note that façade changes may require an Environmental Evaluation application. Restoration of the original covered entry and window trim that was removed will likely be required.*
- 5. Rear Yard structure: A 20' wide x 25' deep structure is shown on previous plan sets. Submit a copy of the approved demolition permit.
- 6. Per the Department's <u>Plan Submittal Guidelines</u>, please revise the plans to include the following additional information on the Site Plan:
 - a. Depict all three states of the project: Original existing conditions, As-Built conditions and, proposed changes, if any;
 - b. Dimension all yards and setbacks;

- c. Depict existing front stairs and driveway;
- d. Notate the height of buildings on adjacent lots; changes in height and features such as decks and lightwells;
- e. Accurately and consistently depict the existing structure at 1230-1232 Funston; and
- a. Accurately depict sidewalk, curb cuts, street trees and landscaped areas.
- 7. Make the following changes to the existing and proposed Floor Plans:
 - a. Depict the first floor window located near the garage door.
 - b. Dimension the width of the garage door;
 - c. Dimension the proposed deck and stairs; and
 - d. Dimension and notate light wells.
- 8. Make the following changes to the front Elevations:
 - a. Accurately depict the original conditions including the front entry, window alignment and trim; and
 - b. Accurately depict and notate all proposed window, garage door and front entry changes.
- 9. Make the following changes to the north and south Elevations:
 - a. Notate the rear property line, 25% and 45% rear yards;
 - b. Dimension the as-built addition; and
 - c. Depict window openings on adjacent structures that face the project.
- 10. Provide existing and proposed Section drawings per the Department's Plan Submittal Guidelines.
- 11. **Residential Design Guidelines.** On May 1, 2014, the Residential Design Team (RDT) reviewed the proposed project and found some aspects of the design to be inconsistent with the Residential Design Guidelines established by Section 311(c)(1) of the Planning Code (see attached). The revised project will be brought back to RDT upon completion of the application and plans. Staff will follow-up with you under separate cover, following the outcome of that meeting.

Please note that further comment may follow review of the requested information.

As you are aware, the above application is required to abate an outstanding Planning Code violation. Failure to respond to this notice within the required 30-day time period **will result in enforcement proceedings by the Planning Department.** Administrative penalties of up to **\$250 per day** may also be assessed to the responsible party for each day the violation remains unabated. Additionally, the above application may be cancelled if we do not receive the requested information within 30 days.

All plans submitted must be to an appropriate scale: site plan 1/8" = 1'; floor plans 1/4" = 1'. Plans should be clearly labeled.

NOPDR #3 sent to: Henry Karnilowicz 1019 Howard Street San Francisco, CA 94107

All <u>building permit plan revisions</u> must be filed at the Department of Building Inspection (DBI), Permit Processing Center, 1660 Mission Street, 2nd Floor. To officially submit a change to the building permit plans, do not submit building permit plans directly to the Planning Department. Per DBI requirements, these plan revisions will not be accepted by mail or messenger, and all plans must be signed by preparer, architect or engineer.

Please submit the requested information, or contact the assigned planner if you need more time to prepare the requested information, within thirty (30) days. If the Department has not received the requested information within 90 days, the application will be sent back to the Department of Building Inspection for cancellation.

Please direct any questions concerning this notice to the assigned planner, Laura Ajello at (415) 575-9142 or laura.ajello@sfgov.org. Contact the assigned planner to set up any meeting, should one be necessary. Please do not come to the Planning Department to discuss this notice without an appointment. Thank you for your attention to this notice. An early and complete response on your part will help expedite our review of your permit application.

- Encl: RDT Memo dated 5/1/14
- CC: Property Owner, Eduardo Paniagua, 176 Randall St., 94131; Gerald Green (gerald_g_green@yahoo.com)

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Planning Department Applications and Publications are available at the Planning Information Center, 1660 Mission Street, 1st floor or via the Department website: <u>www.sfplanning.org</u>.

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SAN FRANCISCO PLANNING DEPARTMENT

Notice of Planning Department Requirements #4

February 9, 2017

1738/039

2014.02.06.7948

Occid	ental Express	
1019 H	Howard Street	
San Fi	cancisco, CA 94103-2806	
Attn:	Henry Karnilowicz	(electronic delivery: occexp@aol.com)
RE:	1228 Funston Ave	(Address of Permit Work)

(Assessor's Block/Lot)

1650 Mission St. Suite 400 San Francisco, CA 94103-2479

Reception: 415.558.6378

Fax: 415.558.6409

Planning Information: 415.558.6377

Revisions to Building Permit Application <u>#2014.02.06.7948</u> have been received by Laura Ajello of the Planning Department. She has begun review of your application but the following information is required before it is accepted as complete and/or is considered Code-complying. Time limits for review of your project will not commence until we receive the requested information or materials and verify their accuracy.

(Building Permit Application Number)

Your proposal to legalize the addition and façade changes was reviewed by Preservation staff, the Residential Design Team and senior Planning staff. The proposal does not meet the Residential Design Guidelines and cannot be approved as proposed. Prior to moving forward with the Mandatory DR Application scheduled for intake on March 1, please make the following changes to the plans:

- 1. Project scope description. Revise the scope of work to accurately describe the proposal to "legalize" the rear addition and demolition of the rear yard structure.
- 2. Revise the Site Plan as follows: Notate the height of buildings on adjacent lots; changes in height and features such as decks and lightwells. This item has not been addressed.
- 3. Make the following changes to the north and south Elevations: Depict window openings on adjacent structures that face the project. This item has not been fully addressed. *The photographs that were provided show one window on the adjacent property at 1230 Funston.*
- 4. Architectural details. Provide section detail drawings on front door covered entry and façade window trim proposed for restoration. Accurately depict the column capitals to be restored.
- 5. Provide detailed photographs or drawings of the front door.
- 6. Submit a 3-R report from the Department of Building Inspection. This item has not been addressed.
- 7. Submit a legible reduced set of the plans (sized 11" x 17") in PDF format.

Please note that further comment may follow review of the requested information.

As you are aware, the above application is required to abate an outstanding Planning Code violation. Failure to respond to this notice within the required 30-day time period **will result in enforcement proceedings by the Planning Department.** Administrative penalties of up to **\$250 per day** may also be assessed to the responsible party for each day the violation remains unabated. Additionally, the above application may be cancelled if we do not receive the requested information within 30 days.

All plans submitted must be to an appropriate scale: site plan 1/8" = 1'; floor plans 1/4" = 1'. Plans should be clearly labeled.

All <u>building permit plan revisions</u> must be filed at the Department of Building Inspection (DBI), Permit Processing Center, 1660 Mission Street, 2nd Floor. To officially submit a change to the building permit plans, do not submit building permit plans directly to the Planning Department. Per DBI requirements, these plan revisions will not be accepted by mail or messenger, and all plans must be signed by preparer, architect or engineer.

All <u>planning entitlement case revisions</u> must be submitted to the Planning Department, 1650 Mission Street, 4th floor, to the Planner's attention. To officially submit a change to an active planning entitlement case, submit these directly to the Planning Department. Note this is a separate submittal from DBI.

Please direct any questions concerning this notice to the assigned planner, Laura Ajello at (415) 575-9142 or laura.ajello@sfgov.org. Please do not come to the Planning Department to discuss this notice without an appointment. Thank you for your attention to this notice.

CC: Rachna, Zoning and Compliance; Property Owners, Eduardo Paniagua and Elena Asturias (eduardopaniagua@yahoo.com, elena_asturias@yahoo.com); Gerald Green (gerald_g_green@yahoo.com)

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Planning Department Applications and Publications are available at the Planning Information Center, 1660 Mission Street, 1st floor or via the Department website: <u>www.sfplanning.org</u>.

CASE NUMBER: For Staff Use only

APPLICATION FOR Discretionary Review

1. Owner/Applicant Information

DR APPLICANT'S NAME:		
EDUARDO PANIAGUA		
DR APPLICANT'S ADDRESS:	ZIP CODE:	TELEPHONE:
176 RANDALL STREET	94131	(415)860-2482

PROPERTY OWNER WHO IS DOING THE PROJECT ON WHICH YOU ARE REQUESTING DISCRETIONARY REVIEW NAME:
EDUARDO PANIAGUA
ADDRESS:
176 RANDALL STREET
2IP CODE:
176 RANDALL STREET
415) 850-2482

CONTACT FOR DR APPLICATION:			
Same as Above			
ADDRESS:	ZIP CODE:	TELEPHONE:	
		()	
E-MAIL ADDRESS:		1	

2. Location and Classification

STREET ADDRESS OF PROJECT:					ZIP CODE:
1228 FUNSTON AVENUE					94122
CROSS STREETS: LINCOLN AND IRVING					
ASSESSORS BLOCK/LOT: I	OT DIMENSIONS:	LOT AREA (SQ FT):	ZONING DISTRICT:	HEIGHT/BULI	K DISTRICT:
3. Project Description Please check all that apply Change of Use Change	e of Hours 🗌	New Constru	ction 🗌 Alterations	Demolition	n 🗌 Other 🗌
	ear 🛛 From NGLE FAMILY	U	it 🗌 Side Yard 🗌		
	ILY RESIDENC	E			
Building Permit Application	No. 2014.02.	06.7948]	Date Filed: 02/0	06/2014

4. Actions Prior to a Discretionary Review Request

Prior Action	YES	NÖ
Have you discussed this project with the permit applicant?	X	
Did you discuss the project with the Planning Department permit review planner?	×	
Did you participate in outside mediation on this case?		×

5. Changes Made to the Project as a Result of Mediation

If you have discussed the project with the applicant, planning staff or gone through mediation, please summarize the result, including any changes there were made to the proposed project. ALL ADJACENT NEIGHBORS FAVOR THE PROJECT. STAFF WILL NOT SIGN OFF ON THIS PROJECT SO WE NEED TO

HAVE THE PLANNING COMMISSION SIGN OFF ON IT.

Discretionary Review Request

In the space below and on separate paper, if necessary, please present facts sufficient to answer each question.

 What are the reasons for requesting Discretionary Review? The project meets the minimum standards of the Planning Code. What are the exceptional and extraordinary circumstances that justify Discretionary Review of the project? How does the project conflict with the City's General Plan or the Planning Code's Priority Policies or Residential Design Guidelines? Please be specific and site specific sections of the Residential Design Guidelines.

THE DR IS STAFF INITIATED.

2. The Residential Design Guidelines assume some impacts to be reasonable and expected as part of construction. Please explain how this project would cause unreasonable impacts. If you believe your property, the property of others or the neighborhood would be adversely affected, please state who would be affected, and how:

THIS PROJECT DOES NOT CAUSE ANY UNREASONABLE IMPACTS.

3. What alternatives or changes to the proposed project, beyond the changes (if any) already made would respond to the exceptional and extraordinary circumstances and reduce the adverse effects noted above in question #1?

EVERYTHING IN THE PROJECT IS WITHIN CODE AND WITHIN RIGHT. THERE ARE NO CHANGES NEEDED.

Applicant's Affidavit

Under penalty of perjury the following declarations are made:

- a: The undersigned is the owner or authorized agent of the owner of this property.
- b: The information presented is true and correct to the best of my knowledge.
- c: The other information or applications may be required.

minfM Date: 3-15-17 Signature:

Print name, and indicate whether owner, or authorized agent:

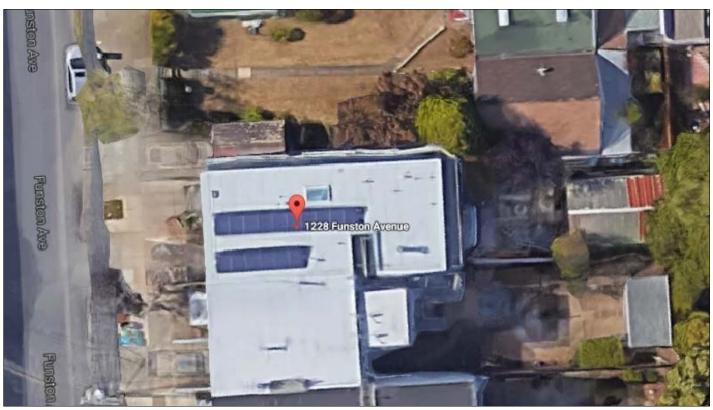
EDUARDO PANIAGUA, DWWBR Owner / Authorized Agent (circle one)

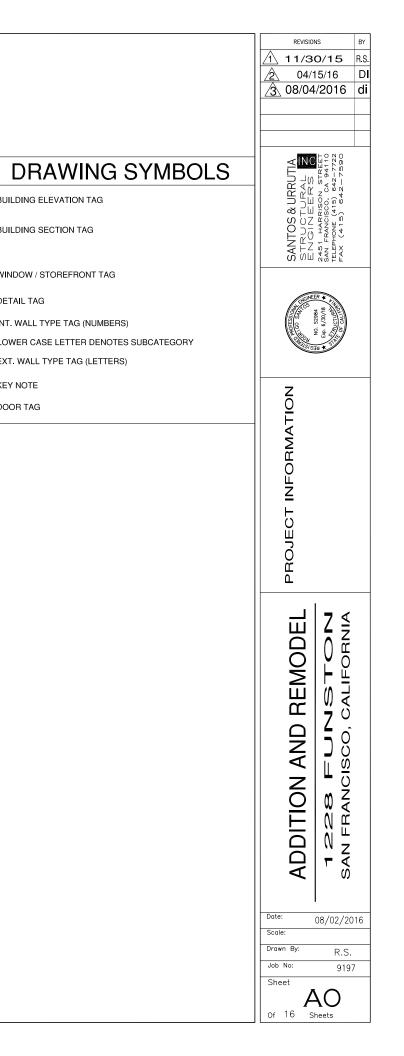


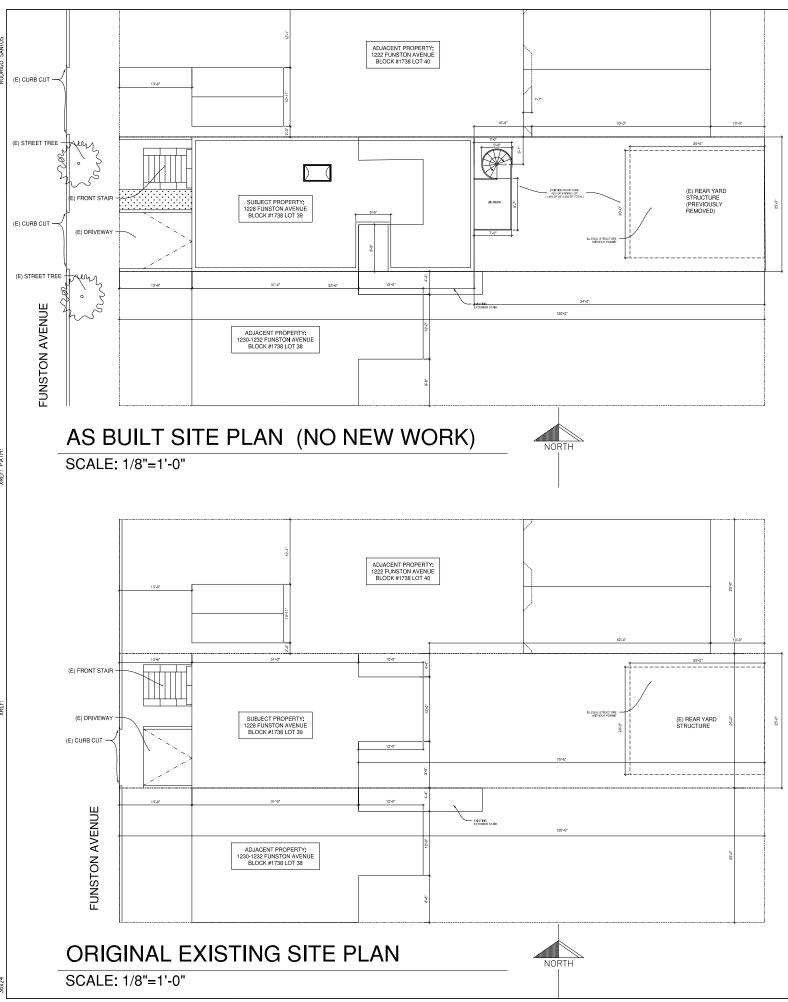


ADDITION AND REMODEL 1228 FUNSTON AVENUE SAN FRANCISCO, CALIFORNIA

	AERIAL VIEW		PLANNING INFORMATION	SHEET INDEX	
GOLDEN GATE PARK	LINCOLN WAY	FUNSTON AVENUE	OWNER: EDUARDO PANIAGUA PROJECT CONTACT: SANTOS & URRUTIA STRUCTURAL ENGINEERS 2451 HARRISON STREET SAN FRANCISCO, CALIFORNIA 94110 (415) 642-7722 (415) 642-7590 SANTOS & URRUTIA STRUCTURAL ENGINEERS 2451 HARRISON STREET BUILDING INFO: BUILDING INFO: BLOCK: 1738/039 BUILDING USE: SINGLE FAMILY DWELLING TYPE OF CONSTRUCTION: TYPE OF CONSTRUCTION: TYPE V-B NUMBER OF STORIES: 2 OVER BASEMENT OCCUPANCY CLASS: R3 ZONING DISTRICT: RH-2 NUMBER OF DWELLING UNITS: 1 LOT DEPTH: 120 FEET LOT WIDTH: 25 FEET REQUIRED YARD: 45% OF LOT DEPTH OR AVG OF ADJACENT PROPERTIES	 A0 TITLE SHEET, DRAWING INDEX, GENERAL INFO AND SITE PLAN. A1 EXISTING AND AS-BUILT SITE PLAN A2 EXISTING AND AS-BUILT SITE PLAN A3 EXISTING AND AS-BUILT SECOND FLOOR PLAN A4 EXISTING AND AS-BUILT ROOF PLAN A5 EXISTING AND AS-BUILT ROOF PLAN A6 EXISTING AND AS-BUILT ROOF PLAN A7 AS-BUILT WEST ELEVATION A8 EXISTING AND AS-BUILT SOUTH ELEVATION A10 EXISTING AND AS-BUILT SOUTH ELEVATION A11 EXISTING AND AS-BUILT SECTIONS SK2 EXISTING AND AS-BUILT SECTIONS SK2 EXISTING AND AS-BUILT SECTIONS SK4 ARCHIVAL PHOTOGRAPHS 	Image: Assignment of the second s
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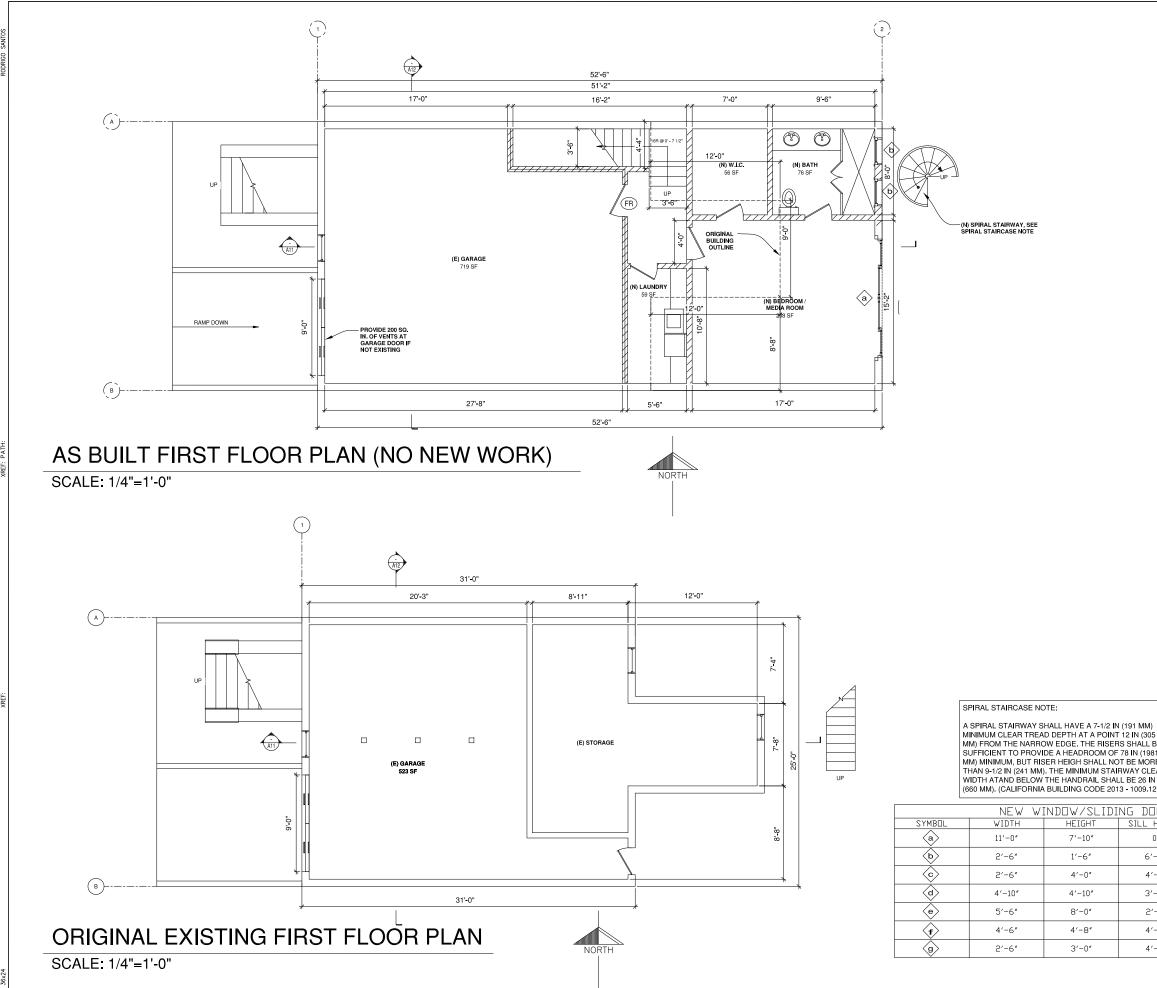


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	6'-6"	FIX	VINYL		
	4'-0"	SINGLE HUNG	VINYL		
	3'-3"	SINGLE HUNG	VINYL		
	2'-1"	SLIDING DOOR	VINYL		
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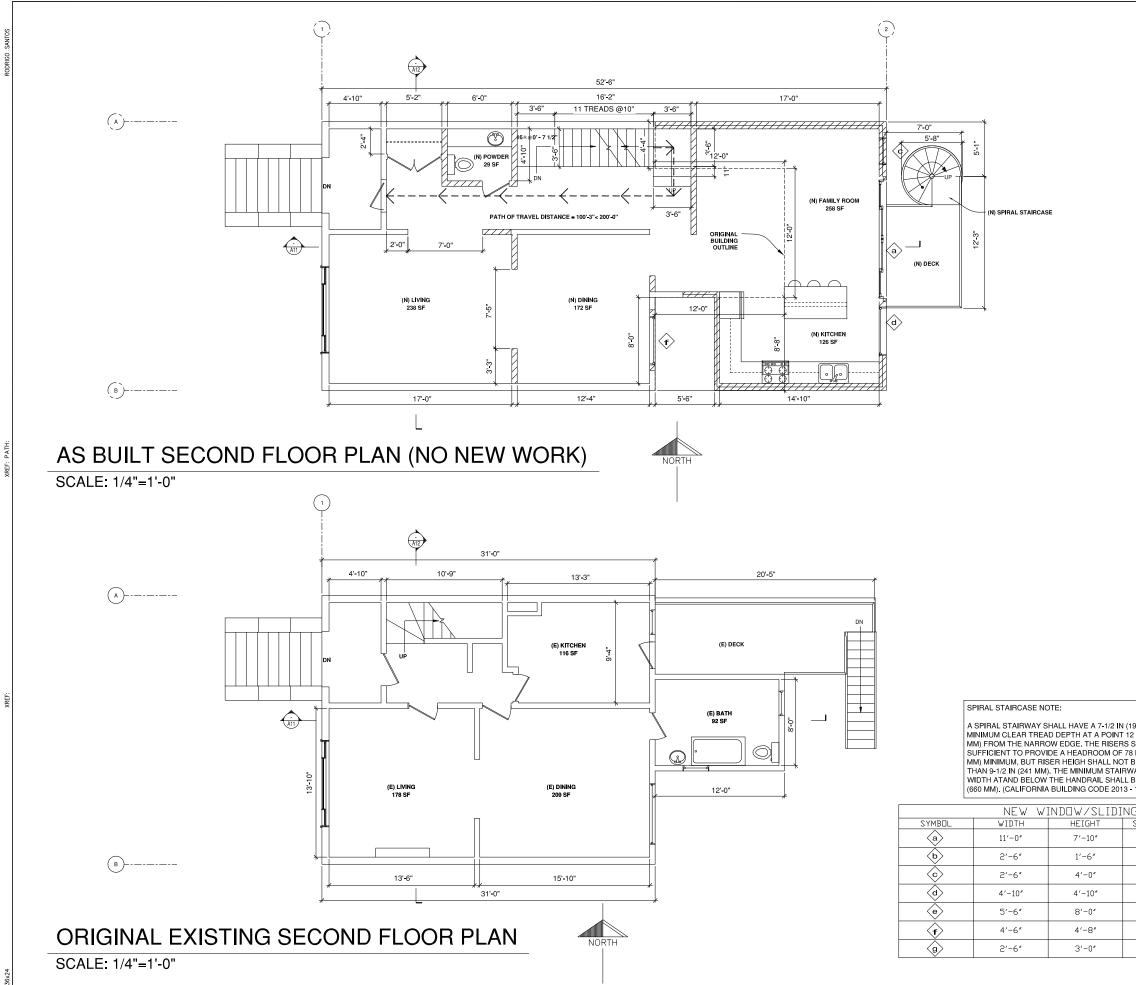
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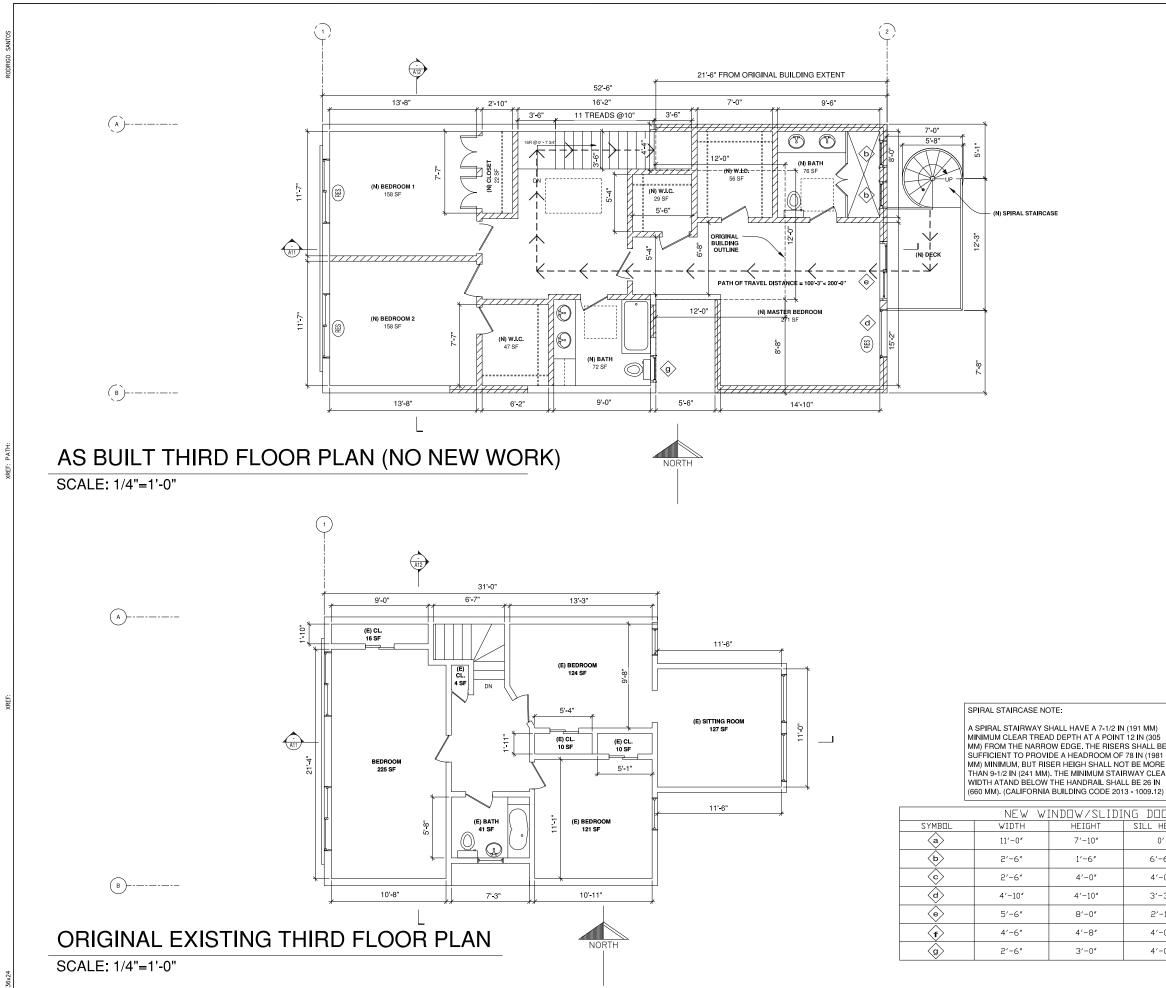
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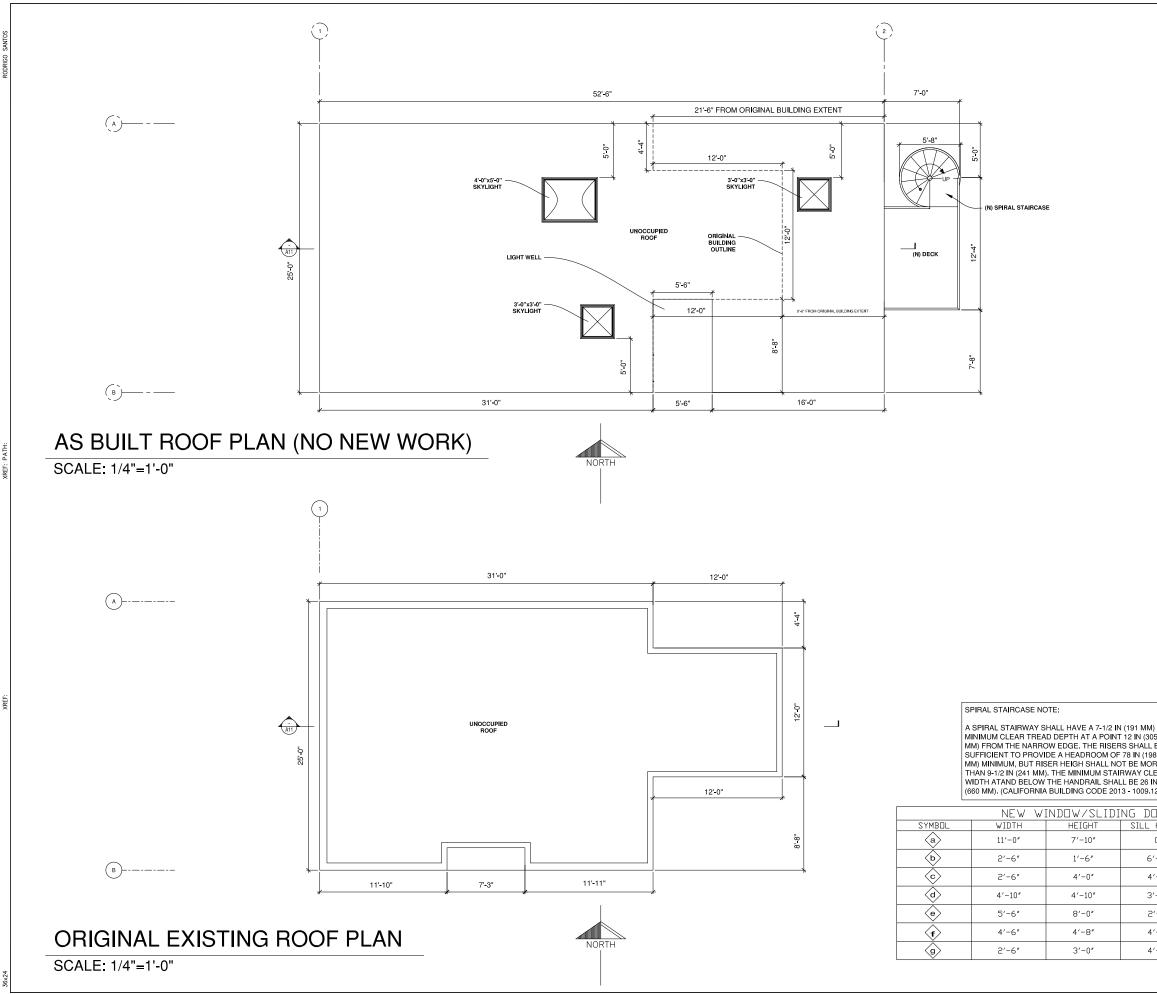
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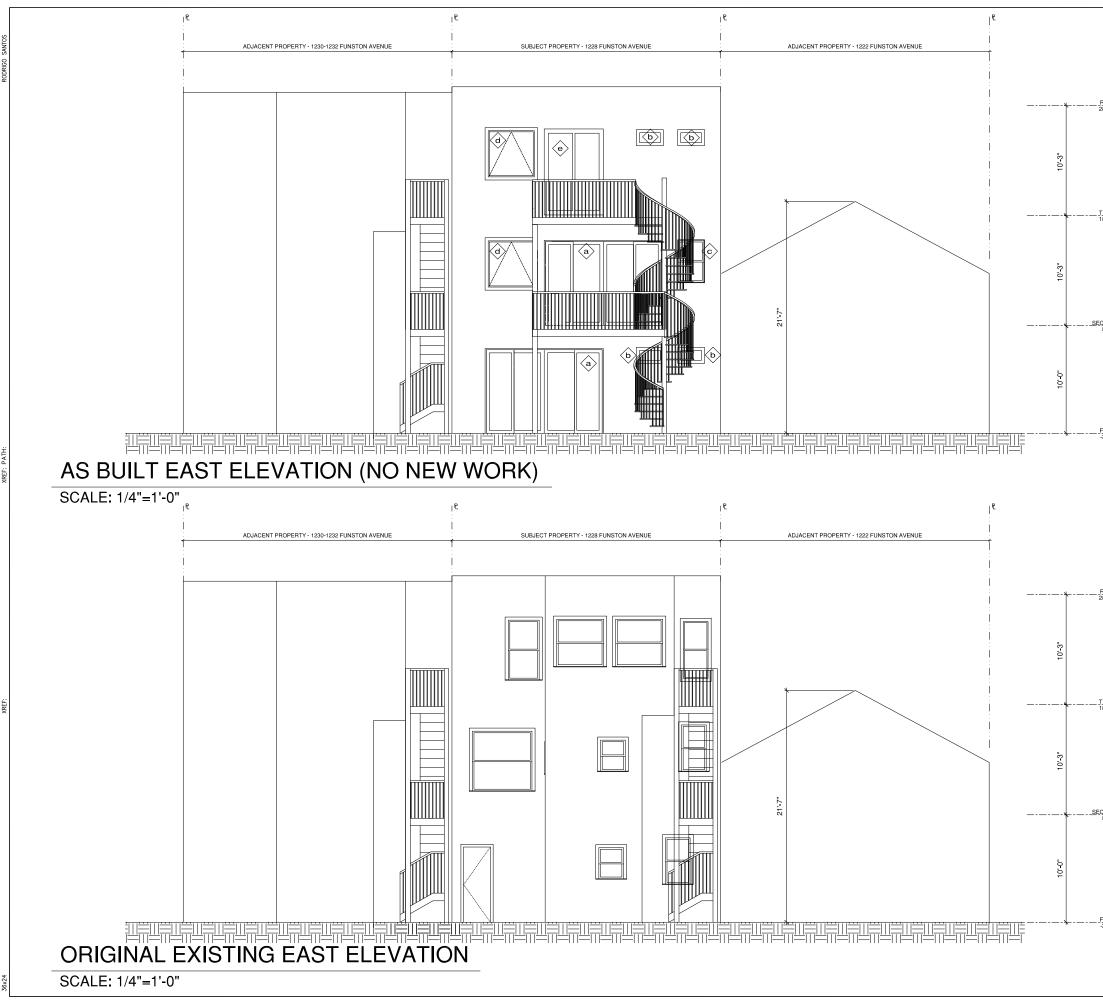
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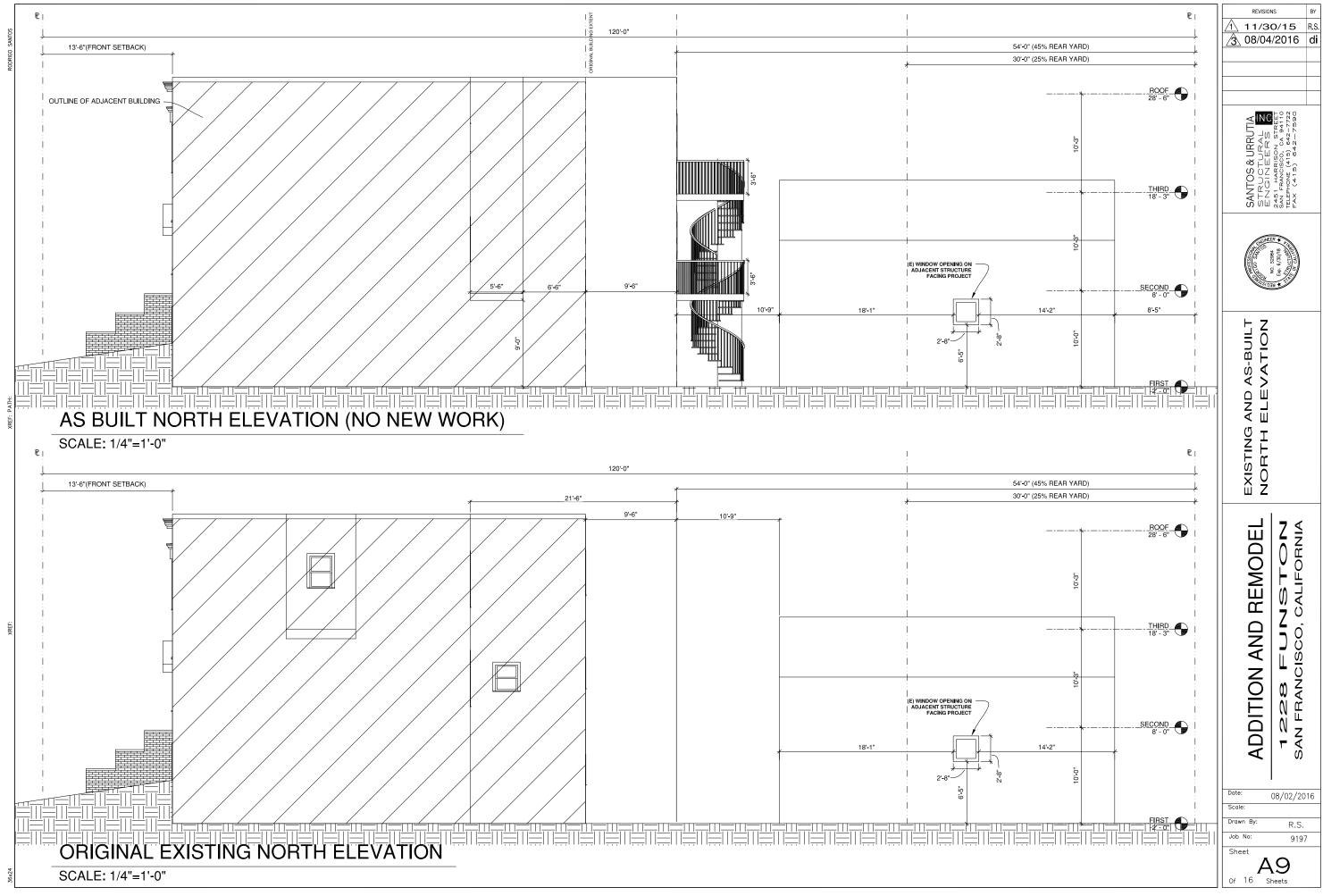
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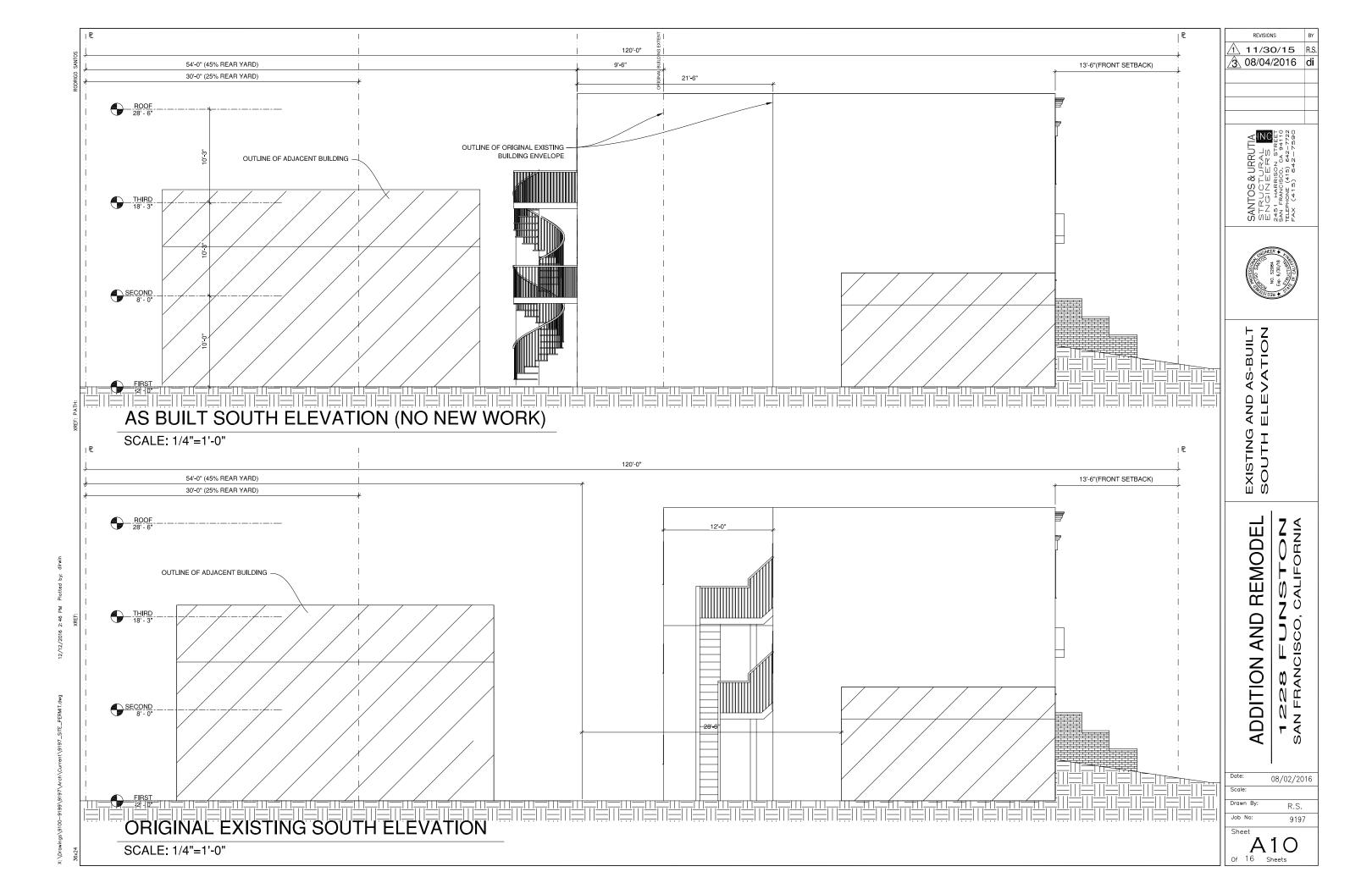
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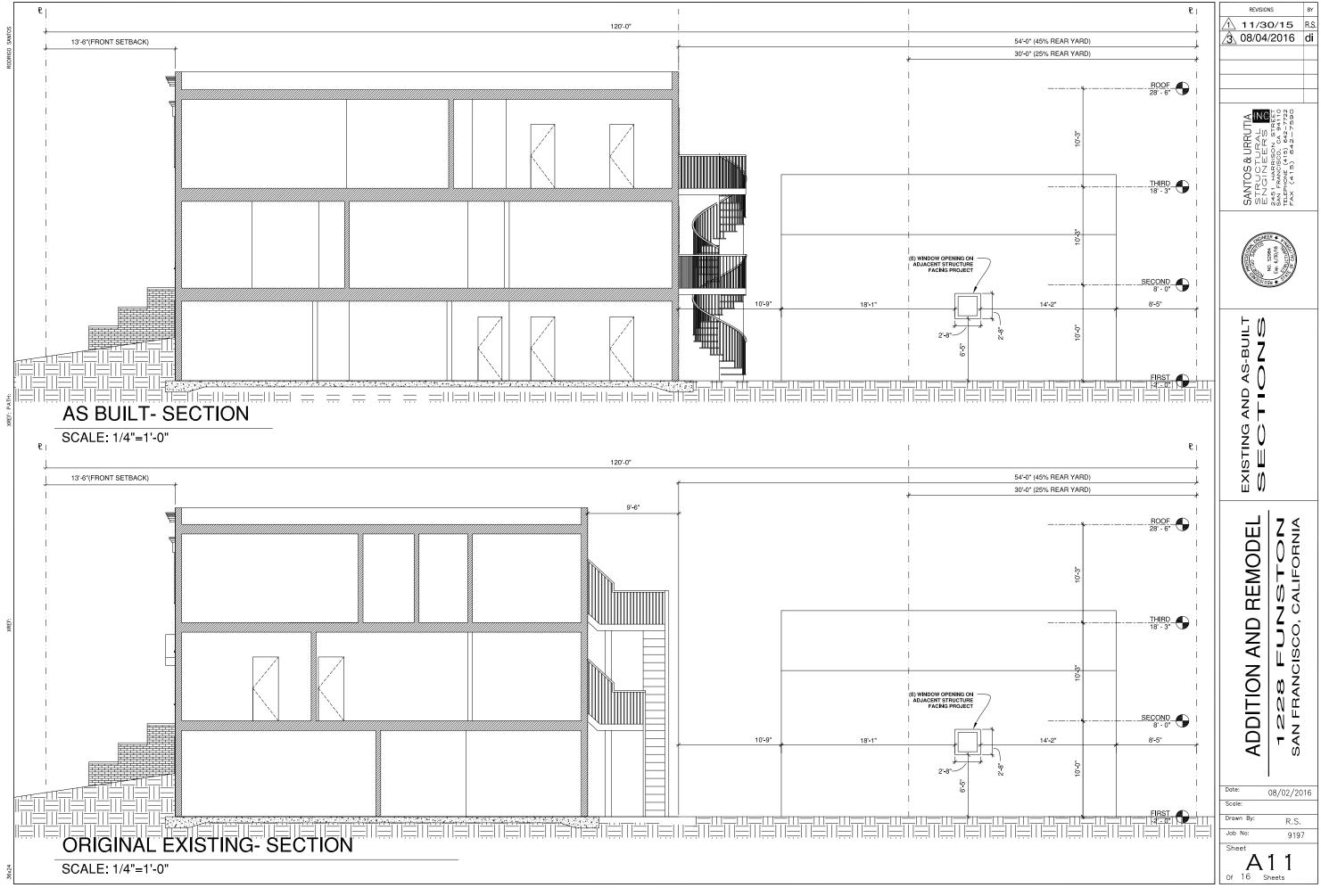
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	EXISTING AND AS-BUILT EAST ELEVATION
<u>HBST</u> -2'- 0"	S A V
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ROOF 18'- 6"	Z ≤
1HFD_ 18"- 3"	
	ADDITION AND REMODEI 1228 FUNSTON SAN FRANCISCO, CALIFORNIX
2000 8°-0'	
	A[⊳_s
	Date: 08/02/2016
FIRST -2°-0°	Scale: Drawn By:
	Urawn By: R.S. Јов No: 9197
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	Of 16 Sheets
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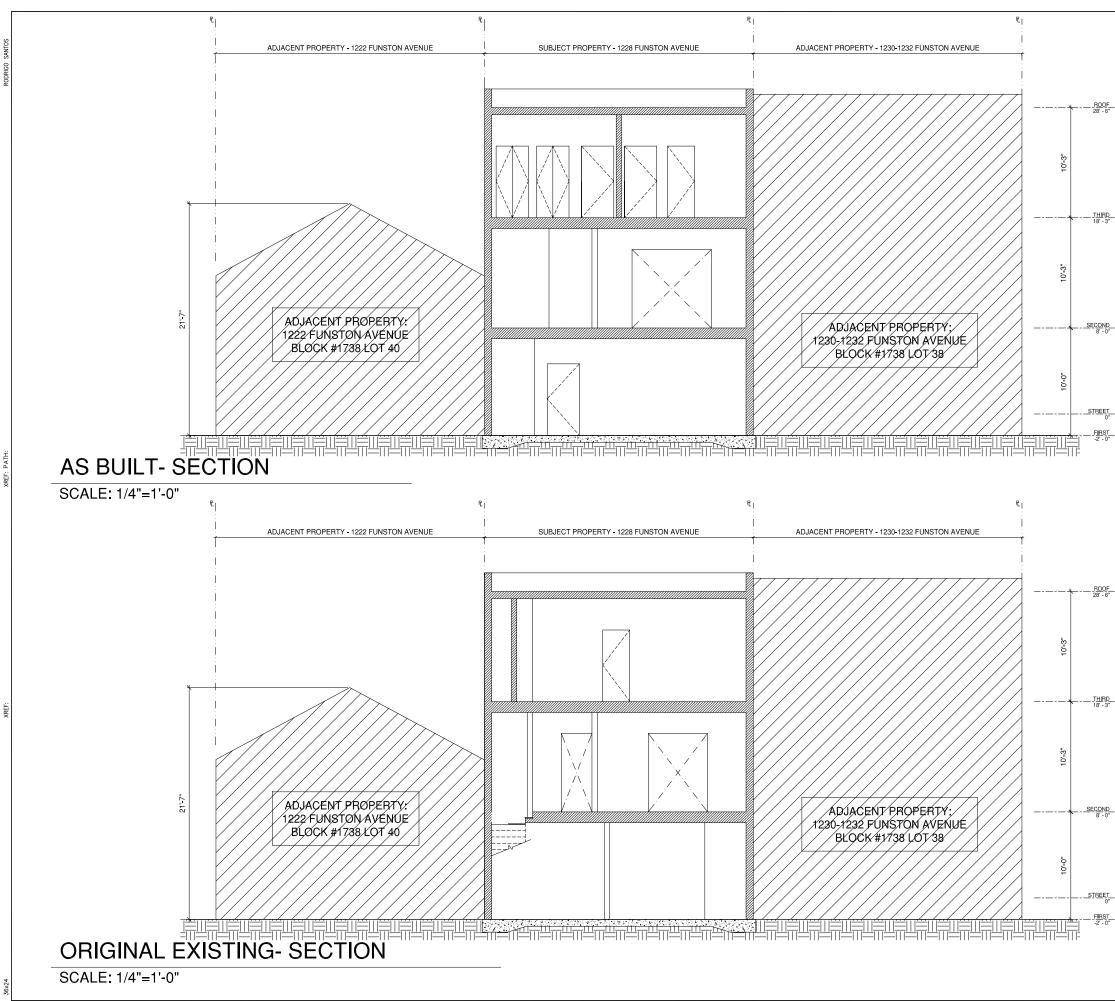
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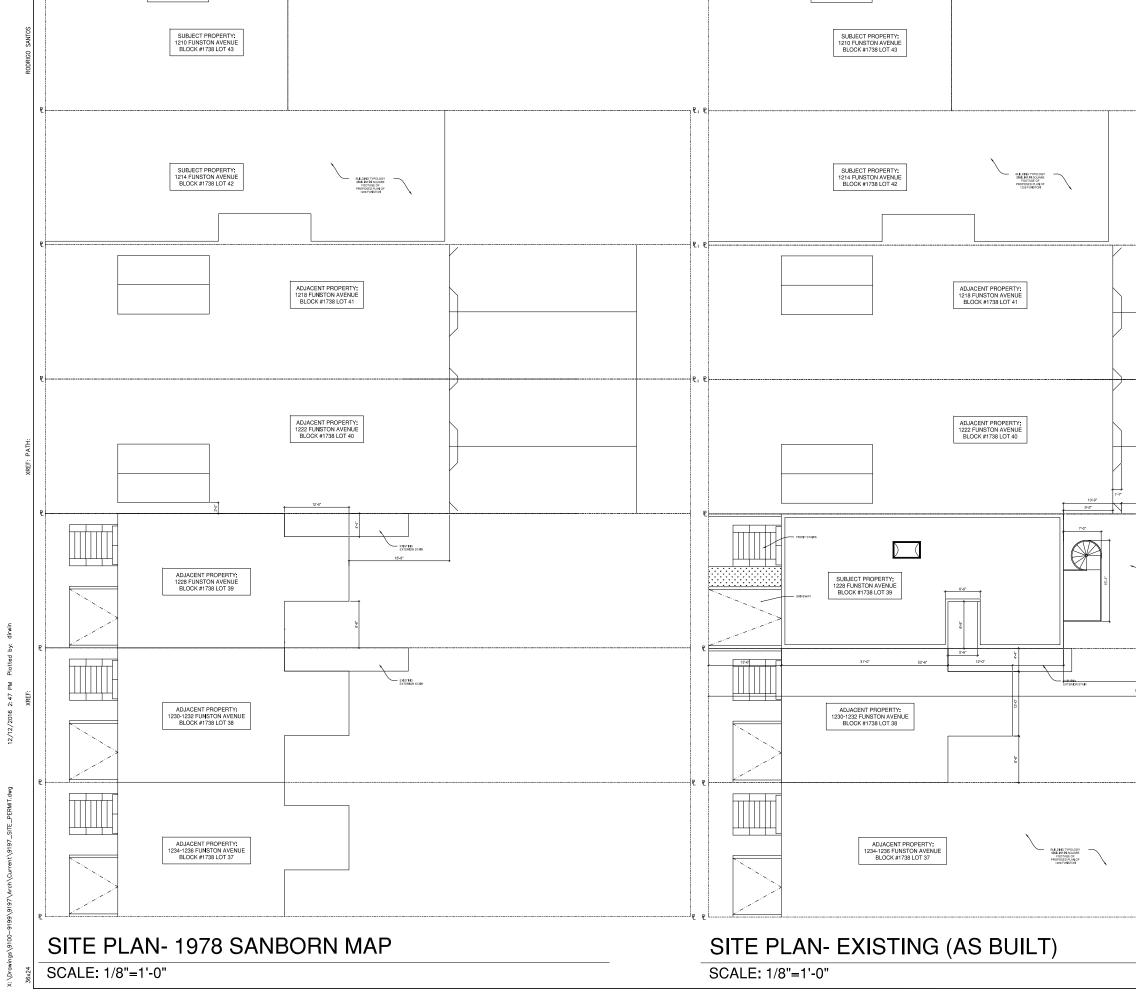
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BONDERSON CALIFORNIA	•	EXISTING AND AS-BUILT SECTIONS
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 Date: 08/02/2016 Scale: Drawn By: R.S. Job No: 9197 Sheet A 1 2 		ITION AND A ZB FUN:
© 00/02/2010 Scale: Drawn By: R.S. Job No: 9197 Sheet A 1 2		
Of 16 Sheets	•	Scale: Drawn By: R.S. Job No: 9197 Sheet A 12



ę	Date: 08/02/2016 Scale: 1/8" = 1'-0" Drawn By: R.S. Job No: 9197 Sheet Sheets Of 16 Sheets
SF-07140% REQUIRED SETEACH) LOT DEPTH: 139-0*	ADDITION AND REMODE
EXISTING PEAR YARD 45% OF ENTIRE LOT (1,350 SF OF 3,000 SF TOTAL)	
	HISTORICAL & AS-BUILT NEIGHBORHOOD PATTERN
	ALL CONTRACTOR CONTRAC
۳	SANTOS & URRUTIA STRUCTURAL ENGINEERS ENGINEERS SAN FRANCISCO, CA 94110 TELEPHONE (415) 642-7590 FAX (415) 642-7590
	▲ 11/30/15 R.S. 2 04/15/16 DI 3 08/04/2016 di
	REVISIONS BY



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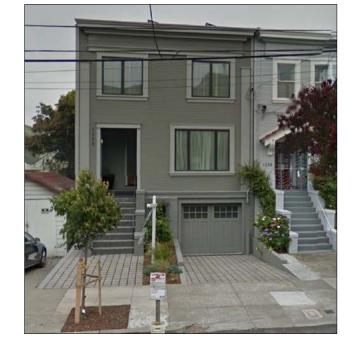


AS BUILT SITE CONDITION PHOTOGRAPH SCALE: NTS



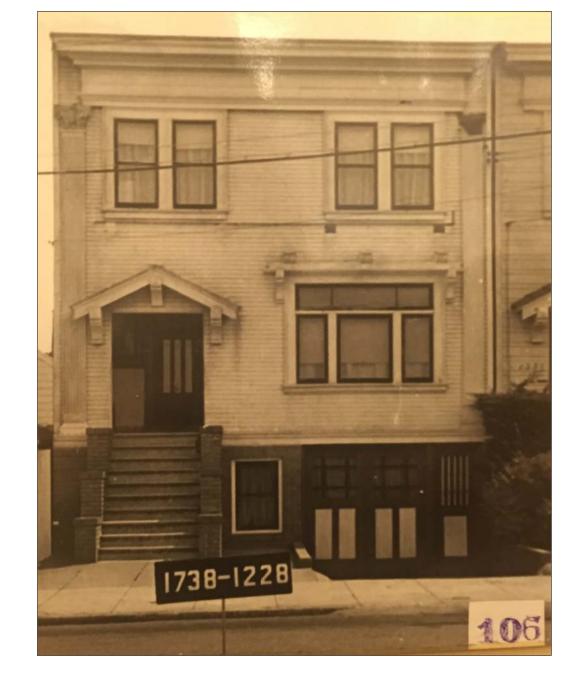






AS BUILT SITE CONDITION PHOTOGRAPH SCALE: NTS

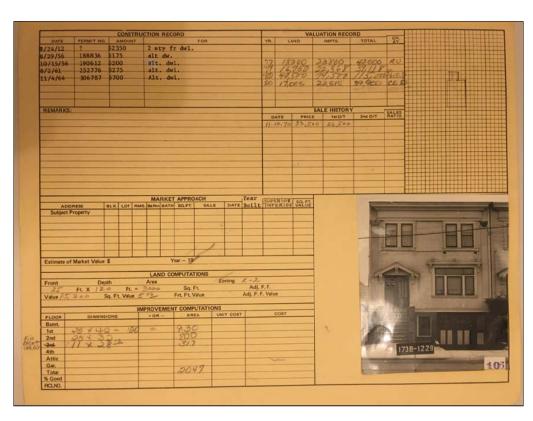




ARCHIVAL PHOTOGRAPH OF ORIGINAL EXISTING CONDITION SCALE: NTS

	Pre		1072					Vol	- 13 Block 17	38	Lot 39
	~~~				TTY & COUNTY O	E SA	N FRANCISCO	Add	ress 1228 Funston	Ave	. Nr. Lideild
					Assessors Office						Zoning F-2
na	le Family Dwelling				JOSEPH E. TIN			C07	e Class D	-	coning /
	PROVEMENT DATA			12	PLUMBING FIXTURES	100	RECORD DATA	10	Paved Rd. NO PO AD	435	HEATING
	CLASS 5 YEAR 19/2			2	NUMBER		NEIGHBORHOOD		St. Park's NO FO AC		Gentral 1 [1]
	TYPE:			-	QUALITY:		Planning PD AD GD		Traffic Flow H ALL		Floor 2 🗆
	Detached 🖸	9	INTERIOR FINISH		Fair C Good Exc.	115	Mkt.Demand PD AD GD		Dist.toSkpping FOADNO		Wall 3
	Semi-Ort. 50		Finish: PC ASS GC		SPRINKLER:	120	Trend PC AC G	329	Dist to School FLI ALI NU		None 4
	Bow Type		Plaster 52		Int. 🖸 Garden 🗖	125	Predom Owner Occp.	330	Dist. to Trang. F A N		GarBsmt.Area
	NO. OF FLOORS		Sheetrock				NO PO YO				Gar, Sep. Area
-	Fin. Sunt. N . Y		Wallboard		and the second s	130	Predom, Res. Area		TOPOGRAPHY		Barnt, U. F. Area
	Bunt Apt. N C Y C		Paneling 🖾	14	ELECTRICAL FIXTURES		NO PO YO		LotGrade AC BC LC		1st Fir, Area
	Fin. Attic N C Y C		Knotty Pine		Fair Good Exc.	140	Predom Sing Fam Neighb	350	Lot Slope		2nd Fir. Area
	No. of Rooms per Floor:		Pine 53		Few Many	-	NO PO YO	300	Grad 1 Steep 2 Sheer 3 Accest P F I N		Ord Fir, Area
- 6	FLR. 8 1 2 3 4 A				220 Volt	150	Services (Sch-Shop-Tran)		Street Grade		Attic-FinArea
	MM. 233	-	CEILING	+		100	Neigh.#	300	Level 1 Grad 2 Steep 3		Total Fin. Area
	No. of Bedrms.	10		1 10	HEATING		Sub. Neigh.#		Civil ICI Gazzo Salpaci		Function Liv. Area
•	FOUNDATION	_	Plater	10	Gan C Elec. C Oll C	110	and the second s	375	View Lot ND YD	450	Est, RCN Per Ø
×.	Brick	-	Acoustical Tile	+	Gravity	-			View of Bay FDAD GD		Est. % Good
-	Slab	-	Exposed Beam	-		200	TOTAL PROPERTY		Viewof Ocean FC AC GC		Imp. Remodeled NO YO
-	Cont Biks	-	Exposes Dear	+	Hot Water	205	Arch. Attractiveness	383	View of City FLA G		Year
-	Piers	11	BATHROOM	-	Steam 🗇		PC AD GD		Land Value Year		Minor Cost
	Other		FUR NO. WE LAV TUB BIL O.		Perimeter 🖸	210	Lot Utility	385	Est. Land Val. per Adj. F.F.		Year
5	BASEMENT			1	Floor 🗖	1000	PO AO GO		Statute - Contraction		Major Cost
-	Unfin CallaCalle				Wall Heater	215	Nuisance Influence	390	Est. Land Val. per Sq. Ft.		Year
~	Fin. GAUADAUE		· 6월 5월 5월 5월 5월 5월	1	Radiant 🗔		NO YO				BINNKIL NO Part. YO
-	Parking Spaces /		EN 199 등을 통한 수준을 해 받		Miss E	220	Deferred Maintenance		BUILDING ATTRIBUTES		Basmt, Apt. NO YO Basmt, Apt. Rent \$
	2 Ame		[ 12] 동종 등을 들는 등을 위해 있		New York Commence	-	None 1		Const. Year 11/2		Dwelling Rent S
6	EXTERIOR CONSTR.		Vanity		FIREPLACE		Minor 2 🗆 Major 3 🗔		Quality Class P F A G S		Row Type
	Rusie 🖾		FINISH TILE SAPLST	n 1	Ang El Spec.	230	Highest & Best Use		Barrit Qual CI P F A G S		Semi-Detached
	Sturco 🖸		/ Wains. W/a //s	10	SPECIAL FEATURES	1.00	NO YO		Attic Qual CI P F A G S		Detached
	Wood Shingle		Shower	1	Intercom	300	LAND ATTRIBUTES		Condition P F A G E		
	Asb Shingle	-	Floor /	+	Central Vac.		Lot Width (Eff)	407	Deferred Maint, NCI YCI	500	Sale Price
_	and a street of the street of	-	a rem	+	Sliding Glass Doors	302	Lot Depth (Eff)	124	NO. OF ROOMS		Sale Data
_	and the second second	+		+	Bookcases		Sq. Ft. (Actual)		Basmt. 2		1st D/T
_	Word Trim	12	KITCHEN	-	Outdoor BBQ		Sq. Ft. (Usable)		Ist Fie.		2nd D/T
_		1	Built-In NO YO PC	1	Swim'g Pool		Zone		2nd Fix.	520	Cash Eq.
7	ROOF - COVER		CABINETS:				ZoneConFrmity NO YO	413	and Fir.	1000	Appri. Date
-	Fir DI TAG DI		Paint Metal Ven.	1			Typical		Attic Total Rms.		Employee No.
	Gable D Comp.		COUNTER TOP:		Elec. Gar. Dr.		SubSub10 Std20 Sup30	415	Din.Rm.Ares NO AO RO		Use Code
	Hig 🖸 Metal 🗍		Tile Metal Plate				Cul-De-Sac N V		Bedrms.		Land Value \$
	Massard 🗔 Tile		APPLIANCES:	-	in one dance				Bathrms.	550	Imp. Value \$
	Shid 🖾 Slate 🗆		Avg Good Exc.		Parate 1				4 Fixtures	555	
	Other 🖸 Other 🖸		Rangetop C						3 Fixtures	565	
			Diop in the o						2 Fixtures		1 Partial Comple.
	in a second second		Dogene orten				Undergrd.Util. NO YO		1 Fixture		2 Board Action
			and the second se			32	Curb&Gutters NI Y		Stall Shower ND YD		3 Deferred Main,
3	Hd Wd. ED Lino		Disposal L 8.8.0.			32	2 Sidewalk NC YC		Family Rm. NO YO	-	4 Other
4	So'tWd. El Vinyl C		Blender	5		32			Sun Room NI Y		
	Plywood Asp.Tile		Dishwasher	-	and the second se	32	4 Parkway ND YD	430	Kitchen FD AD GD	1	Appraiser

# ARCHIVAL PHOTOGRAPH OF ORIGINAL EXISTING CONDITION SCALE: NTS



ARCHIVAL PHOTOGRAPH OF ORIGINAL EXISTING CONDITION SCALE: NTS

REVISION		BY
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	HONO	
	2451 HARRISON STREET San Francisco, ca 94110 Telephone (415) 642–7722 FAX (415) 642–7590	
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