Discretionary Review Abbreviated Analysis

HEARING DATE: APRIL 7, 2016

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

Reception: 415.558.6378

Fax:

415.558.6409

Planning Information: 415.558.6377

Date: March 31, 2016
Case No.: 2014.1253DRP
Project Address: 276 Hartford Street

Permit Application: 2013.12.11.3907

Zoning: RH-3 (Residential House, Three Family)

40-X Height and Bulk District

Block/Lot: 3602/051

Project Sponsor: Stephen M. Williams

1934 Divisadero Street San Francisco, CA 94115

Staff Contact: Jeff Horn – (415) 575-6925

jeffrey.horn@sfgov.org

Recommendation: Do not take DR and approve as revised

PROJECT DESCRIPTION

The request is for a Discretionary Review of Building Permit Application No. 2013.12.11.3907 proposing to construct side, rear and vertical additions to the existing structure, designated as a two-family dwelling. The project proposes to convert the existing basement crawlspace into habitable space, rehabilitate the building interior, raise the existing front gable roof structure 1 foot in height, and increase the overall building depth through a 3-story rear horizontal addition. The property is currently used as a single family residence.

PROJECT BACKGROUND

On August 15, 2014, Stephen M. Williams filed an application with the Planning Department (hereinafter "Department") for Mandatory Discretionary Review (2014.1253D) pursuant to Planning Code Section 317, to legalize the present single family use as part of a residential expansion at 276 Hartford Street. On February 19, 2015, Leslie Andelin (hereinafter "Discretionary Review (DR) Requestor") filed an application with the Department for Discretionary Review (2014.1253DRP) of Building Permit Application No. 2013.12.11.3907.

On April 16, 2015, the San Francisco Planning Commission (hereinafter "Commission") conducted a duly noticed public hearing at a regularly scheduled meeting on Discretionary Review Application 2014.1253DDRP, which included both the Mandatory Discretionary Review and Public Initiated Discretionary Review.

The Planning Commission disapproved the Mandatory Discretionary Review (2014.1253D) for the merger of dwelling units, but directed the project sponsor that they may return with a proposal for a two unit building. The commission also encouraged the Project Sponsor to obtain an updated Report of Residential Building Record Report (3R) reflecting the use as Two Family Dwelling. On December 9, 2015, the Department of Building Inspection released a 3R Report stating the authorized use as a Two Family Dwelling.

SITE DESCRIPTION AND PRESENT USE

The subject lot is located on the west side of Hartford Street between 19^{th} and 20^{th} Streets, measures 22'x125' and is down-sloping toward the rear property line. The subject property presents to Hartford Street as a 1-story structure with a steep driveway to a garage partially below curb level. The down-sloping lot results in a $2\frac{1}{2}$ -story building height at the rear elevation. City records indicate a building area of 2,124 square feet with a 930-square-foot basement.

Historic water tap records, maps, city directories and building permits state that the building was constructed in 1891 as a two family dwelling. The last known permit acknowledging the building as a "2 Family Dwelling" was filed in 1996, and Sanborn maps assign two addresses to the building (#276 & #278) through 1998. The current owners received a Report of Residential Building Record (3-R) on December 9, 2015 that stated the Authorized Use as a "Two Family Dwelling." The building currently exists as a one-family dwelling.

SURROUNDING PROPERTIES AND NEIGHBORHOOD

The subject property is located at the convergence of several zoning districts, but falls within the RH-3 (Residential House, Three Family) zone. The RH-3 zoning extends west beyond Castro Street and north towards Market Street. The east side of Hartford Street is largely RH-3 and partially zoned RH-1 (Residential House, One Family). Blocks immediately south of the subject property are zoned RH-2 (Residential House, Two Family).

Hartford Street has 15 street-facing parcels on the west side of the 200-block, which are all zoned RH-3 (Residential House, Three Family). The seven buildings in the middle of the block-face are the largest, averaging 2-3 stories in height over a raised basement. The Reports of Residential Record (3-R) for those buildings show typical dwelling unit counts of 3-6 dwelling units. Flanking those larger buildings, on either end of the block, are smaller 1½ -2 story buildings each containing 1-3 dwelling units. The subject property is one in a row of five smaller buildings that were constructed in the 1890s and retain their original building height and form as viewed from Hartford Street.

The east side of the street is a mix of RH-1 and RH-3 zoning, with limited 3-R information to verify on accurate dwelling unit counts.

SAN FRANCISCO
PLANNING DEPARTMENT

BUILDING PERMIT NOTIFICATION

TYPE	REQUIRED PERIOD	NOTIFICATION DATES	DR FILE DATES	DR HEARING DATE	FILING TO HEARING TIME
311 Notice	30 days	Jan. 20 – Feb. 19, 2015	Feb 19, 2015	April 14, 2015 April 7, 2016	54 days 413 days

HEARING NOTIFICATION

TYPE	REQUIRED PERIOD	REQUIRED NOTICE DATE	ACTUAL NOTICE DATE	ACTUAL PERIOD
Posted Notice	10 days	March 28, 2016	March 28, 2016	10 days
Mailed Notice	10 days	March 28, 2016	March 28, 2016	10 days

PUBLIC COMMENT

	SUPPORT	OPPOSED	NO POSITION
Adjacent neighbor(s)		1	
Other neighbors on the			
block or directly across		22	
the street			
Neighborhood groups			

Opposed – Leslie Andelin (DR Requestor) – Owner/occupant at 280 Hartford Street (adjacent to the south) – Ms. Andelin expressed concerns with respect to loss of light, air and access to mid-block open space.

Opposed – 22 owners/occupants within the project vicinity – 22 neighbors signed a letter in opposition dated January 15, 2015. The letter stated concerns with respect to the dwelling unit merger and the loss of light, air and access to mid-block open space.

DR REQUESTORS

Leslie Andelin, 280 Hartford Street, San Francisco, CA 94114 Requestor is the abutter located directly south of the subject property.

DR REQUESTOR'S CONCERNS AND PROPOSED ALTERNATIVES

See attached Discretionary Review Application, dated February 19, 2015

PROJECT SPONSOR'S RESPONSE TO DR APPLICATION

See attached Response to Discretionary Review, dated March 27, 2015.

ENVIRONMENTAL REVIEW

The Project is exempt from the California Environmental Quality Act ("CEQA") as a Class 1 Categorical Exemption.

RESIDENTIAL DESIGN TEAM REVIEW

The Residential Design Team (RDT) reviewed the project following the submittal of the Request for Discretionary Review and found that the proposed project meets the standards of the Residential Design Guidelines (RDGs) and that the project does not present any exceptional or extraordinary circumstances for the following reasons:

Privacy, Light and Mid-Block Open Space: Privacy, light and the mid-block open space are
protected as the project's depth and proposed rear and side setbacks appropriately responds to
the adjacent building conditions. The deeper portion of the rear addition is located against the
deeper adjacent building to the north, and setbacks are provided in response to the building
conditions to the south. The project is within the privacy tolerances to be expected when living in
a dense, urban environment such as San Francisco.

Under the Commission's pending DR Reform Legislation, this project would not be referred to the Commission as this project does not contain or create any exceptional or extraordinary circumstances.

RECOMMENDATION:

Do not take DR and approve project as revised

Attachments:

Parcel Map

Sanborn Map

Zoning Map

Aerial Photographs

Streetscape Photographs

CEQA Categorical Exemption Determination

Section 311 Notice

DR Notice

DR Application

Response to Public DR

RDT Checklist

RDT Review 3/18/2015

DR Analysis for DUM

Report of Residential Building Record Report (3R)

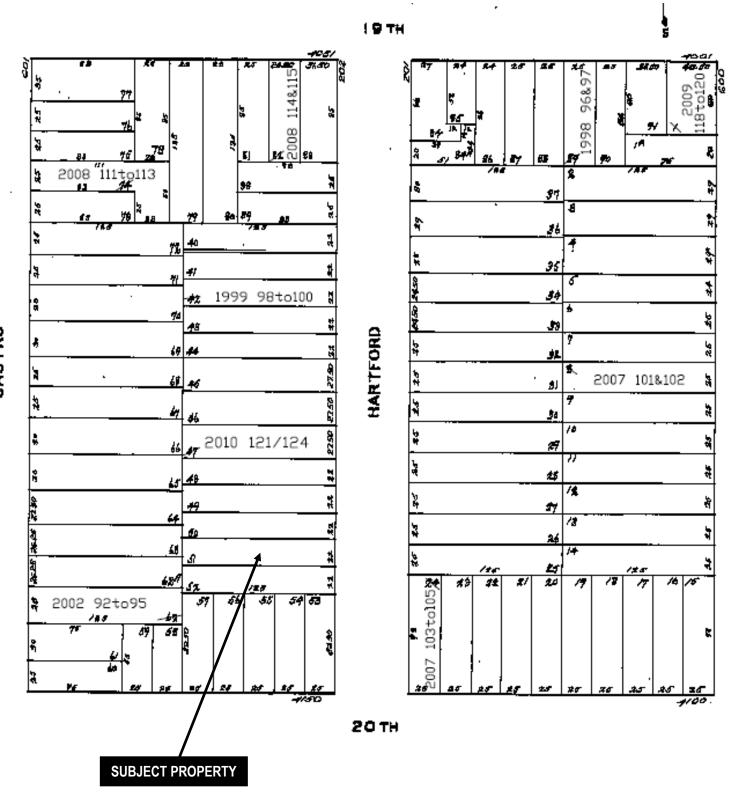
RDT Review 7/22/2015

Revised Plans per Planning Commission

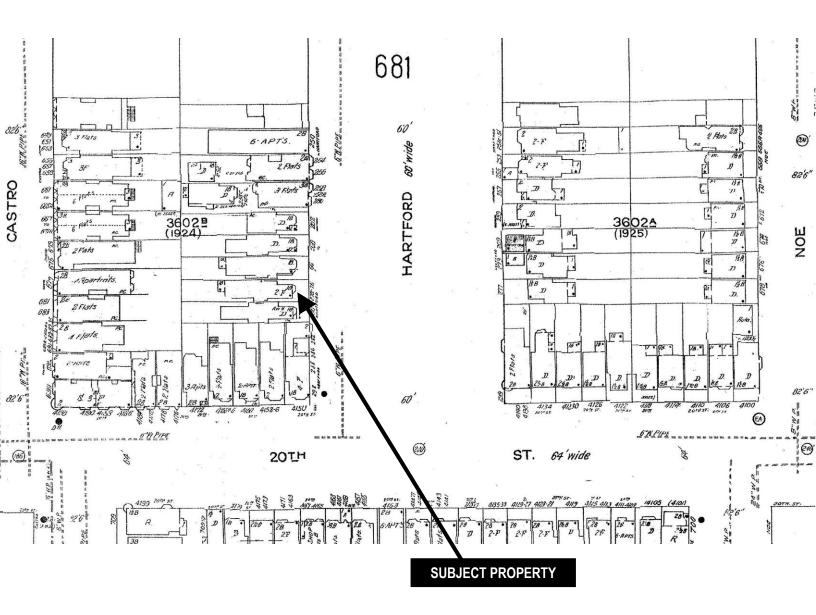
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276 Hartford Street – Attachments Block Book Map



Sanborn Map, ca. mid-1990s (Subject Property is a 2-flat)





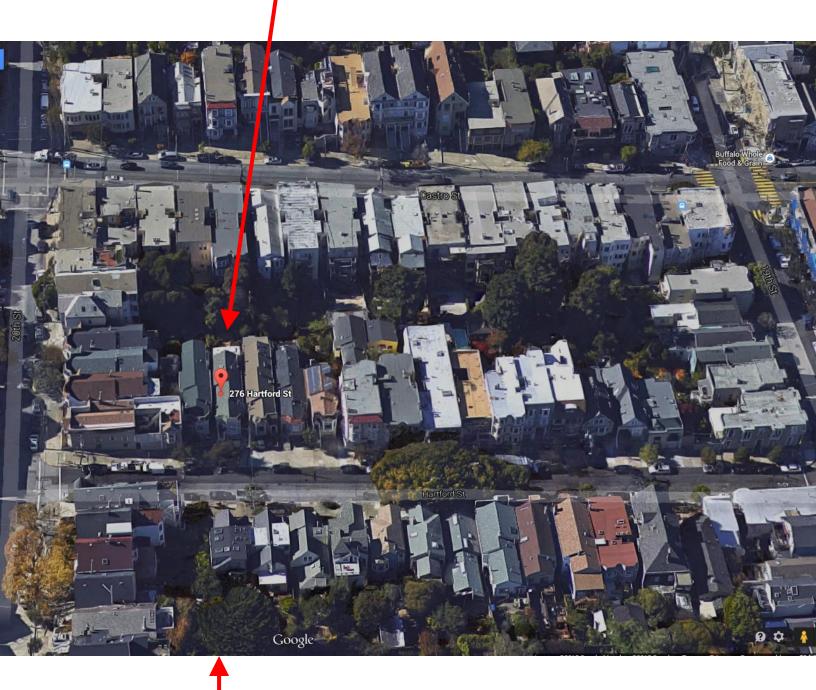
Zoning Map (RH-3/40-X)





Aerial Photo, looking West towards Castro St.

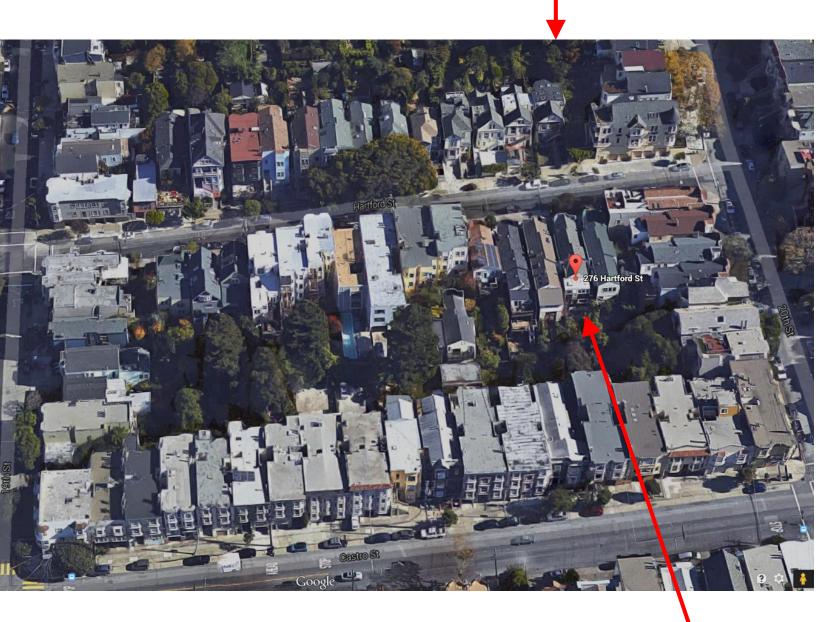
SUBJECT PROPERTY (RH-3 ZONING EXTENDS TO CASTRO STREET)



(RH-1 ZONING DIRECTLY ACROSS FROM SUBJECT PROPERTY)

Aerial Photo, looking east towards Hartford St.

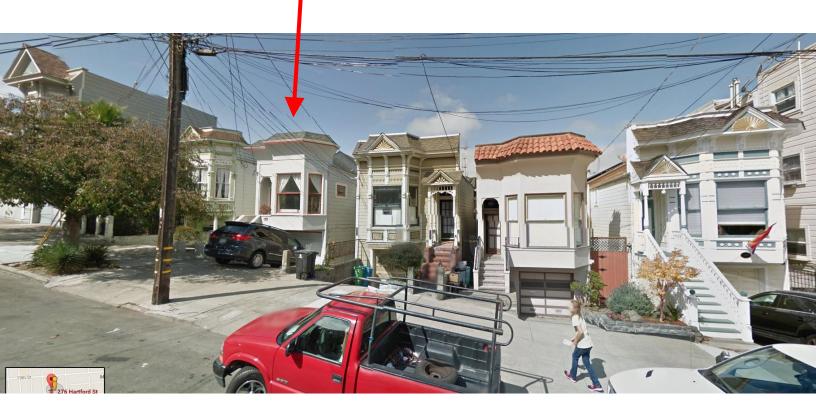
(RH-1 ZONING DIRECTLY ACROSS FROM SUBJECT PROPERTY)



SUBJECT PROPERTY (RH-3 ZONING EXTENDS TO CASTRO STREET)

West Side of Hartford Street (RH-3 Zoning)

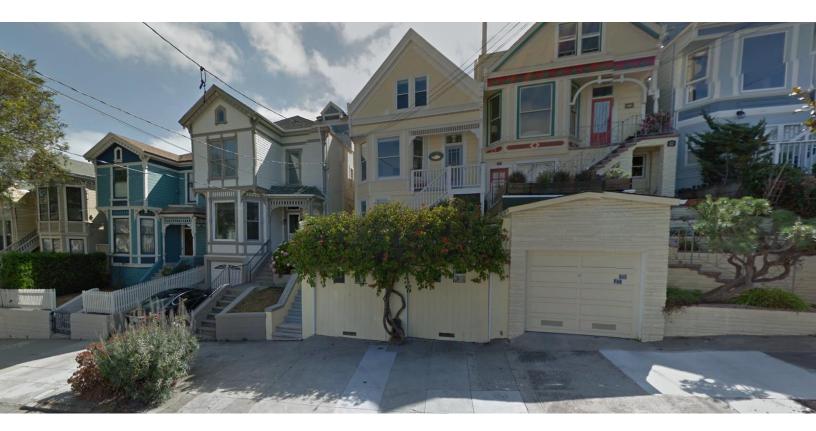
SUBJECT PROPERTY



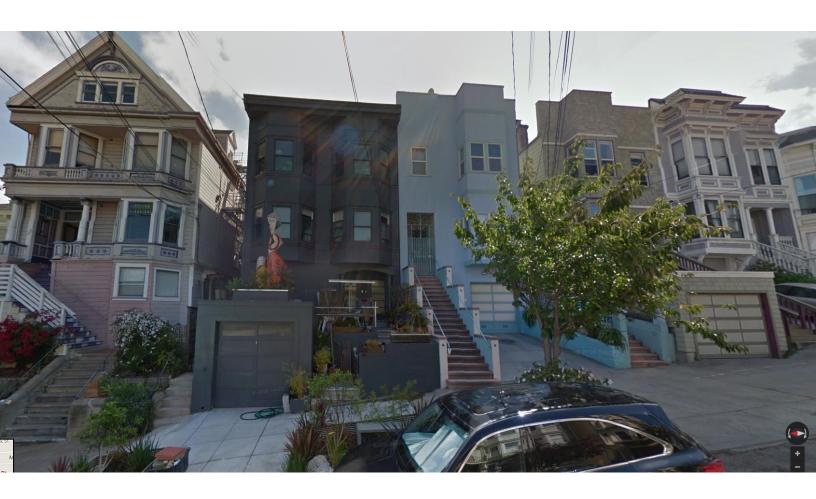
West Side of Hartford Street (RH-3 Zoning)



East Side of Hartford Street (RH-1 directly across from Subject Property)



East Side of Hartford Street (RH-3 towards 19th St.)





SAN FRANCISCO PLANNING DEPARTMENT

CEQA Categorical Exemption Determination

PROPERTY INFORMATION/PROJECT DESCRIPTION

Project Add	lress		Block/Lot(s)					
Case No.		Permit No.	Plans Dated					
Additio	n/	Demolition	New	Project Modification				
Alterati		(requires HRER if over 45 years old)	Construction	(GO TO STEP 7)				
			Construction	(GO TO STEL 7)				
Project desc	cription for	Planning Department approval.						
STEP 1: EX	EMPTION	CLASS						
		BY PROJECT PLANNER						
		·						
Note: If nei		1 or 3 applies, an Environmental Evaluation						
	Class 1 – I	Existing Facilities. Interior and exterior alter	ations; additions un	der 10,000 sq. ft.				
	Class 3 – I	New Construction/ Conversion of Small Str	ructures. Un to three	e (3) new single-family				
		s or six (6) dwelling units in one building; co.	-					
		use under 10,000 sq. ft. if principally permit		etares, atmity extensions,				
	Class	ase ander 10,000 sq. ii. ii principally perime	tea of White Co.					
	C1055							
STEP 2: CE	•							
TO BE CON	MPLETED 1	BY PROJECT PLANNER						
If any box i	s checked l	below, an Environmental Evaluation Applic	cation is required.					
	Air Qual	ity: Would the project add new sensitive rec	eptors (specifically,	schools, day care facilities,				
		spitals, residential dwellings, and senior-care facilities) within an Air Pollution Exposure Zone?						
		Does the project have the potential to emit substantial pollutant concentrations (e.g., backup diesel						
		s, heavy industry, diesel trucks)? Exceptions:	-	_				
	_	ation of enrollment in the San Francisco Departn	•					
		t would not have the potential to emit substantial	•	, 0				
CEQA Catex Determination Layers > Air Pollutant Exposure Zone)								
		us Materials: If the project site is located on t		suspected of containing				
		is materials (based on a previous use such as	-	-				
	manufacturing, or a site with underground storage tanks): Would the project involve 50 cubic yards							
_			·					
	or more of soil disturbance - or a change of use from industrial to residential? If yes, this box must be checked and the project applicant must submit an Environmental Application with a Phase I							

	Environmental Site Assessment. Exceptions: do not check box if the applicant presents documentation of
	enrollment in the San Francisco Department of Public Health (DPH) Maher program, a DPH waiver from the
	Maher program, or other documentation from Environmental Planning staff that hazardous material effects
	would be less than significant (refer to $EP_ArcMap > Maher$ layer).
	Transportation: Does the project create six (6) or more net new parking spaces or residential units?
	Does the project have the potential to adversely affect transit, pedestrian and/or bicycle safety
	(hazards) or the adequacy of nearby transit, pedestrian and/or bicycle facilities?
	Archeological Resources: Would the project result in soil disturbance/modification greater than two
	(2) feet below grade in an archeological sensitive area or eight (8) feet in a non-archeological sensitive
	area? (refer to EP_ArcMap > CEQA Catex Determination Layers > Archeological Sensitive Area)
	Noise: Does the project include new noise-sensitive receptors (schools, day care facilities, hospitals,
	residential dwellings, and senior-care facilities) fronting roadways located in the noise mitigation
_	area? (refer to EP_ArcMap > CEQA Catex Determination Layers > Noise Mitigation Area)
	Subdivision/Lot Line Adjustment: Does the project site involve a subdivision or lot line adjustment
	on a lot with a slope average of 20% or more? (refer to EP_ArcMap > CEQA Catex Determination Layers >
	Topography)
	Slope = or > 20%: Does the project involve excavation of 50 cubic yards of soil or more, new
	construction, or square footage expansion greater than 1,000 sq. ft. outside of the existing building
	footprint? (refer to EP_ArcMap > CEQA Catex Determination Layers > Topography) If box is checked, a
	geotechnical report is required.
	Seismic: Landslide Zone: Does the project involve excavation of 50 cubic yards of soil or more, new
	construction, or square footage expansion greater than 1,000 sq. ft. outside of the existing building
	footprint? (refer to EP_ArcMap > CEQA Catex Determination Layers > Seismic Hazard Zones) If box is checked, a
	geotechnical report is required.
	Seismic: Liquefaction Zone: Does the project involve excavation of 50 cubic yards of soil or more,
	new construction, or square footage expansion greater than 1,000 sq. ft. outside of the existing
	building footprint? (refer to EP_ArcMap > CEQA Catex Determination Layers > Seismic Hazard Zones) If box is
	checked, a geotechnical report will likely be required.
If no boxes	are checked above, GO TO STEP 3. If one or more boxes are checked above, an Environmental
Evaluation 2	Application is required, unless reviewed by an Environmental Planner.
	Project can proceed with categorical exemption review. The project does not trigger any of the
	CEQA impacts listed above.
Comments	and Planner Signature (optional):
STEP 3: PR	OPERTY STATUS – HISTORIC RESOURCE
TO BE COM	IPLETED BY PROJECT PLANNER
	IS ONE OF THE FOLLOWING: (refer to Parcel Information Map)
	tegory A: Known Historical Resource. GO TO STEP 5.
-=	tegory B: Potential Historical Resource (over 45 years of age). GO TO STEP 4.
│	tegory C: Not a Historical Resource or Not Age Eligible (under 45 years of age). GO TO STEP 6.

STEP 4: PROPOSED WORK CHECKLIST

TO BE COMPLETED BY PROJECT PLANNER

Che	ck all that apply to the project.						
	1. Change of use and new construction. Tenant improvements not included.						
	2. Regular maintenance or repair to correct or repair deterioration, decay, or damage to building.						
	3. Window replacement that meets the Department's <i>Window Replacement Standards</i> . Does not include storefront window alterations.						
	4. Garage work. A new opening that meets the <i>Guidelines for Adding Garages and Curb Cuts</i> , and/or replacement of a garage door in an existing opening that meets the Residential Design Guidelines.						
	5. Deck, terrace construction, or fences not visible from any immediately adjacent public right-of-way.						
	6. Mechanical equipment installation that is not visible from any immediately adjacent public right-ofway.						
	7. Dormer installation that meets the requirements for exemption from public notification under <i>Zoning Administrator Bulletin No. 3: Dormer Windows</i> .						
	8. Addition(s) that are not visible from any immediately adjacent public right-of-way for 150 feet in each direction; does not extend vertically beyond the floor level of the top story of the structure or is only a single story in height; does not have a footprint that is more than 50% larger than that of the original building; and does not cause the removal of architectural significant roofing features.						
Note	e: Project Planner must check box below before proceeding.						
	Project is not listed. GO TO STEP 5.						
	Project does not conform to the scopes of work. GO TO STEP 5 .						
	Project involves four or more work descriptions. GO TO STEP 5.						
	Project involves less than four work descriptions. GO TO STEP 6.						
	P 5: CEQA IMPACTS – ADVANCED HISTORICAL REVIEW BE COMPLETED BY PRESERVATION PLANNER						
Che	ck all that apply to the project.						
	1. Project involves a known historical resource (CEQA Category A) as determined by Step 3 and conforms entirely to proposed work checklist in Step 4.						
	2. Interior alterations to publicly accessible spaces.						
	3. Window replacement of original/historic windows that are not "in-kind" but are consistent with existing historic character.						
	4. Façade/storefront alterations that do not remove, alter, or obscure character-defining features.						
	5. Raising the building in a manner that does not remove, alter, or obscure character-defining features.						
	6. Restoration based upon documented evidence of a building's historic condition, such as historic photographs, plans, physical evidence, or similar buildings.						
	7. Addition(s) , including mechanical equipment that are minimally visible from a public right-of-way and meet the <i>Secretary of the Interior's Standards for Rehabilitation</i> .						

	8. Other work consistent with the Secretary of the Interi (specify or add comments):	or Standards for the Treatment of Historic Properties
	9. Other work that would not materially impair a history	oric district (specify or add comments):
	(Requires approval by Senior Preservation Planner/Prese	
	10. Reclassification of property status to Category C. <i>Planner/Preservation Coordinator)</i>	Requires approval by Senior Preservation
	a. Per HRER dated: (attach HRE	R)
	b. Other (specify):	
Note	e: If ANY box in STEP 5 above is checked, a Preservation	Planner MUST check one hov below
7100	Further environmental review required. Based on the	
	Environmental Evaluation Application to be submitted. G	1 , 1
	Project can proceed with categorical exemption revier Preservation Planner and can proceed with categorical	1 ,
Com		exemption review. GO TO STEE 0.
Com	ments (optional):	
Prese	ervation Planner Signature:	
	6: CATEGORICAL EXEMPTION DETERMINATION	
TO B	E COMPLETED BY PROJECT PLANNER	
	Further environmental review required. Proposed project	et does not meet scopes of work in either (check all that
	<i>apply)</i> : ☐ Step 2 – CEQA Impacts	
	Step 5 – Advanced Historical Review	
	STOP! Must file an Environmental Evaluation Applicati	on.
	No further environmental review is required. The project	
	Planner Name:	Signature:
	Project Approval Action:	
	If Discretionary Review before the Planning Commission is requested, the Discretionary Review hearing is the Approval Action for the project.	
	Once signed or stamped and dated, this document constitutes a categorial Administrative Code.	
	In accordance with Chapter 31 of the San Francisco Administrative Cod days of the project receiving the first approval action.	e, an appeal of an exemption determination can only be filed within 30

1650 Mission Street Suite 400 San Francisco, CA 94103

NOTICE OF BUILDING PERMIT APPLICATION (SECTION 311/312)

On **December 11, 2013**, the Applicant named below filed Building Permit Application No. **2013.12.11.3907** with the City and County of San Francisco.

PROP	ERTY INFORMATION	APPL	APPLICANT INFORMATION		
Project Address:	276 Hartford Street	Applicant:	Dennis Budd, Gast Architects		
Cross Street(s):	20 th Street	Address:	355 11 th St., #300		
Block/Lot No.:	3602/051	City, State:	San Francisco, CA 94103		
Zoning District(s):	RH-3 / 40-X	Telephone:	(415) 885-2946		

You are receiving this notice as a property owner or resident within 150 feet of the proposed project. You are not required to take any action. For more information about the proposed project, or to express concerns about the project, please contact the Applicant listed above or the Planner named below as soon as possible. If you believe that there are exceptional or extraordinary circumstances associated with the project, you may request the Planning Commission to use its discretionary powers to review this application at a public hearing. Applications requesting a Discretionary Review hearing must be filed during the 30-day review period, prior to the close of business on the Expiration Date shown below, or the next business day if that date is on a week-end or a legal holiday. If no Requests for Discretionary Review are filed, this project will be approved by the Planning Department after the Expiration Date.

Members of the public are not required to provide personal identifying information when they communicate with the Commission or the Department. All written or oral communications, including submitted personal contact information, may be made available to the public for inspection and copying upon request and may appear on the Department's website or in other public documents.

PROJECT SCOPE						
☐ Demolition	☐ New Construction	✓ Alteration				
☐ Change of Use	☐ Façade Alteration(s)	☐ Front Addition				
☑ Rear Addition	☐ Side Addition	✓ Vertical Addition				
PROJECT FEATURES	EXISTING	PROPOSED				
Building Use	Former Two-Family Dwelling	Legal Single Family Dwelling				
Front Setback	10 feet 7 inches (to front of bay)	No Change				
Side Setbacks	0' 2'9" (south); 3' 5'-3"(north)	2' (south); 0 – 3' (north)				
Building Depth	73 feet 5 inches (from front of bay)	82 feet (to new rear building wall)				
Rear Yard	41 feet	32 feet 5 inches				
Building Height	20 feet (from curb to highest gable roof ridge)	21 feet (from curb to highest gable roof ridge)				
	17'-6" (from curb to ridge of rear gable roof)	18'-6" (from curb to ridge of rear gable roof)				
Number of Stories	2 + crawlspace	3				
Number of Dwelling Units	1	1				
	PROJECT DESCRIPTIO	N				

The proposal is to convert the existing basement crawlspace into habitable space, rehabilitate the building interior, raise the existing front gable roof structure 1 foot in height, and increase the overall building depth through a 3-story rear horizontal addition. The project requires approval through a Mandatory Discretionary Review hearing before the Planning Commission – notice for which will be mailed to adjacent owners and occupants 10 days in advance of the hearing date -- to legalize the existing single family use.

The issuance of the building permit by the Department of Building Inspection or the Planning Commission project approval at a discretionary review hearing would constitute as the Approval Action for the project for the purposes of CEQA, pursuant to Section 31.04(h) of the San Francisco Administrative Code.

For more information, please contact Planning Department staff:

Planner: Eiliesh Tuffy
Telephone: (415) 575-9191

Telephone: (415) 575-9191 Notice Date: 1/20/15
E-mail: eiliesh.tuffy@sfgov.org Expiration Date: 2/19/15

中文詢問請電: (415) 575-9010

Para información en Español llamar al: (415) 575-9010

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RENDERINGS

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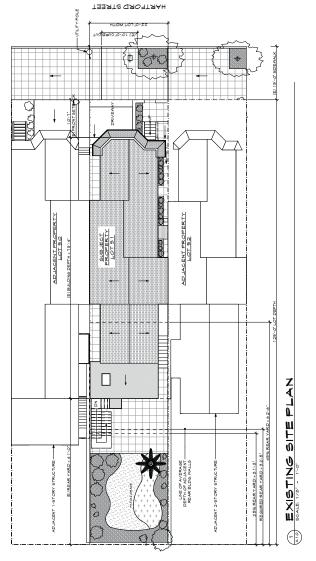


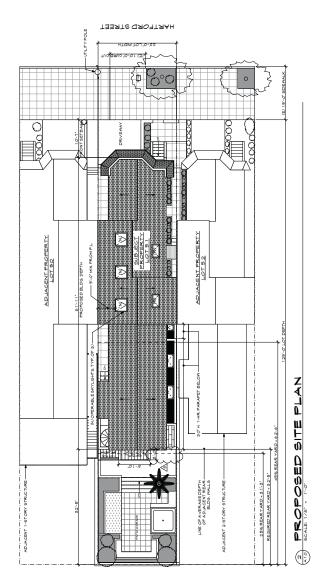




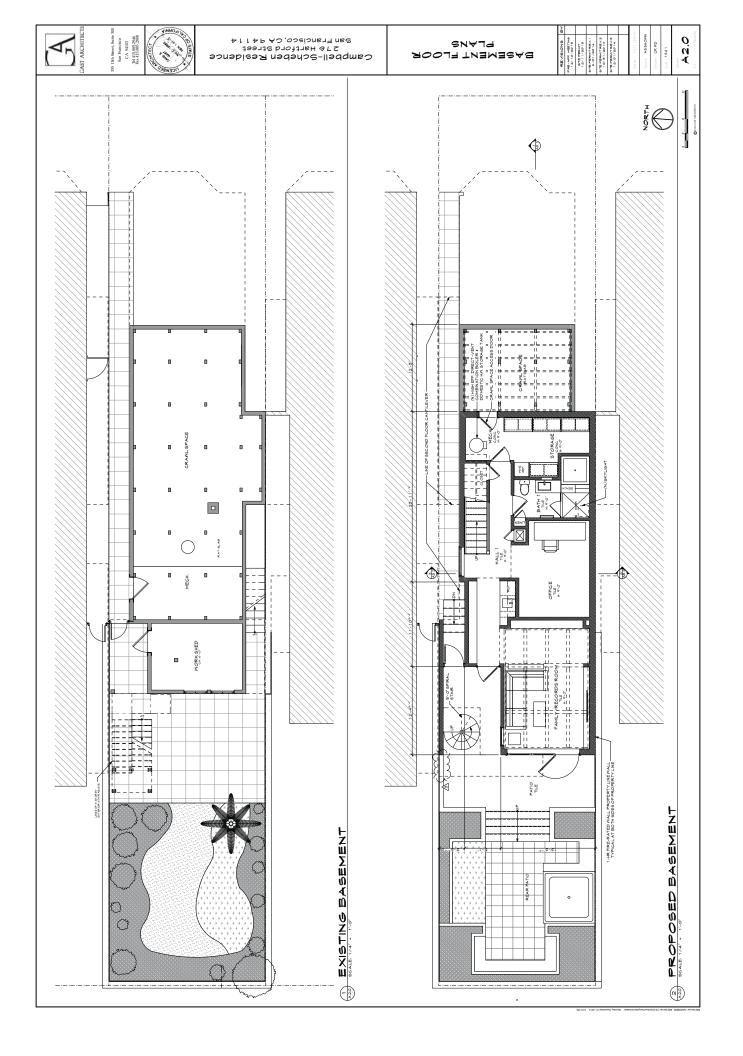


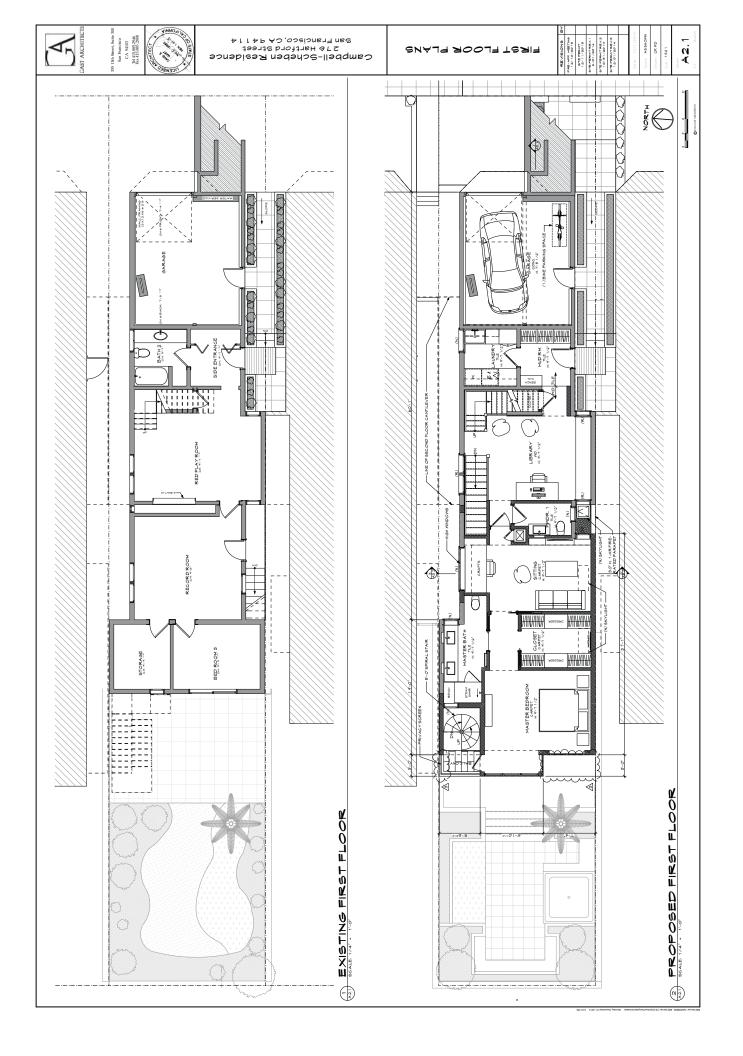


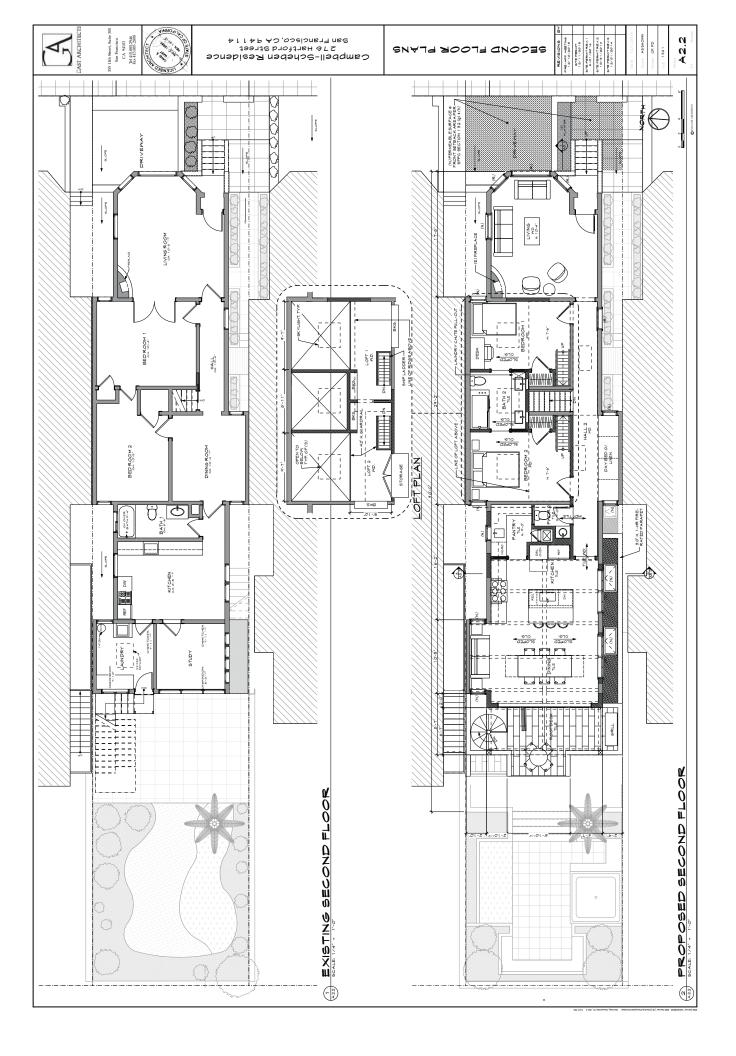


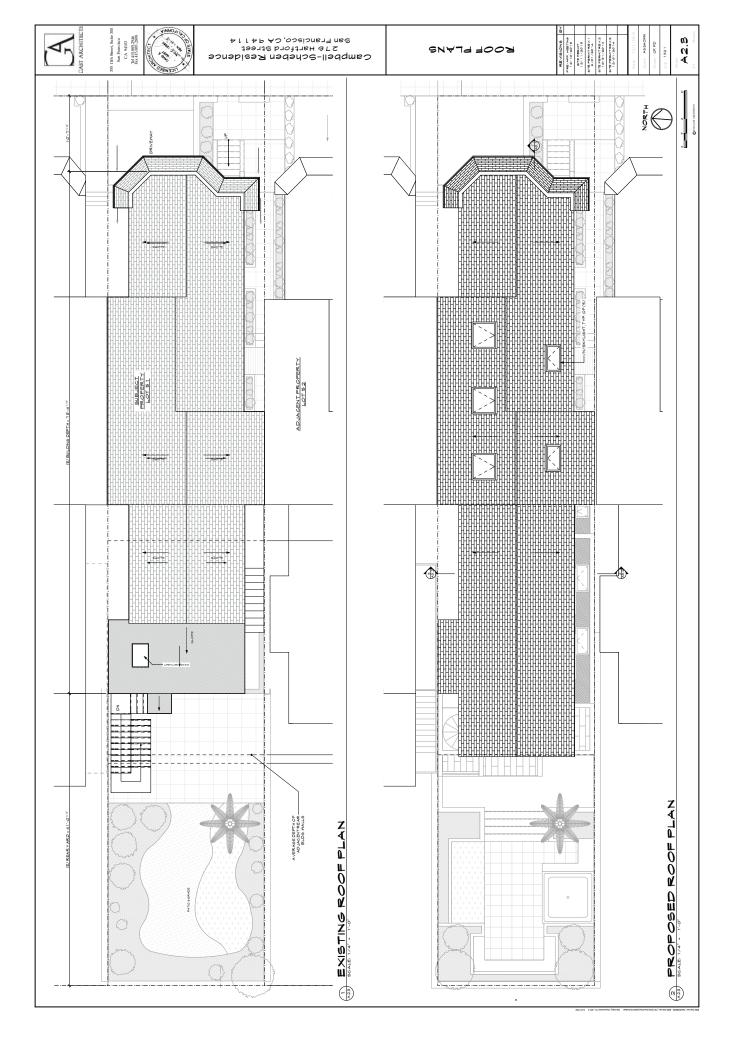


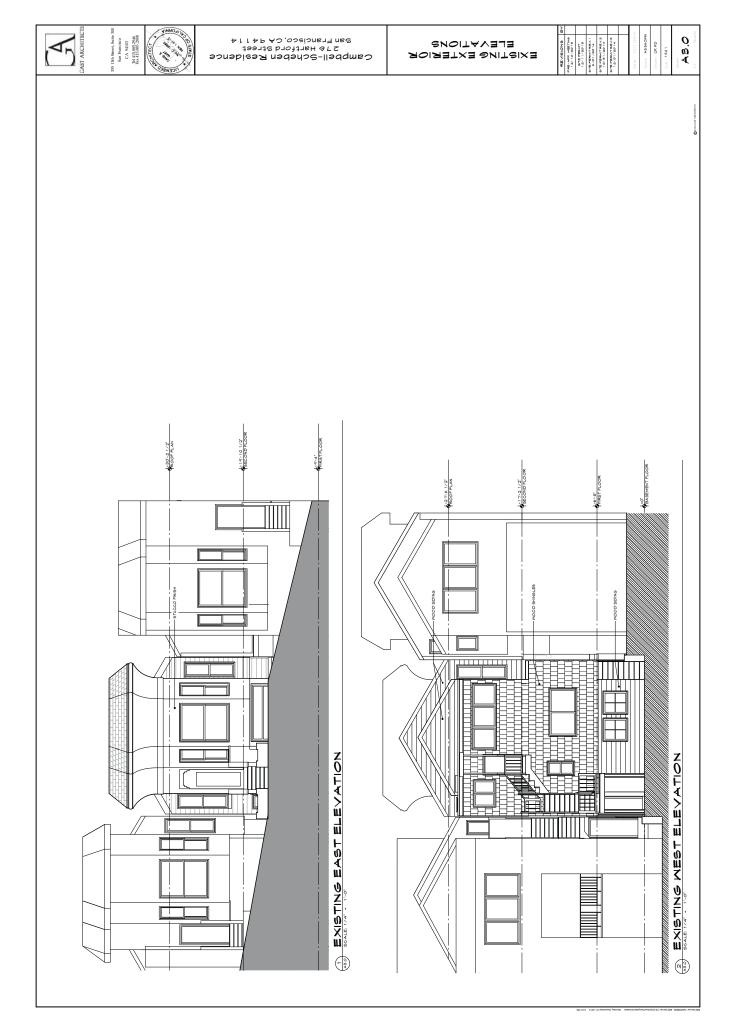


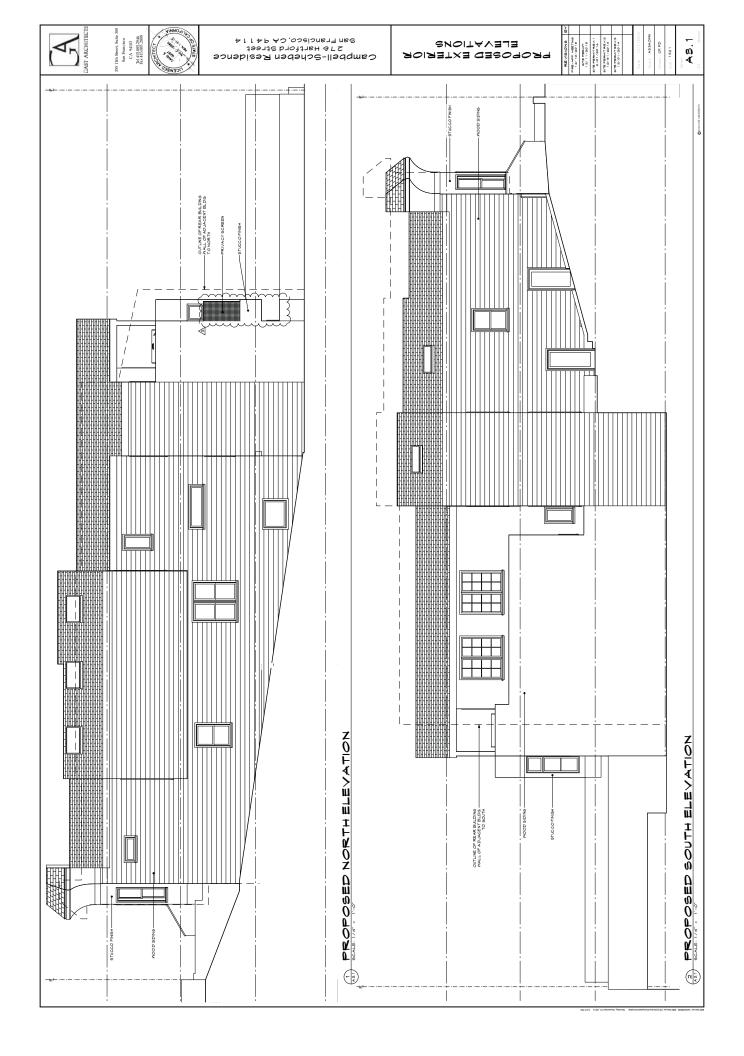


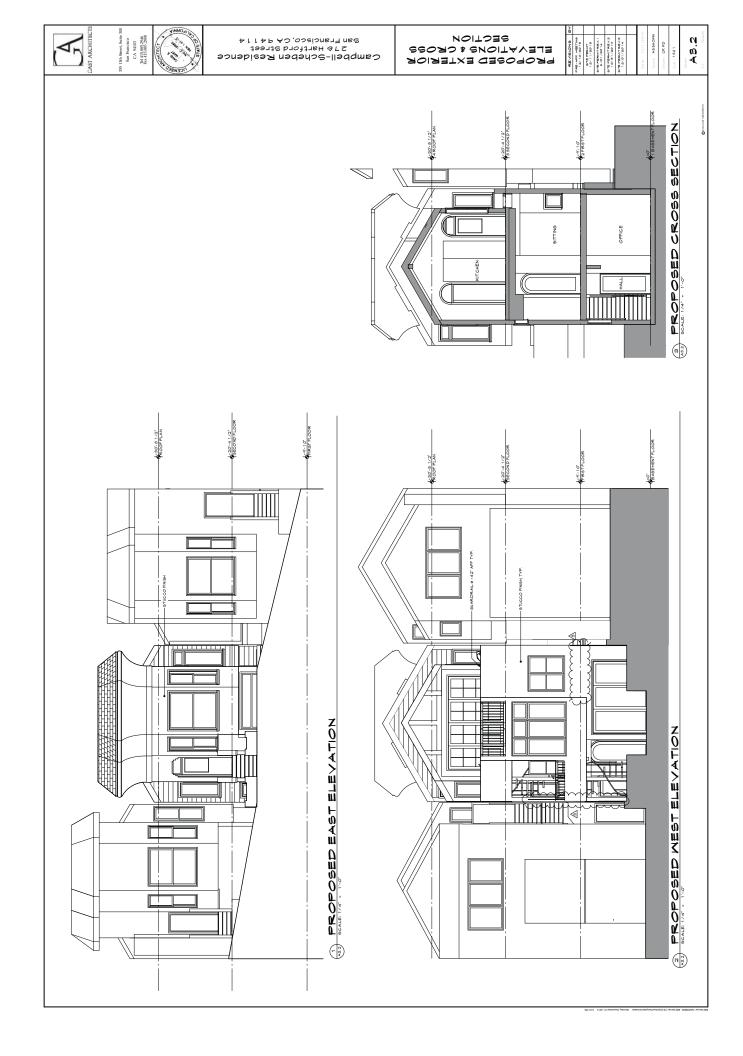


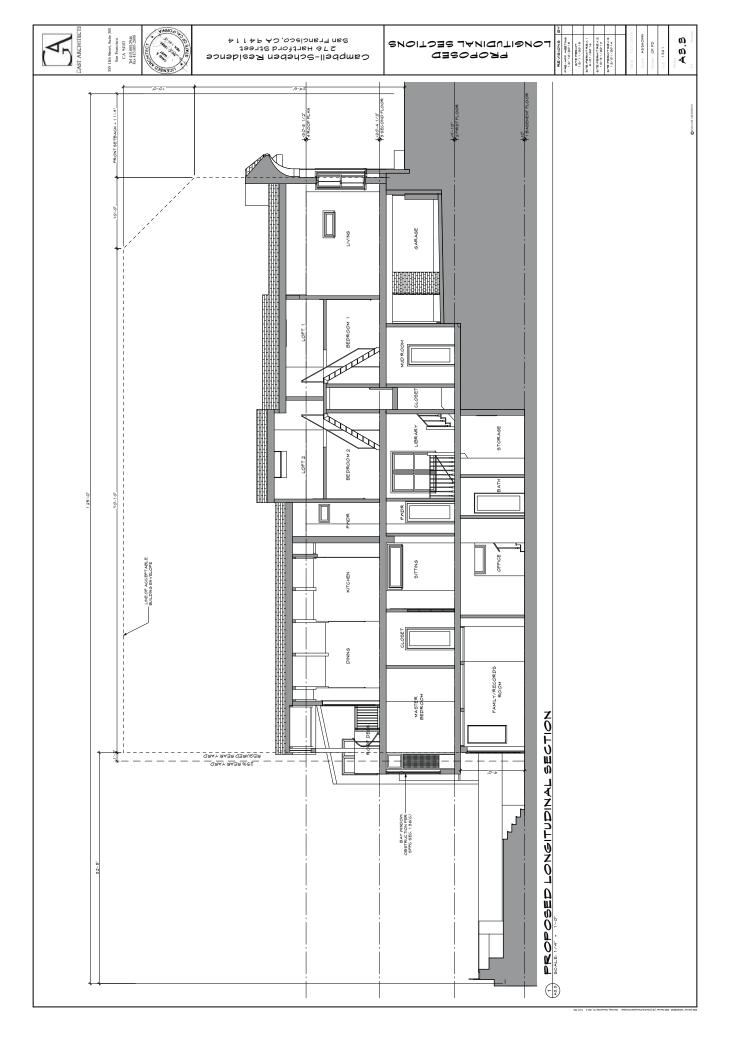












NOTICE OF PUBLIC HEARING

Hearing Date: Thursday, April 7, 2016

Time: Not before 12:00 PM (noon)

Location: City Hall, 1 Dr. Carlton B. Goodlett Place, Rm 400

Case Type: **Discretionary Review**Hearing Body: **Planning Commission**

PROPERTY IN	IFORMATION	APPLICATION INFORMATION		
Project Address: Cross Street(s): Block /Lot No.: Zoning District(s):	276 Hartford Street 20 th Street 3602/051 RH-3 / 40-X	Case No.: Building Permit: Applicant: Telephone:	2014.1253DRP 2013.12.11.3907 Stephen Williams, attorney 415-292-3656	
Area Plan:	N/A	Email:	smw@stevewilliamslaw.com	

PROJECT DESCRIPTION

The request is for a Discretionary Review of Building Permit Application No. 2013.12.11.3907 proposing to construct side, rear and vertical additions to the existing two-family dwelling. The project proposes to convert the existing basement crawlspace into habitable space, rehabilitate the building interior, raise the existing front gable roof structure 1 foot in height, and increase the overall building depth through a 3-story rear horizontal addition.

A Planning Commission approval at the public hearing would constitute the Approval Action for the project for the purposes of CEQA, pursuant to San Francisco Administrative Code.

ADDITIONAL INFORMATION

ARCHITECTURAL PLANS: If you are interested in viewing the plans for the proposed project please contact the planner listed below. The plans of the proposed project will also be available one week prior to the hearing through the Planning Commission agenda at: http://www.sf-planning.org

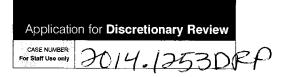
Members of the public are not required to provide personal identifying information when they communicate with the Commission or the Department. All written or oral communications, including submitted personal contact information, may be made available to the public for

FOR MORE INFORMATION, PLEASE CONTACT PLANNING DEPARTMENT STAFF:

Planner: **Jeff Horn** Telephone: **(415) 575-6925** E-Mail: **jeffrey.horn@sfgov.org**

中文詢問請電: (415) 575-9010

Para información en Español llamar al: (415) 575-9010



APPLICATION FOR Discretionary Review

1. Owner/Applicant Information

DR APPLICANT'S N			A STATE OF THE PROPERTY OF THE			
Leslie Andelir		h(1)	**************************************	Briddell 1988 for 1984 of the first of the control		
DR APPLICANT'S ADDRESS: 280 Hartford Street, San Francisco, CA			ZIP CODE: 94114		956-8100	
		не рвојест ол whick Christian Sche		NG DISCRETIONARY REVIEW N	VAME:	ar a
1	-		Den	ZIP CODE:	TELEPHOI	VE:
		San Francisco,		94114		885-2946
			Zacks & Freedm	an B <i>C</i>		
Same as Above				an, r.c.	TE EDUO	VE:
235 Montgor	nery Street,	Suite 400, San I		94104		956-8100
E-MAIL ADDRESS: ryanp@zulpc.						
	ford Street,	San Francisco,	CA		Transfer in the state of the st	ZIP CODE: 94114
ASSESSORS BLOC	клот: /051	LOT DIMENSIONS: 22' x 125'	LOT AREA (SQ FT): 2750 sq. ft.	ZONING DISTRICT:	HEIGHT/BULF 40-X	(DISTRICT:
3. Project De Please check all that a Change of Use	apply	ge of Hours 🗌	New Construc	ction	s 🗵 Demolitior	n 🗌 Other 🗌
Additions to E	. 8	Rear 🛭 Fro Two-Family Dv	0	t 🛭 Side Yard 🗔		
Proposed Use:	Single-Far	nily Dwelling				
Building Perm		2013 12 1	1.3907		Date Filed: 12/1	1/2013

RECEIVED

FEB 1 9 2015

4.	Actions	Prior to	а	Discretionary	Review	Request
----	---------	----------	---	---------------	--------	---------

Prior Action	YES	NO
Have you discussed this project with the permit applicant?	[]	
Did you discuss the project with the Planning Department permit review planner?	X	
Did you participate in outside mediation on this case?		I

5.	Changes	Made to	the Pro	iect as a	Result of	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.

The DR Requestor asked the Project Sponsor if she would consider amending the project to reduce its impacts
on the adjacent properties. The Project Sponsor replied "We could have made it worse." No changes have been made to mitigate the project's impacts.
made to mitigate the project's impacts.

Application	on for Discretionary Review
CASE NUMBER: or Staff Use only	

Discretionary Review Request

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

1.	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.
2	ee attached.
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:
S	ee attached.
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?
	See attached.

DISCRETIONARY REVIEW APPLICATION

1) 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?

276-278 Hartford Street (the "subject property") was built as a two-unit building in 1893. It was maintained as a two-unit building with two kitchens until 2007, when the Project Sponsor illegally merged the two units without permits. The second unit's tenant – an immigrant – was bought out in conjunction with the Project Sponsor's purchase of the property circa 2005. The proposed project would remove two rent-controlled units from the City's housing stock, resulting in a large, *non*-rent-controlled single-family house. What was previously a naturally affordable housing unit will now be turned into a private library.

Although the Project Sponsor obtained an erroneous 3R for a single family home (which DBI later corrected), the Project Sponsor knew that the property contained two units with two kitchens. (See real estate listing for the property, Exhibit F: "bright single family home retains all of the charm and comfort of a single family home with the added bonus of a four room income unit. . . . Both units will be delivered vacant at close of escrow.")

The Project Sponsor also knew that building, plumbing, and electrical permits were required for the removal of a second unit, even if that unit was illegal — which it was not. However, **the unit removal and merger work was done without any permits**. As cover, the Project Sponsor obtained a building permit for foundation work at the same time: BPA No. 200709263798. The foundation permit was never finaled and was expired in 2010. Tellingly, in the 2007 foundation permit application box labeled "number of dwelling units," the number "2" is crossed out and a "1" is written in next to it.

Approval of this building permit would set a precedent rewarding the illegal removal of rental units by granting permission to enlarge those buildings in ways that harm surrounding (Policies 2, 3, and 7).

A. Impact on Existing Rent-Controlled Housing and Neighborhood Character

Planning Priority Policy No. 2 requires that "existing housing and neighborhood character be conserved and protected in order to preserve the cultural and economic diversity of our neighborhoods." (Planning Code sec. 101.1(b)(2).) The project violates this policy in two ways.

First, by physically connecting the upper and lower dwelling units with no permits, the Project Sponsor tried to eliminate two rent-controlled units. This unlawful merger and unpermitted removal of a kitchen, plumbing, and electrical should not be sanctioned. It destroys "existing

housing" and threatens the "economic diversity of our neighborhoods" by replacing two rent-controlled units with one large dwelling. If landlords believe that they can physically merge existing multi-family housing without benefit of building permits and then obtain after-the-fact permission, the Commission will likely see an increase in this illicit activity.

Second, the project violates the requirement that "existing . . . neighborhood character be conserved and protected." The subject property consists of a charming Victorian structure with a moderately sized upper unit and smaller sized lower unit. It is located in a row with four other structures of the same design and vintage. Allowing for the merger of two units into one large single-family dwelling, and at the same time allowing the substantial expansion of that merged building, would damage the existing neighborhood character:

- 1. The proposed rear expansion will wall off the mid-block open space, affecting the DR Requestor's property and the properties of surrounding neighbors.
- 2. The proposed side expansion will destroy the light court which was built for the common benefit of each of the five matching Victorians. Removal of the light court will reduce the breeze and light to the DR Requestor's home.

B. Impact on Affordable Housing Supply

The project also violates Planning Priority Policy No. 3, which requires that "the City's supply of affordable housing be preserved and enhanced." (Planning Code § 101.1(b)(3).) As stated previously, the project would sanction the unlawful merger of two rent-controlled dwelling units into one large house. The lower unit's tenant was bought out by the prior owner in conjunction with the Project Sponsor's purchase to make the pair of flats more saleable. Property owners are most likely to follow this precedent in gentrifying neighborhoods that already have very little affordable housing left, such as the project's neighborhood. Planning Commission approval of the proposed project would signal to property owners that if they get caught illegally merging two units, they will be rewarded with an after-the-fact approval and permission to expand the building.

C. Impact on Historic Buildings

Planning Priority Policy No. 7 requires that "landmarks and historic buildings be preserved." (Planning Code § 101.1(b)(7).) But the subject property consists of a potential historic resource (Class B). This structure is one of five matching Victorians built in a row by the same builder in the late 1800s. As one of a group of identical structures, the subject property's potential historic significance is even greater. The subject property's historic value should be assessed before the City considers approving a permit to substantially expand and redesign the structure, increase its height, and reduce and/or eliminate existing side-yard setbacks. All of these actions could affect the historic value of the subject property and its contribution to the collection of

matching Victorian buildings. Any failure to conduct such a historic resource assessment would be at odds with the mandate of Priority Policy No. 7 that "historic buildings be preserved."

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:

The DR Requestor's property would suffer a number of unreasonable impacts from the proposed construction. First, the proposed structure would deviate from the existing, historic building's footprint by eliminating and/or reducing the side yard setback along the south property line. This minimal setback was a design feature incorporated by the builder into each one of the five Victorian homes, ensuring common access to light and air. Removing this design feature would deprive the DR Requestor's home of adequate access to light and air circulation. The rear expansion of the building would exacerbate both of these negative impacts.

Furthermore, the substantial expansion of the project site at the rear would wall off the valuable mid-block open space, lessening surrounding residents' enjoyment of that common open area.

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?

The Project Sponsor has made no changes to mitigate the negative impacts to the neighborhood. The subject property should be restored to its legal configuration as a two-unit rent-controlled building. The rear-yard setback should be maintained to ensure the continued enjoyment of the mid-block open space by neighboring properties. Lastly, the side-yard setback (including the light court) should be maintained to preserve the light and air reaching the DR Requestor's home, as was reciprocally built into each of these five matching Victorians.

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 of applications may be required.

Signature:

Date: <u>2/19/15</u>

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

Ryan J. Patterson, Esq.
Owner / Authorized Agent (circle one)

Application	on for Discretionary Review
CASE NUMBER: or Staff Use only	

Discretionary Review Application Submittal Checklist

Applications submitted to the Planning Department must be accompanied by this checklist and all required materials. The checklist is to be completed and **signed by the applicant or authorized agent.**

REQUIRED MATERIALS (please check correct column)	DR APPLICATION
Application, with all blanks completed	<u> </u>
Address labels (original), if applicable	Ø,
Address labels (copy of the above), if applicable	Ø
Photocopy of this completed application	ď
Photographs that illustrate your concerns	
Convenant or Deed Restrictions	
Check payable to Planning Dept.	<u> </u>
Letter of authorization for agent	Image: section of the
Other: Section Plan, Detail drawings (i.e. windows, door entries, trim), Specifications (for cleaning, repair, etc.) and/or Product cut sheets for new elements (i.e. windows, doors)	

NOTES	٠,

☐ Required Material.

Optional Material.
 Two sets of original labels and one copy of addresses of adjacent property owners and owners of property across street.

For Department Use Only			·
Application received by Planning Department:	. **		
Bv:		Date:	

ZACKS & FREEDMAN

A Professional Corporation April 8, 2015 235 Montgomery Street, Suite 400 San Francisco, California 94104 Telephone (415) 956-8100 Facsimile (415) 288-9755 www.zulpc.com

Hon. Rodney Fong and Commissioners San Francisco Planning Commission 1650 Mission Street, Suite 400 San Francisco, CA 94103

Re:

276-278 Hartford Street – Residential Unit Merger & Envelope Expansion Case Nos. 2014.1253D & 2014.1253DRP

Dear President Fong and Commissioners:

This office represents DR Requestor Leslie Andelin, the immediate neighbor of the Project. Enclosed with this letter are the following:

- A. A letter of neighborhood opposition signed by 22 neighbors.
- B. **Personal attestations** of 10 neighbors who "have personal knowledge and can attest that there were two separate residential units located at 276-278 Hartford Street at the time the [Project Sponsors] bought the building in December 2005."
- C. A **former owner's declaration** confirming the property's <u>historic and ongoing use as</u> two separate residential units at least as far back as his grandmother's ownership of the property.

The facts of this case are simple and stark:

- 1. The <u>Project Sponsors illegally removed a lawful rent-controlled housing unit</u> without a building permit, plumbing permit, or electrical permit, and without Planning Department review.
- 2. The <u>Project Sponsors lied</u> to the City and to their neighbors about the lawful status of the property. They got caught.
- 3. The <u>Project would adversely affect the neighborhood</u> by walling off the common rearyard open space, and by in-filling the reciprocal side-yard setback that provides light and air to the adjacent home.

We respectfully ask the Planning Commission to require the property's restoration to its lawful status as <u>two rent-controlled units</u>, and to preserve the neighborhood's character.

Very truly yours,

ZACKS & FREEDMAN, P.C.

Ryan J. Patterson

EXHIBIT A



January, 2015

President Cindy Wu and Commissioners San Francisco Planning Commission 1650 Mission Street, Suite 400 San Francisco, CA 94103

Re:

ILLEGAL REMOVAL OF AFFORDABLE HOUSING

276-278 Hartford Street - Building Permit Application No. 2013.12.11.3907

Hearing Date: pending

Dear President Wu and Commissioners:

The owners of the property at 276-278 Hartford Street recently illegally converted two rent-controlled housing units into a single-family house, without permits or public notice. They have now applied to the City to sanction their illegal act, along with dramatically expanding the historic c. 1892 building in a way that is out of character with the neighborhood.

We respectfully urge the City to deny the owners' building permit application. The City should require the owners to restore the building to its rent-controlled two-unit condition, for the following reasons:

- 1) Approval of this permit would permanently remove a two bedroom unit from the housing market in this neighborhood.
- 2) Rewarding people who illegally convert their houses by approving this permit for a massive expansion, sends a message that the rules are not the same for everyone and will change the character of this historic neighborhood.
- 3) The proposed construction is excessively large, blocking light and air originally designed to give these matching Victorians room to breathe in a compact urban environment. It will dramatically increase the size of the historic building, and it will wall off and take away green space from the shared mid-block rear yard open space.

Address:

amanda L. Coult) 266 Hart Ford St. San Francisco, Ca. 9414	
For albertille 4150 20th St. SF.	
John Beauparlant 9 John Beauparlant 14242 20th St. S.F., CA 94114	
(b) IKUKO HOTTA 4130 SOTH STREET CT ON DUNK	
A Well Auch JE CA91/ 258#C Hartford JE CA91/	11)
8) MARGARETE MEEH SF 94114 4158 A 2019 St.	
9) Joyan P. Girder SF 94114 4162 20m St SF 94114	ale or the fi
Doniel Fibiger - Dett 4182 20th Street	
(1) COUNTIME CE 3	
(12) 4190 20th Sami Wahhab	
Brian Sauls 629 Castro St. Sur Irabrice CA 9411d	

January, 2015

President Cindy Wu and Commissioners San Francisco Planning Commission 1650 Mission Street, Suite 400 San Francisco, CA 94103

Re:

ILLEGAL REMOVAL OF AFFORDABLE HOUSING

276-278 Hartford Street - Building Permit Application No. 2013.12.11.3907

Hearing Date: pending

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- 3) The proposed construction is excessively large, blocking light and air originally designed to give these matching Victorians room to breathe in a compact urban environment. It will dramatically increase the size of the historic building, and it will wall off and take away green space from the shared mid-block rear yard open space.

Name:

Address: 280 Hartford & guly

Barbar McQuilles 269 Hartford St.

Vincent M. Willeams 253 Hart Ford Street Bian FRY 277 Hartford Street. D_Ran 274 Hawtford Street SF CA Cloud aclasso Rosasbalum Jug-12 247 Hardford St. (not an owner) Roberto Arras Arras 4188 20th Xt SF CA 99119 21. I Aved Mech 4158 20th St. S.F. CL 94114 22) Lawid Tolk 4160 20Ast #2 SF CA ,94114 Anthony Vanoni 4167A 20 THST

January, 2015

President Cindy Wu and Commissioners San Francisco Planning Commission 1650 Mission Street, Suite 400 San Francisco, CA 94103

Re:

ILLEGAL REMOVAL OF AFFORDABLE HOUSING

276-278 Hartford Street - Building Permit Application No. 2013.12.11.3907

Hearing Date: January 15, 2015

Dear President Wu and Commissioners:

The owners of the property at 276-278 Hartford Street recently illegally converted two rent-controlled housing units into a single-family house, without permits or public notice. They have now applied to the City to sanction their illegal act, along with dramatically expanding the historic c. 1892 building in a way that is out of character with the neighborhood.

We respectfully urge the City to deny the owners' building permit application. The City should require the owners to restore the building to its two-unit condition, for the following reasons:

- We are in a housing crisis. We cannot afford to lose two affordable, rent-controlled housing units.
- 2) People who cheat and break City laws should not be rewarded, while people who play by the rules lose out. If the Planning Commission approves this permit, the owners' illegal scheme will be rewarded.
- 3) The proposed construction is out of character with the neighborhood, blocking light and air to the adjacent matching Victorians. It will dramatically increase the size of the historic building, and it will wall off the block's shared rear-yard open space.

Sincerely,

gabriella Schur 3/2/18 4130 20th St SF A 84/14

0 . , ,

EXHIBIT B

I, the undersigned, have personal knowledge and can attest that there were two separate residential units located at 276-278 Hartford Street at the time the present owners bought the building in December 2005.

	280 Hartford St. Address Leslie Andelin Printed Name Andelin
	Signature 1 20 1015 Date
2	Somi hahhab 699 Castro St.
	Signature V20/15
3	Address Hartford St
	Philip Courtney Stillis Catalines Signature 1/20/15
	Dete/

I, the undersigned, have personal knowledge and can attest that there were two separate residential units located at 276-278 Hartford Street at the time the present owners bought the building in December 2005.

D	200 Hartford St Address Barbara Jungano Printed Name Signature 01/21/2011 Date
5	266 Hartford St. SF.Ca 9414
	Amanda L. Courtney pristed Name Amanda L. Courtney Signature Jan. 21, 2015 Date
6	4323 20th STH3 Address
	Deborah STACCY CORT Printed name of Dobat AG CM Signatures
	signatures 1/22/15 Date

I, the undersigned, have personal knowledge and can attest that there were two separate residential units located at 276-278 Hartford Street at the time the present owners bought the building in December 2005.

9	2587 CHerriand
	Address TOMO Dick
	Printed Name
	Signature
(P)	Aldrees
	Address TOWN BEAUPAPLANT
	JOHN BEAUPARLANT Printed name
	John C. Beauparlant TSignature
	1 Signature
	1/30/15
	date
	277 HARTFORD ST.
(9)	Address DENNIS ROSS
	printed name
	Agian att
	Colgnature

EXHIBIT C

RYAN J. PATTERSON (SBN 277971)
MICHAEL E. PROFANT (SBN 299246)
ZACKS & FREEDMAN, P.C.
235 Montgomery Street, Suite 400
San Francisco, CA 94104
Tel: (415) 956-8100
Fax: (415) 288-9755

Attorneys for Discretionary Review Requestor, Leslie Andelin

SAN FRANCISCO PLANNING COMMISSION

DECLARATION OF PHILLIP MOTTINI

Discretionary Review Application Project Address: 276-278 Hartford Street BPA No. 2013.12.11.3907

I, Phillip Mottini, declare as follows:

- 1. I make this declaration based on facts personally known to me, except as to those facts stated on information and belief, which facts I believe to be true.
- 2. I am informed and believe that my grandmother owned the property known as 276-278 Hartford Street at the time I was born. For as long as I remember—at least 40 years—the property included two separate dwelling units with separate kitchens.
- 3. After my grandmother passed away, I inherited the property in or about 1995. I sold the property in or about 2001. The property remained as two dwelling units the entire time I owned it. I occupied the upper level, and tenants occupied the lower level.

I declare under penalty of perjury under the laws of California that the foregoing is true and correct, and that this was executed on April 7, 2015.

Phillip Mottini

ZACKS, FREEDMAN & PATTERSON

A Professional Corporation

235 Montgomery Street, Suite 400 San Francisco, California 94104 Telephone (415) 956-8100 Facsimile (415) 288-9755 www.zfplaw.com

March 30, 2016

VIA EMAIL

Hon. Rodney Fong and Commissioners San Francisco Planning Commission 1650 Mission Street, Suite 400 San Francisco, CA 94103 Jeffrey.Horn@sfgov.org

Re:

276-278 Hartford Street Case No. 2014.1253D

Dear President Fong and Commissioners:

Our office represents DR Requestor Leslie Andelin, the neighbor to the immediate south of the Project. The Project Sponsor's unlawful removal of a dwelling unit was taken very seriously by this Commission at its April 16, 2015 hearing, and the Commission voted to disapprove the application.

Now that a revised Project application has been filed (and the Project plans sold along with the house), we would like to reemphasize our objection to infilling the southern light-court which benefits the DR Requestor's property. The Project Site and the DR Requestor's home are part of a series of five Victorian sister-homes, with coordinated reciprocal light-courts. It is absolutely inappropriate to block the light-court in this manner.

Likewise, we request a reasonable setback of the rear deck, parapet, and roof overhang. Given the massing, light, and air impacts on the DR Requestor's home, we assume this design passed review because the Project plans misrepresent site conditions. Sheet A0.1 shows solid rear walls in the DR Requestor's home that *do not actually exist*. Rather than solid walls, there is a rear deck and open posts which allow light and air into the DR Requestor's art studio. (Please see attached.) The proposed side/rear expansion would wall off the common rear-yard open space, severely impacting the DR Requestor's home.

As a procedural matter, we must also object to the scheduling of this DR hearing without the issuance of a new 311 notice. The previous project application was denied. While the Commission allowed the Project Sponsor to submit a new application without waiting for the standard one-year bar on resubmission, this new submission is a new project and must be separately noticed. To wit, the Project under consideration now contains two units rather than a single-family home as originally proposed. Without a new 311 notice, other residents are denied the right to file their own requests for Discretionary Review. We hope the Department will reconsider this procedural decision.

Hon. Rodney Fong March 30, 2016 Page 2

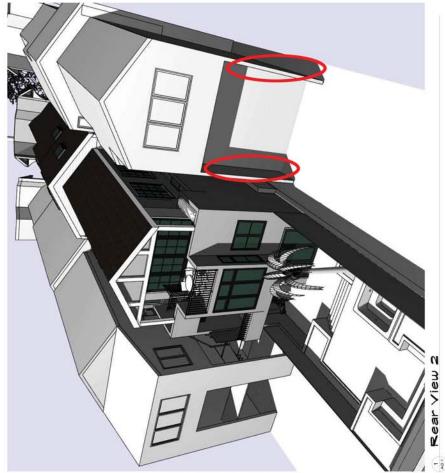
Thank you for your consideration.

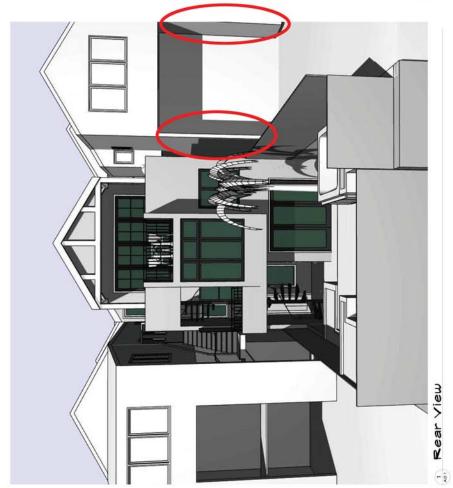
Very truly yours,

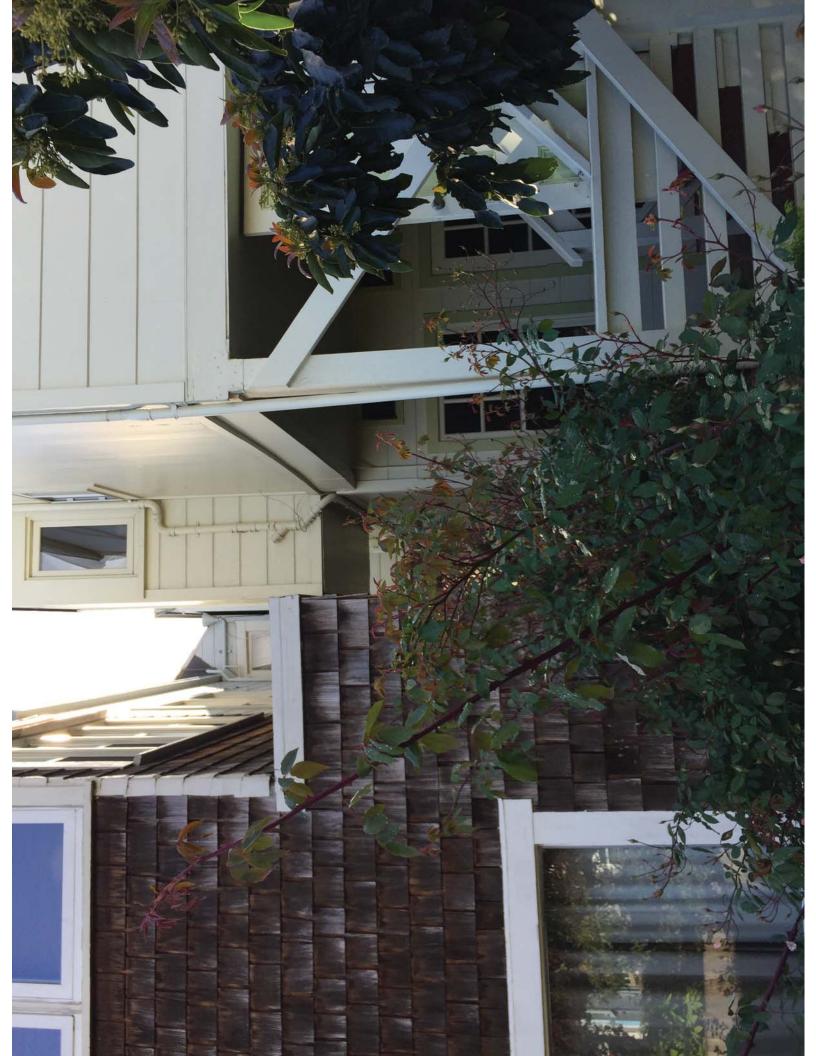
ZACKS, FREEDMAN & PATTERSON, PC

Ryan J. Patterson











RESPONSE TO DISCRETIONARY REVIEW

Case No.: 2014. 1253 DD

Building Permit No.: 2013-1211-3907

	Address: 276 Hartford Street		
Projec	ct Sponsor's Name: Samantha Campbell & Dean Scheben		
-	hone No.: _(415) 292-3656 (for Planning Department to contact)		
	Given the concerns of the DR requester and other concerned parties, why do you feel your proposed project should be approved? (If you are not aware of the issues of concern to the DR requester, please meet the DR requester in addition to reviewing the attached DR application.		
	Please see attachment.		
. .	What alternatives or changes to the proposed project are you willing to mak order to address the concerns of the DR requester and other concerned part If you have already changed the project to meet neighborhood concerns, ple explain those changes. Indicate whether the changes were made before f your application with the City or after filing the application.		
	Please see attachment.		
	If you are not willing to change the proposed project or pursue other alternatives, please state why you feel that your project would not have any adverse effect on the surrounding properties. Please explain your needs for space or other		
	personal requirements that prevent you from making the changes requested by the DR requester.		
	Please see attachment.		

Reception: 415.558.6378

Fax: 415.558.6409

Planning Information: 415.558.6377

ATTACHMENT TO RESPONSE TO DISCRETIONARY REVIEW (DR)

PROPERTY ADDRESS: ASSESSOR'S PARCEL NO.: 276 Hartford Street Block 3602, Lot 051

ZONING DISTRICT:

RH-3/40-X

PERMIT APPLICATION NO.:

2013-1211-3907

1. Given the concerns of the DR requester and other concerned parties, why do you feel your proposed project should be approved? (If you are not aware of the issues of concern to the DR requester, please meet the DR requester in addition to reviewing the attached DR application.)

The proposed remodel of the existing building at 276 Hartford Street is a relatively modest, and entirely code compliant remodel and addition. The DR requester's building is located to the <u>south</u> of the subject property, and therefore DR requestor will not suffer any loss of direct light nor any shadowing or other alleged impacts from the proposed addition. The DR requester's objections to the proposed project are exaggerated. The claims of being "walled off" border on the absurd. The proposed new rear yard extension is setback from the property line at the upper floor, and extends only a few feet past the DR requester's building into the rear yard.

2. What alternatives or changes to the proposed project are you willing to make in order to address the concerns of the DR requester and other concerned parties? If you have already changed the project to meet neighborhood concerns, please explain those changes. Indicate whether the changes were made before filing your application with the City or after filing the application.

With the guidance of the planning staff, the project sponsor has incorporated a substantial setback at the second floor of the proposed addition which is 3 feet wide and more than 20 feet in length. This was incorporated into the design to allow additional indirect light to reach the north side of the DR requester's building. The project sponsor has also reduced the overall depth of the rear yard extension to an average between the adjacent buildings.

3. If you are not willing to change the proposed project, or pursue other alternatives, please state why you feel that your project would not have any adverse effect on the surrounding properties. Please explain your needs for space or other personal requirements that prevent you from making the changes requested by the DR requester.

When the project sponsors purchased the subject building as a single family home more than 10 years ago they had no children. In the interim their family has expanded; and they now have two small children and a need for additional space. The proposed project came about solely in response to the needs of this family. The project does not have any adverse effect on the DR requester's building as it is located to the south of the subject property, and will not be shadowed or impacted by the addition in any way whatsoever. The DR requestor's only response to the project has been to demand the elimination of any rear yard extension or any expansion of the subject building.

If you have any additional information that is not covered by this application, please feel free to attach additional sheets to this form.

4. Please supply the following information about the proposed project and the existing improvements on the property.

Number of	Existing	Proposed
Dwelling units (only one kitchen per unit -additional		
kitchens count as additional units)	1	_ 1
Occupied stories (all levels with habitable rooms)	_2	3 (loft)
Basement levels (may include garage or windowless		
storage rooms)	_1	_1
Parking spaces (Off-Street)	1	1
Bedrooms	_3	4
Gross square footage (floor area from exterior wall to		
exterior wall), not including basement and parking areas \ldots	2249	3144
Height	16'-8"	16'-8"
Building Depth	73'-4"	81'-11"
Most recent rent received (if any)	0	0
Projected rents after completion of project	0	0
Current value of property	\$2,300,000	
Projected value (sale price) after completion of project	t	
(if known)		\$2,800,000

I attest that the above information is true to the best of my knowledge.

Si	March 27, 2015	Stephen M. Williams
Signature	Date	Name (please print)

1934 Divisadero Street | San Francisco, CA 94115 | TL 415.292.3656 | PAX 415.776.8047 | smw@stevewilliamslaw.com

Rodney Fong, President San Francisco Planning Commission 1650 Mission Street, Suite 400 San Francisco, CA 94103 March 25, 2016

RE: 276 Hartford Street; Planning Department Case No. 2014.1253DD

Discretionary Review: 2014.1253DDRP

BPA No.: 2013.12.11.3907 Hearing Date: April 7, 2016

President Fong and Members of the Commission:

INTRODUCTION

This office, along with the team of David Gast, AIA LEED AP and Dennis Budd, AIA, LEED AP, of Gast Architects, represents Christian "Dean" Scheben and Samantha Campbell (husband and wife) and Samantha's father, D. Keith Campbell, the owners of the residential building located at 276 Hartford Street located in the Delores Heights neighborhood of San Francisco ("the Property").

The Property Owners bought and lived in the house for 11 plus years believing it to be a single family home. Since buying the property Samantha and Dean have had two children, and decided to renovate their home to accommodate their growing family. However, the found that their building was technically a two-unit building. Their application for a merger was denied but the planned renovation and small expansion was approved by this Commission if it returned as a two-unit building



276 Hartford (Center)

The Owners Learned of the Status When They Sought to Renovate

Samantha and Dean closed escrow on the home on December 14, 2005. For the next ten years they used the building as a single family home. In December 2013, Samantha and Dean, with the assistance of Gast Architects, initiated a modest remodel/expansion project of their home in response to their growing family, (they have two children under the age of six). At that time, they learned for the first time that the building is technically considered a two unit building. The paperwork given to them in escrow stated the building was a single family home.

The property owners initially attempted to "legalize" the existing physical layout of the house by applying to the Planning Department for an administrative merger of the two units. An administrative merger requires a mandatory Discretionary Review ("DR") hearing. That DR was originally scheduled before the Commission on January 16, 2015, but the neighbor to the <u>south</u> (DR Requestor) filed a last minute DR Application on the last day to challenge the project---claiming impacts to "light and air" --- which caused the hearing on the merger application to be delayed until April 16, 2015. That additional DR was utterly without merit. The proposed small rear extension and associated construction to the north of the complaining neighbor cannot possibly cause exceptional and extraordinary circumstances or unreasonable impacts to "light and air" on the building to the south.

The Commission Denied the Merger But Approved the Project Envelope

The Planning Commission held the mandatory Discretionary Review on the unit merger application on April 16, 2015. At that same hearing the Commission considered the DR of the remodel project brought by the Appellant herein. The Planning Commission denied the merger application. The denial of the merger was based on the need to preserve all units of housing and the affordable housing crisis, and not based on a defect or deficiency with the application.

On the remodel/expansion permit, the Planning Commission determined that the expansion of the envelope contemplated by the alteration application was acceptable and so ruled that,

"The Project Sponsor may return within 12 months with a proposal for a two-unit building." (Discretionary Review Action Memo dated May 29, 2015 attached hereto as Exhibit 1.)

The Commission denied the merger but specifically allowed the Project Sponsor to proceed with a remodel which respected and maintained two units on the property.

The Project Sponsors attempted to follow the Planning Commission's instructions, and directed their architects to devise a new remodel plan which would retain the two-unit layout (Plans attached as Exhibit 2). However, before the Planning Department would

Rodney Fong, President San Francisco Planning Commission

allow a permit to be issued for the 2-unit remodel project, they required that the Property Owners apply to the Department of Building Inspection for an administrative permit documenting the official legal use and number of dwelling units in the building. The Project Sponsors duly complied with that requirement, and after requiring the Sponsor to jump through many hoops, the DBI issued a certificate of final completion and occupancy for a two-unit building on November 11, 2015 (a copy of the Certificate of Final Completion and Occupancy, and accompanying job card is attached hereto as Exhibit 3).

DR Requestor Appealed the Administrative Permit Confirming Two Units

After objection at the Commission last year of the merger request the DR Requestor the took the exact opposition position and challenged the issuance of the permit certifying the two-unit count of the building before the San Francisco Board of Appeals, on the basis that the permit was "improperly issued." The Board voted unanimously to deny the appeal and uphold the permit on the grounds that the permit was properly issued (See, Meeting Minutes of February 10, 2016 Board of Appeals attached as Exhibit 4).

Having lost at the Board of Appeals, Appellant is back before the Planning Commission pursuing the same Discretionary Review request which they filed last February. Because the Commission disposed of the unit merger question, all that remains of the DR request is that directed to the proposed rear expansion of the project building.

It should be noted that Appellant's original challenge was primarily to the legalization of the unit merger. The purpose of the administrative permit certifying the two-unit status of the building was to settle the ambiguity regarding the legal number of units in the building. Opposing the permit certifying the two-unit status of the building, is diametrically opposed to the appellant's stated "exceptional and extraordinary circumstances that justify Discretionary Review of the Project" i.e. that the removal of dwelling units violated the City's Planning Priority Policy # 2 (See appellant's original DR Application of February 19, 2015 attached hereto as Exhibit 5.)

Maintaining the two-unit nature of this property is the stated reason for this Discretionary Review in the first place. The property owners have accepted that they must maintain the two-unit configuration of the property. However, as it stands the building lacks the physical infrastructure (second kitchen) needed for two truly separate units.

The Property Owners have modified their plans to conform with the City's demands at every turn. The City demanded that the property owners correct the ambiguous status of the building found in the 3R reports. The Property Owners did just that. (Exhibit 3). The City has demanded that the property owners maintain the two-unit configuration of the building, but gave them 12 months leave to return with remodel proposal which maintained the two-units. The Property owners duly complied.

Now the property owners are requesting approval of a plan to remodel the home which will maintain the two-units and rebuild the second unit's kitchen (thus making the facts Rodney Fong, President San Francisco Planning Commission

on the ground match the facts in the City's file). However, the Property Owners cannot move forward with implementing the two-unit configuration until they receive approval to begin construction, and they cannot receive that approval while this discretionary review is pending. The Commission should deny the DR request for lack of merit. There are no unreasonable impacts or exceptional and extraordinary circumstances which justify delaying this project any further.

A. Project Setting and Proposal

The property is a one story over garage building located on the west side of Hartford Street between 19th and 20th Streets, in the Dolores Heights/Eureka Valley neighborhood. The block on which it is located is split-zoned RH-2 and RH 3. This is a residential neighborhood with mostly single-family buildings with some 2-unit and very few buildings of 3-unit or more.

Although we have learned that the existing building is technically characterized as two units, as set forth in the merger application, Samantha and Dean purchased the property as a single-family dwelling in 2005 and relying on official city documents including the Assessors Report and the 3R Report from DBI, both of which confirmed the building as a single-family dwelling. Because of this discrepancy the Commission ordered the Property owners to clarify the unit count with the City, but specified that the current project was acceptable if it was revised so as to retain the two-unit configuration. To comply with the Commission's orders, the Property Owners have redesigned their proposed remodel such that it maintains the two-unit configuration (See Exhibit 5).

The existing building is approximately 2200 square feet. The lower floor has approximately 930 square feet of living space and the upper floor contains 1170 square feet of living space. (See Exhibit 5) Samantha and Dean purchased the building with the help of her father Keith Campbell in December 2005 with the sole intention of making it their family home. Since the time the purchased the home, both of their children have been born and the need for additional space has substantially increased.

The project would create an approximately 2492 square foot residence that the family will continue to occupy. The new renovated second unit would be approximately 816 square feet. The total renovation would result in a building of approximately 3208 square feet. The proposed project is mostly interior renovations and the modest rear yard expansion maintains the rear yard setbacks.

Appellant's Discretionary Review is premised on their DR application No. 2104.1253DRP (Exhibit 5), which was filed February 19, 2015. This DR Application was primarily premised on the merger application which was pending at the time. As described above, the Property Owners have moved on from the merger application. Therefore, the remaining complaints contained in the DR application are: 1) that the rear expansion will wall off the mid-block open space; 2) that the proposed side expansion will reduce the "light court" reducing the air and light of DR Requester; and 3) that the historic character of neighborhood will be effected if one of the five contemporary

Victorian homes in a row on the subject block is allowed to be renovated. There is no merit to any of these arguments. None of these remaining arguments rises to the level of exceptional and extraordinary circumstances or unreasonable impacts which would warrant taking Discretionary Review.

1. The Rear Expansion Will Not Wall Off Midblock Open Space

The proposed expansion does not "wall off" the mid-block open space, and maintains the required rear yard setbacks. The proposed rear yard expansion will maintain the 25% rear yard set back called for in Residential Design Guidelines. The proposed expansion also respects the average adjacent rear yard setbacks of the two adjacent property owners. Therefore, there are no exceptional and extraordinary circumstances or unreasonable impacts form the proposed project.

DR Requestors property is located to the south of the Project Sponsor's property. In San Francisco, a property's light is not substantially impacted by the properties to the north. This is the case here. The proposed modest rear yard expansion will not affect the air and light of DR Requester.

2. The Small Side Yard Expansion Will Not Change the Air and Light Between the Houses

The Proposed expansion would not have an unreasonable impact on the air and light of DR Requester. DR Requester has complained that the expansion of the basement level of the Project Property would block the air and light between the buildings. However, the plans for the proposed project clearly show that on the Project Sponsor's side of the property line, the light court is already covered to light from above starting at the first story, and closed to air and light on the east side. Calling this a light court at all is something of a stretch. It is covered to light from the top, and closed to air passing between the buildings. The proposed expansion will only effect the basement level, making the basement wall even with the first story wall as it currently exists.

The expansion of which DR requester complains was already approved by the Commission during the hearing on the Merger Application. At that hearing the Commission approved of the old proposed project. That project differed in numerous ways, however the expansion in question was a feature that has been consistent between the two designs (See the initial one-unit plans attached hereto as Exhibit 6).

There are no unreasonable impacts. It will not change the amount of air circulating between the houses and as discussed above, the existing wall of the Property and the location of the DR Requesters property (to the south) already prevents significant impacts to the light of DR Requester.

3. The Project Will Not Affect the Historic Character of the Block.

DR Requester acknowledges that this property has been classified as Class B "potential historical resource". Despite acknowledging that the historic character of the building has been assessed, the DR Requester goes on to argue, "the subject property's historic value should be assessed before the City considers approving [the] permit." This argument lacks merit. The City has considered the historic value of the subject building and did not choose to make a more restrictive historical classification.

Furthermore, DR Requester fails to note that the renovation plans show that the front façade of the Subject Property is nearly identical to the existing site. There is no significant change to the exterior appearance of the house from the street. There is no unreasonable impact to the historic character of any of the other buildings on the block.

There Are No Unreasonable Impacts

There are no negative impacts on the neighbors or the properties surrounding the subject site. As set forth in the Application, (and as determined by the Residential Design Team) the project complies with the General Plan guidelines for design of in-fill development and compatibility with existing neighborhoods The Department has reviewed and generally approved the project. No variances of any kind are needed for the project. At the prior hearing before the Planning Commission, during the merger request discretionary review, the Commission encouraged Samantha and Dean to return with a design proposal which retained the two-unit configuration but otherwise approved the expansion of the building. This indicates that the last time it was considered; the Commission did not find merit to the DR Requester's other arguments.

The merger application was opposed by the DR Requester because it would remove housing units from the market. However, the house currently does not have the infrastructure for two units (lacking a second kitchen). Therefore, in order to bring the house into compliance with the two-unit requirement the property owners have to renovate the building. To do this the property owners applied for an administrative permit to certify the unit count. The DR Requester however appealed the issuance of that permit. Which is to say that after challenging the request to legally merge the units, (which resulted in the requirement that the Property Owners rebuilding the second unit's infrastructure); the DR requester also challenged the request to legally recognize that there are two units. The DR requester's shifting challenges are frivolous and without merit. These challenges are not brought to remedy legitimate grievances but rather to harass delay and exhaust both financially and emotionally the property owners.

The current two-unit Project is what the Planning Commission specifically told the Property Owners they should do when they denied the merger application. Now the Property Owners have complied with the Commission's instructions, to come back with a two-unit proposal. But the neighbor has challenged the permit and the project again, as they at every turn. The Commission should deny this discretionary review request and approve the Project and proposed

B. Project Benefits.

The arguments of DR Requester are without merit. There are no exceptional and extraordinary circumstances which should prevent the proposed renovation plan from being approved, nor are there unreasonable impacts to the neighboring and adjacent property owners. In addition, the following factors support approval of this proposed renovation:

No tenant displacement. The project would maintain two dwelling units that have been occupied by the Campbell/Scheben family since 2005. The project affects only owner-occupied housing; it will not displace any existing tenants or remove an otherwise available dwelling unit. No tenant has been or will be displaced.

Increase to the City's Supply of Family Housing. Housing units of an appropriate size and affordable to growing San Francisco families are in scarce supply. As a result, many families with young children find themselves priced out of the City. This trend is to the detriment of neighborhood diversity and community investment. Allowing the project to go forward will create a home of appropriate size for this growing family, and will not effect the current housing stock. This will diversify the City's available housing supply by turning a building with two units which were only suitable for families without children into a building with two units, one of which is suitable for a family with children.

In this case, the proposed renovation will directly advance the policies of the City's Housing Element, including Policy 4.1 to encourage the remodeling of existing housing for families with children.

No Affordable Dwelling Units Affected. There are no below market rate units at the property. Because the building is valued at over \$3 million dollars, it is anticipated that even after the home is divided into two units they would still appraise for a higher amount in the current market.

The Renovation Will Provide a Complete Seismic Upgrade The remodeling project that the Property Owners have proposed includes a complete seismic upgrade of the building and the complete remodeling and updating of the entire building. Attached hereto and marked as Exhibit 2 is a reduced set of plans for the proposed remodeling project. Earthquake preparedness is an express priority policy. The project also includes up-grades to all systems and other improvements to the building

<u>Consistency with Neighborhood Character</u>. The project will not change the existing building's conformity with neighborhood character. As detailed in the proposed plans, the renovations will respect the existing façade and height of the building.

CONCLUSION

F 1 1 ...

The facts in this case do not create an exceptional and extraordinary circumstance which should prevent the approval of the proposed renovation. This family has gone to extraordinary lengths to comply with the City's planning and zoning requirements. The DR requester has gone to extraordinary-lengths to harass and delay the Project Sponsors by raising frivolous, meritless, and contradictory appeals at every opportunity. The Property Owners have followed the Planning Commission's instructions for moving forward with their desired renovation, and have taken great care to ensure that there are no unreasonable impacts associated with this project. The Commission should approve the requested renovation plans. The Commission should deny the DR Request for lack of merit. There are no unreasonable impacts or exceptional and extraordinary circumstances which justify delaying this project any further.

VERY TRULY YOURS,

An William

STEPHEN M. WILLIAMS

Exhibit 1



Discretionary Review Action DRA-0415

HEARING DATE: APRIL 16, 2015

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

Reception: 415.558.6378

415.558,6409

Planning Information: 415.558.6377

Date; Case No.: May 29, 2015 2014.1253DDRP

Project Address:

276-278 HARTFORD STREET

Building Permit:

2013.12.11.3907

Zoning:

RH-3 (Residential House, Three-Family) District

40-X Height and Bulk District

Block/Lot:

3602/051

Project Sponsor: Dean Scheben

D. Keith Campbell
276 Hartford Street

San Francisco, CA 94114

DR Requestor:

Leslie Andelin

280 Hartford Street

San Francisco, CA 94114

Staff Contact:

Delvin Washington - (415) 558-6443

delvin.washington@sfgov.org

ADOPTING FINDINGS RELATED TO THE MANDATORY DISCRETIONARY REVIEW OF CASE NO. 2014.1253DDRP AND DISAPPROVAL OF THE REQUEST FOR A DWELLING UNIT MERGER. THE REQUEST WAS PART OF A PROJECT PROPOSAL TO CONSTRUCT A THREE-STORY HORIZONTAL REAR ADDITION, CREATE NEW HABITABLE SPACE ON TWO LOWER LEVELS, AND RAISE THE GABLE ROOF TO ACCOMMODATE A TOP FLOOR LOFT ON AN EXISTING TWO-STORY RESIDENTIAL DWELLING WITHIN THE RH-3 (RESIDENTIAL HOUSE, THREE-FAMILY) ZONING DISTRICT AND 40-X HEIGHT AND BULK DISTRICT.

PREAMBLE

On December 11, 2013, Samantha Campbell and Dean Scheben filed for Building Permit Application No. 2013.12.11.3907 proposing construction of a three-story horizontal rear addition, increase in the existing roof height and full interior renovation of a two-story, residential dwelling within the RH-3 (Residential, House, Three-Family) District and a 40-X Height and Bulk District. During the Planning Department's review of the proposal, it was determined that a Dwelling Unit Merger application and Mandatory Discretionary Review were required to seek legalization of the building's current single family use. The dwelling unit merger review was necessary because building permits, city directories and fire insurance maps indicated the property was originally constructed and occupied historically as a two-family dwelling.

On February 19, 2015 Leslie Andelin (hereinafter "Discretionary Review (DR) Requestor") filed an application with the Planning Department (hereinafter "Department") for Discretionary Review (2014.1253DDRP) of Building Permit Application No. 2013.12.11.3907.

The Project is exempt from the California Environmental Quality Act ("CEQA") as a Class 1 categorical exemption.

On April 16, 2015, the San Francisco Planning Commission (hereinafter "Commission") conducted a duly noticed public hearing at a regularly scheduled meeting on Discretionary Review Application 2014.1253DDRP.

The Commission has heard and considered the testimony presented to it at the public hearing and has further considered written materials and oral testimony presented on behalf of the applicant, Department staff, and other interested parties.

ACTION

The Commission hereby disapproves the request for a Dwelling Unit Merger as part of the current proposal submitted under Building Permit Application 2013,12,11,3907, with the following conditions:

1. The Project Sponsor may return within 12 months with a proposal for a two-unit building.

BASIS FOR RECOMMENDATION

The reasons that the Commission took the action described above include:

- The Department of Building Inspection, following a site visit during the Summer of 2014, informed the owner's attorney that the property would have to be classified as a two-family.
- The owner stated to a Commission member during a site visit, and during the public hearing that the 2rd kitchen was removed after they had purchased the property.
- 2. The Commission determined that the current proposal to expand a single-family residential use would be based on an inconclusive 3-R report that currently states the legal use as "Unknown". The Planning Commission must have clear direction based on a current and verified 3-R report before approving the expansion of a building and its associated use. The Project Sponsor is encouraged to work with the Department of Buildings to provide the required water tap and confidential Assessor's records to establish a definitive 3-R report.

APPEAL AND EFFECTIVE DATE OF ACTION: Any aggrieved person may appeal this Building Permit Application to the Board of Appeals within fifteen (15) days after the date the permit is issued. For further information, please contact the Board of Appeals at (415) 575-6881, 1650 Mission Street # 304, San Francisco, CA, 94103-2481.

Protest of Fee or Exaction: You may protest any fee or exaction subject to Government Code Section 66000 that is imposed as a condition of approval by following the procedures set forth in Government Code Section 66020. The protest must satisfy the requirements of Government Code Section 66020(a) and must be filed within 90 days of the date of the first approval or conditional approval of the development referencing the challenged fee or exaction. For purposes of Government Code Section 66020, the date of imposition of the fee shall be the date of the earliest discretionary approval by the City of the subject development.

If the City has not previously given Notice of an earlier discretionary approval of the project, the Planning Commission's adoption of this Motion, Resolution, Discretionary Review Action or the Zoning Administrator's Variance Decision Letter constitutes the approval or conditional approval of the development and the City hereby gives NOTICE that the 90-day protest period under Government Code Section 66020 has begun. If the City has already given Notice that the 90-day approval period has begun for the subject development, then this document does not re-commence the 90-day approval period.

I hereby certify that the Planning Commission did not take Discretionary Review and approved the building permit as reference in this action memo on September 8, 2011.

Jonas P. Ionin Commission Secretary

AYES:

Fong, Wu, Hillis, Johnson, Moore, Richards

NAYS:

Antonini

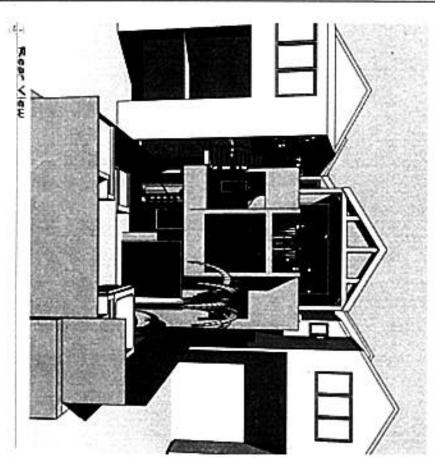
ABSENT:

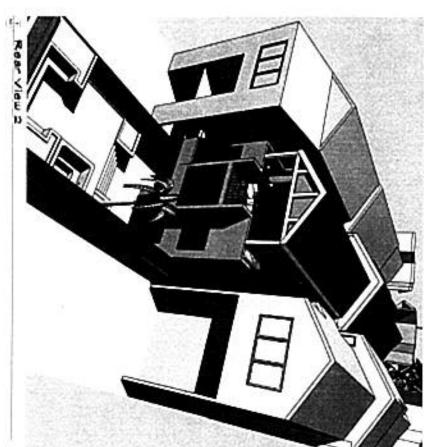
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ADOPTED:

April 16, 2015

Exhibit 2



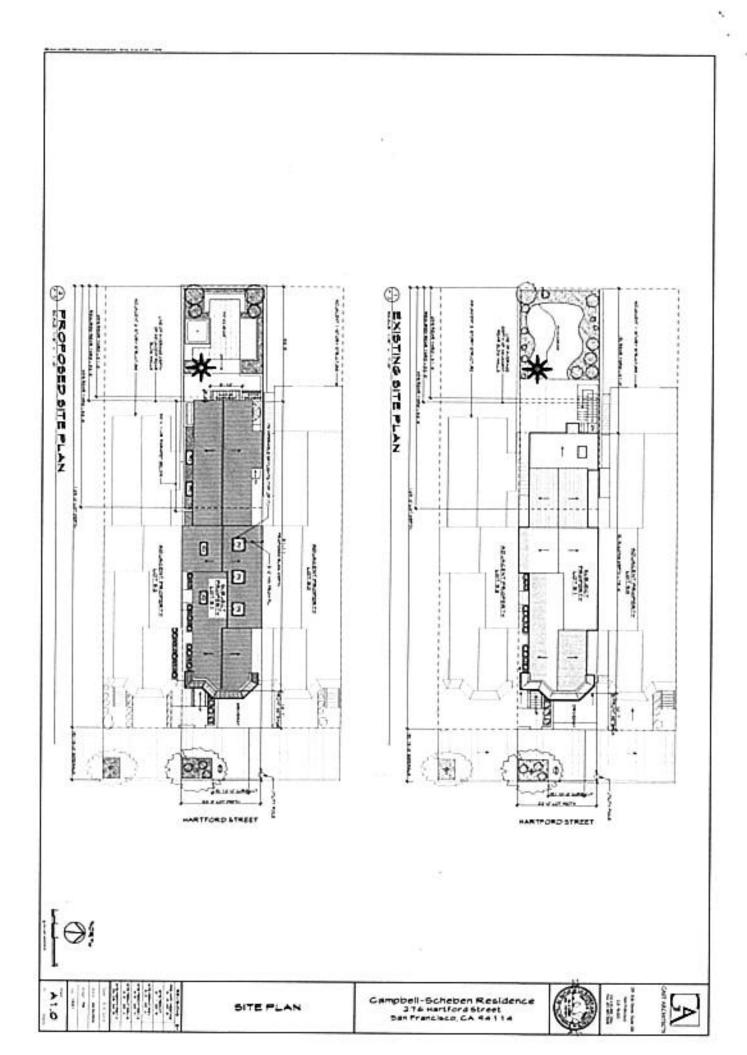


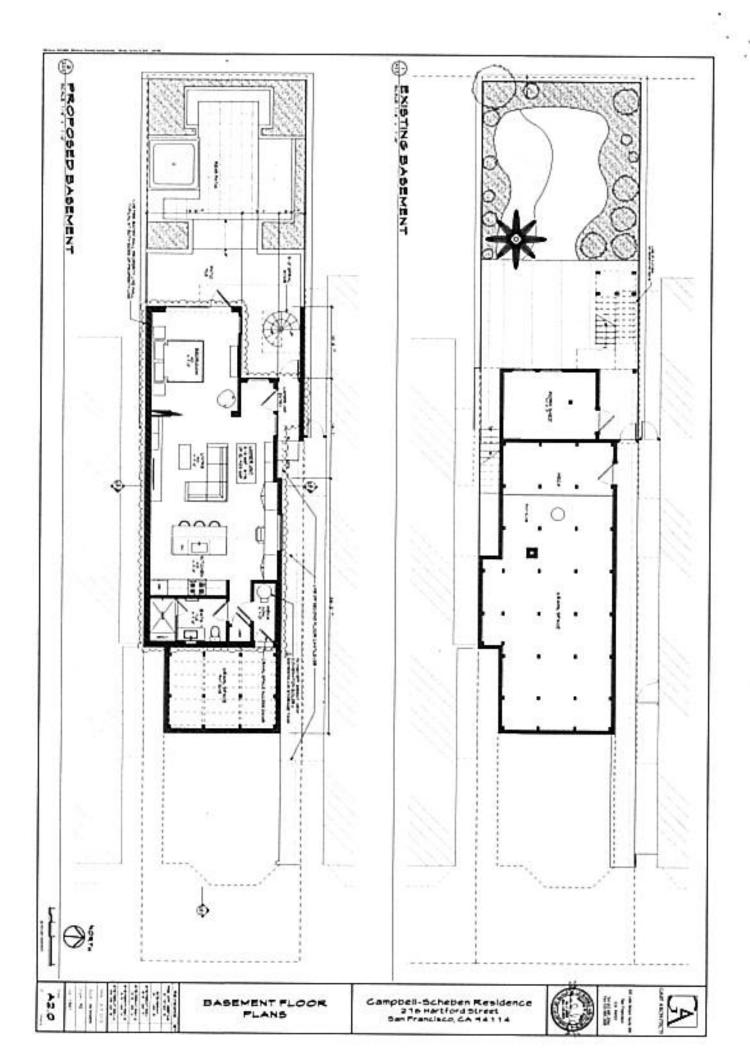
RENDERINGS

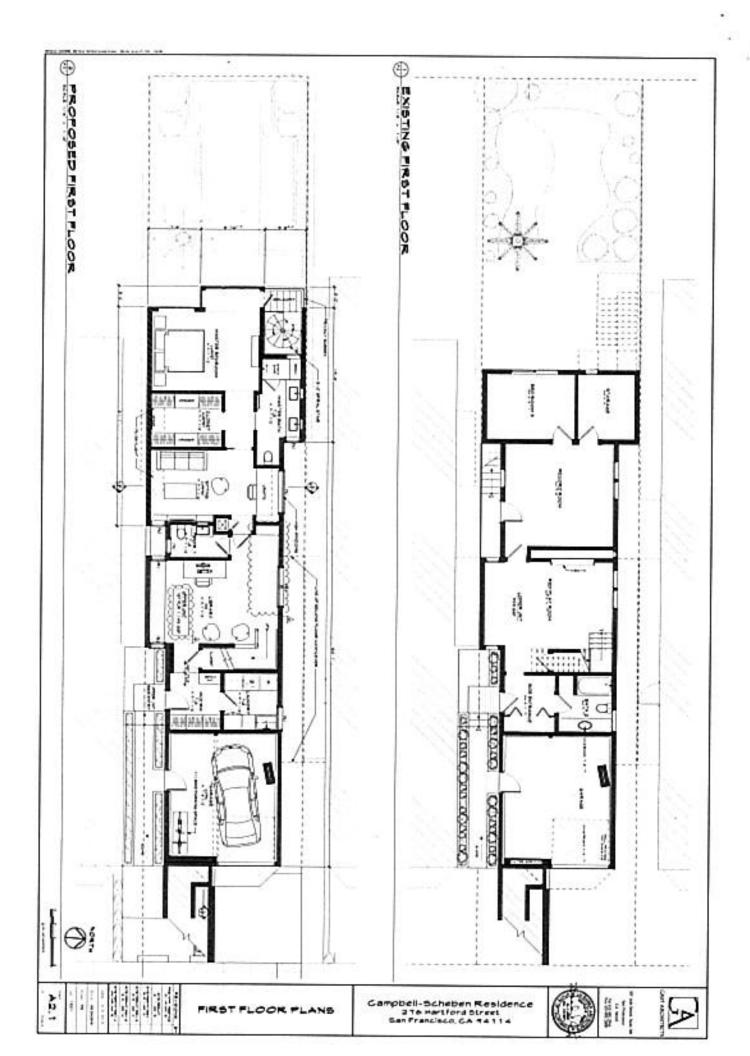
Gampbell-Schepen Residence 276 Hartford Street Ban Francisco, CA 44114

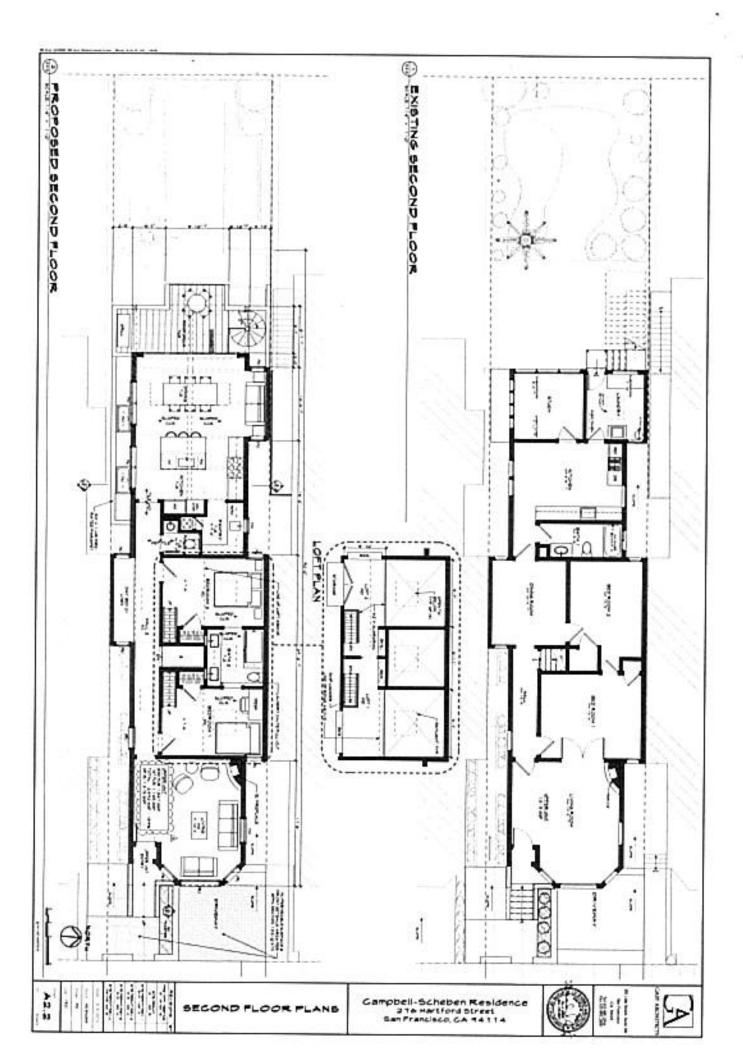


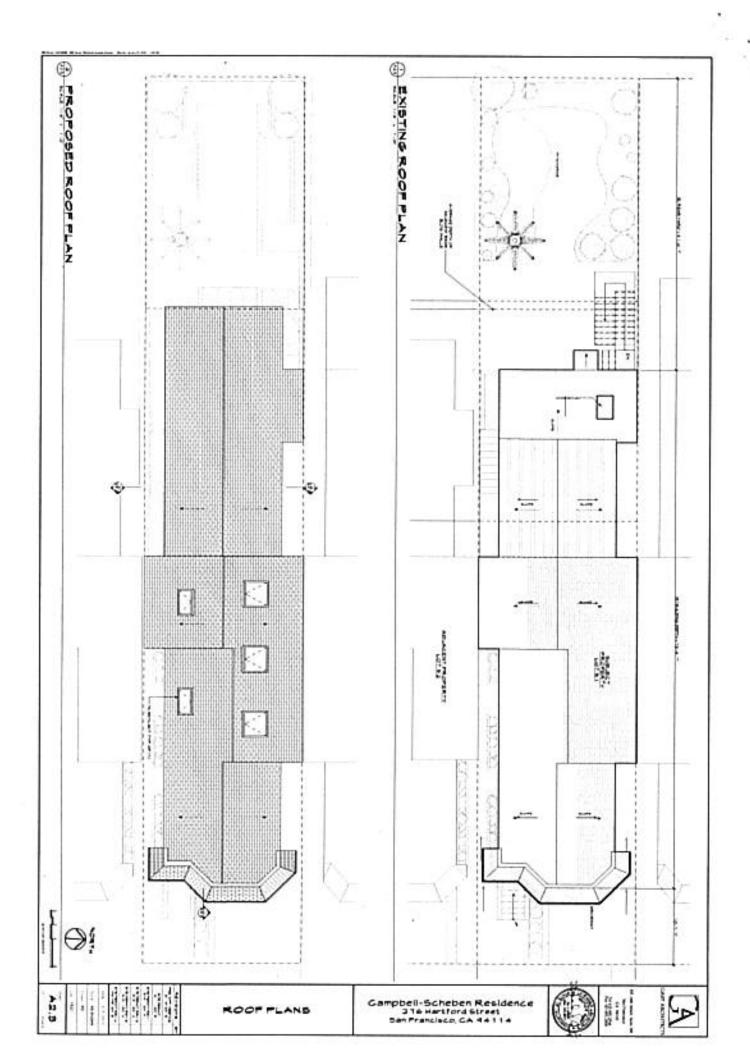


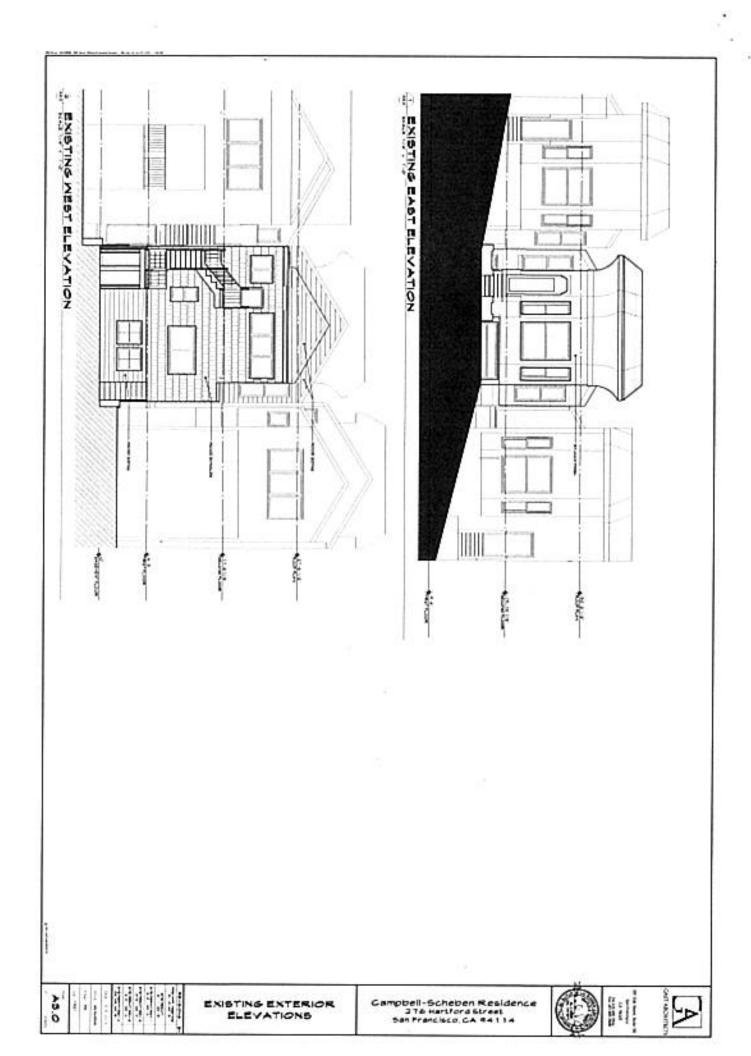


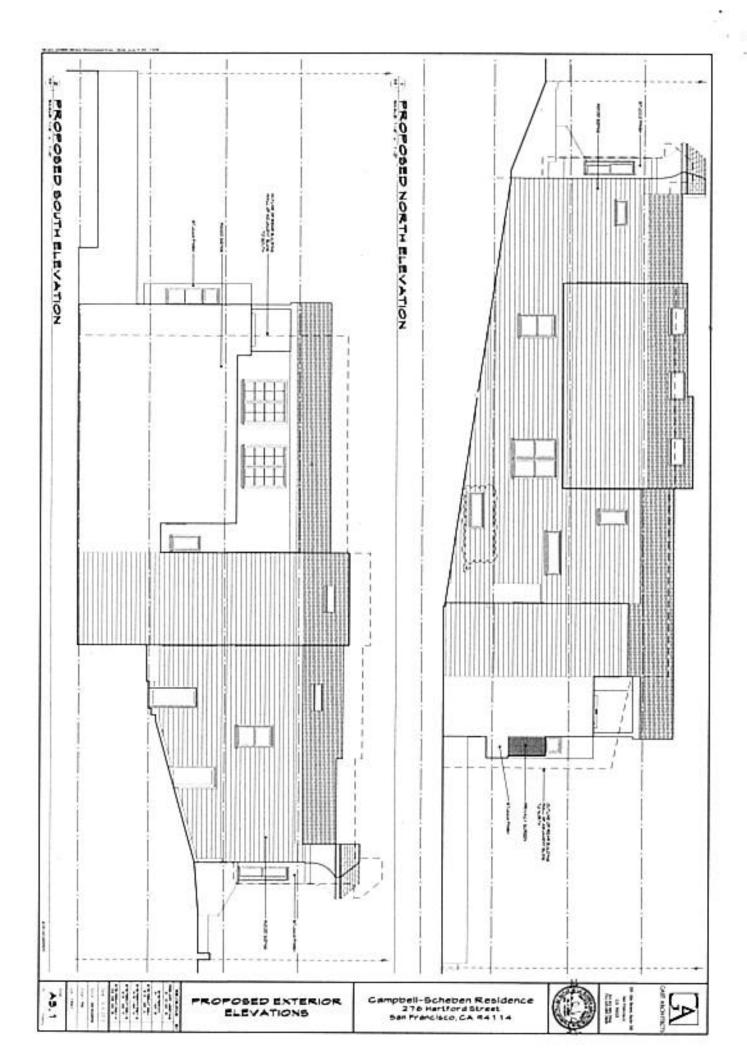


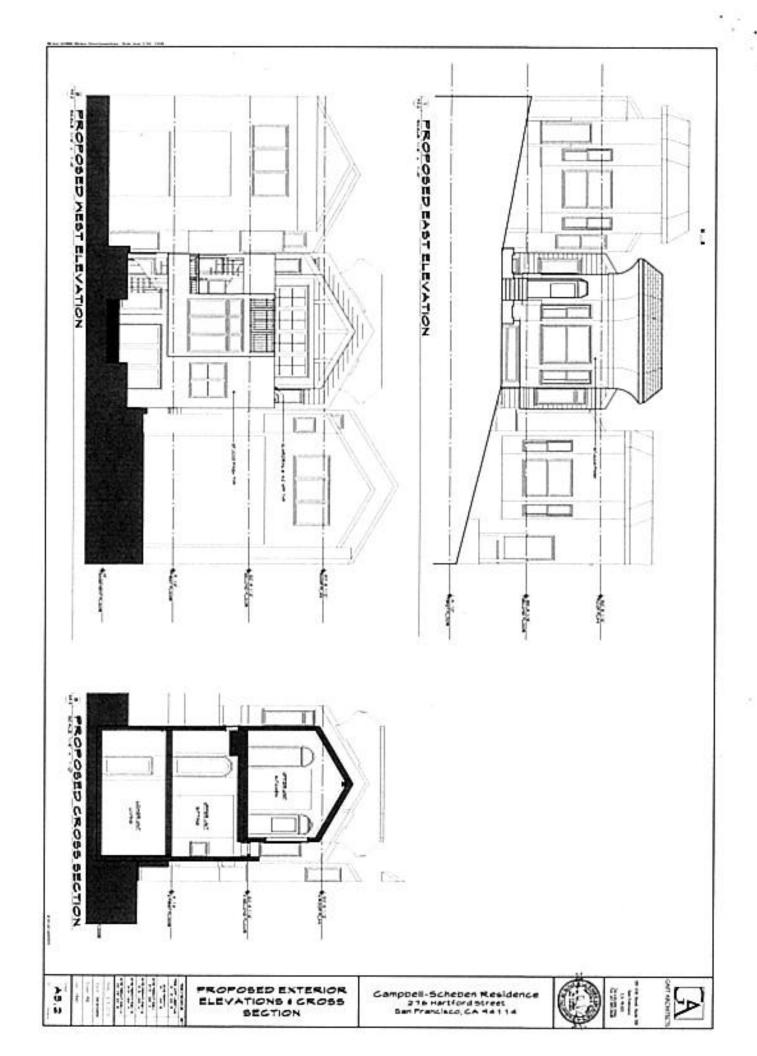












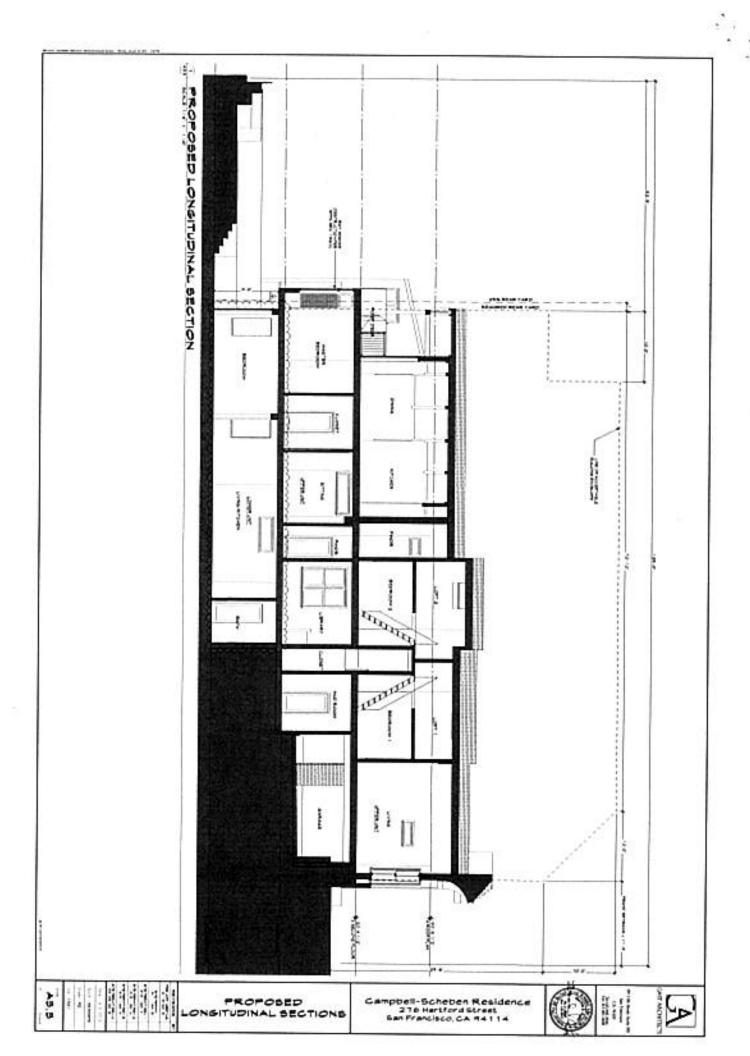


Exhibit 3



City and County of San Francisco

Department of Building Inspection

CERTIFICATE OF FINAL COMPLETION AND OCCUPANCY

Copies: White (original to microfilm); Blue (to property owner); Yellow (to Building Inspector); Pink (to Housing Inspector)	Tom C. Hui, S.E., C.B.O., Acting Director	Tom C. Hui	Before making any changes to the structure in the future, please contact the Department of Building Inspection, which will provide advice regarding any change that you wish to make and will assist you in making the change in accordance with the Municipal Codes of the City and County of San Francisco. This certificate issued on: 1900000 250000000000000000000000000000000	Any change in the use or occupancy of these premises—or any change to the building or premises—could cause the property to be in violation of the Municipal Codes of the City and County of San Francisco and, thereby, would invalidate this Certificate of Final Completion and Occupancy. A copy of this Certificate shall be maintained on the premises and shall be available at all times. Another copy of this Certificate should be kept with your important property documents.	To the best of our knowledge, the construction described above has been completed and, effective as of the date the building permit application was filed, conforms both to the Ordinances of the City and County of San Francisco and to the Laws of the State of California. The above referenced occupancy classification is approved pursuant to Section 109A of the San Francisco Building Code.	1 100	Intelling initis this tetermination is	occupation of this building on a two	Basements: 1 Occupancy Classification: 2-3 No. o	Permit Application No: 201511243484 Type of Construction: UB	(number) (street)	LOCATION: 276 - 278 Hortford St
ilding Inspector); Pink (to Housing Inspector)	12000 - L	by: (Signature)	please contact the Department of Building Inspection, whice coordance with the Municipal Codes of the City and County 2015	hange to the building or premises—could cause the proste this Certificate of Final Completion and Occupancy. his Certificate should be kept with your important properties.	e has been completed and, effective as of the date the b to the Laws of the State of California. The above refer	1 1	a is based on a remainistiful	the story and a besiment	R-3 No. of Guestrooms:	Type of Construction: \\ \mathcal{B} \B \text{Stories;}	3.4	rd St
Printed Name	IN CENTER	Building Inspector	ection, which will provide advice regarding any change that you and County of San Francisco.	perty to be in violation of the Municipal Codes of the A copy of this Certificate shall be maintained on the orty documents.	suilding permit application was filed, conforms both enced occupancy classification is approved pursuant	Carlo Contained Carlo	Ty Records meluding	that the residential	with cooking facilities:	2 Dwelling Units: 2	(block and lot)	2702 -05

City and County of San Francisco

DEPARTMENT OF BUILDING INSPECTION

JOB CARD



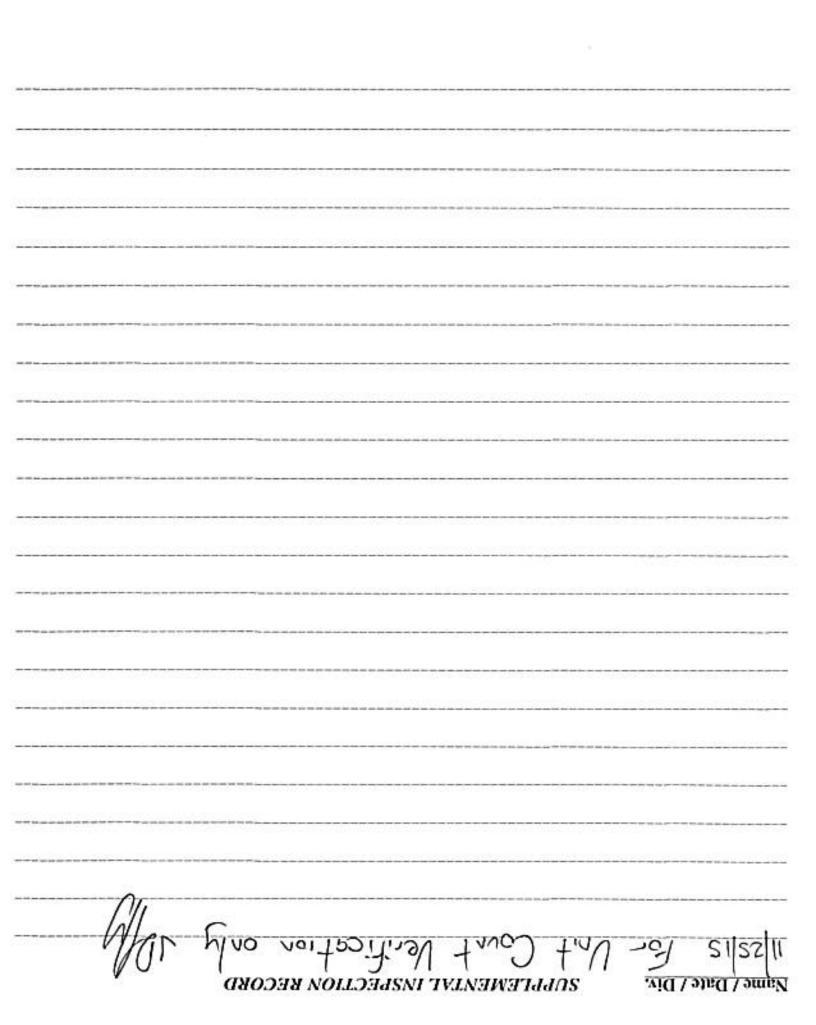
OFFICE HOURS: THE BUILDING INSPECTION IS OPEN DAILY, MONDAY THRU FRIDAY, FROM 8:00 a.m. TO 5:00 p.m. DISTRICT BUILDING INSPECTORS KEEP OFFICE HOURS DAILY, MONDAY THRU FRIDAY, FROM 8:00 a.m. TO 8:30 a.m. AND FROM 3:00 p.m. TO 4:00 p.m.

REQUESTS FOR INSPECTIONS ARE TAKEN 24 HOURS A DAY/7DAYS A WEEK BY CALLING (415) 575-6955

APPLICATION NO. 7015(1243484	ISSUENOV 2 4 2015
APPLICATION NO. 2015(1243484) JOB ADDRESS: 276-278 Hartford St.	BLOCK: 360 Z LOT: 051
NATURE OF WORK:	
WORK PERMITTED UNDER AUTHORITY OF THIS BUILDING PERMIT N	NUMBER MUST BE COMPLETED
EXTENSION OF TIME TO COMPLETE WORK UNDER THIS BUILDING PERM WRITTEN REQUEST PRIOR TO THE DATES NOTED ABOVE.	MIT NUMBER MAY BE GRANTED UPON
For informations on the Permit Process, Building Plans Review, Access Is JOB CARD for useful and appropriate telephone	

* ELECTRICAL & PLUMBING WORK MUST HAVE PERMITS SEPARATE FROM A BUILDING PERMIT. *

KEEP THIS CARD POSTED IN A CONSPICUOUS PLACE ON THE JOB SITE AT ALL TIMES, PLANS AND PERMIT DOCUMENTS SHALL BE ON THE JOB SITE AT ALL TIMES WHEN WORK IS IN PROGRESS. AFTER COMPLETION OF WORK, RETAIN THIS CARD FOR YOUR RECORDS.



FORM

City and County of San Francisco

DEPARTMENT OF BUILDING INSPECTION

INSPECTION RECORD



____ISSUED

NOV 24 2015

APPLICATION NO. 2015 11243484 JOB ADDRESS: 276-278 Hartford

NATURE OF WORK: _

INSPECTIONS	Dates	Inspectors
Foundation Forms		
Foundation Steel		
Grounding Electrode		
O.K. TO POUR		
Do Not CONCRETE SLAB until th	e following	are signed
INSPECTIONS	Dates	Inspectors
Plumbing Underground		
Electrical Underground		hec-men
Fire Service Underground		
Do Not COVER until the follo	owing are si	gned
INSPECTIONS	Dates	Inspectors
Rough Plumbing		
Shower Pan		
Flu, Vents & Ducts (PLBG)		
Heating Hydrostatic Test		
Rough Sprinklers (PLBG)		
Rough Electrical		
Rough Sprinklers (FIRE)		
Hydrostatic (FIRE)		
Sound Transmission		
Rough Framing		
Insulation		
Environmental Air, Venta, Ducts (BLDG)		
Lath		

INSPECTIONS	Dates	Inspectors
Special		
Special		
Special		
Fire Alarm		
Energy Ordinance		

INSPECTIONS	Dates	Inspector
Disabled Access		
Sprinklers (PLBG)		
Mechanical		
Plumbing		
Electrical		
Street Use & Mapping		
Urban Forestry		
Fire Department		
Health Department		ار م ،
Building	11/25/15	711
CERTIFICATE OF	11/25/15	10/

FOR INFORMATION ON THE PERMIT PROCESS, CALL THE DEPARTMENT OF BUILDING INSPECTION'S CUSTOMER SERVICES DIVISION AT 415-558-6088.

PLEASE CALL THE FOLLOWING PHONE NUMBERS FOR QUESTIONS AND/OR COMPLAINTS RELATED TO PERMITTED WORK UNDER WAY:

BUILDING INSPECTION:	415-558-6570	ENERGY/MECHANICAL	
CENTRAL PERMIT BUREAU:	415-558-6070	PLAN CHECK:	415-558-6133
CODE ENFORCEMENT:	415-558-6454	RECORDS:	415-558-6080
PLAN REVIEW SERVICES:	415-558-6133	PLANNING DEPARTMENT:	415-558-6377
DISABLED ACCESS:	415-558-6110	PLUMBING INSPECTION:	415-558-6570
ELECTRICAL INSPECTION:	415-558-6570	REPROOFING INSPECTION:	415-558-6570
FIRE INSPECTION:	415-558-3300	SPECIAL INSPECTION:	415-558-6132
FIRE PLAN CHECK:	415-558-6177	DPW-BSM:	415-558-6060
GENERAL INFORMATION:	415-558-6088	STREET USE & MAPPING AT 1155 MARKET STREET, 3RD FL:	415-554-5810
HEALTH INSPECTION:	415-252-3800		
HOUSING INSPECTION:	415-558-6220	BUREAU OF URBAN FORESTRY:	415-641-2674

A FINAL REMINDER

AFTER COMPLETION OF WORK BEING PERFORMED UNDER AUTHORITY OF YOUR BUILDING PERMIT, RETAIN THIS JOB CARD WITH YOUR IMPORTANT BUILDING RECORDS.

IMPORTANT!

If this permit was applied for to clear a NOTICE OF VIOLATION issued by HOUSING INSPECTION SERVICES, you must take a copy of the completed JOB CARD and mail it to the attention of the HOUSING INSPECTOR who wrote the NOTICE at the following:

San Francisco Department of Building Inspection Housing Inspection Services 1660 Mission Street, 6th Floor San Francisco, California 94103-24214

CENTRAL PERMIT BUREAU 1660 Mission Street San Francisco, California 94103

CITY AND COUNTY OF SAN FRANCISCO DEPARTMENT OF BUILDING INSPECTION (415)558-6088

Application/Permit No: 201511243484 Receipt No: 1376450

OF CENTRAL CENT SIGN OF CENTRAL CENTRA	DATE OF ISSUE 24-NOV-15	THIS PERMIT IS GRANTED IN ACCORDANCE WITH PROVISIONS OF THE CHARTER AND ORDINANCES OF THE CITY AND COUNTY OF SAN FRANCISCO AND/OR	TED IN ACCORDANCE WITH HARTER AND ORDINANCES OF OF SAN FRANCISCO AND/OR	ACE WITH ANCES OF O AND/OR
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☐ HOUSE NUMBER CERTIFICATE ☐ REPAIR OR CON SUPPLEMENTAL FEE PAID:	REPAIR OR CONSTRUCT SIDEWALK	* ADDITIONAL INFORMAT PERMITS IS GIVEN ON	 ADDITIONAL INFORMATION REGARDING SPECIFIC PERMITS IS GIVEN ON THE BACK OF THIS FORM. 	A. C.
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PBELI	(415)235-6172	AUGITED FOR REFUND BUIL	BUILDING	167.40
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HARTFORD ST	051			
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TAVE FOR COMPLETION OF WORK UNDER THIS BUILDING PERMIT EXPIRES 360 Days AFTER DATE OF ISSUANCE. IF UNDER ENFORCEMENT ORDERS, SPECIAL TIME PERIODS WHERE SPECIFIED WILL APPLY, INOTE: STREET SPACE PERMIT EXPIRES ON COMPLETION OF WORK OR WHEN REVOKED BY DIRECTOR OF PUBLIC WORKS. SEE BACK OF FORM FOR OTHER TIME LIMITS.)	RES 360 Days AFTER DATE OF SY WHERE SPECIFIED WILL APPLY, OR WHEN REVOKED BY DIRECTOR OF	3 H	SURCHARGE BOA SURCHARGE	0.00
STEPHEN M WILLIAMS 415/292-3656		SUBTOTAL OF FEES WITH APPLICABLE SURCHARGES	ABLE SURCHARGES	\$193.40
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	BURRADORI MANAGARAN	TOT	TOTAL \$	\$193.90

CENTRAL PERMIT BUREAU 1660 Mission Street San Francisco, California 94103

CITY AND COUNTY OF SAN FRANCISCO DEPARTMENT OF BUILDING INSPECTION (415)558-6088

Receipt No: 1376450 Application/Permit No: 201511243484

WARNING

Code (Public Works Code), certain for the presence of hazardous wastes Part II of the San Francisco Municipal building permits may be issued only after the permittee analyzes the soil and, where applicable, certifies that it has completed site mitigation. No officer, employee, or agency of the employees make any representation analysis, recommended site mitigation mitigation or checked or verified the that the soil on or about the site is free Pursuant to Article 20 of Chapter 10, reports submitted or work performed for accuracy, reliability or adherence to presence of hazardous protocols. In issuing this permit, neither the city nor any of its officers or the City's 'ederal law. Neither soil analysis implementation of this process relieve any person from their duties and responsibilities relating to hazardous waste contamination under state and pursuant to Article 20 of Public Works Code nor the issuance of this permit is City conducted the soil sampling and alter, extinguish, measures, conducted does Nor from the wastes. ntended

ADDITIONAL INFORMATION

1. Building Permit.

All requests for extension of time must be in writing to Director, Dept. of Building Inspection. Permits are issued subject to Appeal within 15 days to Board of Permit Appeals. Incur no expenses until right of Appeal has lapsed.

2. Demolition Permit.

if Demolition involves Abandonment of Side Sewer Permittee must obtain a Side Sewer Permit. The Side Sewer will then be blocked at the Main Sewer.

if issued with Building permit time for completion is same as Building; if issued alone, complete work within 6 months Excavation should be carried out in accordance with Article 8 of Public Works Code. Issued to construct Auto Runway as per Article 15. Public Works Code. Permit to Lower Curb/To Excavate in Street or Sidewalk. from date of Permit. Void if not started within 6 months.

4. Street Space Permit.

No refuse, excavated materials, concrete or mortar is to be disposed of upon Paved Streets, catch basins or into the City sewer system. No material or equipment shall be left on Roadway of Police Tow-Away Zone during hours when Tow-Away Rule is in force. Gutters and Waterways must be kept clear.

All provisions of Section 724.3 of the Public Works Code are incorporated into this permit by reference. Street and sidewalk areas occupied must not exceed a width 1/2 the width of the sidewalk plus 1/3 the width of the Roadway fronting.

5. Permit to Repair or Construct Sidewalk.

Handicap Ramps required in vicinity of Crosswalks per plan No.11-33, 982. Ch. 2. Before beginning any work under this permit contact your Area Inspector Tel. 554-5837. Permit valid for 3 months from date issued, unless extension authorized.

limit, modify, or after in any way the responsibility of the property owner to ensure that such subsidewalk space compiles with the San Francisco Building Code, Electrical Code, Fire Code, Mechanical Code, Plumbing Code, Public Works Code, and other Municipal Codes. In addition, issuance of this permit does not limit the liability of the property owner or his or her agent if work pursuant to this permit or the City and County of San Francisco makes no representations that issuance of a sidewalk permit will or will not directly or indirectly affect a construct or after subsidewalk spaces separately from a sidewalk permit. Property owners are encouraged to seek the advice of qualified professionals to independently analyze the structural integrity of subsidewalk space and determine whether such space should be improved subsidewalk structure. The Department of Building Inspection, in conjunction with the Department of Public Works, issues permits to Some sidewalks have been constructed over a subsidewalk basement or other below ground structure. Issuance of this permit does not actions of a third party result in damage to the sidewalk or subsidewalk structure; consequently, permittees proceed at their own risk.

6. Hold Harmless Clause.

transfer these reponsibilities.

against any and all daims, demands and actions for damages resulting from operations under this permit, regardless of negligence of the City and County of San Francisco, and to assume the defense of the City and County of San Francisco against all such claims, demands The Permittee(s) by acceptance of this permit, agree(s) to indemnty and hold harmless the City and County of San Francisco from and

BOARD OF PERMIT APPEALS STIPULATIONS.

1602516 of 910

NOV 2 4 2015

B. Centre

from C. Hui TOM C. HULS & DEPT. OF BUIL

APPLICATION FOR BUILDING PERMIT ADDITIONS, ALTERATIONS OR REPAIRS

FORM 3 DOTHER AGENCIES REVIEW REQUIRED FORM 8 D OVER-THE-COUNTER ISSUANCE

NUMBER OF PLAN SETS

CITY AND COUNTY OF SAN FRANCISCO DÉPARTMENT OF BUILDING INSPECTION

APPLICATION IS HEREBY MADE TO THE DEPARTMENT OF BUILDING INSPECTION OF SAN FRANCISCO FOR PERMISSION TO BUILD IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS SUBMITTED HEREWITH AND ACCORDING TO THE DESCRIPTION AND FOR THE PURPOSE HEREINAFTER SET FORTH.

▼ DO NOT WRITE ABOVE THIS LINE ▼

APPROVAL NUMBER

M . U

APPLICATION NUMBER

APPROVED

FOR ISSUANCE

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IMPORTANT NOTICES

OR CONSTRUCTION CENDER (ENTER NAME AND BRANCH DESCRIPTION P ANY. IF THERE IS NO KNOWN CONSTRUCTION LENDER, ENTER "UNKNOWN")

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APPLICANT'S CERTIFICATION

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NOTICE TO APPLICANT

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11-28-15

CALF CERTIFICATE NO.

CONDITIONS AND STIPULATIONS

REFER TO:	APPROVED:	1,	DATE: MOV 2 3 261:
		OH .	OK to process NOTIFIED MR. B. Carr
		BUILDING INSPECTOR, DEPT. OF BLDG. INSP.	NOTIFIED MR. B. Curn
	APPROVED:		DATE: REASON:
		DEPARTMENT OF CITY PLANNING	NOTIFIED MR.
	APPROVED:		DATE: REASON:
		BUREAU OF FIRE PREVENTION & PUBLIC SAFETY	NOTIFIED MR.
	APPROVED:		DATE:
			REASON:
		MECHANICAL ENGINEER, DEPT. OF BLDG. INSPECTION	NOTIFIED MR.
	APPROVED:		DATE: S
			REASON:
		CIVIL ENGINEER, DEPT. OF BLDG. INSPECTION	NOTIFIED MR.
	APPROVED:	Citiz Engineer, pp. 1. or page, con 201101	DATE:
			NOTIFIED MR. DATE: FEASON: NOTIFIED MR. DATE: SAID NAMES OF ALL PERSONS NOTIFIED MR. DATE: PERSONS NOTIFIED MR. DATE: REASON: NOTIFIED MR.
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_		REDEVELOPMENT AGENCY	NOTIFIED MR.
	APPROVED:	1 //	DATE:
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		HOUSING INSPECTION DIVISION	NOTIFIED MR.

Exhibit 4

BOARD OF APPEALS

CITY & COUNTY OF SAN FRANCISCO

MEETING MINUTES - WEDNESDAY, FEBRUARY 10, 2016

5:00 P.M., CITY HALL, ROOM 416, ONE DR. CARLTON B. GOODLETT PLACE

PRESENT: President Darryl Honda, Vice President Frank Fung, Commissioner Ann Lazarus and Commissioner Rick Swig.

ABSENT: Commissioner Bobbie Wilson.

Robert Bryan, Deputy City Attorney, Office of the City Attorney (OCA); Corey Teague, Assistant Zoning Administrator (ZA); Joseph Duffy, Senior Building Inspector, Department of Building Inspection (DBI); Mark Walls, Senior Building Inspector, DBI; Chris Buck, Acting Urban Forester, San Francisco Public Works, Bureau of Urban Forestry (SFPW); Cynthia Goldstein, Executive Director; Gary Cantara, Legal Assistant.

(1) PUBLIC COMMENT

At this time, members of the public may address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board except agenda items. With respect to agenda items, your opportunity to address the Board will be afforded when the item is reached in the meeting with one exception. When the agenda item has already been reviewed in a public hearing at which members of the public were allowed to testify and the Board has closed the public hearing, your opportunity to address the Board must be exercised during the Public Comment portion of the calendar. Each member of the public may address the Board for up to three minutes. If it is demonstrated that comments by the public will exceed 15 minutes, the President may continue Public Comment to another time during the meeting.

PUBLIC COMMENT: None.

(2) COMMISSIONER COMMENTS & QUESTIONS

SPEAKERS: President Honda wished everyone health, happiness and prosperity in the Chinese Lunar New Year.

PUBLIC COMMENT: None.

(3) ADOPTION OF MINUTES

Discussion and possible adoption of the January 27, 2016 minutes.

ACTION: Upon motion by Commissioner Swig, the Board voted 3-0-2 (Vice President Fung and Commissioner Wilson absent) to adopt the January 27, 2016 minutes.

SPEAKERS: None.

PUBLIC COMMENT: None.

REGULAR MEETING, BOARD OF APPEALS, FEBRUARY 10, 2016 - PAGE 2

(4) APPEAL NO. 15-197

RALF BENDUSKI, Appellant(s)	1-136 Yerba Buena Avenue.
vs.	Protesting the ISSUANCE on December 07, 2015, to St. Francis Wood Homeowners
DEPT. OF PUBLIC WORKS BUREAU OF URBAN FORESTRY, Respondent	Association, of a Tree Removal Permit (allow

ACTION: Upon motion by Vice President Fung, the Board voted 4-0-1 (Commissioner Wilson absent) to deny the appeal and uphold the permit on the basis that the tree removals will allow the renewal of the existing vegetation.

SPEAKERS: Ralf Benduski, appellant; Brian Mulry, attorney for permit holder; Steven Ormond, agent for permit holder; Chris Buck, SFPW.

PUBLIC COMMENT: Kevin Kosewi spoke in support of the permit holder. Sylvia Johnson addressed the Board.

ITEMS (5A) & (5B) SHALL BE HEARD TOGETHER:

(5A) APPEAL NO. 15-142

LEEANN NAPOLITANA, Appellant(s)	8 Palm Avenue.
vs.	Protesting the ISSUANCE on October 08, 2014, to Joshua Baker, of an Alteration Permit
DEPT. OF BUILDING INSPECTION, Respondent PLANNING DEPT. APPROVAL	

REGULAR MEETING, BOARD OF APPEALS, FEBRUARY 10, 2016 - PAGE 3

(5B) APPEAL NO. 15-145

FRANCES JUDNICK LIVING TRUST,	8 Palm Avenue.
Appellant(s)	Protesting the ISSUANCE on October 08,
	2014, to Joshua Baker, of an Alteration Permit
VS.	(revision to BPA Nos. 2014/11/21/2271 and
	2015/01/28/6904; south breezeway to remain
DEPT. OF BUILDING INSPECTION, Respondent	at existing grade; entrance to Unit 2 revised to
PLANNING DEPT. APPROVAL	rear of building; rear yard retaining wall modifications).
	APPLICATION NO. 2015/10/07/9127.
	FOR HEARING TODAY.
	SEE NOTE ABOVE IN APPEAL NO. 15-142.

ACTION: Upon motion by Commissioner Lazarus, the Board voted 4-0-1 (Commissioner Wilson absent) to continue the appeals to February 24, 2016, to allow more time for the parties to discuss a resolution, with a list of conditions to be submitted by all parties, and revised plans if needed, no later than the Thursday prior to hearing.

SPEAKERS: Leeann Napolitana, appellant; Elizabeth Bader, attorney for appellant; John Kevlin, attorney for permit holder; Joshua Baker, permit holder; Joseph Duffy, DBI; Mark Walls, DBI; Corey Teague, AZA.

PUBLIC COMMENT: None.

ITEMS (6A) & (6B) SHALL BE HEARD TOGETHER:

(6A) APPEAL NO. 14-101

MARIA MARANGHI, Appellant(s)	1000 Filbert Street.
vs.	Protesting the ISSUANCE on May 08, 2014,
DEDT OF SUM DAVIS WISSESTER	to Xelan Prop 1 LLC, of an Alteration Permit
DEPT. OF BUILDING INSPECTION, Respondent	(three kitchen and four bathroom remodel; units 1008, 1002, 1006 and 1000; no structural work). APPLICATION NO. 2014/05/07/5172. Note: On Nov. 05, 2014, the Board voted
	3-0 to continue this appeal to the Call of the Chair to allow time for the outstanding Notices of Violation to be resolved. The appeal was returned to the Board's active calendar with the agreement of the parties.

(6B) APPEAL NO. 14-104

MARIA MARANGHI, Appellant(s)	1000 Filbert Street.
vs.	Protesting the ISSUANCE on May 19, 2014,
DEPT. OF BUILDING INSPECTION, Respondent	to Xelan Prop 1 LLC, of a Plumbing Permit (install forced air furnace).
	APPLICATION NO. PM2014/05/19/847. SEE NOTE ABOVE IN APPEAL NO. 14-101.

ACTION: Withdrawn prior to the hearing.

(7) APPEAL NO. 15-111

KATHRYN R. DEVINCENZI, Appellant	16, 16A and 18 Iris Avenue.
vs.	Protesting the ISSUANCE on July 30, 2015,
	to James and Anna Marie Murray, of an
DEPT. OF BUILDING INSPECTION, Respondent	Alteration Permit (16A Iris: ground floor
PLANNING DEPT. APPROVAL	horizontal addition at rear year; 16 Iris:
	remodel of second floor kitchen, bathroom
	and bedrooms, new second floor deck at rear
	yard; three dwelling units to remain).
	APPLICATION NO. 2014/04/16/3387S.
	REHEARING GRANTED JANUARY 13,
	2016.
	FOR REHEARING TODAY.
	Note: on December 09, 2015, the Board
	upheld this permit on the basis that it is
	Code compliant, and on January 13, 2016, the Board granted the appellant's

ACTION: Upon motion by Commissioner Swig, the Board voted 3-1-1 (Vice President Fung dissented and Commissioner Wilson absent) to grant the appeal and uphold the permit on the condition that the disputed wall be removed from the plans. Lacking the four votes needed to pass, the motion failed. With no further motion made, the permit was upheld by operation of law.

rehearing request and scheduled the rehearing for February 10, 2016.

SPEAKERS: Kathryn Devincenzi, appellant; James Murray, permit holder; Yakuh Askew, agent for permit holder; Joseph Duffy, DBI, Corey Teague, AZA.

PUBLIC COMMENT: Hiroshi Fukuda spoke in support of the appellant. Sylvia Johnson addressed the Board.

(8) APPEAL NO. 15-195

LESLIE ANDELIN, Appellant(s)	276-278 Hartford Street.
VS.	Protesting the ISSUANCE on November 24, 2015, to Samantha Campbell, of an Alteration
DEPT. OF BUILDING INSPECTION. Respondent	Permit (for administrative purposes only to document the legal use and occupancy of this building as a two story and a basement with two residential dwelling units. This determination is based on a review of City records including Water Department records, Assessor Records, Sanborn Map and building permit history. No work on this permit). APPLICATION NO.: 2015/11/24/3484. FOR HEARING TODAY.

ACTION: Upon motion by Vice President Fung, the Board voted 4-0-1 (Commissioner Wilson absent) to deny the appeal and uphold the permit on the basis that it was properly issued.

REGULAR MEETING, BOARD OF APPEALS, FEBRUARY 10, 2016 - PAGE 5

SPEAKERS: Ryan Patterson, attorney for appellant; Leslie Andelin, appellant; Patrick Buscovich, agent for appellant; Stephen Williams, attorney for permit holder; Joseph Duffy, DBI, Corey Teague, AZA.

PUBLIC COMMENT: Sylvia Johnson addressed the Board.

(9) APPEAL NO. 15-198

STEPHEN MCDONAGH, Appellant(s)	4400-4402 Pacheco Street.
vs.	Protesting the ISSUANCE on December 07,
DEPT. OF BUILDING INSPECTION, Respondent PLANNING DEPT. APPROVAL	2015, to Huai Zhong Li, of an Alteration Permit (comply with complaint No. 201571402; revision to approved BPA No. 2015/08/25/5206: existing floor plans to reflect existing condition, remove and infill interior stainway between second and third floor, add non-bearing partition walls between living room and dining room at second and third floor, add roof deck to provide usable open space for Unit 4402). APPLICATION NO. 2015/12/01/3892. FOR HEARING TODAY.

ACTION: Upon motion by Vice President Fung, the Board voted 4-0-1 (Commissioner Wilson absent) to grant the appeal and uphold the permit on the condition that the 2nd and 3rd floor living room and dining room plans revert to the existing condition as shown on sheet A1 of the approved plan set, on the basis that some of the work has been performed without a permit.

SPEAKERS: Stephen McDonagh, appellant; Eric Li, agent for permit holder; Joseph Duffy, DBI, Corey Teague, AZA.

PUBLIC COMMENT: Paul Brady, Hugh Wayham, Tom Tichy, Patrick Wasley, Harry McGuire and Peter Young spoke in support of the appellant. Sylvia Johnson addressed the Board.

(10) APPEAL NO. 15-199

THOMAS NOURSE AND SARAH BACON, Appellant(s)	407A 30 TH Street. Protesting the ISSUANCE on December 14.
vs.	2015, to Michael Kramer, of an Alteration
DEPT. OF BUILDING INSPECTION, Respondent PLANNING DEPT. APPROVAL	Permit (proposed front stairs relocation and

ACTION: Dismissed prior to the hearing.

REGULAR MEETING, BOARD OF APPEALS, FEBRUARY 10, 2016 - PAGE 6

(11) APPEAL NO. 15-200

BEN AND LORRAINE FREELAND, Appellant(s)	152 Collins Street.
VS.	Protesting the DENIAL on December 18,
	2015, of an Alteration Permit (to comply with
DEPT. OF BUILDING INSPECTION, Respondent	Complaint No. 20150508576, to legalize change of use of attic space to habitable space. Attic completed originally under BPA No. 8306840 and finalized on November 1.
	1983. No construction work). APPLICATION NO. 2015/11/13/2548.
	FOR HEARING TODAY.

ACTION: Upon motion by Vice President Fung, the Board voted 4-0-1 (Commissioner Wilson absent) to grant the appeal, overturn the denial by Department of Building Inspection, and issue the permit on the basis that the work performed to the attic space is legal.

SPEAKERS: Ben Freeland, appellant; Frederick Preyer, agent for appellant; Tim Logan, agent for appellant; Joseph Duffy, DBI; Mark Walls, DBI.

PUBLIC COMMENT: None.

ADJOURNMENT.

There being no further business, President Honda adjourned the meeting at 9:35 p.m.

Exhibit 5

APPLICATION FOR

Discretionary Review

1. Owner/Applicant Information

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DRAYFUCANTS ADD						
				ZP COOK	TELEF	TONE
zou nartrord St	treet, Sar	Francisco, CA		94114	(415)956-8100
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76 - 278 Hartin	ord Stree	et, San Francisco	, CA	94114	(415) 885-2946
CONTACT FOR DR AN	Control of the contro		-			
larrer as Above	Ryan J.	Patterson, Esq.	Zacks & Freed	man, P.C.		
ODRESS:	Car of t	San Hill Service	701.5 - 1	ZP 000E	TILLER	ONE.
	ery Stree	t, Suite 400, San	Francisco, CA	94104	(415) 956-8100
HALAODESS: /anp@zulpc.co	100		2 5 5 5			
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POSS STREETS	1.	, San Francisco,	CA			94114
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esent or Previou oposed Use; Si ilding Permit Ap	is Use: ingle-Far	Two-Family Dw	relling		Pate Filed; 12/1	1/2013

RECEIVED

FEB 1 9 2015

CITY & COUNTY OF S.F.

4.	Actions	Prior	to	a	Discretionary	Review	Request
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Prior Action	765	80
Have you discussed this project with the permit applicant?	[38]	
Did you discuss the project with the Planning Department permit review planner?	(3)	
Did you participate in outside mediation on this case?		D8

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.

The DR Requestor asked the Project Sponsor if she we	ould consider amending the project to reduce its impacts
on the adjacent properties. The Project Sponsor repli made to mitigate the project's impacts.	ed "We could have made it worse." No changes have been

CASE	M	M	in.
For Study	ú		4

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 Circle Council Planning.
the project? How does the project conflict with the City's General Plan or the Planning Code's Priority Policies of Residential Design Guidelines? Please be specific and site specific sections of the Residential Design Guidelines
See attached.
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:
See attached.
 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?
See attached.

DISCRETIONARY REVIEW APPLICATION

1) 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?

276-278 Hartford Street (the "subject property") was built as a two-unit building in 1893. It was maintained as a two-unit building with two kitchens until 2007, when the Project Sponsor illegally merged the two units without permits. The second unit's tenant — an immigrant — was bought out in conjunction with the Project Sponsor's purchase of the property circa 2005. The proposed project would remove two rent-controlled units from the City's housing stock, resulting in a large, non-rent-controlled single-family house. What was previously a naturally affordable housing unit will now be turned into a private library.

Although the Project Sponsor obtained an erroneous 3R for a single family home (which DBI later corrected), the Project Sponsor knew that the property contained two units with two kitchens. (See real estate listing for the property, Exhibit F: "bright single family home retains all of the charm and comfort of a single family home with the added bonus of a four room income unit. . . . Both units will be delivered vacant at close of escrow.")

The Project Sponsor also knew that building, plumbing, and electrical permits were required for the removal of a second unit, even if that unit was illegal — which it was not. However, the unit removal and merger work was done without any permits. As cover, the Project Sponsor obtained a building permit for foundation work at the same time: BPA No. 200709263798. The foundation permit was never finaled and was expired in 2010. Tellingly, in the 2007 foundation permit application box labeled "number of dwelling units," the number "2" is crossed out and a "1" is written in next to it.

Approval of this building permit would set a precedent rewarding the illegal removal of rental units by granting permission to enlarge those buildings in ways that harm surrounding (Policies 2, 3, and 7).

A. Impact on Existing Rent-Controlled Housing and Neighborhood Character

Planning Priority Policy No. 2 requires that "existing housing and neighborhood character be conserved and protected in order to preserve the cultural and economic diversity of our neighborhoods." (Planning Code sec. 101.1(b)(2).) The project violates this policy in two ways.

First, by physically connecting the upper and lower dwelling units with no permits, the Project Sponsor tried to eliminate two rent-controlled units. This unlawful merger and unpermitted removal of a kitchen, plumbing, and electrical should not be sanctioned. It destroys "existing housing" and threatens the "economic diversity of our neighborhoods" by replacing two rentcontrolled units with one large dwelling. If landlords believe that they can physically merge existing multi-family housing without benefit of building permits and then obtain after-the-fact permission, the Commission will likely see an increase in this illicit activity.

Second, the project violates the requirement that "existing... neighborhood character be conserved and protected." The subject property consists of a charming Victorian structure with a moderately sized upper unit and smaller sized lower unit. It is located in a row with four other structures of the same design and vintage. Allowing for the merger of two units into one large single-family dwelling, and at the same time allowing the substantial expansion of that merged building, would damage the existing neighborhood character:

- The proposed rear expansion will wall off the mid-block open space, affecting the DR Requestor's property and the properties of surrounding neighbors.
- The proposed side expansion will destroy the light court which was built for the common benefit of each of the five matching Victorians. Removal of the light court will reduce the breeze and light to the DR Requestor's home.

B. Impact on Affordable Housing Supply

The project also violates Planning Priority Policy No. 3, which requires that "the City's supply of affordable housing be preserved and enhanced." (Planning Code § 101.1(b)(3).) As stated previously, the project would sanction the unlawful merger of two rent-controlled dwelling units into one large house. The lower unit's tenant was bought out by the prior owner in conjunction with the Project Sponsor's purchase to make the pair of flats more saleable. Property owners are most likely to follow this precedent in gentrifying neighborhoods that already have very little affordable housing left, such as the project's neighborhood. Planning Commission approval of the proposed project would signal to property owners that if they get caught illegally merging two units, they will be rewarded with an after-the-fact approval and permission to expand the building.

C. Impact on Historic Buildings

Planning Priority Policy No. 7 requires that "landmarks and historic buildings be preserved." (Planning Code § 101.1(b)(7).) But the subject property consists of a potential historic resource (Class B). This structure is one of five matching Victorians built in a row by the same builder in the late 1800s. As one of a group of identical structures, the subject property's potential historic significance is even greater. The subject property's historic value should be assessed before the City considers approving a permit to substantially expand and redesign the structure, increase its height, and reduce and/or eliminate existing side-yard setbacks. All of these actions could affect the historic value of the subject property and its contribution to the collection of

matching Victorian buildings. Any failure to conduct such a historic resource assessment would be at odds with the mandate of Priority Policy No. 7 that "historic buildings be preserved."

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:

The DR Requestor's property would suffer a number of unreasonable impacts from the proposed construction. First, the proposed structure would deviate from the existing, historic building's footprint by eliminating and/or reducing the side yard setback along the south property line. This minimal setback was a design feature incorporated by the builder into each one of the five Victorian homes, ensuring common access to light and air. Removing this design feature would deprive the DR Requestor's home of adequate access to light and air circulation. The rear expansion of the building would exacerbate both of these negative impacts.

Furthermore, the substantial expansion of the project site at the rear would wall off the valuable mid-block open space, lessening surrounding residents' enjoyment of that common open area.

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?

The Project Sponsor has made no changes to mitigate the negative impacts to the neighborhood. The subject property should be restored to its legal configuration as a two-unit rent-controlled building. The rear-yard setback should be maintained to ensure the continued enjoyment of the mid-block open space by neighboring properties. Lastly, the side-yard setback (including the light court) should be maintained to preserve the light and air reaching the DR Requestor's home, as was reciprocally built into each of these five matching Victorians.

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 on applications may be required.

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

Ryan J. Patterson, Esq. Denni / Authorized Agent Crist crist

Applicatio	n for Discretionary Review
CASE HARRY for Shall the only	

Discretionary Review Application Submittal Checklist

Applications submitted to the Planning Department must be accompanied by this checklist and all required materials. The checklist is to be completed and signed by the applicant or authorized agent.

Application, with all blanks completed	DRATUCATION
Address labels (original), if applicable	1
Address labels (copy of the above), if applicable	1
Photocopy of this completed application	1
Photographs that illustrate your concerns	
Convenant or Deed Restrictions	
Check payable to Planning Dept.	1
Letter of authorization for agent	1
Other: Section Plan, Detail drawings (i.e. windows, door entries, trim), Specifications (for cleaning, repair, etc.) and/or Product cut sheets for new elements (i.e. windows, doors)	

4.	•			-	
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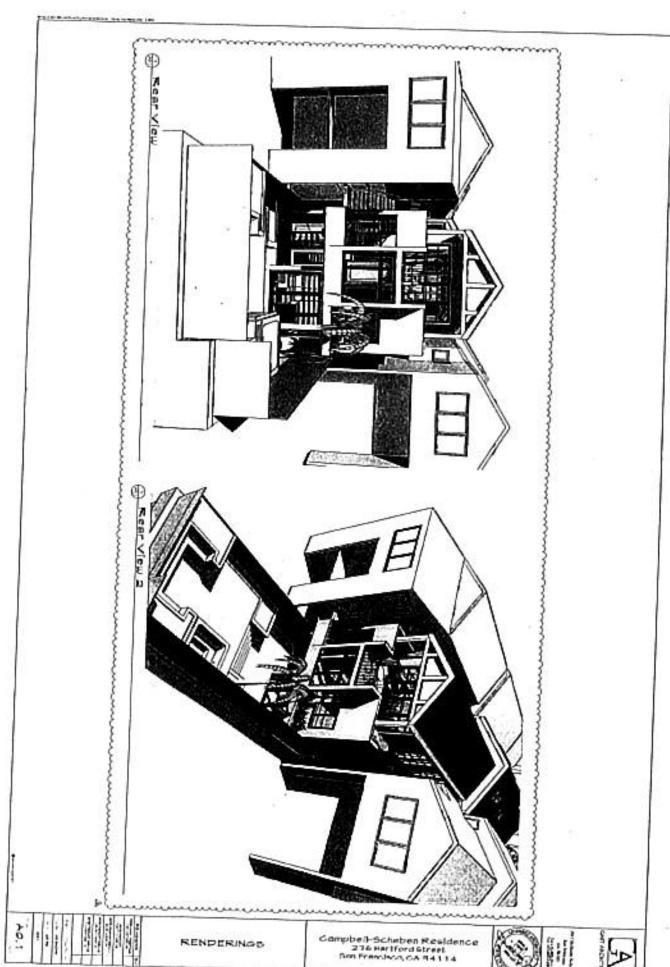
☐ Required Material

For Department Use Only		
Application received by Planning Department:		
By:		
	Date;	

Optional Material.
 Two sets of original labels and one copy of addresses of adjacent property owners and owners of property across spect.

Exhibit 6

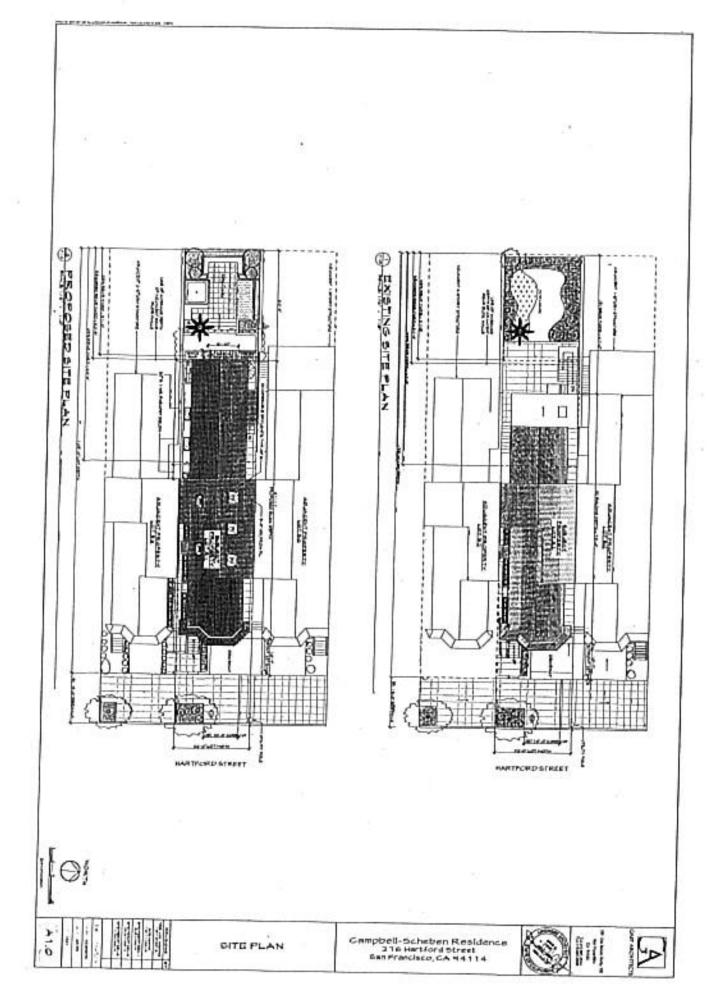
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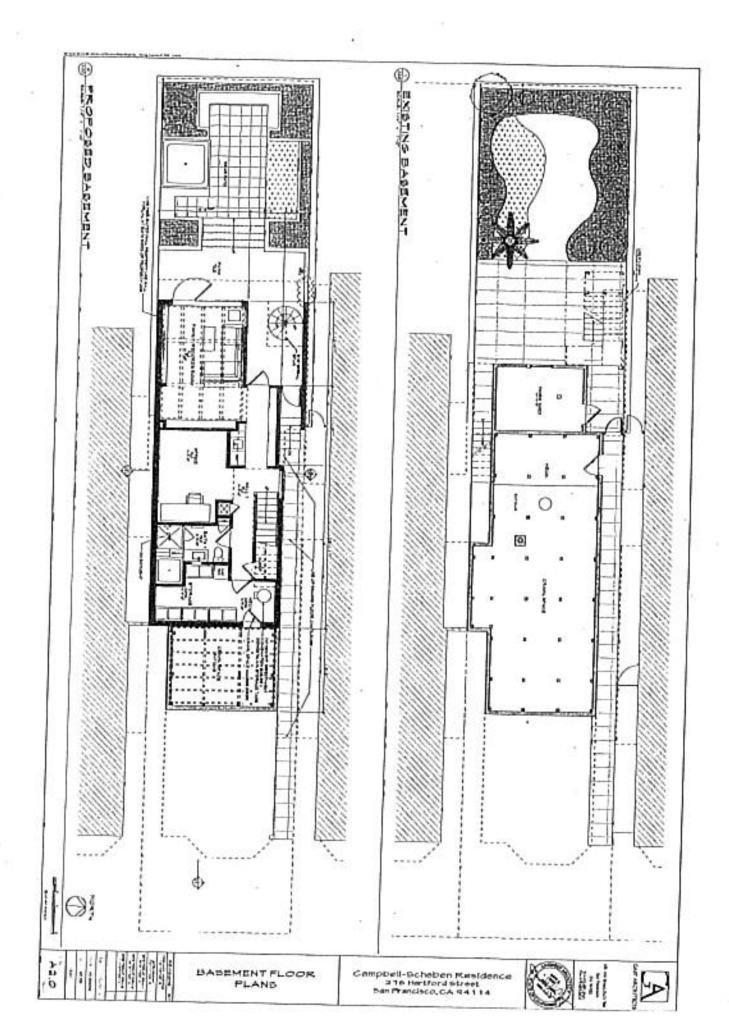


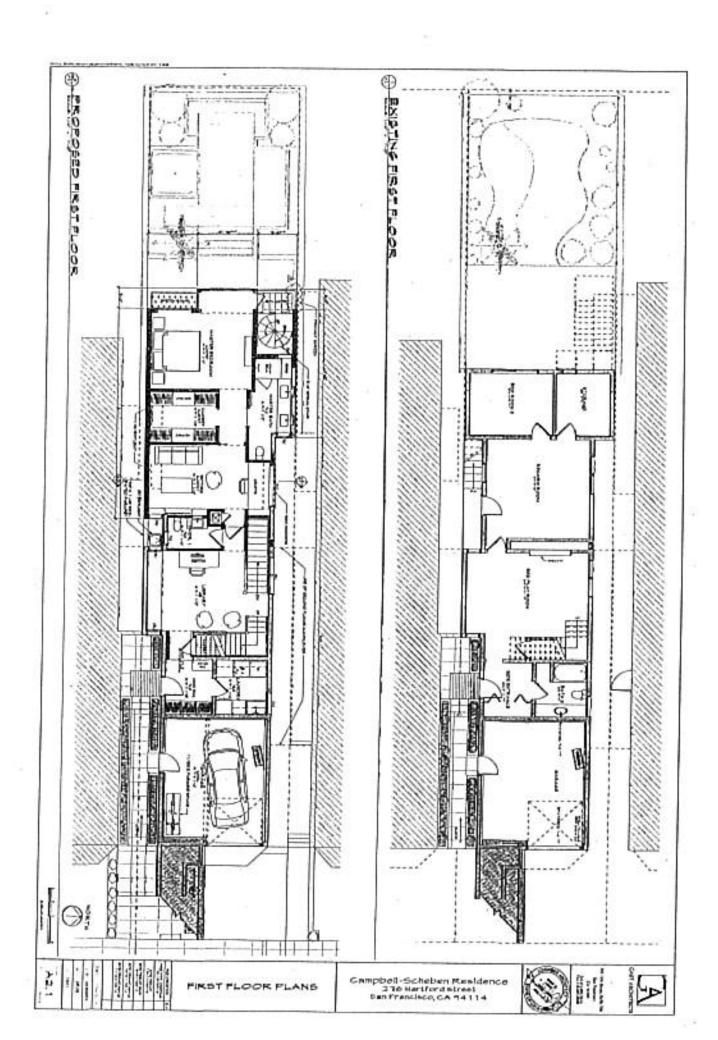


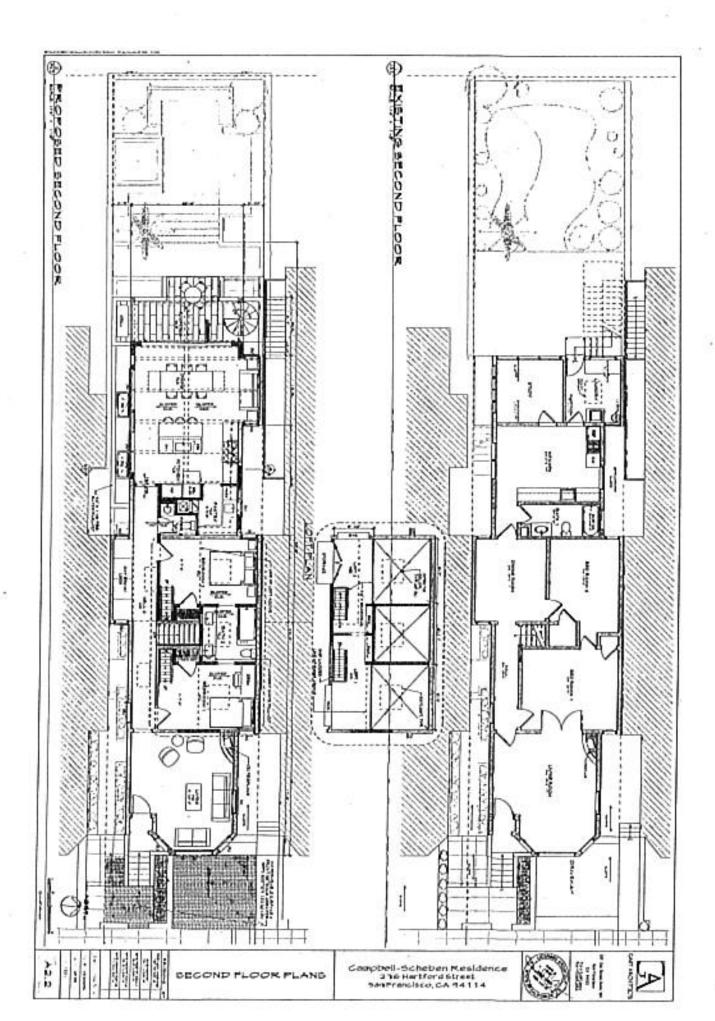


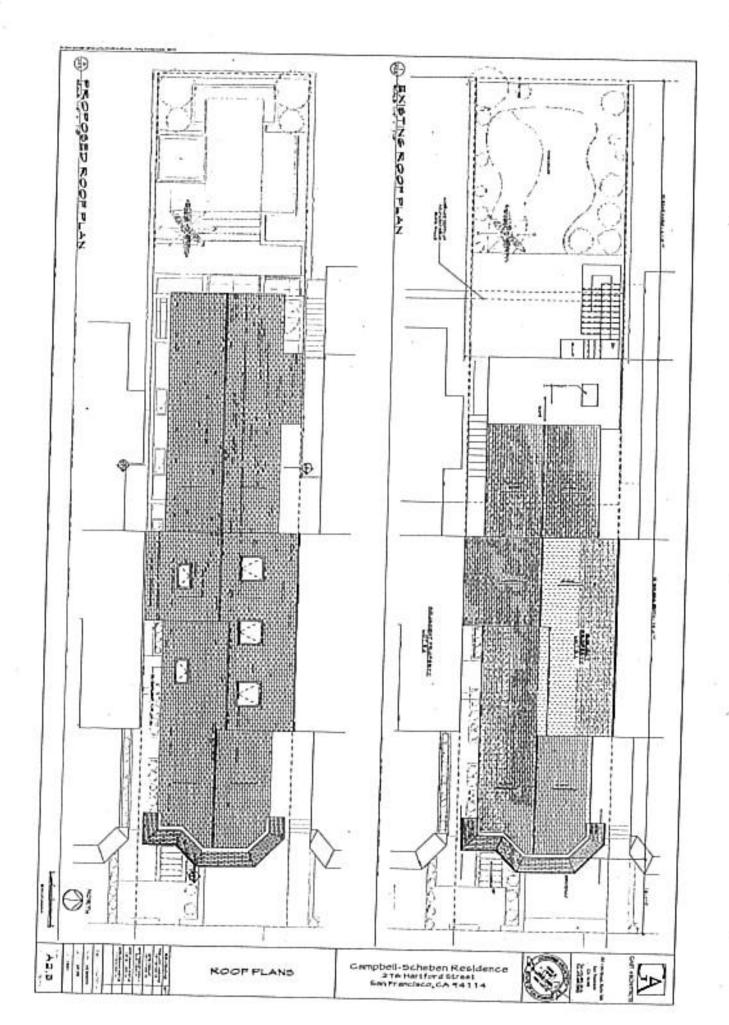


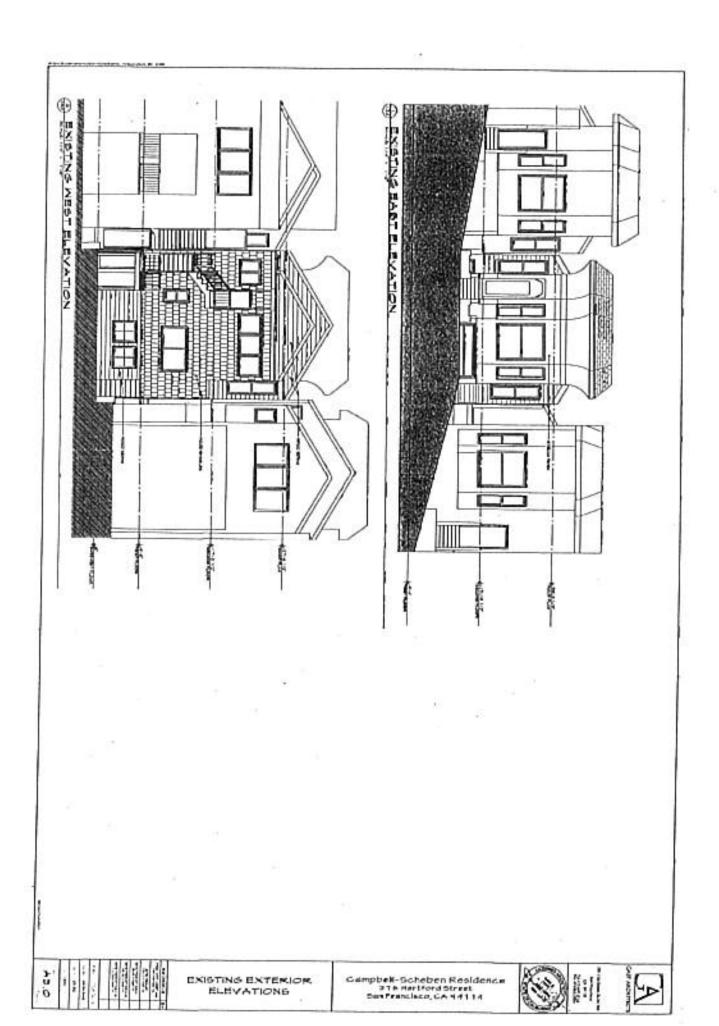


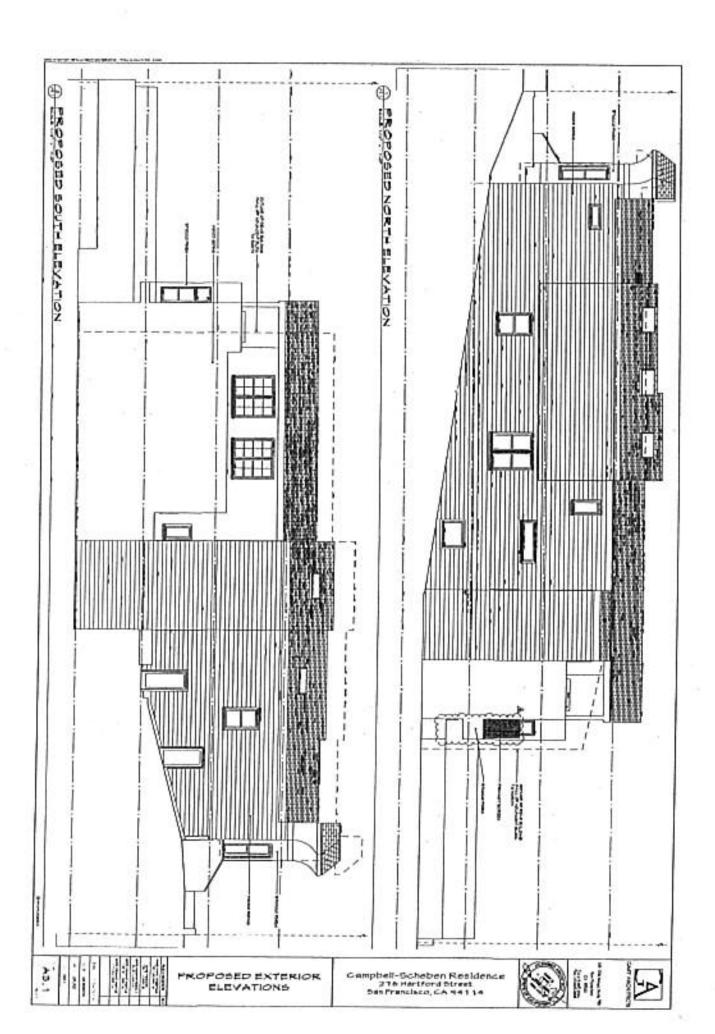


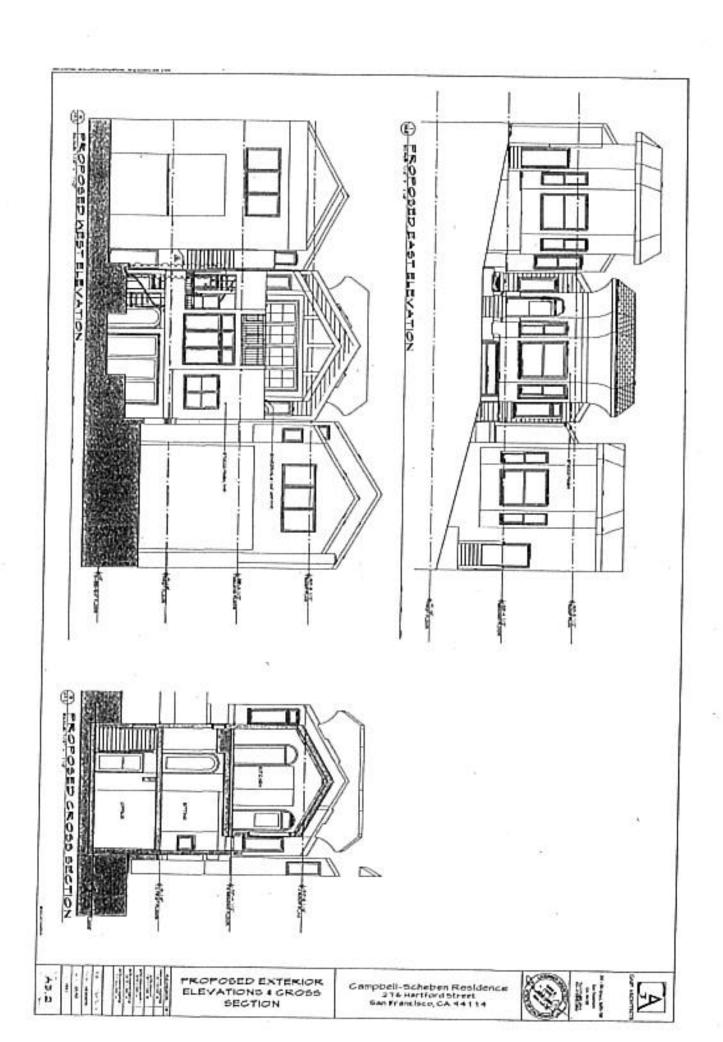


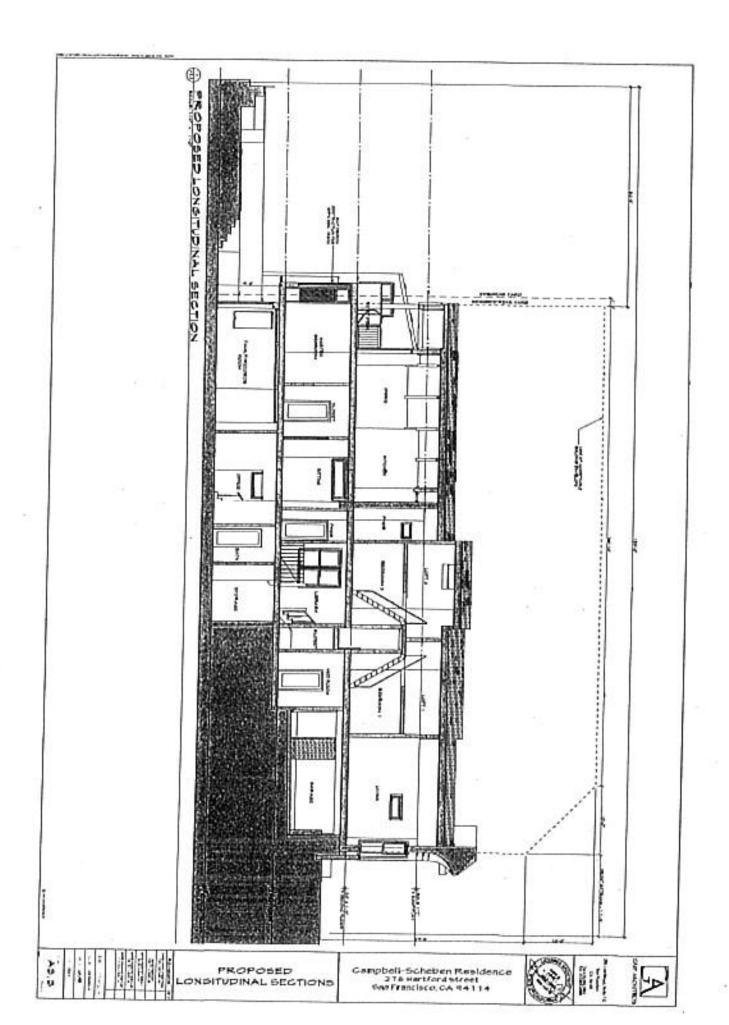














Design Review Checklist

Checklist completed for the proposed expansion of the building at **276 Hartford Street**, per plans labeled "Site Permit Rev. 3".

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

Reception:

415.558.6378

Fax: 415.558.6409

Planning Information: **415.558.6377**

NEIGHBORHOOD CHARACTER (PAGES 7-10)

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

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 the placement of surrounding buildings?	X		
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 between adjacent buildings and to unify the overall streetscape?			x
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?	ı		X
Special Building Locations (pages 19 - 21)			
Is greater visual emphasis provided for corner buildings?			х
Is the building facade designed to enhance and complement adjacent public spaces?			х
Is the building articulated to minimize impacts on light to adjacent cottages?			X

2

BUILDING SCALE AND FORM (PAGES 23 - 30)

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

ARCHITECTURAL FEATURES (PAGES 31 - 41)

QUESTION	YES	NO	N/A
Building Entrances (pages 31 - 33) No changes to entrance are proposed			
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?			^
Is the building's front porch compatible with existing porches of surrounding			\mathbf{x}
buildings?			^
Are utility panels located so they are not visible on the front building wall or on			\mathbf{x}
the sidewalk?			^
Bay Windows (page 34)			
Are the length, height and type of bay windows compatible with those found on	x		
surrounding buildings?	•		
Garages (pages 34 - 37) No changes to garage are proposed			
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			x
the building and the surrounding area?			^
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) Not applicable			
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?			X
Are the dormers compatible with the architectural character of surrounding			v
buildings?			X
Are the windscreens designed to minimize impacts on the building's design and			X

on light to adjacent buildings?		
9 9 9 9		

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		

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	X		
Potential Historic or Architectural Merit?			
Are the character-defining features of the historic building maintained?	X		
Are the character-defining building form and materials of the historic building maintained?			
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

RESIDENTIAL DESIGN TEAM REVIEW

1650 Mission St.

Suite 400 San Francisco, CA 94103-2479

DATE : 3/18/15	RDT MEETING DATE: 3/1	8/15	Reception:
			415.558.6378
PROJECT INFORMATION:			Fax:
Planner:	Eiliesh Tuffy		415.558.6409
Address:	276 Hartford Street		
Cross Streets:	Btwn. 19th and 20th Streets		Planning Information:
Block/Lot:	3602/051		415.558.6377
Zoning/Height Districts:	RH-3/40-X		_
BPA/Case No.	201312113907 / 2014.1253DD		_
Project Status	☐ Initial Review ☐ Post NOPDI	R 🛛 DR Filed	_
Amount of Time Req.	\boxtimes 5 min (consent) \square 15 minutes		

30 minutes (required for new const.)

Project Description:

The proposal is to

- convert the existing basement crawlspace into habitable space,
- rehabilitate the building interior,
- raise the existing front gable roof structure 1 foot in height, and
- increase the overall building depth through a 3-story rear horizontal addition to the average rear yard setback.

The project requires approval through a Mandatory Discretionary Review hearing before the Planning Commission to legalize the existing single family use. Historic maps, permit records, and the real estate listing at the time of the 2006 sale indicate 2 dwelling units. The 2nd unit was never legally removed.

Project Concerns (If DR is filed, list each concern.):

General Plan concerns

- Illegal removal of a rent-controlled dwelling unit (former tenant is believed to have been bought out in 2005, at the time of the last sale) Planning Code Section 101.1(b)(3)
- Impact to neighborhood character. Planning Code Section 101.1(b)(2)
- Impact on historic buildings (*proposal meets the checklist for CatEx-Historical Review*). **Planning Code Section 101.1(b)(7)**
- DR filer supports restoring 2 rent-controlled dwelling units.

RDG concerns

- Reduction of the south elevation side setback (which is repeated in the row of historic Italianates) as part of the rear expansion, and the resulting loss of common access to light and air. DR filer supports maintaining the side setback & light court on the south elevation to preserve common access to light and air and maintain the pattern found on the adjacent buildings.

- Walling off of the DR filer's access to the mid-block open space. **DR filer supports** maintaining the existing rear yard setback to protect access to mid-block open space.

RDT Comments:

- General Plan concerns are to be addressed through the Mandatory Discretionary Review scheduled before the Planning Commission, and are not the purview of the Residential Design Team.
- The proposed project largely maintains the existing 3-foot side setback from the south property line on the upper floor of the building (**RDG**, **pg. 16**). The only exception being the firewall at the top floor's rear deck.
- The proposed rear yard dimension, which is based on the average rear yard depth of the two adjacent neighboring buildings, is not uncharacteristically deep for this block, is compatible with the surrounding context, and would have little impact on the mid-block open space. (RDG, pg. 16, pgs. 25-26)
- No exceptional or extraordinary circumstances.

Discretionary Review Action DRA-0415

HEARING DATE: APRIL 16, 2015

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

Reception:

415.558.6378

FAX.

415,558.6409

Planning Information: 415.558.6377

Date:

May 29, 2015

Case No.:

2014.1253DDRP

Project Address:

276-278 HARTFORD STREET

Building Permit:

2013.12.11.3907

Zoning:

RH-3 (Residential House, Three-Family) District

40-X Height and Bulk District

Block/Lot:

3602/051

Project Sponsor:

Dean Scheben

Samantha Campbell
D. Keith Campbell
276 Hartford Street
San Francisco, CA 94114

DR Requestor:

Leslie Andelin

280 Hartford Street

San Francisco, CA 94114

Staff Contact:

Delvin Washington - (415) 558-6443

delvin.washington@sfgov.org

ADOPTING FINDINGS RELATED TO THE MANDATORY DISCRETIONARY REVIEW OF CASE NO. 2014.1253DDRP AND DISAPPROVAL OF THE REQUEST FOR A DWELLING UNIT MERGER. THE REQUEST WAS PART OF A PROJECT PROPOSAL TO CONSTRUCT A THREE-STORY HORIZONTAL REAR ADDITION, CREATE NEW HABITABLE SPACE ON TWO LOWER LEVELS, AND RAISE THE GABLE ROOF TO ACCOMMODATE A TOP FLOOR LOFT ON AN EXISTING TWO-STORY RESIDENTIAL DWELLING WITHIN THE RH-3 (RESIDENTIAL HOUSE, THREE-FAMILY) ZONING DISTRICT AND 40-X HEIGHT AND BULK DISTRICT.

PREAMBLE

On December 11, 2013, Samantha Campbell and Dean Scheben filed for Building Permit Application No. 2013.12.11.3907 proposing construction of a three-story horizontal rear addition, increase in the existing roof height and full interior renovation of a two-story, residential dwelling within the RH-3 (Residential, House, Three-Family) District and a 40-X Height and Bulk District. During the Planning Department's review of the proposal, it was determined that a Dwelling Unit Merger application and Mandatory Discretionary Review were required to seek legalization of the building's current single family use. The dwelling unit merger review was necessary because building permits, city directories and fire insurance maps indicated the property was originally constructed and occupied historically as a two-family dwelling.

On February 19, 2015 Leslie Andelin (hereinafter "Discretionary Review (DR) Requestor") filed an application with the Planning Department (hereinafter "Department") for Discretionary Review (2014.1253DDRP) of Building Permit Application No. 2013.12.11.3907.

The Project is exempt from the California Environmental Quality Act ("CEQA") as a Class 1 categorical exemption.

On April 16, 2015, the San Francisco Planning Commission (hereinafter "Commission") conducted a duly noticed public hearing at a regularly scheduled meeting on Discretionary Review Application 2014.1253DDRP.

The Commission has heard and considered the testimony presented to it at the public hearing and has further considered written materials and oral testimony presented on behalf of the applicant, Department staff, and other interested parties.

ACTION

The Commission hereby disapproves the request for a Dwelling Unit Merger as part of the current proposal submitted under Building Permit Application 2013.12.11.3907, with the following conditions:

1. The Project Sponsor may return within 12 months with a proposal for a two-unit building.

BASIS FOR RECOMMENDATION

The reasons that the Commission took the action described above include:

- 1. The Department of Building Inspection, following a site visit during the Summer of 2014, informed the owner's attorney that the property would have to be classified as a two-family.
- 2. The owner stated to a Commission member during a site visit, and during the public hearing that the 2^{nd} kitchen was removed after they had purchased the property.
- 2. The Commission determined that the current proposal to expand a single-family residential use would be based on an inconclusive 3-R report that currently states the legal use as "Unknown". The Planning Commission must have clear direction based on a current and verified 3-R report before approving the expansion of a building and its associated use. The Project Sponsor is encouraged to work with the Department of Buildings to provide the required water tap and confidential Assessor's records to establish a definitive 3-R report.

APPEAL AND EFFECTIVE DATE OF ACTION: Any aggrieved person may appeal this Building Permit Application to the Board of Appeals within fifteen (15) days after the date the permit is issued. For further information, please contact the Board of Appeals at (415) 575-6881, 1650 Mission Street # 304, San Francisco, CA, 94103-2481.

Protest of Fee or Exaction: You may protest any fee or exaction subject to Government Code Section 66000 that is imposed as a condition of approval by following the procedures set forth in Government Code Section 66020. The protest must satisfy the requirements of Government Code Section 66020(a) and must be filed within 90 days of the date of the first approval or conditional approval of the development referencing the challenged fee or exaction. For purposes of Government Code Section 66020, the date of imposition of the fee shall be the date of the earliest discretionary approval by the City of the subject development.

If the City has not previously given Notice of an earlier discretionary approval of the project, the Planning Commission's adoption of this Motion, Resolution, Discretionary Review Action or the Zoning Administrator's Variance Decision Letter constitutes the approval or conditional approval of the development and the City hereby gives **NOTICE** that the 90-day protest period under Government Code Section 66020 has begun. If the City has already given Notice that the 90-day approval period has begun for the subject development, then this document does not re-commence the 90-day approval period.

I hereby certify that the Planning Commission did not take Discretionary Review and approved the building permit as reference in this action memo on September 8, 2011.

Jonas P. Ionin Commission Secretary

AYES:

Fong, Wu, Hillis, Johnson, Moore, Richards

NAYS:

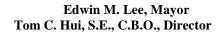
Antonini

ABSENT:

none

ADOPTED:

April 16, 2015





Report of Residential Building Record (3R)

(Housing Code Section 351(a))

BEWARE: This report describes the current legal use of this property as compiled from records of City Departments. There has been no physical examination of the property itself. This record contains no history of any plumbing or electrical permits. The report makes no representation that the property is in compliance with the law. Any occupancy or use of the property other than that listed as authorized in this report may be illegal and subject to removal or abatement, and should be reviewed with the Planning Department and the Department of Building Inspection. Errors or omissions in this report shall not bind or stop the City from enforcing any and all building and zoning codes against the seller, buyer and any subsequent owner. The preparation or delivery of this report shall not impose any liability on the City for any errors or omissions contained in said report, nor shall the City bear any liability not otherwise imposed by law.

Address of Building 276 HARTFORD ST Block 3602 Lot 051

Other Addresses

- 1. A. Present authorized Occupancy or use: TWO FAMILY DWELLING
 - B. Is this building classified as a residential condominium? Yes No ✓
 - C. Does this building contain any Residential Hotel Guest Rooms as defined in Chap. 41, S.F. Admin. Code? Yes No ✓
- 2. Zoning district in which located: RH-3

- 3. Building Code Occupancy Classification: R3
- 4. Do Records of the Planning Department reveal an expiration date for any non-conforming use of this property? Yes No ✓
 If Yes, what date? The zoning for this property may have changed. Call Planning Department, (415) 558-6377, for the current status.
- 5. Building Construction Date (Completed Date): UNKNOWN
- 6. Original Occupancy or Use: UNKNOWN
- 7. Construction, conversion or alteration permits issued, if any:

Application #	Permit #	Issue Date	Type of Work Done	Status
89435	83265	Jun 12, 1946	REPLACE STUDDINGS, FOUNDATION WORK - CFC	C
9602909	788248	Feb 22, 1996	REMODEL EXISTING KITCHEN AND BATHROOM, WORK IN LOWER UNIT ONLY	C
9605242	790584	Mar 28, 1996	CAP FOUNDATION ON NORTH WALL IN BATHROOM, RENEW BATHROOM FLOOR FRAMING	C
9717974	717974	Mar 15, 1998	REROOFING	X
200709263798	1133907	Sep 26, 2007	REPLACE EXISTING BRICK FOUNDATION WITH NEW REINFORCED CONCRETE FOUNDATION	X
201511243484	1376450	Nov 24, 2015	FOR ADMINISTRATIVE PURPOSES ONLY TO DOCUMENT THE LEGAL USE AND OCCUPANCY OF THIS BUILDING AS A TWO STORY AND A BASEMENT WITH TWO RESIDENTIAL DWELLING UNITS. THIS DETERMINATION IS BASED ON A REVIEW OF CITY RECORDS INCLUDING WATER DEPARTMENT RECORDS, ASSESSORS RECORDS SANBORN MAP & BUILDING PERMIT (CFC 2FD)	С

8. A. Is there an active Franchise Tax Board Referral on file?	Yes	No ✔
B. Is this property currently under abatement proceedings for code violations?	Yes	No ✔

- 9. Number of residential structures on property? 1
- 10. A. Has an energy inspection been completed? Yes ✓ No B. If yes, has a proof of compliance been issued? Yes ✓ No
- 11. A. Is the building in the Mandatory Earthquake Retrofit of Wood-Frame Building Program? Yes No ✓
 - B. If yes, has the required upgrade work been completed? Yes No

Department of Building Inspection 1660 Mission Street - San Francisco CA 94103 - (415) 558-6080 Report of Residential Record (3R) Page 2

Address of Building 276 HARTFORD ST Block 3602 Lot 051

Other Addresses

Date of Issuance: 09 DEC 2015

Date of Expiration: 09 DEC 2016

By: ROCHELLE GARRETT Patty Herrera, Manager

Report No: 201512074531 Records Management Division

THIS REPORT IS VALID FOR ONE YEAR ONLY.

The law requires that, prior to the consummation of the sale or exchange of this property, the seller must deliver this report to the buyer and the buyer

must sign it.

(For Explanation of terminology, see attached)

RESIDENTIAL DESIGN TEAM REVIEW

1650 Mission St.

Suite 400 San Francisco, CA 94103-2479

Reception: 415.558.6378

415.558.6409

Fax.

Planning Information: 415.558.6377

DATE:	7/21/15	RDT MEETING DATE: 7/22/15
PROJEC	T INFORMATION:	
Pla	nner:	_Jeff Horn
Ad	dress:	276 Hartford Street
Cro	oss Streets:	Btwn. 19th and 20th Streets
Blo	ock/Lot:	3602/051
Zo	ning/Height Districts:	RH-3/40-X
BP	A/Case No.	201312113907 / 2014.1253DRP
Pro	oject Status	☐ Initial Review ☐ Post NOPDR ☐ DR Filed
An	nount of Time Req.	∑ 5 min (consent) ☐ 15 minutes
		30 minutes (required for new const.)

Project Description:

The proposal is to

- convert the existing basement crawlspace into habitable space,
- rehabilitate the building interior,
- raise the existing front gable roof structure 1 foot in height, and
- increase the overall building depth through a 3-story rear horizontal addition.

The project requires rehearing as a 2 unit building per DR Action Memo. Project Design was not discussed at the DR hearing.

Project Concerns (If DR is filed, list each concern.):

General Plan concerns by DR:

- Impact to neighborhood character. Planning Code Section 101.1(b)(2)
- Impact on historic buildings (*proposal meets the checklist for CatEx-Historical Review*). **Planning Code Section 101.1(b)(7)**

RDG concerns

- Reduction of the south elevation side setback (which is repeated in the row of historic Italianates) as part of the rear expansion, and the resulting loss of common access to light and air. DR filer supports maintaining the side setback & light court on the south elevation to preserve common access to light and air and maintain the pattern found on the adjacent buildings.
- Walling off of the DR filer's access to the mid-block open space. **DR filer supports** maintaining the existing rear yard setback to protect access to mid-block open space.

RDT Comments:

- -No new comments
- -No exceptional or extraordinary circumstances

PLAN CHECK SUMMARY

BLOCK & LOT: 3602/051 LOT SIZE: 22'.0 X 125'.0 = 2,750 SQ. FT.

DECKS/BALCONY

REAR YARD: AVERAGE BTWN, ADJ. BUILDING REAR WALLS = 32'-5"

HEIGHT-LIMIT: 40'
EXISTING OCCUPANCY: TWO FAMILY DWELLING PROPOSED OCCUPANCY: TWO FAMILY DWELLING - CONSTRUCTION TYPE: V-B

>	PROJECT	<u> GROSS SQUARE FOOTAC</u>	E CALCULATIONS	
(EXISTING	UPPER UNIT	1,3 15 SF	
(LOWER UNIT	935 SF	
(TOTAL GSF	2,25 <i>0</i> SF	
(PROPOSED	UPPER UNIT	2,492 SF - 89% MORE THAN (E)	1,315 69
(LOWER UNIT	816 SF - 13% LESS THAN (E) 9	35 GSF
5		RESIDENTIAL TOTAL GSF	3,3 <i>08</i> SF	
/	EXISTING	PARKING	304 SF	

DECKS/BALCONY 156 SF

VICINITY MAP



DIRECTORY

Samantha Campbell & Dean Scheben 276 Hartford Street San Francisco, CA 94114

ARCHITECT

Gast Architects 355 11th Street, Suite 300 San Francisco, CA 94103

David S. Gast. AIA Principal Dennis Budd, AlA, Project Architect Phone: (415)885-2946 Fax: (415) 885-2808

Email: DGast@GastArchitects.com Email: DBudd@GastArchitects.com

DRAWING INDEX

ARCHITECTURAL

AQ.Q COVER SHEET A AO.1 RENDERINGS A 1.0 SITE PLAN A2.0 BASEMENT FLOOR PLANS A A21 FIRST FLOOR PLANS

A2.2 SECOND FLOOR PLANS A2.3 ROOF PLANS

A3.0 EXISTING EXTERIOR ELEVATIONS A3.1 PROPOSED EXTERIOR ELEVATIONS A

A3.2 PROPOSED EXTERIOR ELEVATIONS & CROSS SECTION A3.3 PROPOSED LONGITUDINAL SECTIONS A

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CAST ARCHITECT

55 11th Street, Suite 30 San Francisco

CA 94103

Tel 415.885.2946 Fax 415.885.2808

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8/01/2014

06/05/2015

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SYMBOLS

PROPOSED PARKING

REFERENCE SYMBOLS DEMO WALL EXISTING WALL HIDDEN EDGE, BELOW OR BEHIND

HIDDEN EDGE ABOVE OF BEYOND



SKYLIGHT SYMBOL



BUILDING OR WALL SECTION NO OVER SHEET NO



OVER SHEET NO



SPOT ELEVATION (N)



ELECTRICAL/ MECHANICAL SYMBOLS

-®-	SURFACE CEILING LIGHT FIXTURE
	RECESSED DIRECTIONAL LIGHT FIXTURE
O	RECESSED CEILING LIGHT FIXTURE
ф-	WALL MOUNTED LIGHT FIXTURE
₩ ^D	MOTION DETECTOR & PHOTOCONTROL LIGHT FIXTURE
₽	RECESSED WALL LIGHT FIXTURE
EL LI OF	EVECCED CIRIS LICIT ENTIRE

CONCEALED STRIP LIGHT FIXTURE TRACK AND STRIP LIGHT FIXTURES

ELECTRICAL SWITCH \$_ 3-WAY SMITCH \$⊿ 4-WAY SMITCH

DIMMER SMITCH \$_{PS} PULL SMITCH MANUAL-ON OCCUPANCY SENSOR SMITCH ELECTRICAL/MECHANICAL SYMBOLS

	DUPLEX OUTLET
*	FOURPLEX OUTLET
_	

0 SF

304 SF

ELECTRICAL OUTLET HALF-SWITCHED ELECTRICAL OUTLET, FULLY SWITCHED 240V ELECTRICAL OUTLET

FLUSH FLOOR MOUNTED OUTLET GROUND FAULT CIRCUIT INTERRUPT

- AFCI ARC FAULT CIRCUIT INTERRUPT **-**

MULTI-FUNCTION SMOKE & CO DETECTOR

-□⊤∨ (1) RG6 QUAD

(1) 24/4 PAIR CAT-3 -Орв

-Dan GARAGE DOOR OPENER SWITCH -0-INTERCOM STATION

Пкв AL ARM KEYPAD −□мр MOTION DETECTOR -Nsf SPEAKER OUTLET -Dsc

-Dn

-□sı

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SCENE CONTROL MASTER UNIT SCENE CONTROL REMOTE WALL STATION STEAM UNIT CONTROL PANEL

COLD WATER CONNECTION HOT WATER CONNECTION CENTRAL VACUUM GAS OUTLET

HOSE BIB DOWNSPOUT THERMOSTAT

SUPPLY AIR REGISTER AT WALL OR TOE SPACE

SUPPLY AIR REGISTER AT FLOOR SUPPLY AIR REGISTER AT CEILING RETURN AIR GRILL AT WALL RETURN AIR GRILL AT FLOOR RETURN AIR GRILL AT CEILING EXHAUST FAN/ LIGHT UNIT CEILING FAN

ABBREVIATIONS

BUILDING

BLKG. B.U.R BLOCKING BUILT-UP ROOFING CONTROL JOINT CLEAR CONTINUOUS CENTER

DETAIL
DOUGLAS FIR
DIAMETER
DIMENSION
DISPOSER
DOMN
DOOR
DOMN SPOUT DRAMER EXISTING

ELEVATION ELECTRICAL EQUAL EXTERIOR FLOOR DRAIN FLOOR DRAIN FOUNDATION FINISH FLOOR FACE OF FACE OF FINISH FACE OF STUD

F.D. FDN. FIN.

GA. GALV. GYP. BD.

n. H.B. HDR. HDWR HORIZ HT.

T.B. T&G T.O. T.O.C. T.O.P. T.O.W. T.P.H. TRSM T.V. TYP. FLEXIBLE SHEET
MEMBRANE FLASHING FOOTING GAUGE GALVANIZED U.O.N

GYPSUM BOARD HOSE BIB HEADER INSIDE DIAMETER INSULATED GLAS INSULATION INTERIOR

IOINT LAVATORY LIGHT MASTER MANUFACTURER

MISCELLANEOUS

PROPERTY LINE PL.
P.LAM.
PLYMD.
P.T.
PTD.

PLASTIC LAMINATE PRESSURE TREATED PAINTED

RELOCATED
RISE, RISER
RETURN AIR
REFRIGERATOR
REGISTER
REINFORGED
REQUIRED
ROOM
ROUGH OPENING
REDWOOD

R.A.
REF.
REG.
REINF.
REQ.
RM.
R.O.
RDWD.

SOLID CORE SMOKE DETECTOR SECTION SHEATHING SPECIFICATION SQUARE SEE STRUCT. DMGS. STANDARD STEEL STORAGE STRUCTURA

TREAD
TOMEL BAR
TONGUE AND GROOVE
TOP OF
TOP OF CURB
TOP OF PLATE TOP OF WALL TOILET PAPER HOLDER TELEVISION TYPICAL

UNLESS OTHERWISE NOTED

VERTICAL VERIFY IN FIELD VERTICAL GRAIN V. VERT. V.I.F. V.G. MATER GLOSET(TOILET) MOOD MATER HEATER MATERPROOF, WORK WATER RESISTANT

YARD

GENERAL NOTES

- 1. CODES: ALL WORK SHALL MEET OR EXCEED THE REQUIREMENTS OF CURRENT APPLICABLE SAN FRANCISCO AND CALIFORNIA CODES, AND ALL OTHER APPLICABLE CODES, ORDINANCES AND REGULATIONS. SEE CODE EDITIONS ON THIS SHEET
- EXISTING CONDITIONS AND DIMENSIONS: CONTRACTOR SHALL VERIFY EXISTING CONDITIONS AND DIMENSIONS ON SITE. CALLED-OFF DIMENSIONS SHALL TAKE PRECEDENCE OVER SCALED-OFF DIMENSIONS. DIMENSIONS ARE TO FACE OF FINISH OR CONCRETE MALLS, UNLESS OTHERWISE NOTED. DIMENSIONS IN SECTIONS AND ELEVATIONS ARE TO FINISH FLOOR UNLESS OTHERWISE NOTED.
- PLANS & SPECIFICATIONS: THE PLANS AND SPECIFICATIONS SUPPLEMENT EACH OTHER CONTRACTOR TO IMMEDIATELY REPORT ANY ERRORS, OMISSIONS, AMBIGUITIES OR CONFLICTS IN THE PLANS AND SPECIFICATIONS TO THE ARCHITECT, AND UNTIL THEY ARE RESOLVED, SHALL NOT PROCEED WITH THE AFFECTED WORK.
- 4. DETAILS: DETAILS SHOWN ARE TYPICAL SIMILAR DETAILS SHALL APPLY IN SIMILAR
- 5. CONTRACTOR RESPONSIBILITY: THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE MEANS, METHODS, TECHNIQUES AND SEQUENCES OF CONSTRUCTION. THE CONTRACTOR SHALL BE SOLELY RESPONSIBLE FOR ALL SAFETY PROGRAMS AND PROCEDURES DURING CONSTRUCTION, AND SHALL MAINTAIN THE SHORING AND BRACING WITH THE NEW PERMANENT STRUCTURE CAN PROVIDE ADEQUATE VERTICAL AND LATERAL SUPPORT.
- INSTALLATION: ALL MATERIALS AND EQUIPMENT SHALL BE INSTALLED IN STRICT
 ACCORDANCE MITH THE MANUFACTURER'S PRINTED INSTRUCTIONS OR RECOMMENDATIONS
 UNLESS AGREED TO OTHERMISE BY THE ARCHITECTS.

APPLICABLE CODES

2010 CALIFORNIA BUILDING CODE 2010 CALIFORNIA ELECTRICAL CODE 2010 CALIFORNIA MECHANICAL CODE 2010 CALIFORNIA PLUMBING CODE 2010 SAN FRANCISCO BUILDING, ELECTRICAL, MECHANICAL, PLANNING AND PLUMBING CODE AMENDMENTS

SCOPE OF WORK

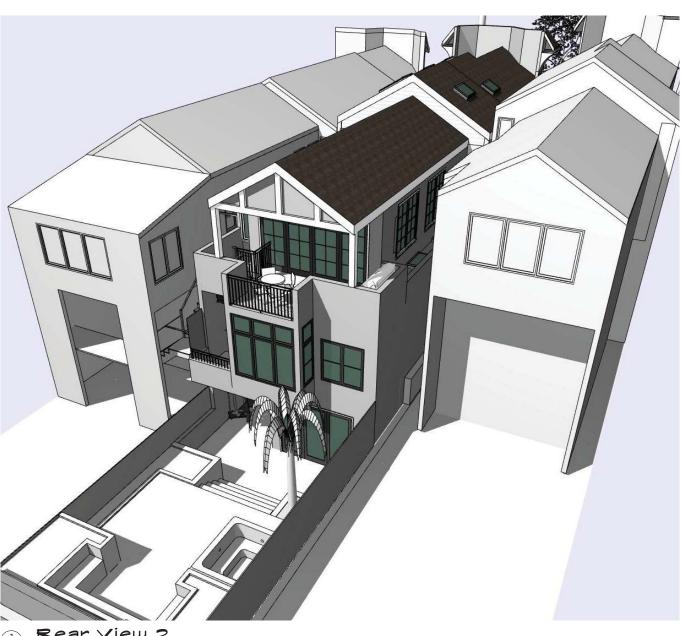
- 1. 2-STORY OVER BASEMENT HORIZONTAL ADDITION AT THE REAR
- 2. REAR YARD PATIO EXCAVATED BELOW EXISTING GRADE
- 3. INTERIOR RENOVATION AND RE-PARTITIONING AT (3) FLOORS
- 4. UPGRADED PLUMBING, ELECTRICAL AND MECHANICAL SYSTEMS
- 5. NEW FIXTURES, FINISHES AND FITTINGS THROUGHOUT
- 6. RELOCATE EXISTING LOWER LEVEL 2ND RESIDENTIAL UNIT FROM
 151 FLOOR TO BASEMENT LEVEL

REVISIONS RE-APP, MEETIN 12/10/2013

TE PERMIT REV.:

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Rear View 2

GAST ARCHITECT

San Francisco CA 94103 Tel 415.885.2946 Fax 415.885.2808

Campbell-Scheben R 276 Hartford Str San Francisco, CA 9

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REVISIONS BY PRE-APP. MEETING 12/10/2018

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PRE-APP, MEETING 12/10/2018 SITE PERMIT 12/11/2018 8/01/2014

REVISIONS B

SITE PERMIT REV.2 10/81/2014 SITE PERMIT REV.: 12/01/2014

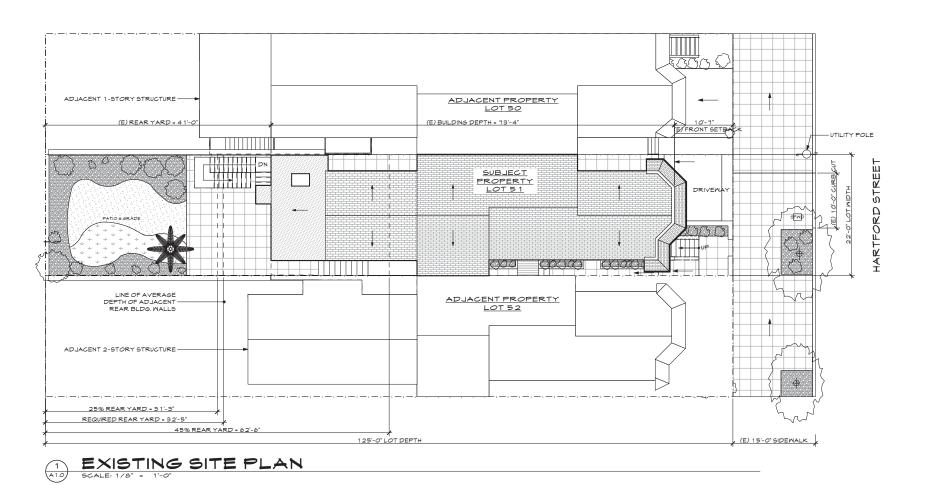
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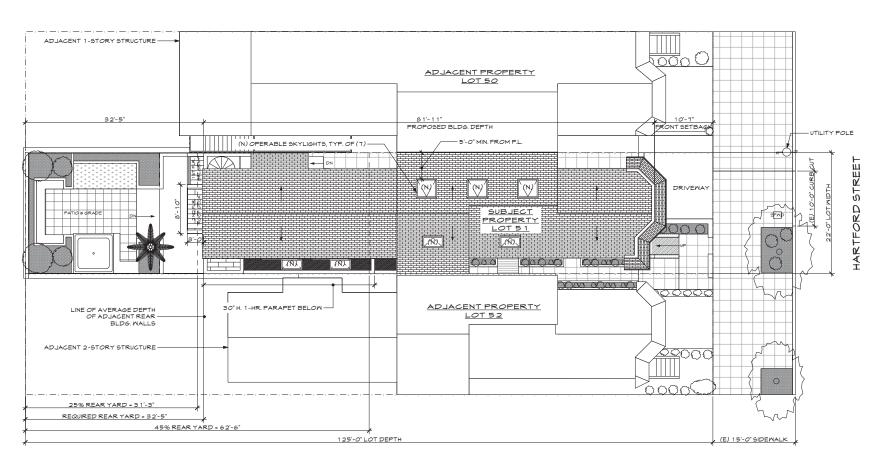
AS SHOWN PD

NORTH

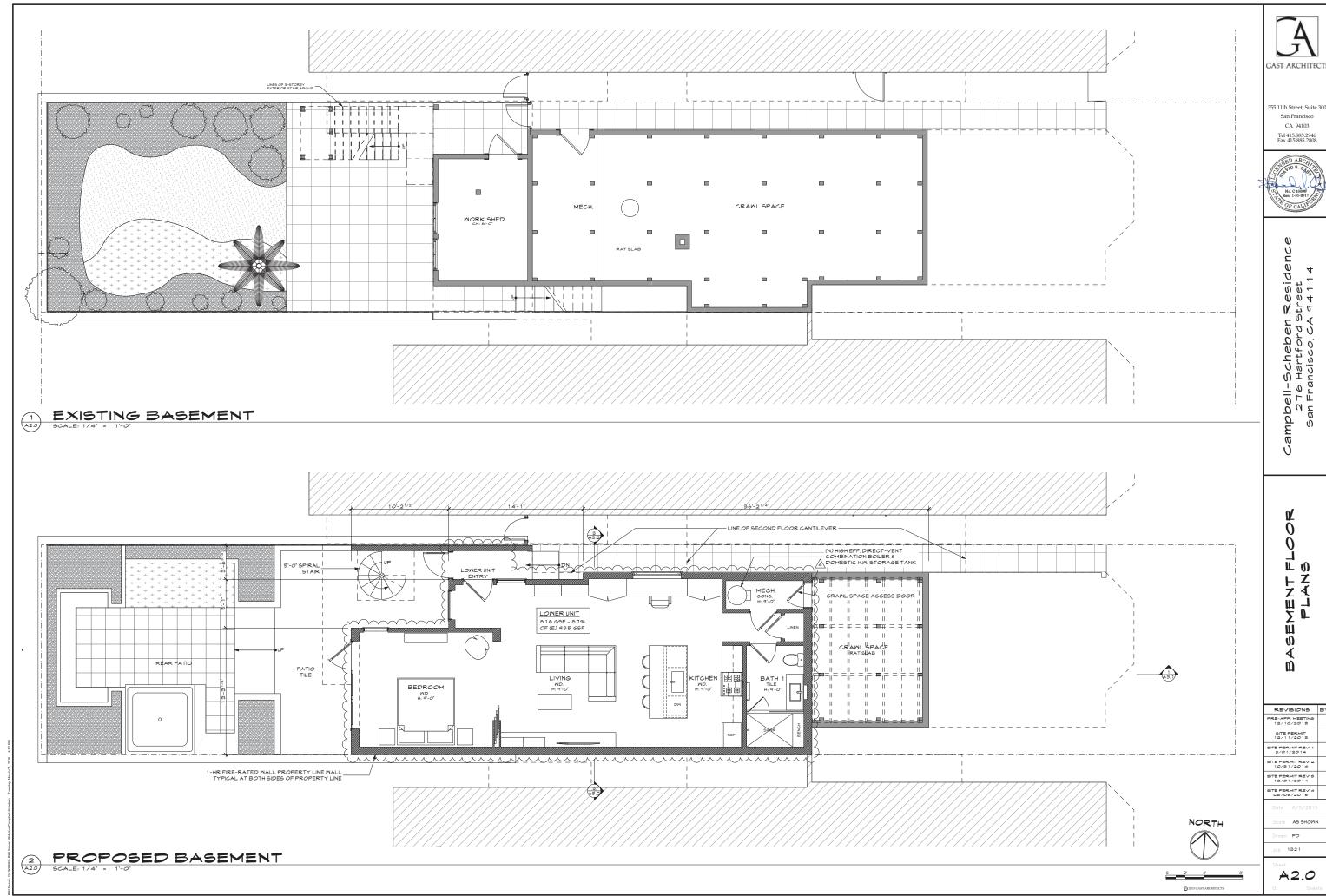
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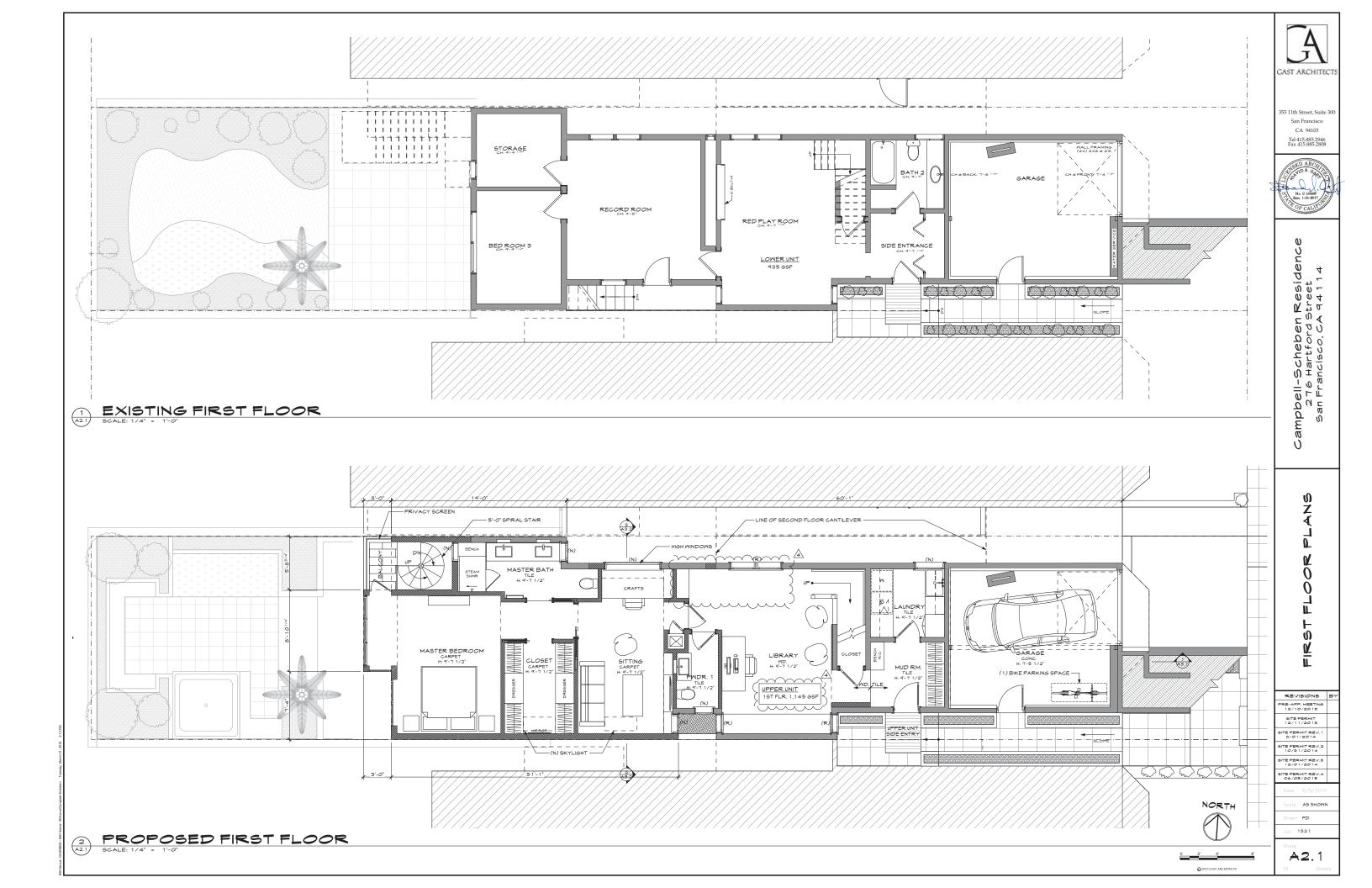


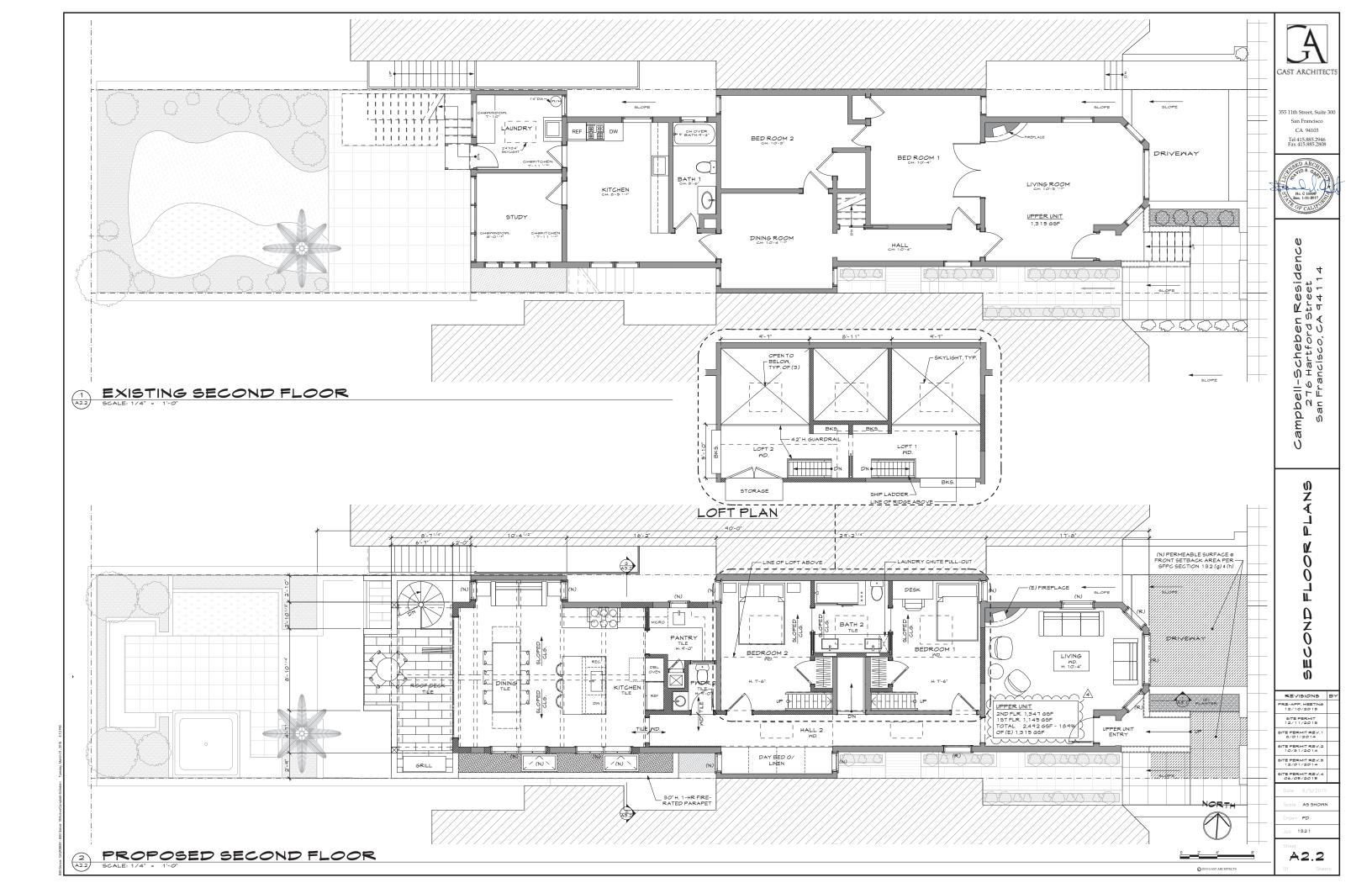


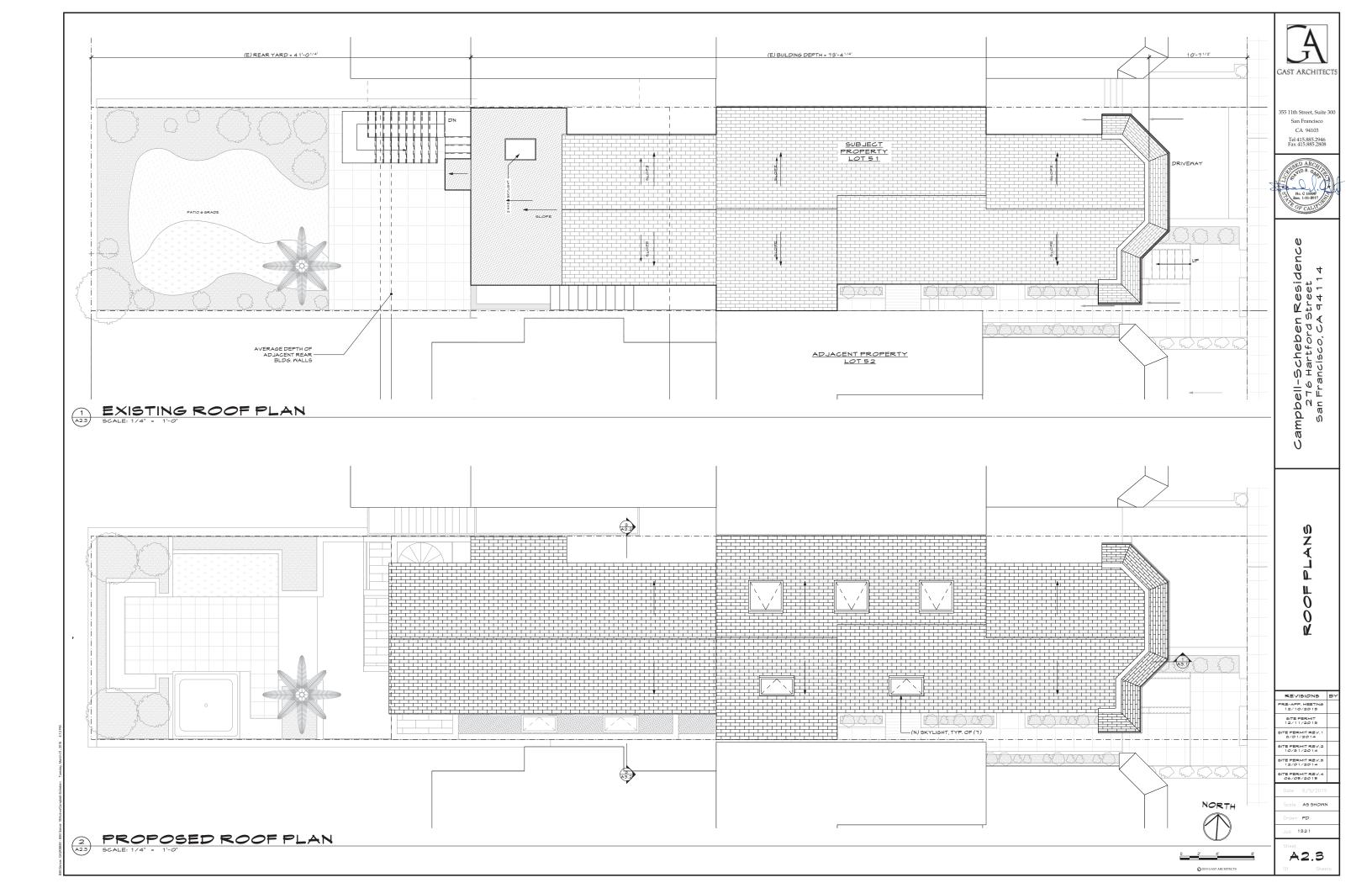
PROPOSED SITE PLAN











	DOOR SIZE		R SIZE DETAIL			DETAIL	DETAIL		
ID	M	н	THK	TYPE		_	_	HDWR SET #	NOTES
0	2'-3"	6'-8"	0'- 1 1/4"		HLAD	JAME	SILL		
0	2'-8"	5'-1 <i>0</i> "	O'- 1 ^{9/1} :						
0	2'-81	6'-8"	1.75"	c					INT STILE/RAIL FLAT PANEL DR, STAINED
0	2'-81·.	8'-11 ^{1/} .	O'- 1 ^q /1:						
0	3'-0"	6'-8"	O'- 1 1/4"						
06	2'-8"	6'-8"	O'- 1 3/4"	С					INT STILE/RAIL FLAT PANEL DR, STAINED
07	2'-8"	6'-8"	O'- 1 3/4=	c					INT STILE/RAIL FLAT PANEL DR, STAINED
08	2'-8"	6'-9"	O'- 1 1/4"						
09	2'-8"	6'-7"	O'- 1 3/4"	С					INT STILE/RAIL FLAT PANEL DR, STAINED
10	2'-4"	6'-4"	O'- 1 3/4"	c					INT STILE/RAIL FLAT PANEL DR, STAINED
10	7'-9"	7'-0"	O'- 1 1/4"						
11	2'-8"	6'-5"	O'- 1 1/4=						
12	2'-8"	6'-8"	O'- 1 3/4"						
13	2'-7"	6'-5"	O'- 1 3/4"	c					INT STILE/RAIL FLAT PANEL DR, STAINED
13	5'-6"	6'-8"	O'- 1 3/8"						
14	2'-6"	6'-6"	O'- 1 ^{q/1} :						
19	2'-4"	5'-21/4"	O'- 1 1/4=						
22	2'-4"	6'-8"	O'- 1 3/4"	c					INT STILE/RAIL FLAT PANEL DR, STAINED
22	2'-6"	6'-8"	O'- 1 3/4"	c					INT STILE/RAIL FLAT PANEL DR, STAINED
23	2'-8"	6'-8"	O'- 1 3/4"	c					INT STILE/RAIL FLAT PANEL DR, STAINED
24	2'-91.	6'-8"	O'- 1 3/4"	c					INT STILE/RAIL FLAT PANEL DR, STAINED
25	2'-6"	6'-8"	O'- 1 3/4=	c					INT STILE/RAIL FLAT PANEL DR, STAINED
26	2'-2"	6'-8"	O'- 1 3/4"	c					INT STILE/RAIL FLAT PANEL DR, STAINED
27	2'-2"	6'-8"	O'- 1 3/4"	С					INT STILE/RAIL FLAT PANEL DR, STAINED
29	2'-7"	6'-8"	O'- 1 ^{q/1} :.						
30	2'-8"	6'-8"	0'- 1 1/4"						
31	2'-8"	6'-8"	O'- 1 3/4=	c					INT STILE/RAIL FLAT PANEL DR, STAINED
31		6'-9"	O'- 1 1/4"						
32	2'-6 ¹	6'-8"	O'- 1 1/2"						
34	2'-3"	6'-0"	O'- 1 1/4"						
34	3'-0"	5'-1 <i>0</i> "	O'- 1 3/4"	c					INT STILE/RAIL FLAT PANEL DR, STAINED
35	3'-0"	5'-8"	O'- 1 3/4=	С					INT STILE/RAIL FLAT PANEL DR, STAINED
37	3'-0"	6'-8"	O'- 1 1/4"						
41	6'-0"	5'-1 <i>0</i> "	O'- 1 ^{q/1} :.						
Α	2'-6"	6'-8"	O'- 1 3/4"	c					INT STILE/RAIL FLAT PANEL DR, STAINED
Α	2'-6"	6'-8"	O'- 1 3/4"	В					CUSTOM INT STILE/RAIL BI-FOLD POCKET DR, STAINED
Α	5'-0"	6'-8"	O'- 1 3/4=	c					INT STILE/RAIL FLAT PANEL DR, STAINED
Α	5'-0"	6'-8"	O'- 1 3/4"	В					CUSTOM INT STILE/RAIL BI-FOLD POCKET DR, STAINED

	UNIT SIZE			NOTES			
ID							
0	MIDTH 1'-9"	HEIGHT 3'-0"					
0	2'-0"	3'-0"					
0	2'-0"	5'-0"					
0	2'-0"	7'- 1 1/2"					
0	2'-2"	4'-0"					
0	2'-6"	4'-0"					
0	2'-6 1/2"	6'-11'2"					
0	3'-0"	5'-6"					
0	3'-10"	3'-2"					
0	4'-0"	4'-0"					
0	5'-0" 5'-4 ^{3/4} "	5'-0"					
0		6'-11 ^{1/2} "					
0	10'-0"	5'-0" 5'-11 ^{1/2} "					
10	3'-2"						
11	5'-61/2"	6'-21/2"					
19	2'-0"	7'-11/2"					
20	2'-0"	7'-11'2"					
30	2'-6 1/2"	6'-11'2"					
31	5'-43/4"	6'-11'2"					
32	2'-61/2"	6'-11'2"					
33	3'-51/2"	1'-61/2"					
34	9'-3 1/2"	3'-5"					
36	3'-6" 3'-6"	4'-0" 4'-0"					
38							
40	3'-10" 2'-3 ^{7/8"}	3'-2" 2'-7 ^{1/2} "					
41	5'-3 1/2"	4'-5"					
42	3'-0"	5'-0"					
42	3'-4"	1'-61/2"					
42	5'-61/2"	5'-0"					
43	2'-1111/2"	1'- 101/2"					
44	2'-0"	3'-10 ^{1/2} "					
44	2'-0"	7'-11/2"					
45	2'-0"	4'-0"					
45	2'-0"	7'-11/2"					
45	2'-91/2"	6'-41/2"					
46	2'-0"	7'-11/2"					
47	1'-0"	2'-0"					
47	1'-9"	3'-0"					
47	2'-0"	3'-0"					
47	2'-0"	7'-11/2"					
48	2'-0"	3'-0"					
49	2'-0"	3'- <i>0</i> "					
49	3'-3"	3'-6"					
50	3'-3"	3'-6"					
51	6'-9"	3'-11"					
A	2'-6"	4'-0"		MARYIN CLAD ULTIMATE DOUBLE HUNG COTTAGE STYLE UNITS W/ CLEAR INSULATING GLAZING			
A	3'- <i>0</i> "	4'-0"		MARVIN CLAD ULTIMATE DOUBLE HUNG COTTAGE STYLE UNITS W/ CLEAR INSULATING GLAZING			

Date 3/1/2016

Scale AS SHOWN

Drawn PD

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SITE PERMIT REV. 1 8/01/2014 SITE PERMIT REV. 2 10/31/2014

SITE PERMIT REV.S 12/01/2014

SITE PERMIT REV.4 06/05/2015

Scale AS SHOWN

Drawn PD

Sheet **A3.0**

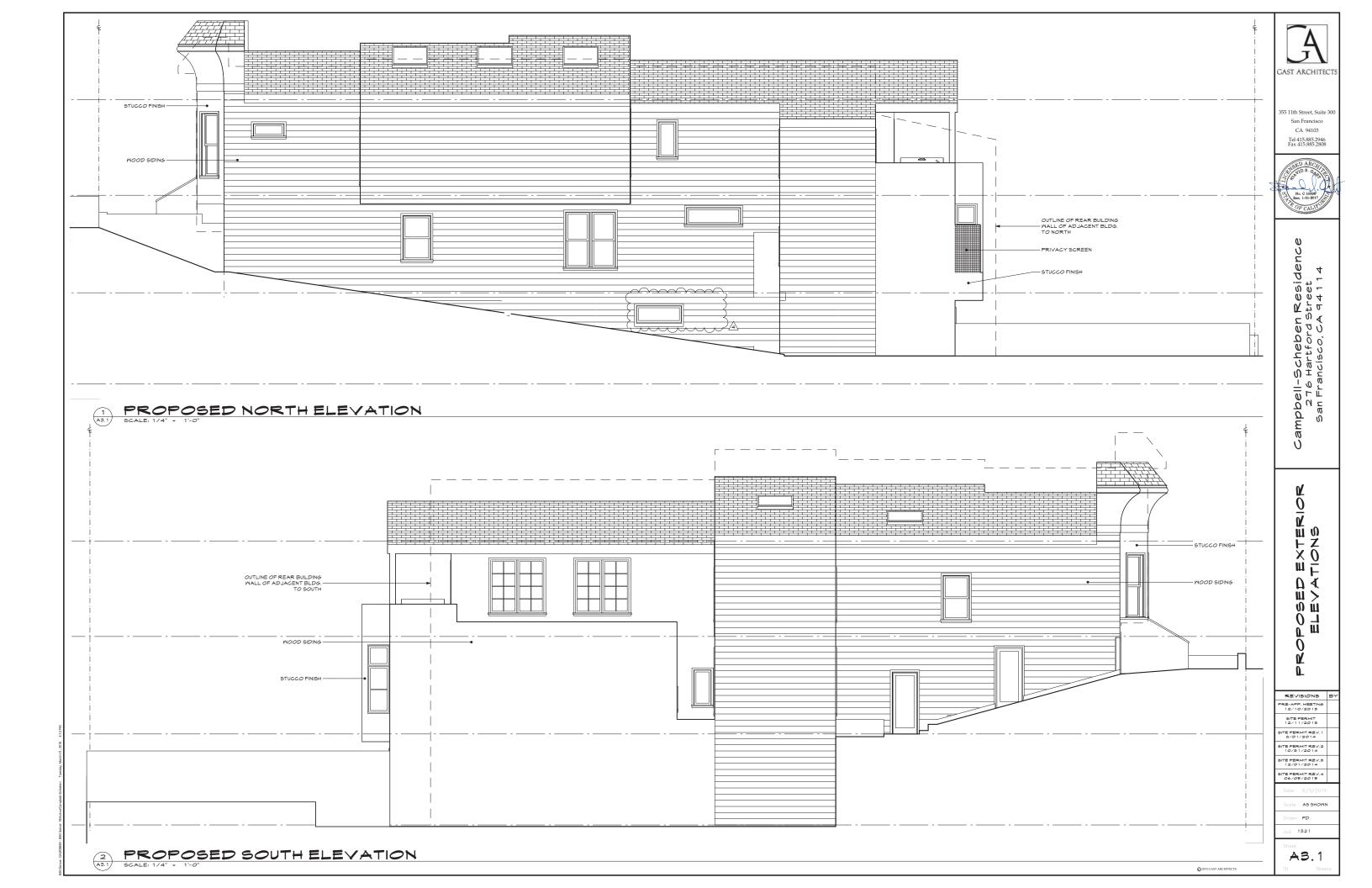




1 EXISTING EAST ELEVATION

SCALE: 1/4" - 1'-0"









PROPOSED CROSS SECTION

UPPER UNIT KITCHEN

> UPPER UNIT SITTING

LOWER UNIT

LIVING

GAST ARCHITECT

355 11th Street, Suite 300 San Francisco CA 94103 Tel 415.885.2946 Fax 415.885.2808



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ampbell-Scheben Residenc 276 Hartford Street San Francisco, CA 94114

-08ED EXTERIOR \ATIONS & CROSS SECTION <u>о</u> т O III

REVISIONS BY PRE-APP, MEETING 12/10/2013 8/01/2014 SITE PERMIT REV.2 10/81/2014 SITE PERMIT REV. 5 12/01/2014

SITE PERMIT REV.4 06/05/2015

AS SHOWN PD 1321

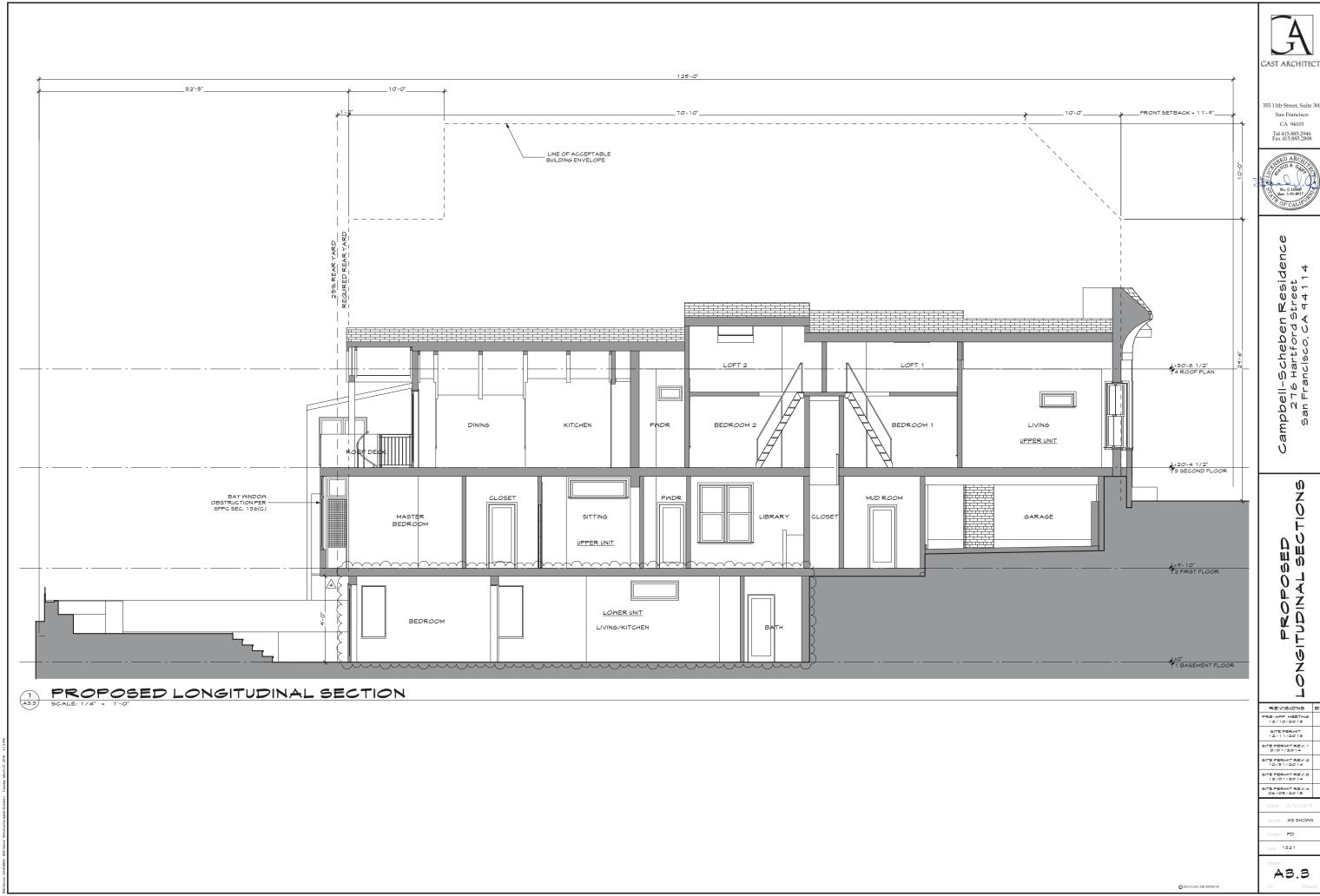
A3.2

LOOR

+30'-8 1/2" 4 ROOF PLAN

+20'-4 1/2" 3 SECOND FLOOR

+9'-10" 2 FIRST FLOOR





REVISIONS BY