Executive Summary Conditional Use

HEARING DATE: NOVEMBER 12, 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: November 5, 2015

Case No.: 2015-007328CUA, VAR
Project Address: 1805 Buchanan Street

Zoning: RM-3 (Residential – Mixed, Medium Density)

Japantown Special Use District 40-X Height and Bulk District

Block/Lot: 0676/073

Project Sponsor: 3D Investments, LLC

One Bush Street, Suite 600 San Francisco, CA, 94104

Staff Contact: Alexandra Kirby – (415) 575-9133

alexandra.kirby@sfgov.org

PROJECT DESCRIPTION

The project proposes to construct a new four-story, six-unit residential building with three stories of residential over ground floor parking on a vacant paved site. The new building would feature four two-bedroom units and two one-bedroom units, with a total of 7,724 square feet of residential space. The existing Hotel Tomo parking in the basement level beneath the subject site would be preserved. The resulting structure would be 9,898 square feet in area and 40 feet in height. The proposal includes five (5) off-street parking spaces, three (3) protected bicycle racks, and one bicycle storage space for a total of (7) Class 1 bicycle parking spaces.

The proposal requires a Conditional Use Authorization pursuant to Planning Code Sections 303 and 249.31 to allow construction of a four-story, six-unit residential building at 1805 Buchanan Street within a RM-3 (Residential – Mixed, Medium Density) Zoning District, the Japantown Special Use District, and a 40-X Height and Bulk District. The project proposes a rear yard of 5 feet and 11 ½ inches to maintain an easement along the south (side) and west (rear) property lines, and therefore requires a variance from the rear yard requirement (Section 134) of the Planning Code.

SITE DESCRIPTION AND PRESENT USE

The project is located on the west side of Buchanan Street, between Sutter and Bush Streets, Block 0676, Lot 073. The property is located within the RM-3 (Residential – Mixed, Medium Density) Zoning District, the Japantown Special Use District, and a 40-X Height and Bulk District. A lot air space subdivision took place at the site in 2014 (Case No. 2013.1700), establishing lot 073 adjacent to 1800 Sutter Street (dba the

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Tomo Hotel) to the south on lot 033, which has retained subgrade parking immediately below the subject lot. The subject property has approximately 46 feet of street frontage on Buchanan Street, with a depth of 68 feet and 9 inches, with a total lot area of approximately 3,162 square feet. The lot is currently undeveloped above grade, providing ventilation for the parking facilities below.

On October 22, 2015, the Project was determined to be exempt from the California Environmental Quality Act ("CEQA") as a Class 3 Categorical Exemption under CEQA.

SURROUNDING PROPERTIES AND NEIGHBORHOOD

The project site is located on Buchanan Street between Sutter and Bush Streets in the Japantown Neighborhood. To the south Buchanan Street terminates to become a pedestrian walkway that traverses the Japantown commercial district, and the Japantown Mall is located one block to the south, along Post Street, which provides a mixture of food establishments, personal services, and small retail establishments. The Nihonmachi Little Friends and Golden Gate Institute (2031 Bush Street) are located to the immediate west of the subject property, and a mid-block playground occupies the open space in the rear. To the north, the zoning transitions from NC-2 (Neighborhood Commercial, Small Scale) to RM-3 (Residential – Mixed, Medium Density) and RH-2 (Residential House, Two-Family) Districts.

ENVIRONMENTAL REVIEW

The project is exempt from the California Environmental Quality Act ("CEQA") as a Class 3 categorical exemption.

HEARING NOTIFICATION REQUIREMENTS

TYPE	REQUIRED PERIOD	REQUIRED NOTICE DATE	ACTUAL NOTICE DATE	ACTUAL PERIOD
Classified News Ad	20 days	October 23, 2015	October 23, 2015	20 days
Posted Notice	20 days	October 23, 2015	October 23, 2015	20 days
Mailed Notice	20 days	October 23, 2015	October 23, 2015	20 days

The proposal requires a public notice per Planning Code Section 312, which was conducted in conjunction with the conditional use authorization process.

PUBLIC COMMENT

To date, the Department has received no public comment in support or opposition of the proposed project.

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REQUIRED COMMISSION ACTION

In order for the project to proceed, the Commission must grant Conditional Use Authorization as the project proposes new construction in excess of 4,000 gross square feet in the Japantown Special Use District, pursuant to Planning Code Sections 249.31(b)(1)(A) and 303.

BASIS FOR RECOMMENDATION

The Department recommends that the construction of the new four-story, six-unit building be approved. The project is consistent with the Objectives and Policies of the General Plan and complies with the Planning Code. The project meets the criteria set forth in Planning Code Section 101.1 and 317 of the Planning Code in that:

- The proposed project would create six new dwelling units on a vacant lot, four with two bedrooms and two with one bedroom, for a total of 7,724 square feet of residential space.
- The proposed new building is compatible with the aesthetic and cultural context of the Japantown Special use District.
- The proposal is consistent with the policies and objectives of the Japantown Special Use District.
- The proposed new building would activate the sidewalk by replacing an inaccessible, fenced in lot with a residential building entry.
- Given the scale of the project, it would have no significant effect on the existing capacity of the local street system or MUNI.
- The project meets all applicable requirements of the Planning Code except Sections 134 (rear yard requirement) and 136(c)(2)(f) (permitted obstructions), for which the project is seeking variances.
- The project is desirable for, and compatible with the surrounding neighborhood.

RECOMMENDATION: Approval with Conditions

Attachments:

Draft Conditional Use Authorization Motion Environmental Determination Block Book Map Sanborn Map Zoning Map Aerial Photograph Site Photograph Plans & Photos Executive Summary Hearing Date: November 12, 2015

Exhibit Checklist

	Executive Summary		Project sponsor submittal
	Draft Motion		Drawings: Existing Conditions
	Environmental Determination		Check for legibility
	Zoning District Map		Drawings: <u>Proposed Project</u>
	Height & Bulk Map		Check for legibility
	Block Book Map		Health Dept. review of RF levels
	Sanborn Map		RF Report
	Aerial Photos		Community Meeting Notice
	Context Photo		Public Correspondence
	Site Photo		
]	Exhibits above marked with an "X" are inc	lude	l in this packet <u>AK</u>
			Planner's Initials



SAN FRANCISCO PLANNING DEPARTMENT

Subject to: (Select only if applicable)			
☐ Affordable Housing (Sec. 415)	☐ First Source Hiring (Admin. Code)		
☐ Jobs Housing Linkage Program (Sec. 413)	☐ Child Care Requirement (Sec. 414)		
□ Downtown Park Fee (Sec. 412)	☐ Other		

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Planning Commission Draft Motion

HEARING DATE: NOVEMBER 12, 2015

Date: November 5, 2015

Case No.: 2015-007328CUA, VAR
Project Address: 1805 Buchanan Street

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ADOPTING FINDINGS RELATING TO THE APPROVAL OF CONDITIONAL USE AUTHORIZATION PURSUANT TO SECTIONS 303 AND 249.31 OF THE PLANNING CODE TO ALLOW FOR THE CONSTRUCTION OF A FOUR-STORY, SIX-UNIT RESIDENTIAL BUILDING WITHIN A RM-3 (RESIDENTIAL – MIXED, MEDIUM DENSITY) ZONING DISTRICT, THE JAPANTOWN SPECIAL USE DISTRICT, AND A 40-X HEIGHT AND BULK DISTRICT.

PREAMBLE

On June 10, 2015, 3D Investments, LLC, (hereinafter "Project Sponsor") filed an application with the Planning Department (hereinafter "Department") for Conditional Use Authorization under Planning Code Sections 303 and 249.31 to allow construction of a four-story, six-unit residential building at 1805 Buchanan Street within a RM-3 (Residential – Mixed, Medium Density) Zoning District, the Japantown Special Use District, and a 40-X Height and Bulk District.

On November 12, 2015, the San Francisco Planning Commission (hereinafter "Commission") conducted a duly noticed public hearing at a regularly scheduled meeting on Conditional Use Application No. 2015-007328CUA.

On October 22, 2015, the Project was determined to be exempt from the California Environmental Quality Act ("CEQA") as a Class 3 Categorical Exemption under CEQA.

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.

MOVED, that the Commission hereby authorizes the Conditional Use requested in Application No. 2015-007328CUA, subject to the conditions contained in "EXHIBIT A" of this motion, based on the following findings:

FINDINGS

Having reviewed the materials identified in the preamble above, and having heard all testimony and arguments, this Commission finds, concludes, and determines as follows:

- 1. The above recitals are accurate and constitute findings of this Commission.
- 2. **Site Description and Present Use.** The project is located on the west side of Buchanan Street, between Sutter and Bush Streets, Block 0676, Lot 073. The property is located within the RM-3 (Residential Mixed, Medium Density) Zoning District, the Japantown Special Use District, and a 40-X Height and Bulk District. A lot air space subdivision took place at the site in 2014 (Case No. 2013.1700), establishing lot 073 adjacent to 1800 Sutter Street (dba the Tomo Hotel) to the south on lot 033, which has retained subgrade parking immediately below the subject lot. The subject property has approximately 46 feet of street frontage on Buchanan Street, with a depth of 68 feet and 9 inches, with a total lot area of approximately 3,162 square feet. The lot is currently undeveloped above grade, providing ventilation for the parking facilities below.
- 3. **Surrounding Properties and Neighborhood.** The project site is located on Buchanan Street between Sutter and Bush Streets in the Japantown Neighborhood. To the south Buchanan Street terminates to become a pedestrian walkway that traverses the Japantown commercial district, and the Japantown Mall is located one block to the south, along Post Street, which provides a mixture of food establishments, personal services, and small retail establishments. The Nihonmachi Little Friends and Golden Gate Institute (2031 Bush Street) are located to the immediate west of the subject property, and a mid-block playground occupies the open space in the rear. To the north, the zoning transitions from NC-2 (Neighborhood Commercial, Small Scale) to RM-3 (Residential Mixed, Medium Density) and RH-2 (Residential House, Two-Family) Districts.
- 4. **Project Description.** The project proposes to construct a new four-story, six-unit residential building with three stories of residential over ground floor parking on a vacant paved site. The new building would feature four two-bedroom units and two one-bedroom units, with a total of 7,724 square feet of residential space. The existing Hotel Tomo parking in the basement level beneath the site would be preserved. The resulting structure would be 9,898 square feet in area and 40 feet in height. The proposal includes five (5) off-street parking spaces, three (3) protected bicycle racks, and one bicycle storage space for a total of (7) Class 1 bicycle parking spaces.

- 3. **Public Comment**. To date, the Department has received no public comment in support of or in opposition to the proposed project.
- 4. **Planning Code Compliance:** The Commission finds that the Project is consistent with the relevant provisions of the Planning Code in the following manner:
 - **A. Residential Density.** The permitted ratio of dwelling units in the RM-3 Zoning District is one dwelling unit per 400 square feet, pursuant to Planning Code Section 209.2.

The lot area is approximately 3,160 square feet, thus eight (8) dwelling units are permitted. The project proposes six (6) new dwelling units.

B. Rear Yard Requirement in the RM-3 District. Planning Code Section 134 states that the minimum rear yard depth shall be equal to 25 percent of the total depth of a lot in which it is situated, but in no case less than 15 feet.

The site requires a rear yard of approximately 17'. The Project proposes a 5'- 11 ½" rear yard at all levels, and as such the project sponsor is seeking a Variance from the requirements of Planning Code Section 134.

C. Open Space. Planning Code Section 135 requires 80 square feet of common usable open space or 60 square feet of private usable open space per dwelling unit.

Per Section 135 of the Planning Code, the proposed project requires 480 square feet of common usable open space. The project proposes 1,706 square feet of common open space at the roof deck, providing adequate common open space for the six new units.

- D. Street Frontages in Residential Districts. Planning Code Section 144 requires the following:
 - 1. **Entrances to Off-Street parking.** No more than one-third of the width of the ground story along the front lot line shall be devoted to entrances to off-street parking, with a minimum requirement of 10'.

The proposed garage entrance is 9' in width with a wood finish to match the adjacent horizontal wood siding and minimize the appearance of a parking entrance.

2. **Features To Be Provided.** No less than one-third of the width of the ground story along the front lot line, along a street side lot line, and along a building wall that is set back from any such lot line, shall be devoted to windows, entrances for dwelling units, landscaping, and other architectural features that provide visual relief and interest for the street frontage.

The proposed ground story provides a 17'-9" wide ribbon window that provides visual access to the residential lobby. The building is set at the front (east) property line, and as such no landscaping is provided.

E. Off-Street Parking, Residential. Planning Code Section 151 requires one automobile parking space per dwelling unit. However, Planning Code Sections 150(e) and 155.1(d) permit the reduction of required automobile parking for all districts when fulfilling bicycle parking requirements. Planning Code Section Table 155.2 requires one Class 1 bicycle parking space for each dwelling unit.

The Project requires a total of six (6) automotive parking spaces per Section 151 of the Planning Code, and proposes five (5) parking spaces and one Class 1 bicycle parking space beyond the required six spaces to meet the requirements of Section 155.1(d) of the Planning Code. The automotive parking includes four spaces on space-efficient stackers and one ADA-accessible space.

F. Bicycle Parking. Planning Code Section 155.2 requires one Class 1 Bicycle Parking space for every dwelling unit.

The project proposes seven (7) Class 1 bicycle parking spaces that satisfy the bicycle parking requirements for one space for each unit, in addition to one Class 1 bicycle parking space to offset the automotive parking requirement pursuant to Section 150(e) and 155.1(d) of the Planning Code.

G. Height. Planning Code Section 260 requires that all structures be no taller than the height prescribed in the subject height and bulk district. The proposed Project is located in a 40-X Height and Bulk District, with a 40-foot height limit.

The project proposes a new building 40 feet in height, with permitted exceptions including an elevator penthouse and two stair penthouses above the height limit.

- **H. Japantown Special Use District (SUD):** Planning Code Section 249.31 establishes the Japantown SUD in order to maintain the cultural and historic integrity and neighborhood character of Japantown, and requires Conditional Use authorization for any change in use in excess of 4,000 square feet. Two criteria for Conditional Use authorization must be met.
 - 1. The use is not incompatible with the cultural and historic integrity, neighborhood character, development pattern and design aesthetic of the Special Use District.
 - i. Neighborhood character will be augmented through thoughtful design of the proposed building, including the use of contextual materials and detailing. Materials include board-formed concrete, ipe wood details, and blackened steel bay surrounds. The proposed building would replace a lot that is vacant above grade with new residential units where the neighborhood transitions from commercial to residential.

- ii. The proposed building is consistent with the development pattern of the area in that both adjacent properties, which are large corner lots, contain buildings that project approximately 64 feet to the rear, and the building would not be taller than those surrounding it, not including the one-story parking structure at the rear of 1875 Buchanan Street. The proposal improves the streetscape by activating the street front with a residential use where there is currently an inaccessible gated courtyard.
- 2. The use supports one or more of the purposes for establishing the Japantown SUD.
 - i. The proposal will redevelop a vacant lot above below-grade off-street parking to provide additional housing, including four family-sized units. The Project would activate an under-utilized site at the street front, enhancing the character of the subject block as an extension of the Japantown Special Use District.
 - ii. The proposed building incorporates a Japanese-inspired shoji patterned screen louver system, "structural" expressions of traditional Japanese architecture, and board-formed concrete that relates to concrete finishes found in Japantown.
- 5. Planning Code Section 303 establishes criteria for the Planning Commission to consider when reviewing applications for Conditional Use approval. On balance, the project does comply with said criteria in that:
 - A. The proposed new uses and building, at the size and intensity contemplated and at the proposed location, will provide a development that is necessary or desirable, and compatible with, the neighborhood or the community.
 - The proposed project would provide four (4) new two-bedroom and two (2) new one-bedroom dwelling units, for a total of six (6) new dwelling units on a lot that is currently vacant at grade. The scale of the new building is consistent with the surrounding context, creating a bridge between the eight-story Tomo Hotel and adjacent four-story residential complex at the corner of Buchanan and Sutter Streets while working in a material palette that is consistent with the materials commonly found in the Japantown Special Use District.
 - B. The proposed project will not be detrimental to the health, safety, convenience or general welfare of persons residing or working in the vicinity. There are no features of the project that could be detrimental to the health, safety or convenience of those residing or working the area, in that:
 - i. Nature of proposed site, including its size and shape, and the proposed size, shape and arrangement of structures;

The Project is designed to be compatible with the surrounding neighborhood character of Japantown in scale and material. The mid-block open space will be minimally affected as the proposed construction is located in the center of the block face and approximately half the height and equal depth of the adjacent eight-story hotel.

ii. The accessibility and traffic patterns for persons and vehicles, the type and volume of such traffic, and the adequacy of proposed off-street parking and loading;

The Project includes five (5) off-street automobile parking spaces and seven (7) bicycle parking spaces. The Project would remove one metered parking space along Buchanan Street. The site is easily accessible by public transit, as it is within a quarter mile of six major MUNI lines (1A/B, 2, 3, 22, 31A/B, 38A/B/R), and is located along three marked bikeways.

iii. The safeguards afforded to prevent noxious or offensive emissions such as noise, glare, dust and odor;

As the proposed project is entirely residential, it is not considered to have the potential to produce noxious or offensive emissions.

iv. Treatment given, as appropriate, to such aspects as landscaping, screening, open spaces, parking and loading areas, service areas, lighting and signs;

The façade treatment and materials of the replacement buildings have been appropriately selected to be harmonious with the existing surrounding neighborhood. No landscaping is proposed as the project abuts the front property line. Two of the three existing street trees will remain and one new street tree will be planted. The new curb cut will be minimal in width, as will the proposed garage entrance to minimize the effect on the public right-of-way.

C. That the use as proposed will comply with the applicable provisions of the Planning Code and will not adversely affect the General Plan.

The Project complies with all relevant requirements and standards of the Planning Code other than the rear yard requirement (Planning Code Section 134) and permitted obstructions (Planning Code Section 136(c)(2)(f)) and is consistent with objectives and policies of the General Plan as detailed below. The project is seeking a variance from the rear yard requirement and permitted obstructions element of the Planning Code.

D. That the use as proposed would provide development that is in conformity with the purpose of the Japantown Special Use District.

The proposed project is consistent with the stated purpose of the Japantown Special Use District.

6. **General Plan Compliance.** The Project is, on balance, consistent with the following Objectives and Policies of the General Plan:

HOUSING ELEMENT

OBJECTIVE 4:

FOSTER A HOUSING STOCK THAT MEETS THE NEEDS OF ALL RESIDENTS ACROSS LIFECYCLES.

Policy 4.1:

Develop new housing, and encourage the remodeling of existing housing, for families with children.

This project will create four two-bedroom units and two one-bedroom units for a total of six new dwelling units.

OBJECTIVE 11:

SUPPORT AND RESPECT THE DIVERSE AND DISTINCT CHARACTER OF SAN FRANCISCO'S NEIGHBORHOODS.

Policy 11.1:

Promote the construction and rehabilitation of well-designed housing that emphasizes beauty, flexibility, and innovative design, and respects existing neighborhood character.

This new construction project will conform to the scale and character of the district, respecting the neighborhood character in design and use. Design elements such as board-formed concrete and quality wood details will relate to the character of the Japantown Special Use District.

Policy 11.4:

Continue to utilize zoning districts which conform to a generalized residential land use and density plan and the General Plan.

The project conforms to the zoning and height districts for the subject RM-3 Zoning District.

Policy 11.6:

Foster a sense of community through architectural design, using features that promote community interaction.

The project's materiality, design, and scale relate thoughtfully to the surrounding neighborhood and cultural context of Japantown.

URBAN DESIGN

OBJECTIVE 1:

EMPHASIS OF THE CHARACTERISTIC PATTERN WHICH GIVES TO THE CITY AND ITS NEIGHBORHOODS AN IMAGE, A SENSE OF PURPOSE, AND A MEANS OF ORIENTATION.

Policy 1.2:

Recognize, protect and reinforce the existing street pattern, especially as it is related to topography.

The Project proposes a new four-story structure adjacent to the eight-story tall Tomo Hotel (1800 Sutter Street) to the immediate south and a four-story residential building to the north with a one-story parking structure adjacent to the subject site. The existing site is an enclosed courtyard that provides ventilation for the below-grade parking associated with the Tomo Hotel. The Project would reinforce the existing street pattern by infilling an under-utilized, vacant site with a new structure that is in keeping with the surrounding scale and character of the neighborhood.

Policy 1.3:

Recognize that buildings, when seen together, produce a total effect that characterizes the city and its districts.

The proposed building reflects the existing neighborhood character and development pattern while proposing to introduce greater density. The Project proposes a building subordinate yet relative in width and mass to the existing structures to the north and south, and in keeping with the scale of residential development across the street. The front setback of the building reflects the prevailing pattern of front setbacks along Buchanan Street—built to the property line at the public right-of-way.

OBJECTIVE 2:

CONSERVATION OF RESOURCES WHICH PROVIDE A SENSE OF NATURE, CONTINUITY WITH THE PAST, AND FREEDOM FROM OVERCROWDING.

Policy 2.6:

Respect the character of older development nearby in the design of new buildings.

The massing and design of the building have been designed to reflect the height and proportions of the surrounding residential development. Although interpreted in a contemporary architectural style, the proposed building proportions and exterior materials have been selected to be compatible with the adjacent buildings and the immediate neighborhood character, taking various cues from the surrounding cultural context of Japantown.

- 7. **Planning Code Section 101.1(b)** establishes eight priority-planning policies and requires review of permits for consistency with said policies. On balance, the project does comply with said policies in that:
 - A. That existing neighborhood-serving retail uses be preserved and enhanced and future opportunities for resident employment in and ownership of such businesses be enhanced.

Existing neighborhood-serving retail uses would not be displaced or otherwise adversely affected by the proposal. The proposed project will add six new residential units, which will support existing neighborhood-serving retail uses.

B. That existing housing and neighborhood character be conserved and protected in order to preserve the cultural and economic diversity of our neighborhoods.

The Project does not propose removal of existing housing or structures that contribute to the existing character of the Japantown Special Use District. In addition, the replacement structure respects the neighborhood's character, scale, mass, and proportions.

C. That the City's supply of affordable housing be preserved and enhanced.

The project site is currently developed as a below-grade parking facility for the adjacent hotel use. No existing housing would be removed or modified, and the replacement building will provide six new dwelling units and a total of ten new bedrooms.

D. That commuter traffic not impede MUNI transit service or overburden our streets or neighborhood parking.

The project would not have a significant adverse effect on automobile traffic congestion or create parking problems in the neighborhood. Five off-street automobile parking spaces are provided for the project and one on-street parking space would be removed due to the proposed curb cut. The site is within a quarter mile of six bus lines, thus offering transit opportunities for resident commuters and potential users of the commercial space. Additionally, seven Class 1 bicycle parking spaces will be provided, exceeding the requirement to balance the lack of one parking space for the proposed units.

E. That a diverse economic base be maintained by protecting our industrial and service sectors from displacement due to commercial office development, and that future opportunities for resident employment and ownership in these sectors be enhanced.

The Project is not a commercial office project. Ownership of industrial or service sector businesses would not be affected by the Project.

F. That the City achieve the greatest possible preparedness to protect against injury and loss of life in an earthquake.

The proposed structure would be built in compliance with San Francisco's current Building Code Standards and would meet all earthquake safety requirements.

G. That landmarks and historic buildings be preserved.

Landmark or historic buildings do not occupy the Project site.

H. That our parks and open space and their access to sunlight and vistas be protected from development.

The project will have no negative effect on existing parks and open spaces. The proposed height is less than 40 feet, and is not proximate to any properties under the jurisdiction of the Recreation and Parks Department. No shadow study was required.

- 8. The Project is consistent with and would promote the general and specific purposes of the Code provided under Section 101.1(b) in that, as designed, the Project would contribute to the character and stability of the neighborhood and would constitute a beneficial development.
- 9. The Commission hereby finds that approval of the Conditional Use authorization would promote the health, safety and welfare of the City.

DECISION

That based upon the Record, the submissions by the Applicant, the staff of the Department and other interested parties, the oral testimony presented to this Commission at the public hearings, and all other written materials submitted by all parties, the Commission hereby **APPROVES Conditional Use Application No. 2015-007328CUA** subject to the following conditions attached hereto as "EXHIBIT A" in general conformance with plans on file, dated October 26, 2015, and stamped "EXHIBIT B", which is incorporated herein by reference as though fully set forth.

APPEAL AND EFFECTIVE DATE OF MOTION: Any aggrieved person may appeal this Conditional Use Authorization to the Board of Supervisors within thirty (30) days after the date of this Motion No. xxxxx. The effective date of this Motion shall be the date of this Motion if not appealed (After the 30-day period has expired) OR the date of the decision of the Board of Supervisors if appealed to the Board of Supervisors. For further information, please contact the Board of Supervisors at (415) 554-5184, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

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 ADOPTED the foregoing Motion on November 12, 2015.

Jonas Ionin Commission Secretary
AYES:
NAYS:
ABSENT:
ADOPTED:

EXHIBIT A

AUTHORIZATION

This authorization is for a conditional use to allow construction of a six-unit residential building located at 1805 Buchanan Street, Block 0676, Lot 073, pursuant to Planning Code Section(s) 303, 249.31 within the RM-3 (Residential – Mixed, Moderate Density) District and a 40-X Height and Bulk District; in general conformance with plans, dated October 26, 2015, and stamped "EXHIBIT B" included in the docket for Case No. 2015-007328CUA and subject to conditions of approval reviewed and approved by the Commission on November 12, 2015 under Motion No xxxx. This authorization and the conditions contained herein run with the property and not with a particular Project Sponsor, business, or operator.

RECORDATION OF CONDITIONS OF APPROVAL

Prior to the issuance of the building permit or commencement of use for the Project the Zoning Administrator shall approve and order the recordation of a Notice in the Official Records of the Recorder of the City and County of San Francisco for the subject property. This Notice shall state that the project is subject to the conditions of approval contained herein and reviewed and approved by the Planning Commission on November 12, 2015 under Motion No. xxxxx.

PRINTING OF CONDITIONS OF APPROVAL ON PLANS

The conditions of approval under the 'Exhibit A' of this Planning Commission Motion No. xxxxx shall be reproduced on the Index Sheet of construction plans submitted with the Site or Building permit application for the Project. The Index Sheet of the construction plans shall reference to the Conditional Use authorization and any subsequent amendments or modifications.

SEVERABILITY

The Project shall comply with all applicable City codes and requirements. If any clause, sentence, section or any part of these conditions of approval is for any reason held to be invalid, such invalidity shall not affect or impair other remaining clauses, sentences, or sections of these conditions. This decision conveys no right to construct, or to receive a building permit. "Project Sponsor" shall include any subsequent responsible party.

CHANGES AND MODIFICATIONS

Changes to the approved plans may be approved administratively by the Zoning Administrator. Significant changes and modifications of conditions shall require Planning Commission approval of a new Conditional Use authorization.

Conditions of Approval, Compliance, Monitoring, and Reporting

PERFORMANCE

1. Validity and Expiration. The authorization and right vested by virtue of this action is valid for three years from the effective date of the Motion. A building permit from the Department of

SAN FRANCISCO
PLANNING DEPARTMENT 12 Building Inspection to construct the project and/or commence the approved use must be issued as this Conditional Use authorization is only an approval of the proposed project and conveys no independent right to construct the project or to commence the approved use. The Planning Commission may, in a public hearing, consider the revocation of the approvals granted if a site or building permit has not been obtained within three (3) years of the date of the Motion approving the Project. Once a site or building permit has been issued, construction must commence within the timeframe required by the Department of Building Inspection and be continued diligently to completion. The Commission may also consider revoking the approvals if a permit for the Project has been issued but is allowed to expire and more than three (3) years have passed since the Motion was approved.

2. Diligent pursuit. Once a site or Building Permit has been issued, construction must commence within the timeframe required by the Department of Building Inspection and be continued diligently to completion. Failure to do so shall be grounds for the Commission to consider revoking the approval if more than three (3) years have passed since this Authorization was approved.

For information about compliance, contact Code Enforcement, Planning Department at 415-575-6863, www.sf-planning.org

3. **Extension.** This authorization may be extended at the discretion of the Zoning Administrator only where failure to issue a permit by the Department of Building Inspection to perform said tenant improvements is caused by a delay by a local, State or Federal agency or by any appeal of the issuance of such permit(s).

For information about compliance, contact Code Enforcement, Planning Department at 415-575-6863, www.sf-planning.org.

4. **Conformity with Current Law.** No application for Building Permit, Site Permit, or other entitlement shall be approved unless it complies with all applicable provisions of City Codes in effect at the time of such approval.

For information about compliance, contact Code Enforcement, Planning Department at 415-575-6863, www.sf-planning.org

DESIGN - COMPLIANCE AT PLAN STAGE

- 1. **Final Materials.** The Project Sponsor shall continue to work with Planning Department on the building design. Final materials, glazing, color, texture, landscaping, and detailing shall be subject to Department staff review and approval. The architectural addenda shall be reviewed and approved by the Planning Department prior to issuance.
 - For information about compliance, contact the Case Planner, Planning Department at 415-558-6378, www.sf-planning.org
- 2. Garbage, composting and recycling storage. Space for the collection and storage of garbage, composting, and recycling shall be provided within enclosed areas on the property and clearly labeled and illustrated on the architectural addenda. Space for the collection and storage of recyclable and compostable materials that meets the size, location, accessibility and other

standards specified by the San Francisco Recycling Program shall be provided at the ground level of the buildings.

For information about compliance, contact the Case Planner, Planning Department at 415-558-6378, www.sf-planning.org.

3. **Rooftop Mechanical Equipment.** Pursuant to Planning Code 141, the Project Sponsor shall submit a roof plan to the Planning Department prior to Planning approval of the building permit application. Rooftop mechanical equipment, if any is proposed as part of the Project, is required to be screened so as not to be visible from any point at or below the roof level of the subject building.

For information about compliance, contact the Case Planner, Planning Department at 415-558-6378, www.sf-planning.org

PARKING AND TRAFFIC

1. Bicycle Parking. Pursuant to Planning Code Sections 155.1, 155.4, and 155.5, the Project shall provide no fewer than **6** Class 1 bicycle parking spaces

For information about compliance, contact Code Enforcement, Planning Department at 415-575-6863, www.sf-planning.org

MONITORING - AFTER ENTITLEMENT

1. Enforcement. Violation of any of the Planning Department conditions of approval contained in this Motion or of any other provisions of Planning Code applicable to this Project shall be subject to the enforcement procedures and administrative penalties set forth under Planning Code Section 176 or Section 176.1. The Planning Department may also refer the violation complaints to other city departments and agencies for appropriate enforcement action under their jurisdiction. For information about compliance, contact Code Enforcement, Planning Department at 415-575-6863, www.sf-planning.org

OPERATION

2. Sidewalk Maintenance. The Project Sponsor shall maintain the main entrance to the tenant space and all sidewalks abutting the subject property in a clean and sanitary condition in compliance with the Department of Public Works Streets and Sidewalk Maintenance Standards.

For information about compliance, contact Bureau of Street Use and Mapping, Department of Public Works, 415-695-2017, http://sfdpw.org/

For information about compliance, contact Code Enforcement, Planning Department at 415-575-6863, www.sf-planning.org



SAN FRANCISCO PLANNING DEPARTMENT

CEQA Categorical Exemption Determination

PROPERTY INFORMATION/PROJECT DESCRIPTION

Project Address		Block/Lot(s)	Block/Lot(s)	
1805 Buchanan Street			0676/073	
Case No. Permit No.		Plans Dated		
2015-007328CUA			10/22/2015	
Addition/	Demolition	✓ New	Project Modification	
Alteration	(requires HRER if over 45 years	_		
Project description	n for Planning Department approval.	·	·	
Construction o	f a 4-story, six unit residential build	ling.		
TO BE COMPLE	TION CLASS TED BY PROJECT PLANNER			
Note: If neither	Class 1 or 3 applies, an Environmental Ex	valuation Application is re	equired.	
Clas	s 1 – Existing Facilities. Interior and exter	rior alterations; additions u	under 10,000 sq. ft.	
Clas	s 3 – New Construction/ Conversion of S	Small Structures. Up to the	ree (3) new single-family	
resid	lences or six (6) dwelling units in one buil	lding; commercial/office st	ructures; utility extensions;	
change of use under 10,000 sq. ft. if principally permitted or with a CU.				
Clas	Class_			
STEP 2: CEQA I	MDACTS			
•	TED BY PROJECT PLANNER			
	cked below, an Environmental Evaluatio	on Application is required.	,	
Air	Quality: Would the project add new sens	sitive receptors (specifically	y, schools, day care facilities,	
hos	hospitals, 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			
	generators, heavy industry, diesel trucks)? <i>Exceptions: do not check box if the applicant presents</i>			
	documentation of enrollment in the San Francisco Department of Public Health (DPH) Article 38 program and the project would not have the potential to emit substantial pollutant concentrations. (refer to EP _ArcMap >			
l '	CEQA Catex Determination Layers > Air Pollutant Exposure Zone)			
Haz	cardous Materials: If the project site is loc	ated on the Maher map or	is suspected of containing	
	hazardous materials (based on a previous use such as gas station, auto repair, dry cleaners, or heavy			
I I I I	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			
	-	_		

	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.		
	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):			
Traffic impacts reviewed July 22, 2015.			
	OPERTY STATUS – HISTORIC RESOURCE		
	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.			
STEP 5: CEQA IMPACTS – ADVANCED HISTORICAL REVIEW TO BE COMPLETED BY PRESERVATION PLANNER				
Cne	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			

	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 historic district (specify or add comments):		
	(Requires annroyal by Senior Preservation Planner/Prese	rryation Coordinator)	
	(Requires approval by Senior Preservation Planner/Preservation Coordinator) 10. Reclassification of property status to Category C. (Requires approval by Senior Preservation		
	Planner/Preservation Coordinator)		
	a. Per HRER dated: (attach HRE	ξ)	
	b. Other (specify):		
Note	e: If ANY box in STEP 5 above is checked, a Preservation	Planner MUST check one box below.	
	Further environmental review required. Based on the information provided, the project requires an		
	☐ Environmental Evaluation Application to be submitted. GO TO STEP 6. ☐ Project can proceed with categorical exemption review. The project has been reviewed by the		
	Preservation Planner and can proceed with categorical	1 ,	
	ments (optional): ervation Planner Signature:		
	6: CATEGORICAL EXEMPTION DETERMINATION		
	E COMPLETED BY PROJECT PLANNER Further environmental review required. Proposed project	t does not meet scopes of work in either (check all that	
	apply):	1	
	Step 2 – CEQA Impacts		
	Step 5 – Advanced Historical Review		
	STOP! Must file an Environmental Evaluation Application.		
√	No further environmental review is required. The project is categorically exempt under CEQA.		
	Planner Name: A. Kirby	Signature: Digitally signed by Alexandra Kirby	
	Project Approval Action:	Alexandra Kirby DN: dc=org, dc=stgov, dc=cityplanning, ou=Current Planning, or=Alexandra Kirby Grigov.org	
	Planning Commission Hearing It Discretionary Review before the Planning Commission is requested, the Discretionary Review hearing is the Approval Action for the project.	Date: 2015.10.22 17:01:42 -07'00'	
	Once signed or stamped and dated, this document constitutes a categori Administrative Code. In accordance with Chapter 31 of the San Francisco Administrative Code days of the project receiving the first approval action.		

STEP 7: MODIFICATION OF A CEQA EXEMPT PROJECT

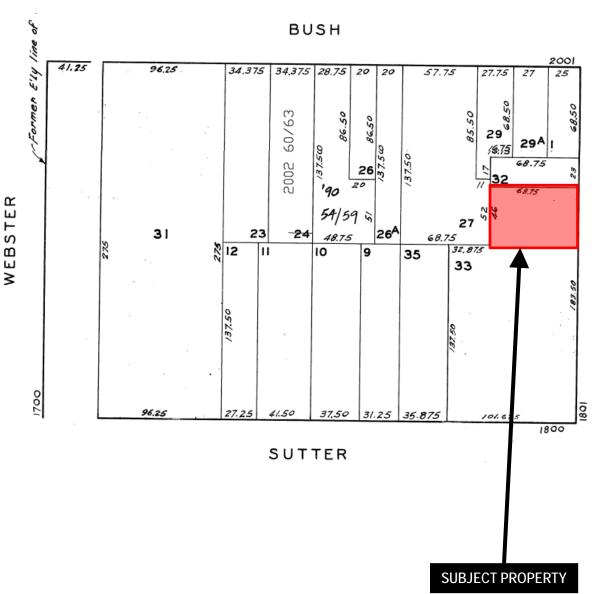
TO BE COMPLETED BY PROJECT PLANNER

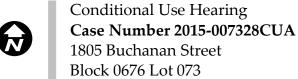
In accordance with Chapter 31 of the San Francisco Administrative Code, when a California Environmental Quality Act (CEQA) exempt project changes after the Approval Action and requires a subsequent approval, the Environmental Review Officer (or his or her designee) must determine whether the proposed change constitutes a substantial modification of that project. This checklist shall be used to determine whether the proposed changes to the approved project would constitute a "substantial modification" and, therefore, be subject to additional environmental review pursuant to CEQA.

PROPERTY INFORMATION/PROJECT DESCRIPTION

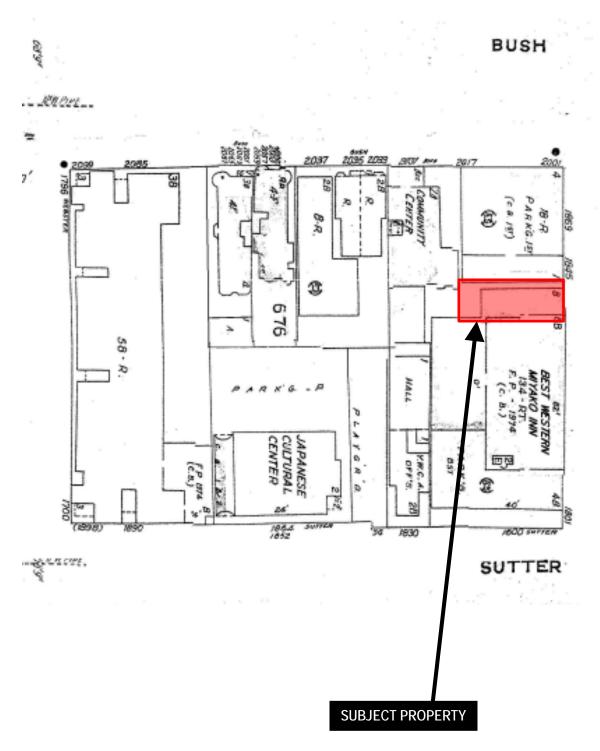
ddress (If different tha	Block/Lot(s) (If different than front page)		
	Previous Building Permit No.	New Building Permit No.	
ted	Previous Approval Action	New Approval Action	
Project Description:			
ATION IF PROJECT CO	NSTITUTES SUBSTANTIAL MODIF	ICATION	
Compared to the approved project, would the modified project:			
Result in expansion of the building envelope, as defined in the Planning Code;		d in the Planning Code;	
Result in the change of use that would require public notice under Planning Code			
Sections 311 or 312;			
Result in demolition as defined under Planning Code Section 317 or 19005(f)?		ection 317 or 19005(f)?	
-	eing presented that was not known and could not have been known		
at the time of the original determination, that shows the originally approved project ma			
If at least one of the above boxes is checked, further environmental review is required CATEX FORM			
DETERMINATION OF NO SUBSTANTIAL MODIFICATION			
The proposed modification would not result in any of the above changes.			
If this box is checked, the proposed modifications are categorically exempt under CEQA, in accordance with prior project			
Department website and office and mailed to the applicant, City approving entities, and anyone requesting written notice.			
Name:	Signature or Stamp:		
	Project Description: ATION IF PROJECT CO d to the approved proj Result in expansion of Result in the change of Sections 311 or 312; Result in demolition at Is any information be at the time of the orig no longer qualify for one of the above box ATION OF NO SUBSTANT The proposed modifies checked, the proposed modifies and male the proposed modifies and office and male the proposed modifies	Project Description: ATION IF PROJECT CONSTITUTES SUBSTANTIAL MODIFIED to the approved project, would the modified project: Result in expansion of the building envelope, as define Result in the change of use that would require public in Sections 311 or 312; Result in demolition as defined under Planning Code Sils any information being presented that was not known at the time of the original determination, that shows the no longer qualify for the exemption? One of the above boxes is checked, further environmental review is required. This determination and additional environmental review is required. This determination to the applicant, City approving entity to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant, City approving entity the schecked and mailed to the applicant and the schecked and the	

Parcel Map





Sanborn Map*

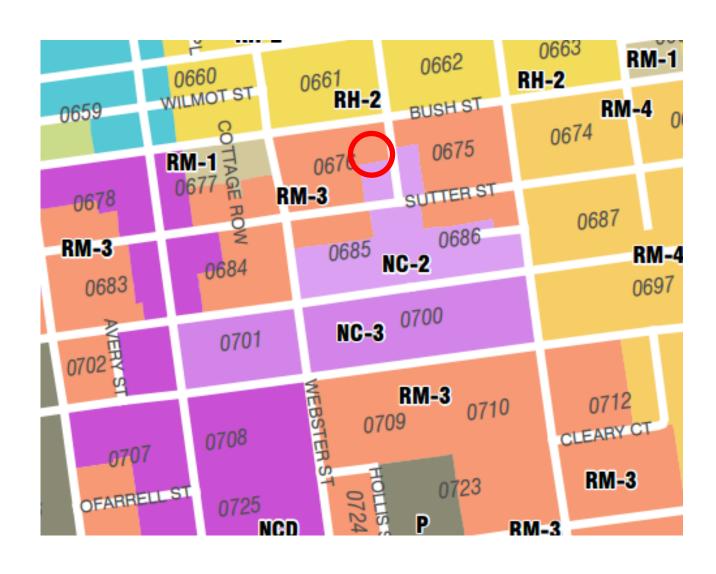


*The Sanborn Maps in San Francisco have not been updated since 1998, and this map may not accurately reflect existing conditions.

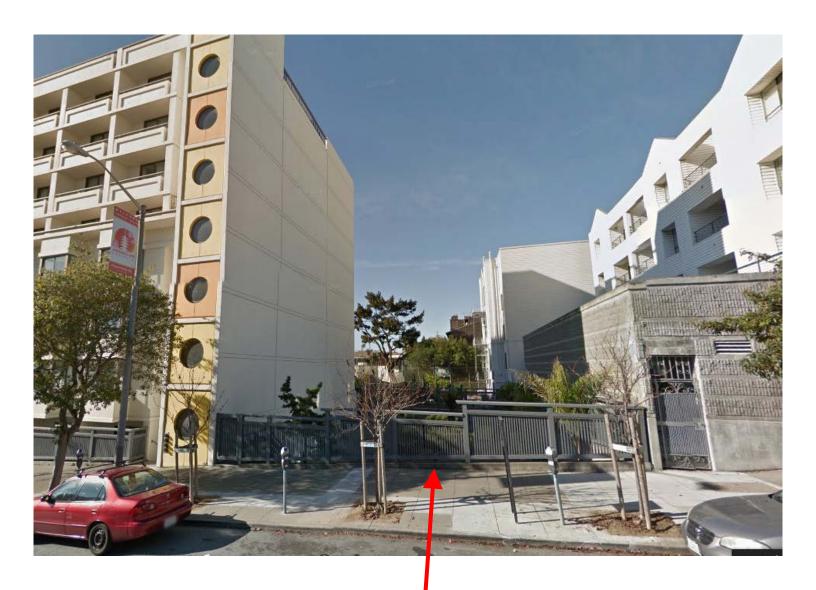


Conditional Use Hearing **Case Number 2015-007328CUA**1805 Buchanan Street
Block 0676 Lot 073

Zoning Map



Aerial Photo (looking north)



SUBJECT PROPERTY

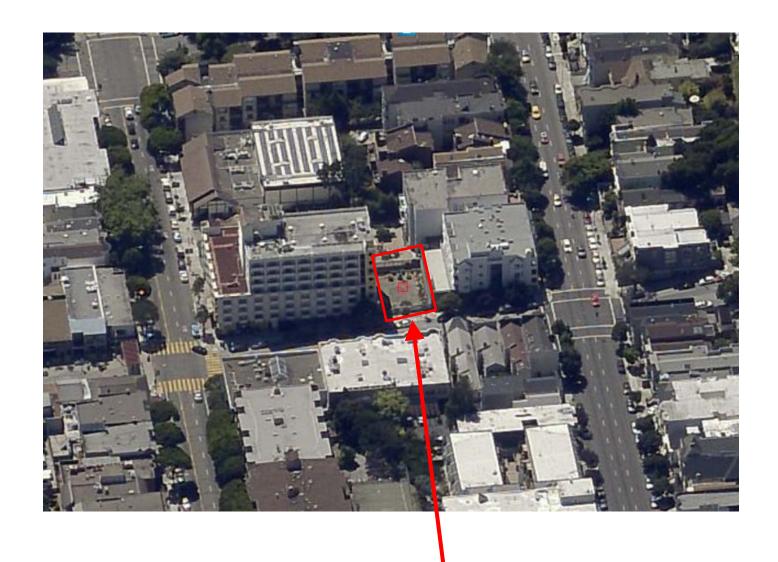
Conditional Use Hearing

Case Number 2015-007328CUA

1805 Buchanan Street

Block 0676 Lot 073

Site Photo



SUBJECT PROPERTY

Conditional Use Hearing
Case Number 2015-007328CUA
1805 Buchanan Street
Block 0676 Lot 073

REUBEN, JUNIUS & ROSE, LLP

October 26, 2015

Via Messenger

Mr. Rodney Fong, President San Francisco Planning Commission 1650 Mission Street, 4th Floor San Francisco, CA 94103

Re: 1805 Buchanan Street

Request for Conditional Use Authorization

Hearing Date: November 12, 2015

Our File No.: 6152.04

Dear President Fong and Commissioners:

We represent 3D Investments, LLC ("Project Sponsor") the owner of the property at 1805 Buchanan Street and sponsor of a project to construct a new 4-story residential building on an essentially vacant parcel at the site, containing six new dwelling units ("Project").

The property is seeking Conditional Use authorization to locate a new residential use that exceeds 4,000 gross square feet within the Japantown Special Use District ("SUD"). Due to unique circumstances at the site, the Project is also seeking minor Variances from Planning Code standards for rear yard and bay window separation.

We urge the Commission to approve this desirable Project, as it will:

- Implement smart infill development that replaces an essentially vacant and neglected lot with a new residential building, consistent in use and scale with the surrounding neighborhood;
- Add six new dwelling units to the City's housing stock, many of which will be suitable for occupancy by families and all of which will be accessible to elderly or disabled occupants or residents;
- Locate new residential development near multiple forms of public transit; and
- Incorporate thoughtful and attractive design elements that will enhance the distinctive image and unique character of Japantown.

1. Also admitted in New York 2. Of Counsel 3. Also admitted in Massachusetts

We look forward to presenting the Project to you on November 12th.

A. Site Description

The property is located on the west side of Buchanan Street between Sutter and Bush Streets, within the Western Addition Neighborhood and Japantown SUD. It is zoned RM-3 ("Residential Mixed – Medium Density") and is within a 40-X height and bulk district.

Neighboring properties to the north, east, and west contain mostly single and multifamily residential buildings ranging from 2-4 stories, with some ground floor retail. The property is bordered to its north by a 4-story, 18-unit residential building at 875 Buchanan Street, and to its south by the 8-story Hotel Tomo at the corner of Sutter and Buchanan Streets.

This unique site provides an *ideal opportunity for smart infill development*. The 3,162 square foot lot was formerly part of the adjacent Hotel Tomo property. However, it was subdivided in 2013 to create a separate air space parcel, located above a portion of the Hotel Tomo's below-grade garage.

For the past 30 years, the property has been essentially vacant, occupied by an underused and neglected concrete courtyard. The Project will improve the site and neighborhood by constructing a new multi-unit building that is consistent with nearby land uses and complements the architectural character of the district.

B. Project Description

The Project would construct a new four-story building above the existing Hotel Tomo's below-grade garage. The building would have three residential floors over a partially-below-grade garage, accessible from Buchanan Street. It would reach a maximum height of 40 feet and contain five off-street parking spaces, including one space accessible to individuals with disabilities and four spaces located in mechanical stackers.

The new building would contain six new dwelling units is a mix of four two-bed and two one-bed units, ranging in size from approximately 1,122 to 1,365 square feet. The two-bedroom units would be suitable for family occupancy. Each of the units would have access to private balconies at the rear of the building, and approximately 1,706 square feet of commonly-accessible open space would be provided in an attractively landscaped rooftop terrace. A residential elevator would also provide access to all floors of the building, increasing its accessibility for elderly or disabled occupants.

The Project has been designed to complement and enhance the character and aesthetic of the Japantown SUD through the use of contextual materials, thoughtful detailing, and contemporary approaches to traditional patterns. The materiality of the building would

One Bush Street, Suite 600 San Francisco, CA 94104

tel: 415-567-9000 fax: 415-399-9480

include board-formed concrete, a curtain wall, blackened metal bay windows and stained wood slats. The curtain wall would be treated as a contemporary shoji pattern that is accentuated with bay windows and wood slats providing varying degrees of privacy. Projected windows and a cantilevered concrete beam over the entry would reflect 'structural' expressions of traditional Japanese architecture. The roof garden would create a miniature idealized landscape, and would also be designed to complement and enhance the character and aesthetic of the neighborhood context.

Project plans and renderings are attached as Exhibit A.

C. Compliance with Conditional Use Criteria

The Project would meet and exceed the requirements necessary to grant Conditional Use authorization for a new residential building in the Japantown SUD.

The Project is an ideal example of smart infill development. It would construct a desirable new residential building, improving a currently under-developed lot in an area zoned for residential use. The attractively-designed structure would contain four stories and reach a maximum height of 40 feet, compatible with nearby development. Further, it would add six new dwelling units to the City's housing stock in a mix of four 2-bedroom units and two 1-bedroom units.

The Project's 2-bedroom units would be suitable for occupancy by families, and its residential elevator would ensure that all new units are accessible to elderly or disabled occupants or visitors. This will directly further polices of the City's Housing Element, which encourage the development of new housing for families with children and occupants with special needs. This moderate scale of development is also consistent with other multi-unit buildings in the area, and would have no negative impact to the health, safety, convenience or general welfare of the neighborhood.

The property would also contain five off-street parking spaces in a partially belowgrade garage, serving the needs of Project occupants and minimizing on-street parking impacts. This number is anticipated to adequately serve Project residents, as the Project will include ample bicycle parking, and the area is well-served by public transit. There are several nearby MUNI bus lines, including the 01A and 01B California; 31A and 31B Balboa Express; 38A and 38B Geary Express; 02 Clement; 03 Jackson; 04 Sutter; 22 Fillmore; 38 Geary; and 38L Geary Limited lines.

Finally, the Project would meet all specific findings required for Conditional Use authorization within the Japantown SUD, including that (1) the use is not incompatible with the cultural and historic integrity, neighborhood character, development pattern and design aesthetic of the SUD; and (2) that the use supports one or more of the purposes for establishing the SUD.

> One Bush Street, Suite 600 San Francisco, CA 94104

fax: 415-399-9480

The Project would construct new dwelling units within an area of Japantown that is primarily occupied by residential development, in a compatible scale and density. Further, the Project would support the purposes of the Japantown SUD, specifically to "enhance the distinctive image and unique character of Japantown to passing motorist, transit riders, and pedestrians through architectural design." The Project has been thoughtfully designed to incorporate materials and aesthetic patterns which complement and enhance the character of the district, including projected windows and catilevered concrete beam over the building entry to reflect 'structural' expressions of traditional Japanese architecture, and inclusion of a curtain wall treated as a contemporary shoji pattern. The Project's roof garden will also create a miniature idealized landscape that is reminiscent of traditional Japanese gardens.

D. Variance Approvals

In addition to the Conditional Use, the Project is also seeking Variances from the strict requirements of the Planning Code for rear yard setback and bay window spacing. These are each minor, and justified by the unique lot conditions on this infill development site.

Rear Yard Setback: Section 134 requires the Property to provide a rear yard setback equal to approximately 17' 2 1/4". However, the Property is one of the smallest lots on the block, with an unusually shallow lot depth. Further, due to its location above an existing below-grade garage for the Hotel Tomo, it is required to provide setback easements of five (5) feet along its south side at the garage level, and nearly six (6) feet at all levels at the rear of the site. A Variance is requested to provide the required setbacks in these areas in lieu of a traditional rear yard.

Bay Window Spacing: Planning Code Section 136(c)(2)(f) requires a minimum horizontal separation between bay windows of approximately 8 feet between the protruding bays. The Project proposes an asymmetrical bay design that would not meet this strict standard. However, the asymmetrical design is justified as it provides for a more attractive visual transition between the 8-story Hotel Tomo structure to the south and 4-story multi-unit condo building to the north. In addition, the Project's window design is intended to complement the distinctive image and unique character of the Japantown SUD, which is requirement for its development within the district.

E. Project Conclusion

The Project would replace an essentially vacant and underutilized lot with a new, attractively-designed residential building that is compatible with the scale, character, and design aesthetic of the surrounding neighborhood. This desirable infill development will contribute six new units to the City's housing stock, including four 2-bedroom units suitable for occupancy by families.

> One Bush Street, Suite 600 San Francisco, CA 94104

tal: 415-547-9000 fax: 415-399-9480

For all of the reasons set forth above, we respectfully request that the Commission grant Conditional Use authorization for this Project.

Thank you.

Very truly yours,

REUBEN, JUNIUS & ROSE, LLP

Melinda A. Sarjapur

Enclosures:

Exhibit A - Project plans and renderings

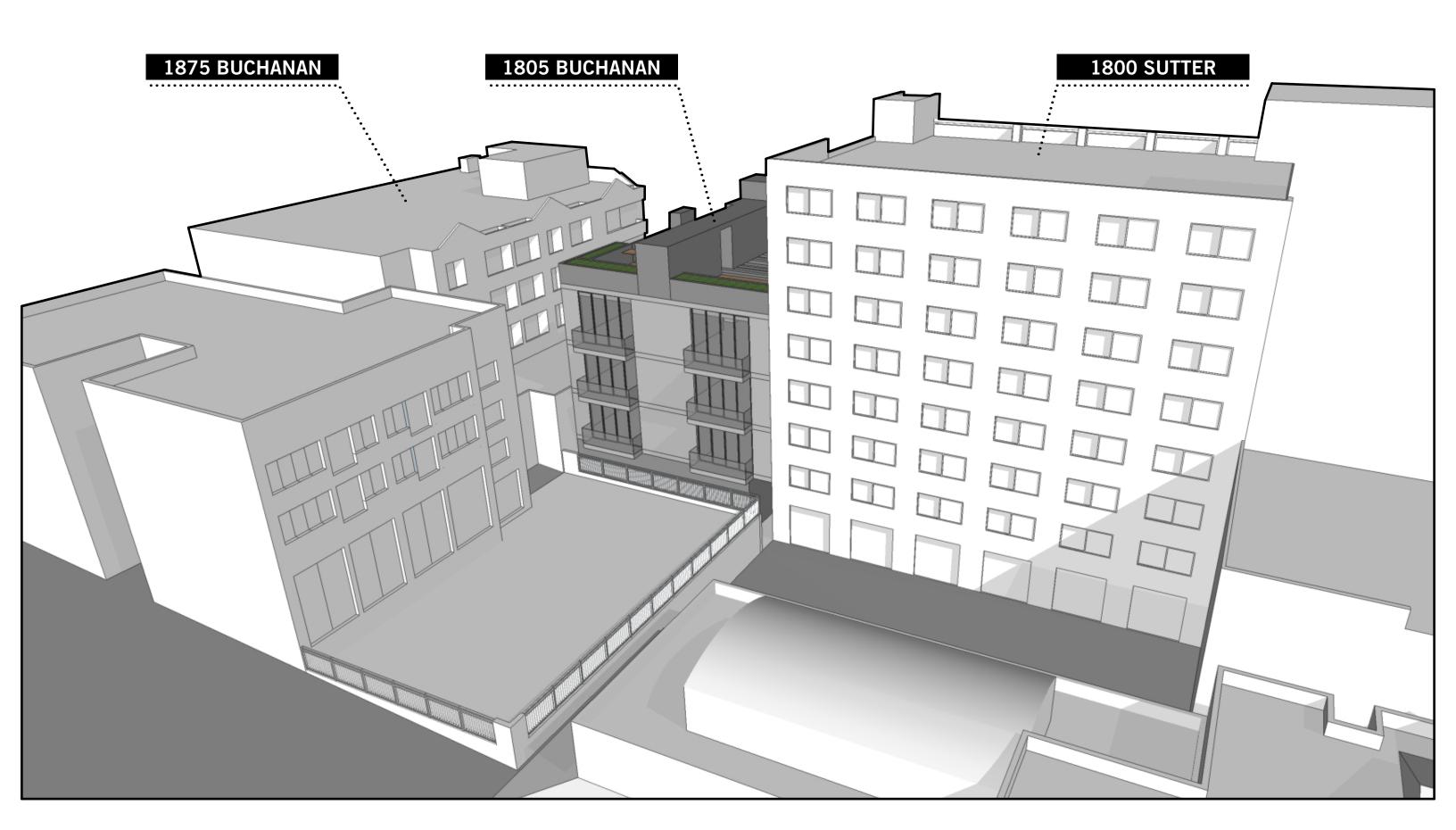
cc: Cindy Wu, Commission Vice-President Michael J. Antonini, Commissioner Rich Hillis, Commissioner Christine D. Johnson, Commissioner Kathrin Moore, Commissioner Dennis Richards, Commissioner Alexandra Kirby, Planner Mark Lane, 3D Investments, LLC

> One Bush Street, Suite 600 San Francisco, CA 94104





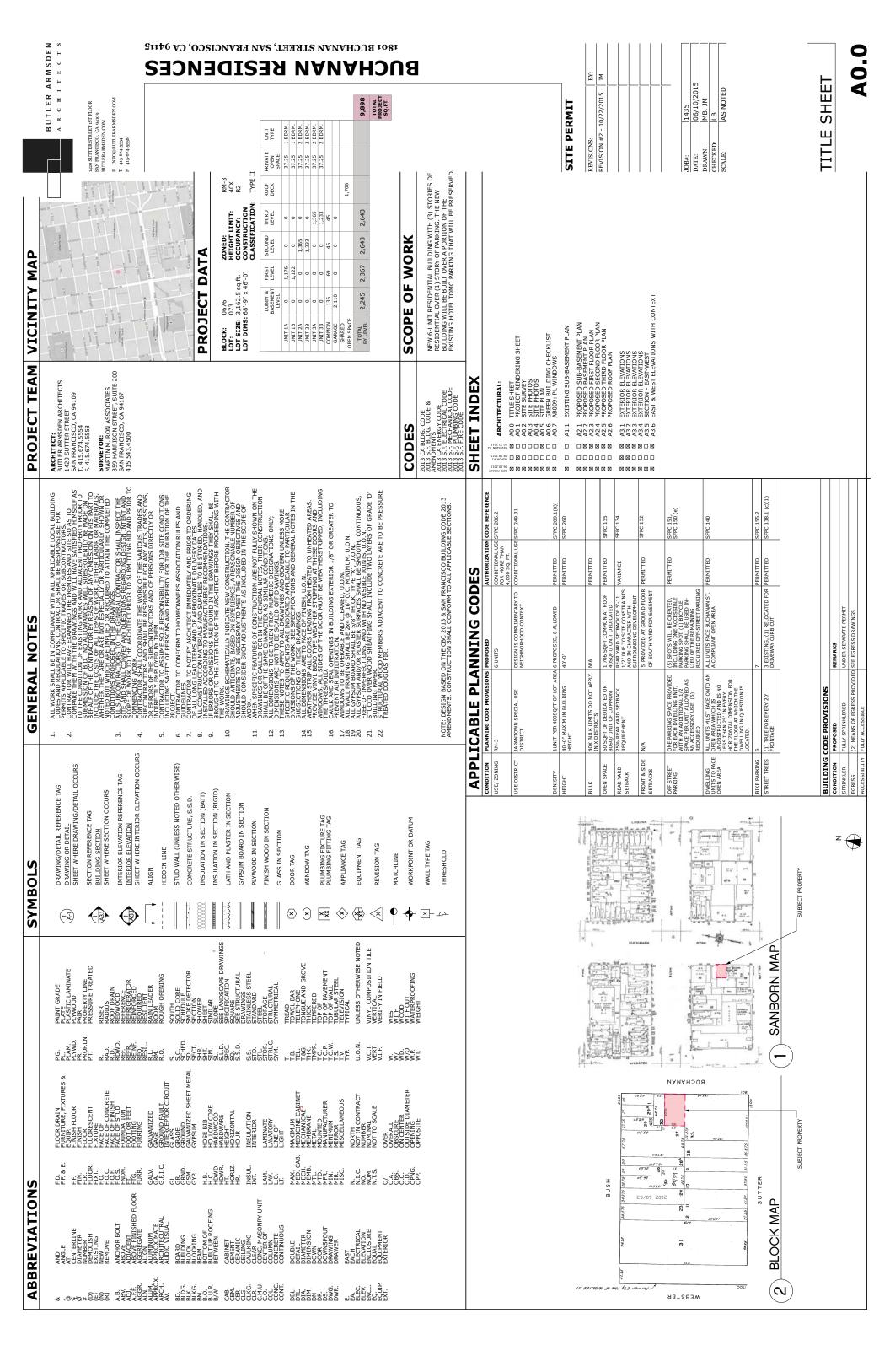










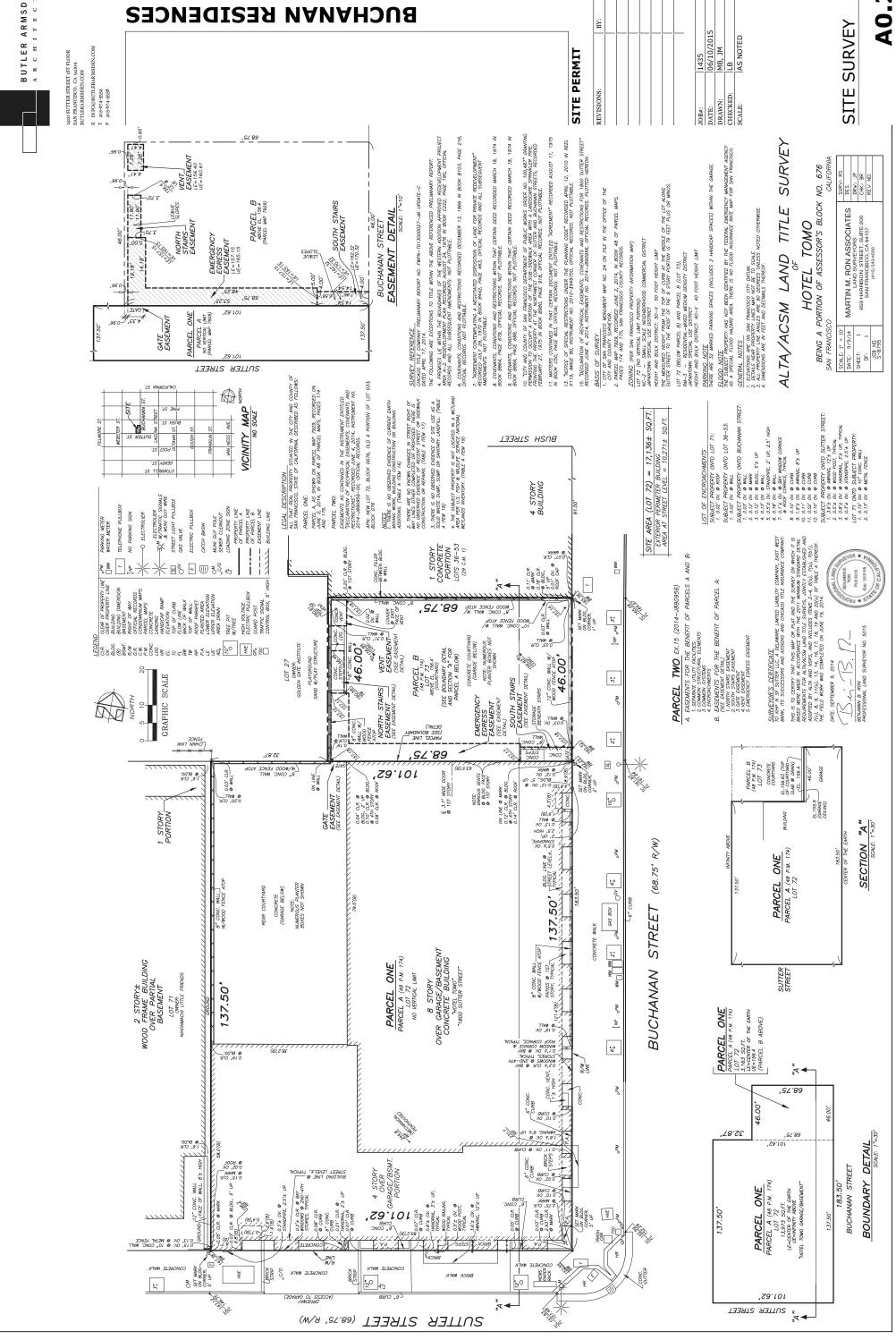


BUCHANAN RESIDENCES

1801 BUCHANAN STREET, SAN FRANCISCO, CA 94115

BY:	МС					5		
	2015				1435	06/10/2015	МВ, ЈМ	
IONS:	1 - 08/18/2015						N:	

PROJECT RENDERING SHEET OPTION 1

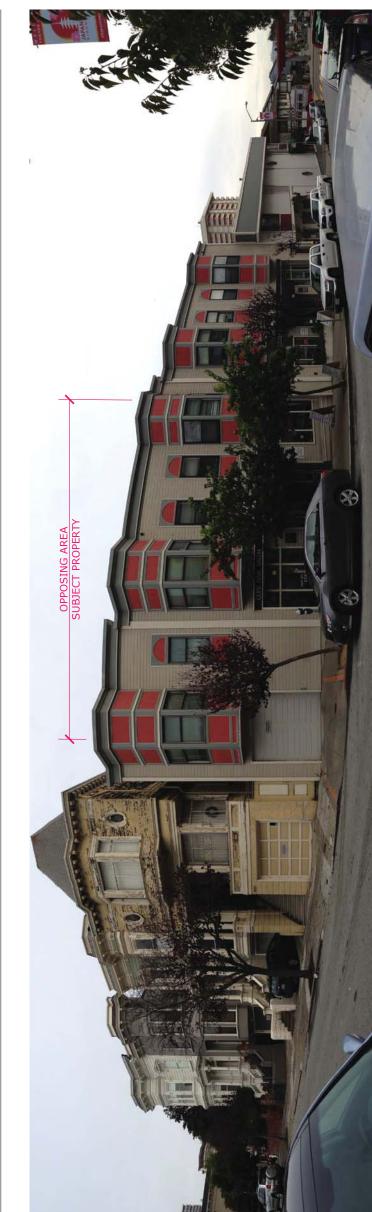


1801 BUCHANAN STREET, SAN FRANCISCO, CA 94115

A0.2



BUCHANAN STREET - EAST FACING (N



SITE PERMIT

BY:					15			
				1435	06/10/2015	МВ, ЭМ	LB	AS NOTED
REVISIONS:				JOB#:	DATE:	DRAWN:	CHECKED:	SCALE:

LB	AS NOTED			
ECKED:	ALE:			

SITE PHOTOS

BUCHANAN STREET - WEST FACING

8 SUBJECT PROPERTY TOWARD NORTH

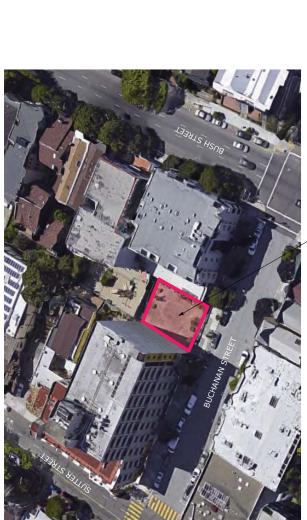
to



REAR PROPERTY LINE



BUCHANAN STREET FRONTAGE



AERIAL VIEW OF SUBJECT PROPERTY

4

5 AERIAL VIEW OF SUBJECT PROPERTY

SUBJECT PROPERTY

SUBJECT

BUCHANAN STREET

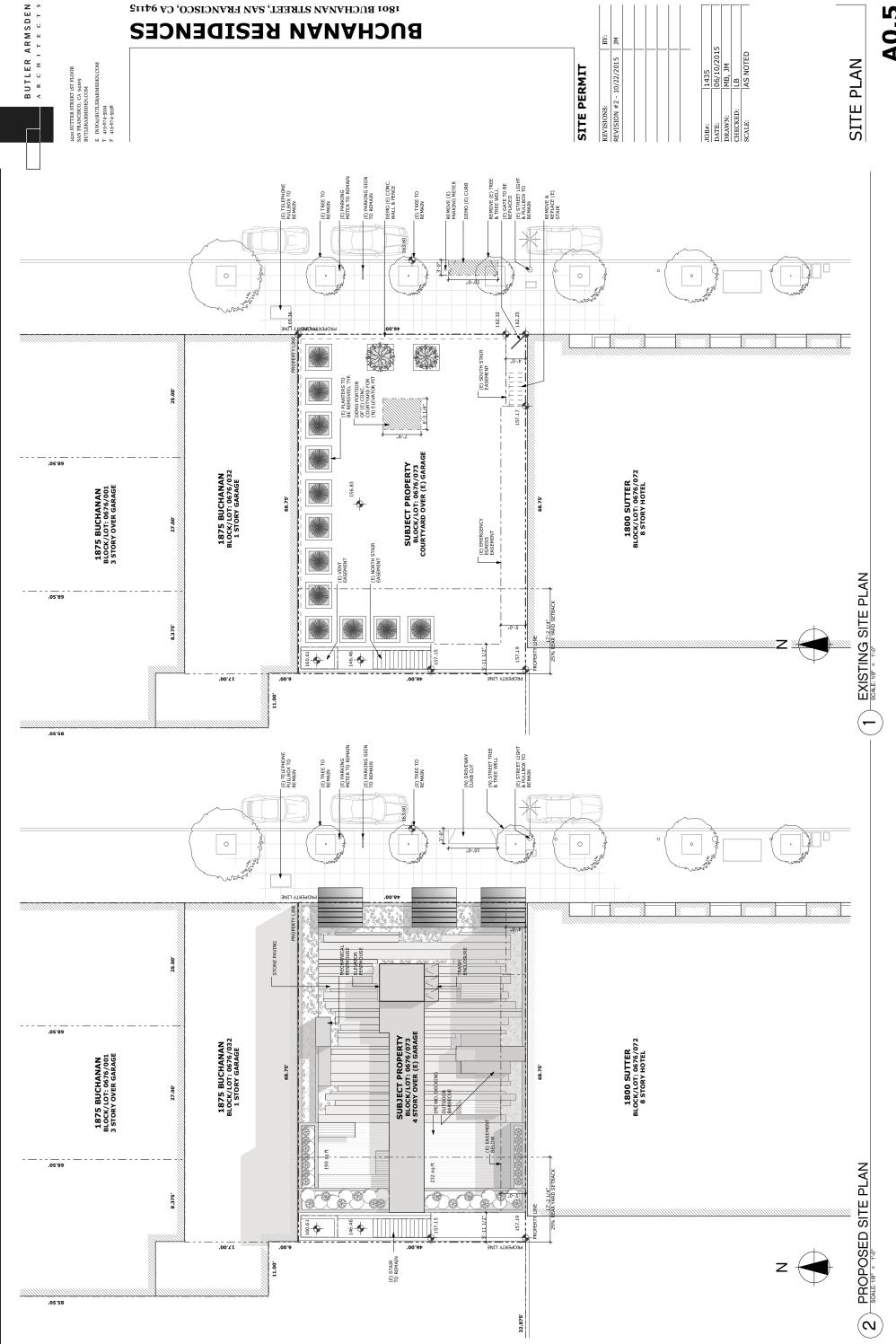
SITE PERMIT

BUSH STREET

1435 06/10/2015 MB, JM LB AS NOTED

EXISTING SITE PHOTO KEY PLAN (m)

SITE PHOTOS



INFO@BUTLERARMSDEN.COM 415-674-5554 415-674-5558

1420 SUTTER STREET IST FLOOR SAN FRANCISCO, CA 94109 BUTLERARMSDEN.COM

Green Building: Site Permit Submitta

BASIC INFORMATION:

For details, see AB 093 Attachment A Table 1. These facts, plus the primary occupancy, determine which requirements apply.

AND

Project Name	Block/Lot	Address
1435 THE BUCHANAN	0676 / 073	1801 BUCHANAN STREET, SAN FRANCISCO, CA 94115
Gross Project Area	Primary Occupancy	Number of occupied floors
9,924 SQ. FT.	R-2	4 + ROOF DECK
Design Professional/Applicant: Sign & Date		
LEWIS BUTLER OF BUTLER ARMSDEN ARCHITECTS - 06/10/15	EN ARCHITECTS — 06/10/15	

Instructions:
As part of application for site permit, this form acknowledges the specific green building requirements that apply to a project under San Francisco Green Building Code, California Title 24 Part 11, and related codes. Attachment C3, C4, C5, C6, C7, or C8 under San Francisco Green Building Code, California Title will be due with the applicable addendum. To use the form

(a) Provide basic information about the project in the box at left. This info determines which green building requirements apply

(b) Indicate in one of the columns below which type of project is proposed. If applicable, fill in the blank lines below to identify the number of points the project must meet or exceed. A LEED or GreenPoint checklist is not required to be submitted with the site permit application, but using such tools as early as possible is strongly recommended.

Solid circles in the column indicate mandatory measures required by state and local codes. For projects applying LEED or GreenPoint Rated, prerequisites of those systems are mandatory. See relevant codes for details.

Permit Submittal

Green Building: Site

Attachment C-2:

OTHER APPLICABLE NON-RESIDENTIAL PROJECTS

Other New Non-Residential	≥\$200,000³		
Jow only apply when the measure is applicable to the project. Code are applicable to New Nor-Residential buildings. Corresponding re-dark are applicable be found in Title 24 Part 11, Division 5.7. Non- OR	Alteration	Residential	for additions or alterations apply to applications received July 1, 2012 or
	OR	Non-	quirements for additions and alterations can be found in Title 24 Part 11, Division 5.7.
	ז א 30 mg 11 ביו	Other New	references below are applicable to New Non-Residential buildings. Corresponding re-
	Addition		slow only apply when the measure is applicable to the project. Code

Residential Major Alteratio

Commercial Major Alteration

Large First Time Commerical Interior

New High Rise Residential

Large Com-mercial

LEED PROJECTS

GOLD

GOLD

GOLD

SILVER

SILVER

GOLD

level (includes prerequisites):

LEED certification

Base number of red features / building:

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Water Efficient Irrigation - Projects that include ≥ 1,000 square feet of new or modified landscape must comply with the SFPUC Water Efficient Irrigation

ition / demolition of ured point

Final number of req (base number +/- ac

•

Construction Waste Management – Comply with the San Francisco Construction & Demolition Debris Ordinance

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Type of Project Proposed (Indicate at right)

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Construction activity stormwater pollution prevention and site runoff controls - Provide a construction site Stormwater Pollution Prevention Plan and implement SFPUC Best Management Practices.

ALL PROJECTS, AS APPLICABLE

nents:

Overall Requirent

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Stormwater Control Plan: Projects disturbing 25,000 square feet must implement a Stormwater Control Plan meeting SFPUC Stormwater Design Guidelines

n/a 20

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Type of Project Proposed (Check box if applicable)		
Energy Efficiency: Comply with California Energy Code, Title 24, Part 6 (2013).	•	•
Bicycle parking: Provide short-term and bing-term bicycle parking for 5% of total motorized parking capacity each, or meet San Francisco Planning Code Sec 155, whichever is greater (or LEED credit SSc4.2).	•	•
Fuel efficient vehicle and carpool parking: Provide stall marking for low-emiting, fuel efficient, and carpool/van pool vehicles; approximately 8% of total spaces.	•	•
Water Meters: Provide submeters for spaces projected to consume >1,000 gal/day, or >100 gal/day if in buildings over 50,000 sq. ft.	•	Addition only
Indoor Water Efficiency: Reduce overall use of potable water within the building by 20% for showerheads, laratories, kitchen faucets, wash fountains, water closets, and urinals.	•	•
Commissioning: For new buildings greater than 10,000 square feet, commissioning shall be included in the design and construction of the project to verify that the building systems and components meet the owner's project requirements. OR for buildings less than 10,000 square feet, testing and adjusting of systems is required.	•	● (Testing & Balancing)
Protect duct openings and mechanical equipment during construction	•	•
Adhesives, sealants, and caulks: Compty with VOC limits in SCAQMD Rule 1168 VOC limits and California Code of Regulations Title 17 for aerosol adhesives.	•	•
Paints and coatings: Comply with VOC limits in the Air Resources Board Arbitectual Loadings Suggested Control Measure and California Code of Regulations Title 17 for earost paints.	•	•
Carpet: All carpet must meet one of the following:		

• Meters: Provide submeters for spaces projected to consume >1,000 gal/day, 0 gal/day if in buildings over 50,000 sq. ft.	•	Addition only
r Water Efficiency: Reduce overall use of potable water within the building by 20% renheads, lavatories, kitchen faucets, wash fountains, water closets, and urinals.	•	•
nissioning: For new buildings greater than 10,000 square feet, commissioning a included in the design and construction of the project to verify that the building sear domportents meet the owner's project requirements. For buildings less than 10,000 square feet, testing and adjusting of systems is required.	•	● (Testing & Balancing)
ct duct openings and mechanical equipment during construction	•	•
sives, sealants, and caulks: Comply with VOC limits in SCAQMD Rule 1168 nits and California Code of Regulations Title 17 for aerosol adhesives.	•	•

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Meet C&D ordinance only

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Specific Requirements: (n/r indicates a measure is not required)

Construction Waste Management – 75% Diversion AND comply with San Francisco Construction & Demolition Debris Ordinance - LEED MR 2, 2 points

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Recycling by Occupants: Provide adequate space and equal access for storage, collection and loading of compostable, recyclable and landfill materials.
See Administrative Bulletin 088 for details.

LEED prerequisite only

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LEED prerequisite

Title-24 Part 6 (2013) and meet LEED ce (LEED EA p2)

Energy Use Comply with California Tir mum energy performance

GREENPOINT RATED PROJECTS

Proposing a GreenPoint Rated Project (Indicate at right by checking the box.)

ints and coatings: Comply with VOC limits in the Air Resources Board rehitectural Coatings Suggested Control Measure and California Code of Regulations let 17 for earosot paints.	•
arpet: At carpet must meet one of the following: I. Carpet and Rupt institute Green Label Plus Program. 2. California Department of Public Health Standard Practice for the testing of VOCs (Specification 01350). 3. NSFANSI 140 at the Gold level.	•

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Renewable Energy or Enhanced Energy Efficiency Effective 1/1/2012:
Generate renewable energy on-site ≥1% of total annual energy cost (LED EAc2), OR
Demonstrate at least 10% energy use reduction (compared to Title 24 Part 6 2/13, OR
Purchase Green-E certified renewable energy credits for 35% of total electricity use (LEED EAc6).

Enhanced Commissioning of Building Energy System: LEED EA3

75

Base number of required Greenpoints

Adjustment for retention / demolition historic features / building:

)% energy use reduction (compared to Title

Performance Product Detaction in the Performance Colors LZ LZ Last steer in the Christian Allo detaction in the Christian International Allo detaction in the Christian Allo detaction and concerning within 25 feet of building present and concerning within 25 feet of building present and the Christian Allo detaction and concerning within 25 feet of building present and the Christian Allo detaction and concerning within 25 feet of building present and the Christian Allo detaction and concerning within 25 feet of building present and the Christian Allo detaction and concerning within 25 feet of building present and the Christian Allo detaction and concerning within 25 feet of building present and the Christian Allo detaction and concerning within 25 feet of building present and the Christian Allo detaction and the Christian Allo detact
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Francisco Planning Code 155

See San

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See San Francisco Planning Code 155

Bicycle parking: Provide short-term and long-term bicycle parking for 5% of total motorized parking capacity each, or meet San Francisco Planning Code Sec 155, whichever is greater, or meet LEED credit SSG-4.2.

Low-Emitting Materials LEED IEQ 4.1, 4.2, 4.3, and 4.4

Indoor Air Quality Management Plan LEED IEQ 3.1

Final number of required points (base number +/- adjustment)

Enhanced Refrigerant Management LEED EA4 Water Use - 30% Reduction LEED WE 3, 2 points

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Meet LEED prerequisite

1801 BUCHANAN STREET, SAN FRANCISCO, CA 94115

BY:

SITE PERMIT

entries, outdoor air intakes, and operable windows.	•	
Air Filtration: Provide at least MERV-8 filters in regularly occupied spaces of mechanically ventilated buildings.	•	
Acoustical Control: Wall and roof-ceilings STC 50, exterior windows STC 30, party walls and floor-ceilings STC 40.	•	(envelop addi
CFCs and Halons: Do not install equipment that contains CFCs or Halons.	•	

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Water Meters: Provide submeters for spaces projected to consume more than 1,000 gal/day, or more than 100 gal/day if in building over 50,000 sq. ft.

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(CalGreen measures for residential projects have been integrated into the GreenPoint Rated system.)

Notes

Designated parking: Mark 8% of total parking stalls for low-emitting, fuel efficient, and carpool/van pool vehicles.

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Energy Efficiency: Demonstrate a 10% energy use reduction compared to Title 24, Part 6 (2013).

Meet all California Green Building Standards

Code requirements

GreenPoint Rated (i.e. meets all prerequisites)

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Additional Requirements for New A, B, I, OR M Occupancy Projects 5,000 - 25,000 Square Feet

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debris AND comply with San Francisco Construction & Demolition Debris Ordinance.	Renewable Energy or Enhanced Energy Efficiency Effective January 1, 2012: Generate renewable energy on-site equal to 21% of total annual energy cost (LEED EAc2), OR demonstrate a 10% energy use reduction compared to Title 24 Part 6 (2013), OR purchase Green-E certified renewable energy credits for 35% of total electricity use (LEED EAc6).

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Air Filtration: Provide WERV-13 filters in residential buildings in air-quality hot-spots (or LEED credit IEQ 5). (SF Heath Code Article 38 and SF Building Code 1203.5)

1) New residential projects of 4 or more occupied floors must use the "New Residential High-Rise" oclumn. New residential with 3 or fewer occupied floors must use the "New Residential Low Rise" column.

2) LEED for Homes Mid-Rise projects must meet the "Silver" standard, including all preequisites. The number of points required to achieve silver depends on unit size. See LEED for Homes Mid-Rise Rating system to confirm the base number of points required.

I: wall and roof-ceilings STC 50, valls and floor-ceilings STC 40.

Acoustical Control windows STC 30, party w

Air Filtration: Provide at least MERV-8 filters in regularly occupied spaces of mechanically ventilated buildings (or LEED credit IEQ 5).

THE BUCHANAN

1435 06/10/2015 MB, JM LB AS NOTED

BUILDING CHECKLIST

Meet C&D ordinance only 'n, Construction Waste Management - Divert 75% of construction and demolition

Recording Requested By And When Recorded
Return To: DIRECTOR, DEPARTMENT OF BULLDING INSPECTION
1660 MISSION STREET, SAN FRANCISCO, CA 94103-2414

or

ATTACHMENT B

2001 SAN FRANCISCO BUILDING CODE

1420 SUTTER STREET IST FLOOR SAN FRANCISCO, CA 94109 BUTLERARMSDEN.COM

BUTLER ARMSDEN A R C H I T E C T S

AB-009

E INFO@BUTLERARMSDEN.COM T 415-674-5554 F 415-674-5558

Proposed Modification or Alternate APPLY REQUIFEMENTS OF CBC 706.31 ALLOWABLE, 5 FEET (PROTECTED, SPRINKLERED) = 15% TO THE N NEW WINDOWS SHALL NAVE A RATING OF 45 MINUTI NEW WINDOWS SHALL BE NON-OPERABLE

Case-by-Case Basis of Request - Describe the practical difficulties presented in meeting the specific conditions of the code and how the proposed modification or alternate meets the intent of the code. A separate form should be filled for each requested modification or alternate. Attach copies of any Administrative Bulletin, Code Ruling reference, test reports, expert opinions, etc., which support this request. The Department may require that an approved constitutate the hirsel by the applicant to perform tests or analysis and to submit an evaluation report to the THE NEW OFFINIOSE SHALL NOT BE USED TO PROVIDE REQUIRED LIGHT OR VENTLATION OR GENESS. THE REW OFFINIOSE WILL BE INTER-OFFINIOSE. THAN 34 HOJR.
THE NEW OFFINIOSE WILL BE FIRE-FATED ASSENBLY OF NOTI LESS THAN 34 HOJR.
THE NEW OFFINIOSE WILL BE FIRE-FATED ASSENBLY OF NOTI LESS THAN 34 HOJR.
THE NEW OFFINIOSE WILL BE FIRE-FATED ASSENBLY OF NOTI LESS THAN 34 HOJR.

In the event that the property located at .1801 BUCHANAN STREET _____ commonly known as Block No.____. Lot No.___ is improved in such a matter that the openings in the building located at .1801 BUCHANAN STREET and longer comply with the San Francisco Building Code, then said openings shall be closed off or protected as required by the Director of the Department of Building Inspection.

DECLARATION OF USE LIMITATION

DIVISION

The herein limitations shall be binding on me/us until amended by conforming to the San Francisco Building Code Requirements.

ARCHITECT/ENGINEER LEWIS BUTLER PROJECT SPONSOR MARK LANE Requested by: Print Name:

[PROFESSIONAL STAMP HERE] Signature:

1801 BUCHANAN STREET, SAN FRANCISCO, CA 94115

BUCHANAN RESIDENCES

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is are subsected to the within its strument and acknowledged to me that he skhedbey executed the same in his her/heir authorized expactly (se), and that by his her/thèri signature(s) on the instrument, the person(s) or the entity upon behalf of which the person(s) are de executed the instrument.

Signature (Seal)

WITNESS my hand and official seal.

personally appeared

NOTARY ACKNOWLEDGMENT:

OWNER/S
Date of Execution:

Signed:

STATE OF CALIFORNIA Signer(s) other than named below County of

9/01/2005

Page 7

9/01/2005

2001 SAN FRANCISCO BUILDING CODE

Page 5

JUN PRAIR

ATTACHMENTA

AB-009

2001 SAN FRANCISCO BUILDING CODE

PLAN REVIEWER COMMENTS:

AB-009

DEPARTMENT OF BUILDING INSPECTION
City & County of San Francisco
1660 Mission Street, San Francisco, California 94103-2414

REQUEST FOR APPROVAL OF LOCAL EQUIVALENCY FOR MODIFICATION OR ALTERNATE MATERIALS, DESIGN OR METHODS OF CONSTRUCTION

Disapprove

Approve with conditions

Approve

RECOMMENDATIONS: [signed off/dated by:]

Division Manager: for Director of Bldg. Inspection for Fire Marshal:

Plan Reviewer:

DATE SUBMITTED 06/10/2015

[Note: This form shall be recorded as part of the permanent construction records of the property]

If no permit application has been filed, a Preapplication Review Fee is required for review of a request for local equivalency or modification, perSFBC Table 1-B, #8. Additional fees may be required by Fire Department and other City review agencies. If a permit application has been filed, no additional fees are required for this review Permit Application #

CONDITIONS OF APPROVAL or OTHER COMMENTS

Under the authority of the 2001 San Francisco Building Code, Sections 104, 2.7 and 104, 2.8, the 2001 San Francisco Mechanical Code, Section 105, the 2001 San Francisco Electrical Code, Section 108-1 6 and the 2001 San Francisco Flumbing Code, Section 105, the underlighed requests nordifications of the provisions of these codes and/or approval of cillement amentals, designs or methods of construction. Two copies of supporting documents, including plans showing the proposed modifications or alternate materials, design or methods of construction, are attached. Describe Use of Building MULTHFAMILY DWELLING

Block and Lot: 0676 / 073 Occupancy Group: R2 Type of Construction: TYPE No. of Stories: 3-16000000

Property Address; 1801 BUCHANAN STREET, SAN FRANCISCO, CA 94116

Regular Code Requirement (specify Code and Sections) CBCB 70s.8.1 - ALLOWABLE AREA OF OFFUNDS WITH FIRE SEPARATION DISTANCE OF 0 TO LESS THAN 3 FEET = NOT PERMITTED.

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9/01/2005

Page 6

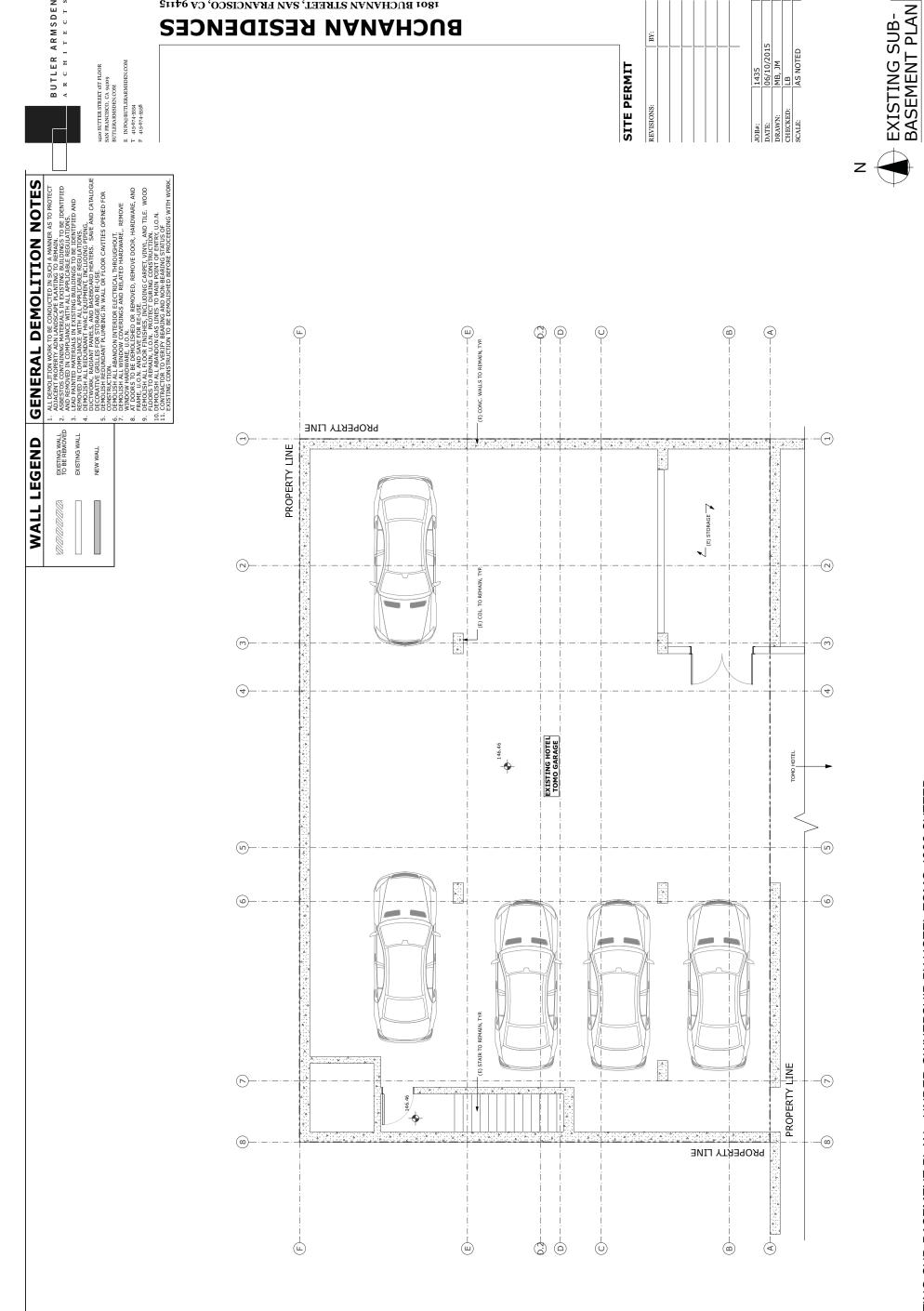
SITE PERMIT

REVISIONS:		BY:
JOB#:	1435	
DATE:	06/10/2015	
DRAWN:	МВ, ЈМ	
CHECKED:	LB	
SCALE.	AS NOTED	

APPLICATION AB-009 WINDOW

A0.7

9/01/2005



BUTLER ARMSDEN A R C H I T E C T S

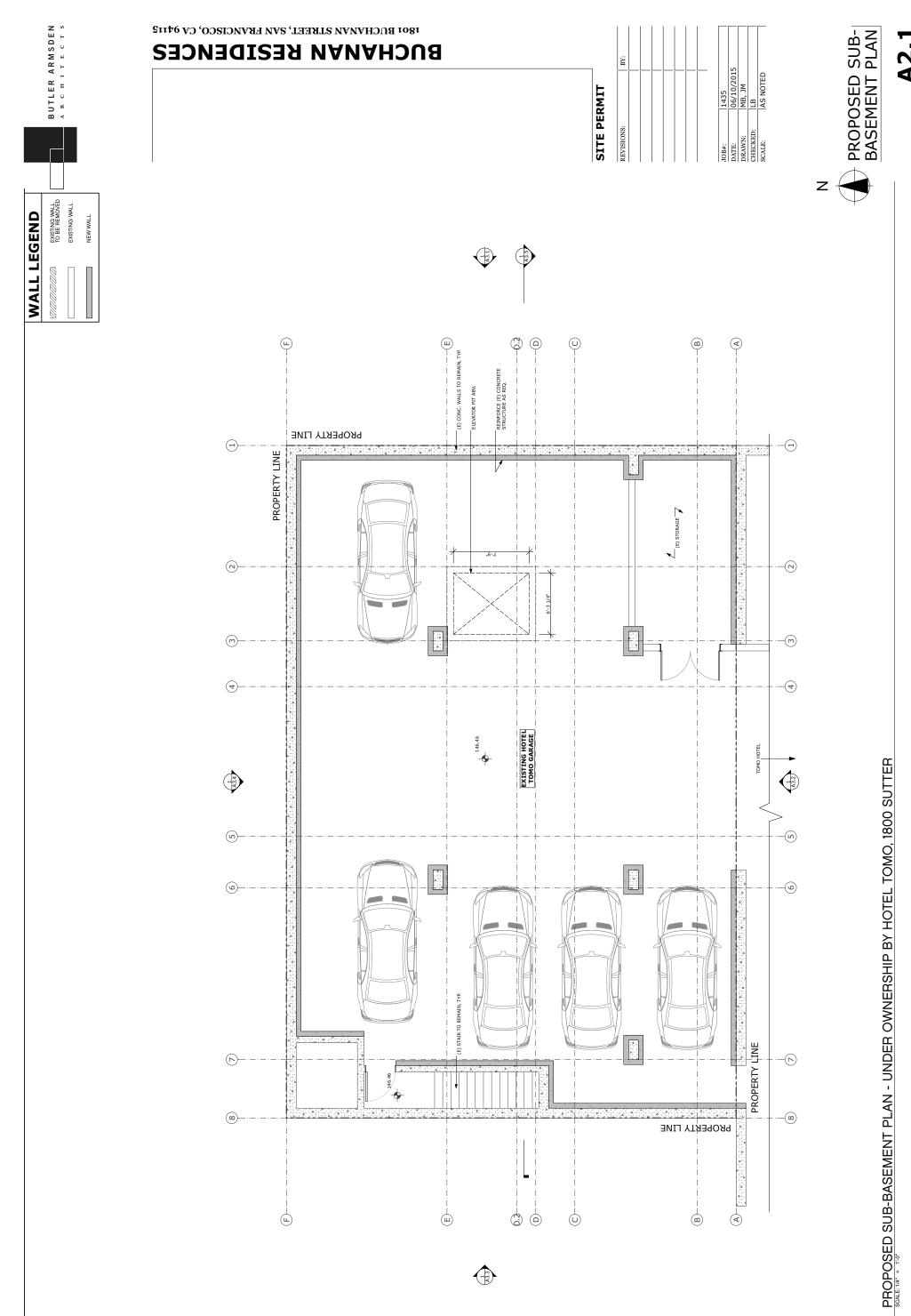
1801 BUCHANAN STREET, SAN FRANCISCO, CA 94115

BUCHANAN RESIDENCES

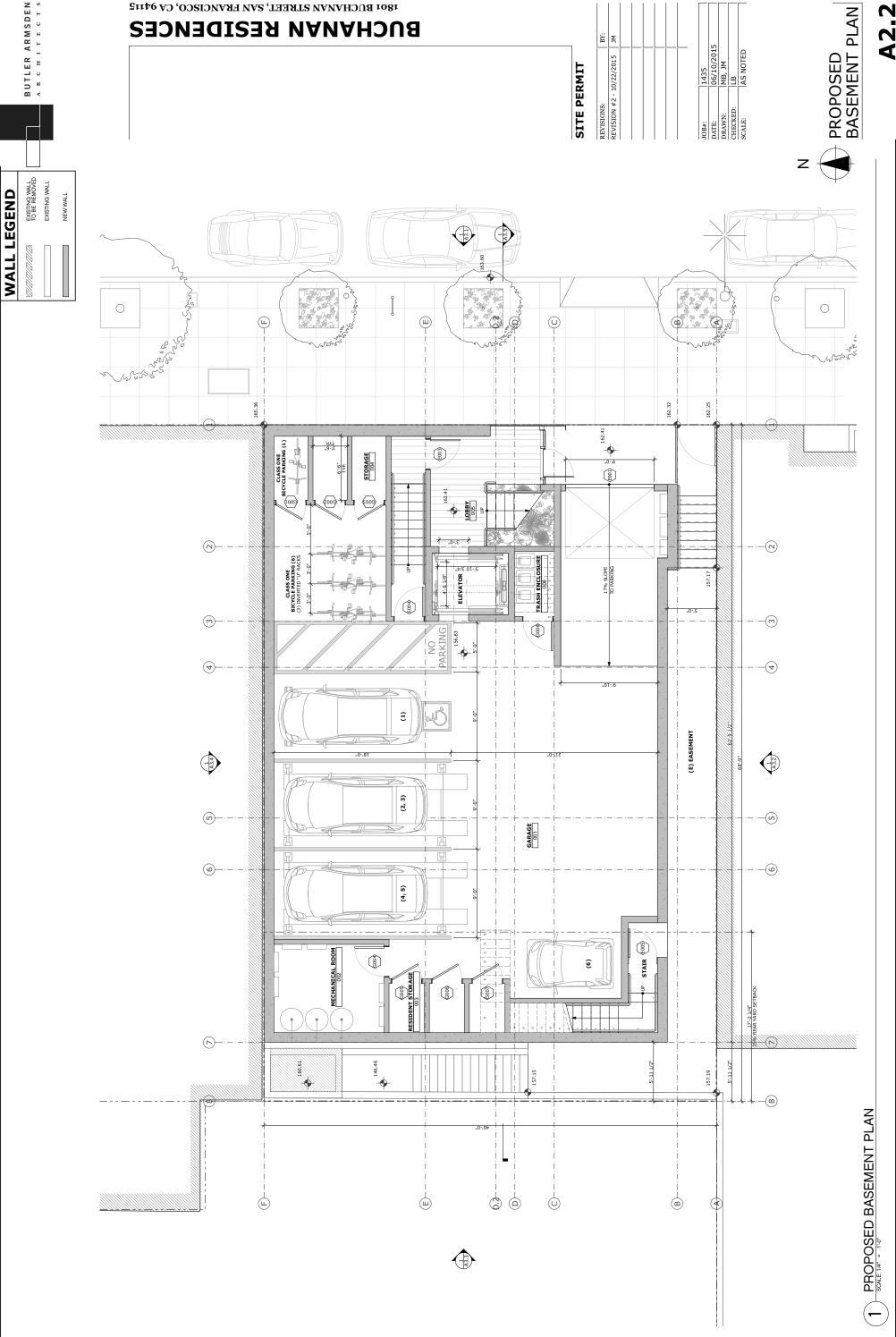
OWNERSHIP BY HOTEL TOMO, 1800 SUTTER EXISTING SUB-BASEMENT PLAN - UNDER

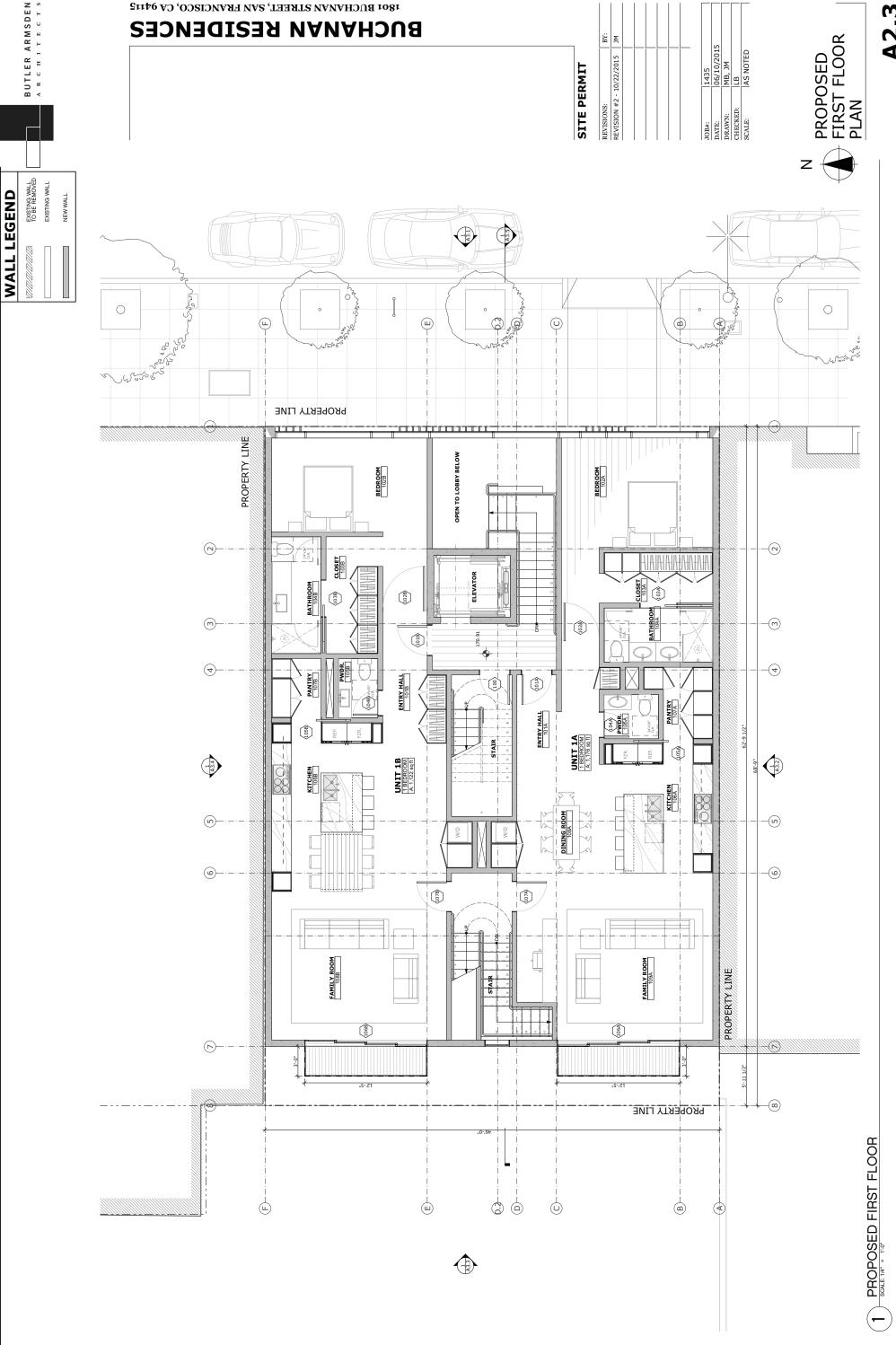
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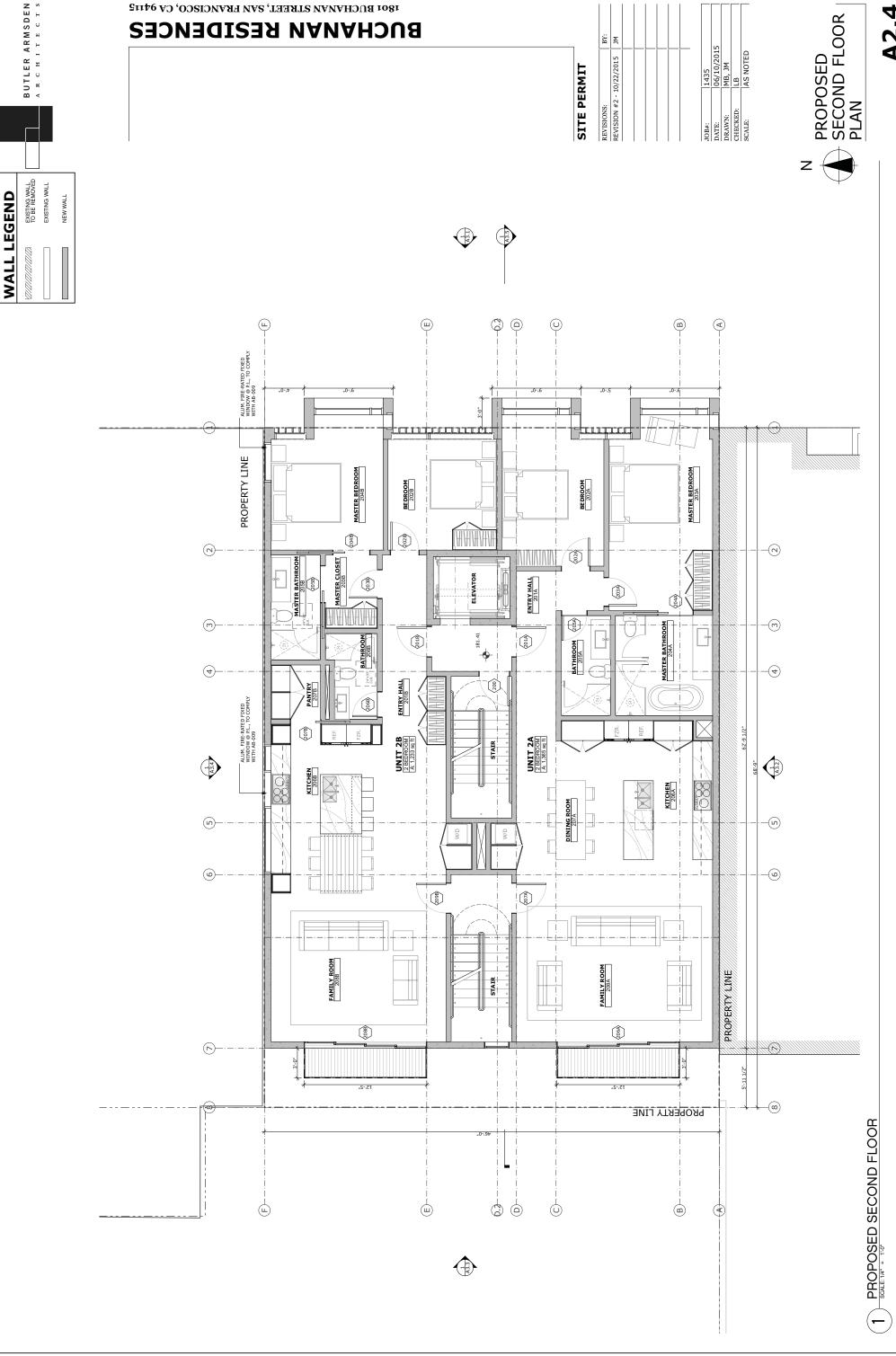
1435 06/10/2015 MB, JM LB AS NOTED



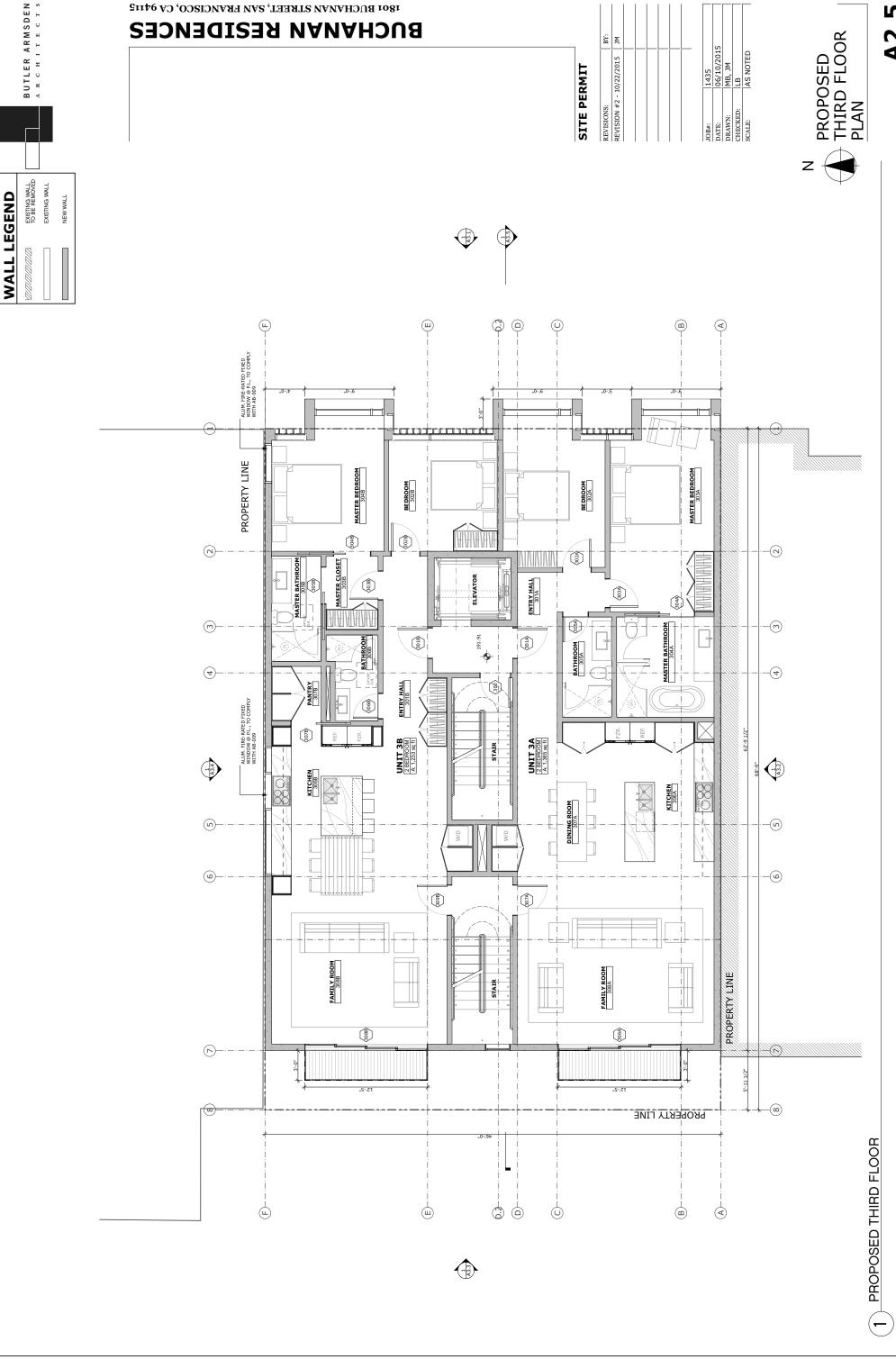
PROPOSED SUB-BASEMENT PLAN - UNDER OWNERSHIP BY HOTEL TOMO, 1800 SUTTER

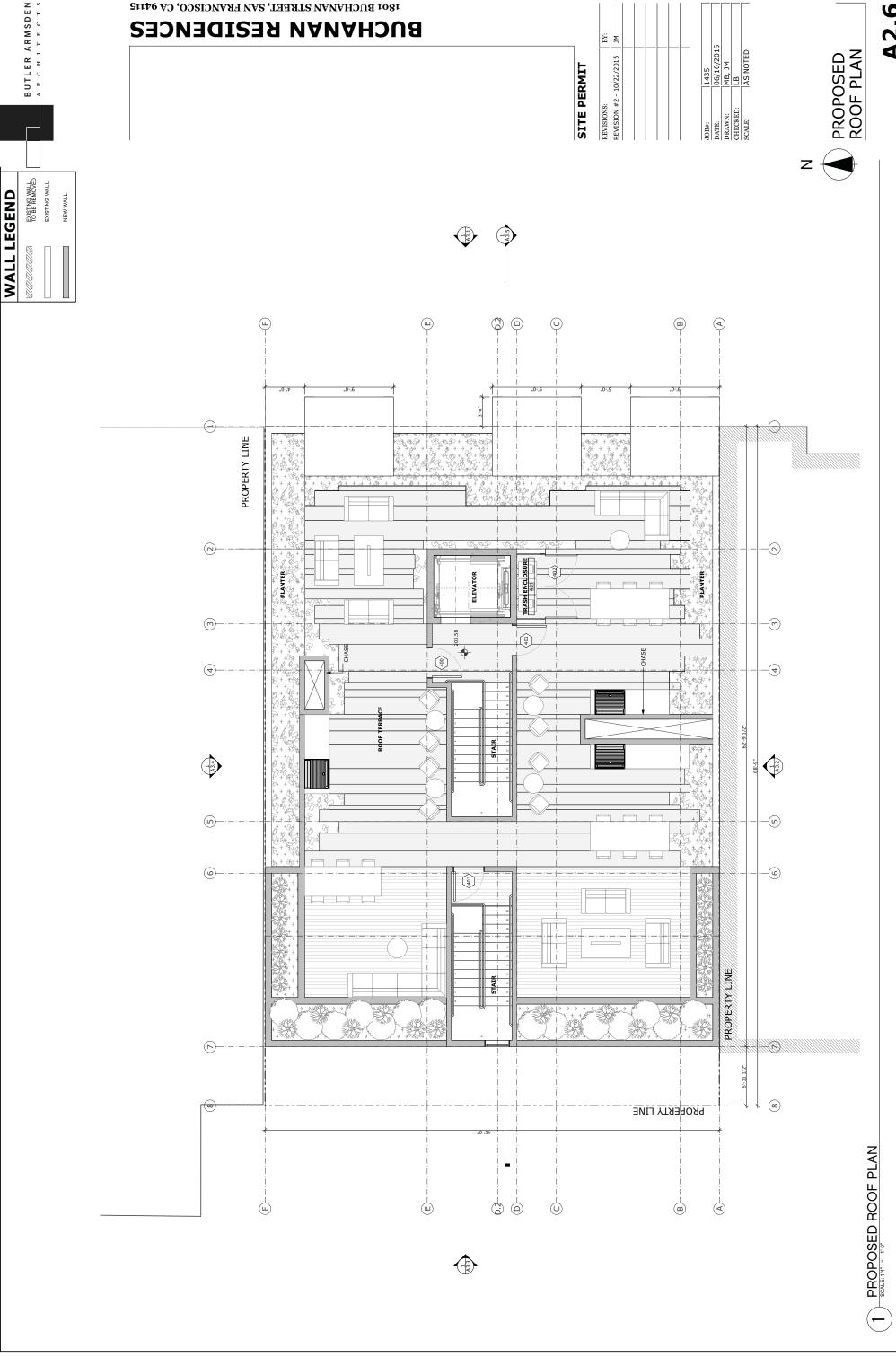


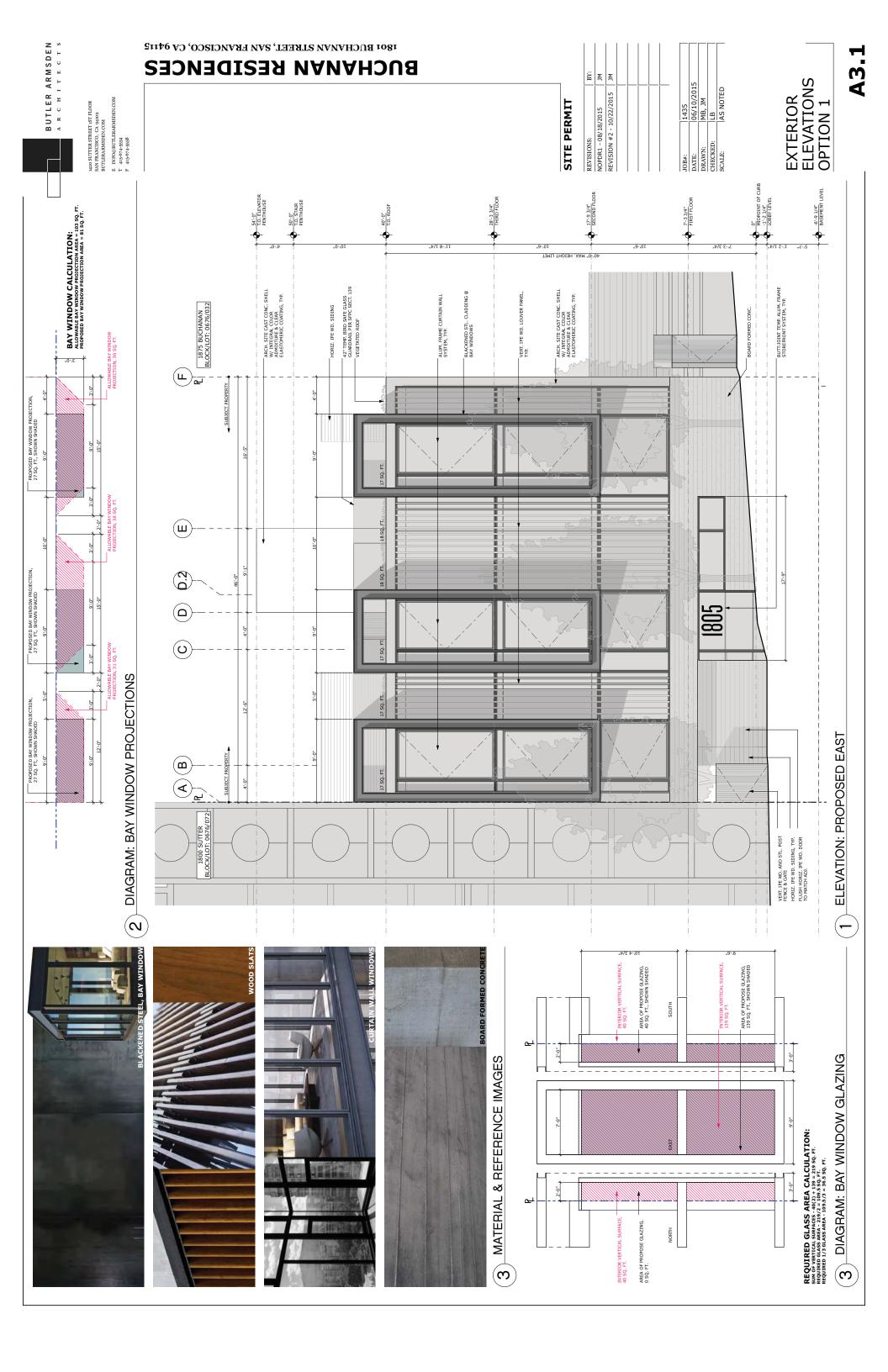


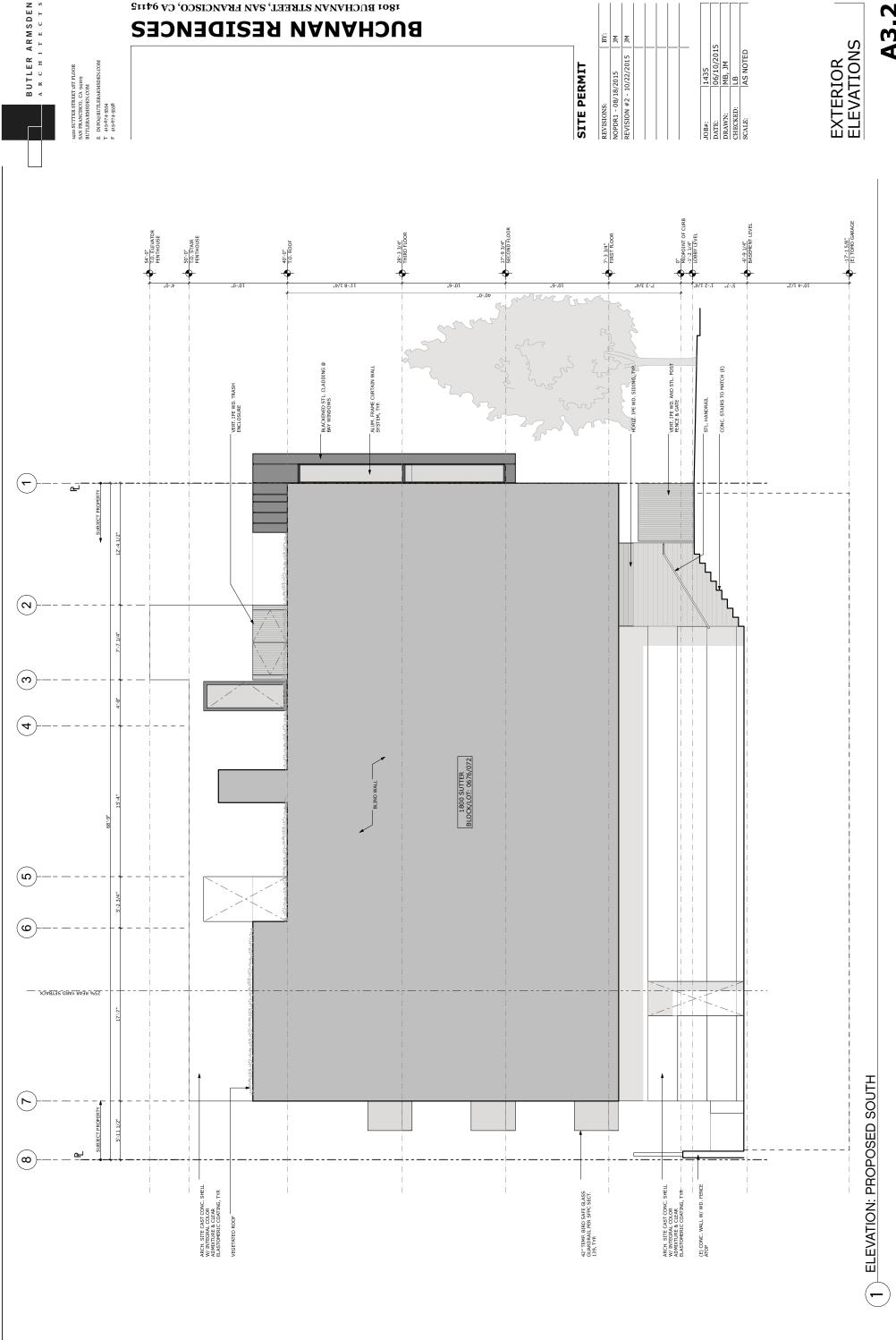


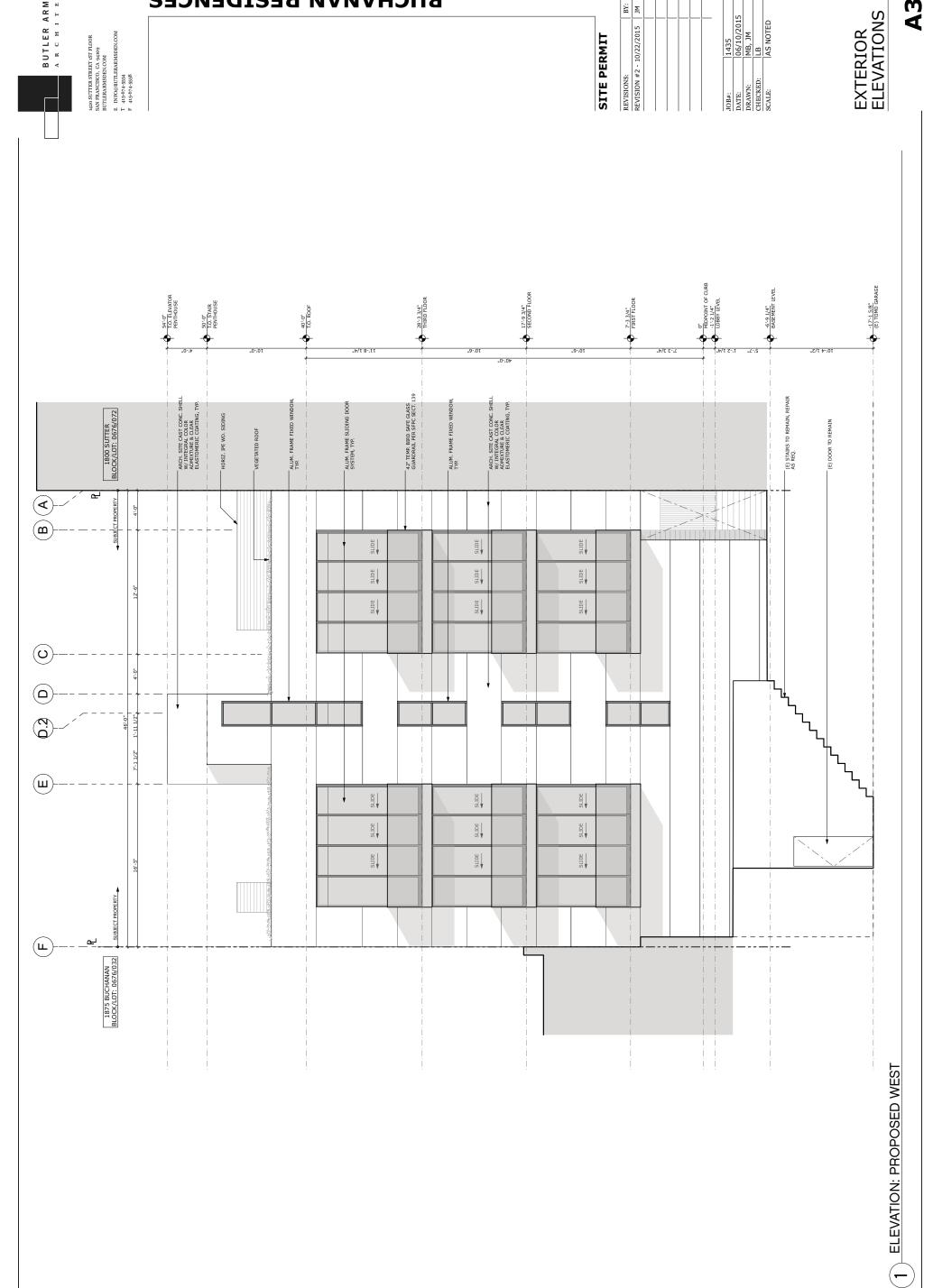
1801 BUCHANAN STREET, SAN FRANCISCO, CA 94115











1801 BUCHANAN STREET, SAN FRANCISCO, CA 94115

BUCHANAN RESIDENCES

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