

Memo to the Planning Commission HEARING DATE: DECEMBER 12, 2019 CONTINUED FROM: APRIL 11, 2019, MAY 23, 2019, JUNE 27, 2019, OCTOBER 10, 2019, AND

OCTOBER 24, 2019

Date:	December 5, 2019
Record No.:	2018-015554CUA
Project Address:	95 Nordhoff Street
Zoning:	RH-1 (Residential- House, One- Family) Zoning District
C	40-X Height and Bulk District
Block/Lot:	6763/001
Project Sponsor:	Anthony Pantaleoni
	70 Zoe Street, Suite 200
	San Francisco, CA 94107
Property Owner:	95 Nordhoff LLC
	San Francisco, CA 94131
Staff Contact:	Gabriela Pantoja – (415) 575-8741
	Gabriela.Pantoja@sfgov.org
Recommendation:	Approval with Conditions

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

Reception: 415.558.6378

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Planning Information: **415.558.6377**

PROJECT DESCRIPTION

The proposal is for the subdivision of an existing lot currently containing a single-family dwelling unit into four new lots, two of which will be substandard lots. The proposal will individually develop two of the proposed four lots with a single-family dwelling unit, for a total of three single-family dwelling units, and alter the existing single-family dwelling unit. One lot will remain vacant.

BACKGROUND

On November 14, 2018, Anthony Pantaleoni of Kotas Pantaleoni Architects (hereinafter "Project Sponsor") filed Application No. 2018-015554CUA (hereinafter "Application") with the Planning Department (hereinafter "Department") for a Conditional Use Authorization to subdivide an existing lot currently containing a single-family dwelling unit into four new lots, two of which will be substandard lots (hereinafter "Project") at 95 Nordhoff Street, Block 6763 Lot 001 (hereinafter "Project Site").

On April 11, 2019, the Commission conducted a duly noticed public hearing at a regularly scheduled meeting on Conditional Use Authorization Application No. 2018-015554CUA. After hearing the item, the Commission voted to continue the item to the May 23, 2019 hearing date and requested that the Project Sponsor explore the construction of Accessory Dwelling Units within the three single-family dwelling units or the reduction of the size of proposed new single-family dwelling units.

Without hearing the item on May 23, 2019, the Planning Commission continued the Project to the June 27, 2019 public hearing as requested by the Project Sponsor, and then further continued the item to the

October 10, 2019 and thereafter the October 24, 2019 public hearing. Without hearing the item on October 24, 2019, the Planning Commission continued the Project indefinitely.

REQUIRED COMMISSION ACTION

In order for the Project to proceed, the Commission must grant a Conditional Use Authorization, pursuant to Planning Code Sections 121 and 303 to subdivide an existing lot into four new lots, two of which will be substandard lots.

UPDATES

In response to the Planning Commission's direction, the Project Sponsor has explored a reduction in the proposed new single-family dwelling units. The Project Sponsor has reduced the size of each respective new single-family dwelling unit by approximately 150 and 160 square feet. In doing so, the proposed top floor of each respective new single-family dwelling unit will be setback at minimum 28 feet 6 inches from the front property line.

ISSUES AND OTHER CONSIDERATIONS

- **Public Comment.** Since the Project was last heard at the Planning Commission on April 11, 2019, the Department has received two additional letters in opposition of the Project. Members of the public expressing opposition of the Project state concerns with regards to traffic congestion, loss of parking, and density.
- **Previous Project Proposal.** Prior to the listed Project, the listed Project Sponsor sought to subdivide the subject lot into four conforming lots and developed each lot with a conforming single-family dwelling unit. The existing building at the subject property was proposed to be demolished. However, during the neighborhood notification period pursuant to Planning Code Section 311, one Discretionary Review request (No. 2014.1490DRP) was submitted to the Planning Department in relation to the proposed Project under Building Permit Application No. 2015.1030.1326. The Discretionary Review applicant stated concerns with regards to the demolition of the existing single-family dwelling unit and the removal of an existing aged redwood tree located at the subject property. Upon the filing of the mentioned Discretionary Review applicant. Ultimately, a compromise was reached between both parties which preserved both the existing dwelling unit and the aged redwood tree at the subject property. The reached compromised is the listed Project sought under the listed Conditional Use Authorization No. 2018-015554CUA.

BASIS FOR RECOMMENDATION

The Department finds that the Project is, on balance, consistent with the Objectives and Policies of the General Plan and meets all applicable requirements of the Planning Code. The Project will maximize the use of a currently underutilized lot and will provide two additional dwelling units to the City's housing stock, with the potential of third unit to be developed at the proposed vacant lot. Furthermore, the Project will provide a use compatible the RH-1 Zoning District and construct buildings that are compatible with the size, density, height, and architectural characteristics of the immediate neighborhood. The Department also finds the Project to be necessary, desirable, and compatible with the surrounding neighborhood, and not to be detrimental to persons or adjacent properties in the vicinity.

RECOMMENDATION: Approval with Conditions

Attachments:

Draft Motion – Conditional Use Authorization Exhibit A – Conditions of Approval Exhibit B – Revised Plans and Renderings Exhibit C- Additional Project Sponsor Documentation



Planning Commission Draft Motion

HEARING DATE: DECEMBER 12, 2019

CONTINUED FROM: APRIL 11, 2019, MAY 23, 2019, JUNE 27, 2019, OCTOBER 10, 2019, AND OCTOBER 24, 2019

Record No.:	2018-015554CUA
Project Address:	95 NORDHOFF STREET
Zoning:	RH-1 (Residential-House, One Family) Zoning District
	40-X Height and Bulk District
Block/Lot:	6763/001
Project Sponsor:	Anthony Pantaleoni
	70 Zoe Street, Suite 200
	San Francisco, CA 94107
Property Owner:	95 Nordhoff LLC
	San Francisco, CA 94131
Staff Contact:	Gabriela Pantoja – (415) 575-8741
	Gabriela.Pantoja@sfgov.org

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ADOPTING FINDINGS RELATING TO THE APROVAL OF A CONDITIONAL USE AUTHORIZATION PURSUANT TO PLANNING CODE SECTIONS 121 AND 303 FOR THE SUBDIVISION OF AN EXISTING LOT CURRENTLY CONTAINING A SINGLE-FAMILY DWELLING UNIT INTO FOUR NEW LOTS, TWO OF WHICH WILL BE SUBSTANDARD LOTS, WITHIN THE RH-1 (RESIDENTIAL-HOUSE, ONE FAMILY) ZONING DISTRICT AND THE 40-X HEIGHT AND BULK DISTRICT.

PREAMBLE

On November 14, 2018, Anthony Pantaleoni of Kotas Pantaleoni Architects (hereinafter "Project Sponsor") filed Application No. 2018-015554CUA (hereinafter "Application") with the Planning Department (hereinafter "Department") for a Conditional Use Authorization to subdivide an existing lot currently containing a single-family dwelling unit into four new lots, two of which will be substandard lots (hereinafter "Project") at 95 Nordhoff Street, Block 6763 Lot 001 (hereinafter "Project Site").

The Project is exempt from the California Environmental Quality Act ("CEQA") as a Class 1 and Class 3 categorical exemption.

On April 11, 2019, the Commission conducted a duly noticed public hearing at a regularly scheduled meeting on Conditional Use Authorization Application No. 2018-015554CUA. After hearing the item, the Commission voted to continue the item to the May 23, 2019 hearing date and requested that the Project Sponsor explore the construction of Accessory Dwelling Units within the three single-family dwelling units or the reduction of the size of proposed new single-family dwelling units.

Without hearing the item on May 23, 2019, the Planning Commission continued the item to the June 27, 2019 public hearing as requested by the Project Sponsor, and then further continued the item to the October 10, 2019 public hearing and thereafter to the October 24, 2019 public hearing.

Without hearing the item on October 24, 2019, the Planning Commission continued the item indefinitely.

On December 12, 2019, the San Francisco Planning Commission (hereinafter "Commission") conducted a duly noticed public hearing at a regularly scheduled meeting on Conditional Use Authorization Application No. 2018-015554CUA.

The Planning Department Commission Secretary is the custodian of records; the File for Record No. 2018-015554CUA is located at 1650 Mission Street, Suite 400, San Francisco, California.

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 Authorization as requested in Application No. 2018-015554CUA, 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. **Project Description.** The proposal is for the subdivision of an existing lot currently containing a single-family dwelling unit into four new lots, two of which will be substandard lots. The proposal will individually develop two of the proposed four lots with a single-family dwelling unit, for a total of three single-family dwelling units, and alter the existing single-family dwelling unit. One lot will remain vacant.
- 3. **Site Description and Present Use.** The 7,346 square-foot property is located on the west side of Nordhoff Street, between Stillings and Mangels Avenues; Lot 001 of Assessor's Block 6763. The property is developed with a two-story single-family dwelling unit which measures 45 feet 4 inches in length and 29 feet 9 inches in width. The approximately 2,693 square-foot single-family dwelling unit is located at the northeast corner of the subject property and occupies approximately 16 percent of the existing property's total area. The subject building, constructed in 1900, is not considered a Historical Resource "Class C" per the California Environmental Quality Act (CEQA). According to the Project Sponsor, the subject building is currently occupied by the listed property owner and has been occupied by such since April of 2016.

- 4. **Surrounding Properties and Neighborhood.** The subject property is located within the RH-1 (Residential-House, One Family) Zoning District, the 40-X Height and Bulk District, and Outer Mission neighborhood, adjacent to the Diamond Heights, Glen Park, and West Twin Peaks neighborhoods. The RH-1 (Residential-House, One-Family) is located to the north, south, east, and west of the subject property. The immediate neighborhood includes one-to-three story residential developments specifically single-family dwelling units. Directly to the north, west, and south of the subject property are single-family dwelling units.
- 5. **Public Outreach and Comments.** The Project Sponsor completed a Pre-Application Meeting on March 5, 2015 prior to the submittal of the listed Conditional Use Authorization Application. Thirty members of the public attended the Pre-Application Meeting. To date, the Department has not received any correspondences in opposition of the Project. The Department has received 20 correspondences in support of the Project.
- 6. **Planning Code Compliance.** The Commission finds that the Project is consistent with the relevant provisions of the Planning Code in the following manner:
 - A. **Minimum Lot Width and Area.** Planning Code Section 121 states that all properties within all other zoning use districts expect RH-1 (D) Zoning District shall have a minimum lot width equal to 25 feet and a minimum lot area equal to 2,500 square feet, except that the minimum lot area any lot having its frontage entirely within 125 feet of the intersection of two streets that intersect at an angle of not more than 135 degrees shall be 1,750 square feet. However, the Planning Commission may grant a Conditional Use Authorization for the creation of one or more lots of lesser width to be created, with each lot containing a single-family dwelling and having a lot area of not less than 1,500 square feet, according to the procedures and criteria pursuant to Planning Code Section 303.

The Project includes the subdivision of an existing 7,346 square foot lot currently containing a singlefamily dwelling unit into four new lots with lot widths varying from 23.04 feet to 29.42 feet wide. Two of the proposed four lots will be composed of lot widths less than the required 25'-0". In addition, one of the proposed two lots with substandard lot widths will contain a lot area less than the required 1,750 square feet. Therefore, the Project requires the issuance of the listed Conditional Use Authorization pursuant to Planning Code Section 303.

B. **Residential Use and Density.** Planning Code Section 209.1 states that properties within the RH-1 Zoning District are principally permitted to contain one dwelling unit per lot. However, a Conditional Use Authorization may be granted pursuant to Planning Code Section 303 for the construction of one dwelling unit per 3,000 square feet of lot area, with no more than three units per lot.

Three of the four proposed lots (addressed 89 Nordhoff Street, 91 Nordhoff Street, and 95 Nordhoff Street) will be developed with a single-family dwelling unit. Therefore, the Project will comply with this requirement.

C. **Rear Yard.** Planning Code Section 134 requires that properties within the RH-1 Zoning District maintain a minimum rear yard equal to 25% of the lot's depth, but in no case less than 15 feet.

The Project will subdivide an existing lot into four new lots and develop three of the four lots (addressed 89 Nordhoff Street, 91 Nordhoff Street, and 95 Nordhoff Street) with a single-family dwelling unit. Each development will provide a rear yard equal to 25% of the lot's depth, but in no case less than 15 feet. Therefore, the Project will comply with this requirement.

D. **Front Setback.** Planning Code Section 132 requires that properties within the RH-1 Zoning District maintain a front setback equal to the average of adjacent properties' front setbacks, but in no case shall the required setback be greater than 15 feet. Furthermore, Section 132 requires that at minimum 20 percent of such required front setback remain unpaved and devoted to plan material and at minimum 50 percent of such required front setback be composed of a permeable surface so as to increase the stormwater infiltration.

The Project will subdivide an existing lot into four new lots and develop three of the four lots (addressed 89 Nordhoff Street, 91 Nordhoff Street, and 95 Nordhoff Street) with a single-family dwelling unit. Each development will provide a front setback equal to the average of adjacent properties' front setback (12 feet). Therefore, the Project will comply with this requirement.

E. **Useable Open Space.** Planning Code Section 135 requires that each dwelling unit within the RH-1 Zoning District contain access to at minimum 300 square feet of private useable open space or at minimum 400 square feet of common useable open space.

The Project will comply with this requirement. Each dwelling unit will contain access to at minimum 300 square feet of private useable open space.

F. **Dwelling Unit Exposure.** Pursuant to Planning Code Section 140, each dwelling unit shall contain a room measuring at minimum 120 square feet in area with required windows (as defined by the Section 504 of the San Francisco Housing Code) that face directly onto one of the following open areas: a public street; a public alley of at least 20 feet in width; a side yard of at least 25 feet in width; or a rear yard meeting the requirements of the Planning Code.

Each dwelling unit will contain a room measuring at minimum 120 square feet in area with required windows facing onto either Nordhoff Street (a public street) or a conforming rear yard as indicated by Planning Code Section 134. Therefore, the Project complies with this requirement.

G. **Off-Street Parking.** Pursuant to Planning Code Section 151, no off-street parking spaces are required per dwelling unit. However, each dwelling unit is principally permitted to contain at maximum two off-street parking spaces.

The Project will comply with this requirement. Each dwelling unit, both existing and proposed, will contain one legal off-street parking space.

H. **Bicycle Parking.** Planning Code Section 155.2 requires that one Class 1 bicycle parking space be provided for each dwelling unit. The Class 1 bicycle parking space shall be located in a secure and weather protected location meeting dimensions set in Zoning Administrator Bulletin No. 9 and shall be easily accessible to its residents and not otherwise used for automobile parking or other purposes.

Each dwelling unit, both existing and proposed, will contain one Class 1 bicycle parking space within the unit's ground floor. Therefore, the Project complies with this requirement.

- 7. **Conditional Use Findings.** Planning Code Section 303 establishes criteria for the Planning Commission to consider when reviewing applications for Conditional Use authorization. On balance, the project complies 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 Project will provide a development that is necessary, desirable, and compatible with the immediate neighborhood. The Project will maximize the use of a currently underutilized lot and will provide two additional dwelling units to the City's housing stock, with the potential of third unit to be developed at the proposed vacant lot. Furthermore, the Project will provide a use compatible the RH-1 Zoning District and construct buildings that are compatible with the size, density, height, and architectural characteristics of the immediate neighborhood. Most of surrounding buildings are modest in sized single-family dwelling units under 40 feet in height, similar to the proposed dwelling units in the listed Project.

- 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:
 - (1) Nature of proposed site, including its size and shape, and the proposed size, shape and arrangement of structures;

The Project will not be detrimental to the health, safety, convenience or general welfare of persons residing or working in the vicinity. The proposed subdivision, alteration to an existing building, and construction of two new dwelling units will be compatible to the development pattern, density,

and height of the immediate neighborhood. The existing and new buildings will have features similar to that of single-family dwelling units on the subject block and immediate neighborhood. In particular, the buildings will contain an elevated main entrance and a garage door at the front of each dwelling, with living space on the upper floor(s). These building elements are consistent with the prevailing residential pattern of nearby neighborhood.

(2) 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 is not expected to affect the accessibility and traffic patterns for persons and vehicles, the type and volume of such traffic, and the adequacy of off-street parking spaces and loading spaces. The Project will construct two new standard curb cuts along Nordhoff Street and provide two new off-street parking spaces, one for each new single-family dwelling unit. The number of available on-street parking spaces is not expected to be altered significantly. Additionally, the Project site is well served by public transit. The subject property is located approximately half a mile from the Glen Park BART station and one block from Bosworth Street which is served by the 44-bus line.

(3) The safeguards afforded to prevent noxious or offensive emissions such as noise, glare, dust and odor;

The Project will comply with the City's requirements to minimize noise, glare, odors, or other harmful emissions.

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

The proposed Project will provide adequate useable open space, landscaping, and bicycle parking spaces for each dwelling unit. Additionally, the Project will preserve the walkability of the sidewalk directly adjacent to the subject property.

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 and is consistent with objectives and policies of the General Plan as detailed below.

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

The Project is consistent with the stated purpose of the RH-1 (Residential-House, One Family) Zoning District in that the intended use will be a compatible residential use and the proposed dwelling units will be consistent with the characteristics of the listed Zoning District.

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

HOUSING ELEMENT

Objectives and Policies

OBJECTIVE 1:

IDENTIFY AND MAKE AVAILABLE FOR DEVELOPMENT ADEQUATE SITES TO MEET THE CITY'S HOUSING NEEDS, ESPECIALLY PERMANENTLY AFFORDABLE HOUSING.

Policy 1.1

Plan for the full range of housing needs in the City and County of San Francisco, especially affordable housing.

Policy 1.10

Support new housing projects, especially affordable housing, where households can easily rely on public transportation, walking and bicycling for the majority of daily trips.

OBJECTIVE 2:

RETAIN EXISTING HOUSING UNITS, AND PROMOTE SAFETY AND MAINTENANCE STANDARDS, WITHOUT JEOPARDIZING AFFORDABILITY.

Policy 2.4

Promote improvements and continued maintenance to existing units to ensure long term habitation and safety.

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.

Policy 4.4

Encourage sufficient and suitable rental housing opportunities, emphasizing permanently affordable rental units wherever possible.

Policy 4.6

Encourage an equitable distribution of growth according to infrastructure and site capacity.

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.

Policy 11.2

Ensure implementation of accepted design standards in project approvals.

Policy 11.3

Ensure growth is accommodated without substantially and adversely impacting existing residential neighborhood character.

Policy 11.4:

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

Policy 11.6

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

Policy 11.8

Consider a neighborhood's character when integrating new uses, and minimize disruption caused by expansion of institutions into residential areas.

OBJECTIVE 13:

PRIORITIZE SUSTAINABLE DEVELOPMENT IN PLANNING FOR AND CONSTRUCTING NEW HOUSING.

Policy 13.1

Support "smart" regional growth that locates new housing close to jobs and transit.

URBAN DESIGN ELEMENT

Objectives and Policies

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 1.3

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

OBJECTIVE 2:

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

Policy 2.4

Preserve notable landmarks and areas of historic, architectural or aesthetic value and promote the preservation of other buildings and features that provide continuity with past development.

Policy 2.6

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

The Project will subdivide an existing underutilized lot into four new lots at a location within a close proximity to public transportation, commercial corridors, and jobs. Additionally, the Project will increase the City's housing stock by providing two additional dwelling units while simultaneously enhancing and preserving an existing dwelling unit. The proposal will also present an opportunity to further increase the City's housing stock by developing a third unit at the proposed vacant lot. Furthermore, the proposed dwelling units will be developed to meet the needs and necessities of families. The Project will also provide a use compatible the RH-1 Zoning District and neighborhood in that the proposed buildings will be compatible with the size, density, height, and architectural characteristics of the immediate neighborhood. Most of surrounding buildings are modest in sized single-family dwelling units under 40 feet in height, similar to the proposed dwelling units in the listed Project.

- 9. **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 complies 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.

The proposal will not remove or displace an existing neighborhood serving retail uses. The Project site does not contain an existing neighborhood serving retail use, rather the site is utilized and occupied by a residential use.

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 will conserve and protect the existing housing and neighborhood character, including the cultural and economic diversity of the neighborhood. The Project will preserve an existing dwelling unit located at the subject property and construct two new complying dwelling units, with the opportunity of a third dwelling unit to be constructed on the remaining proposed vacant lot.

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

The Project will not affect the City's supply of affordable housing; no affordable housing will be removed. The Project site is currently occupied by an existing single-family dwelling unit which will be retained and preserved.

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

The Project is not expected to impede public transportation or overburden the immediate neighborhood's existing on-street availability; the Project site is well served by public transit. The subject property is located approximately half a mile from the Glen Park BART station and one block from Bosworth Street which is served by the 44-bus line. Additionally, the Project will construct two new standard curb cuts along Nordhoff Street and provide two new off-street parking spaces, one for each new single-family dwelling unit.

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 will not displace any service or industry sectors due to commercial office and will not affect residents' employment and ownership opportunities of industrial and service sector.

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

The Project is designed and will be constructed to conform to the structural and seismic safety requirements of the Building Code. This proposal will not impact the subject property's ability to withstand an earthquake.

G. That landmarks and historic buildings be preserved.

The subject property is not occupied by a landmark or historic building.

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

The Project will not have impacts on existing parks and opens spaces and their access to sunlight and vistas.

- 10. 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.
- 11. 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 Authorization Application No. 2018-015554CUA** subject to the following conditions attached hereto as "EXHIBIT A" in general conformance with plans on file, dated March 28, 2019, 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. 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 December 12, 2019.

Jonas P. Ionin Commission Secretary

AYES:

NAYS:

ABSENT:

ADOPTED: December 12, 2019

SAN FRANCISCO PLANNING DEPARTMENT

EXHIBIT A

AUTHORIZATION

This authorization is for a conditional use to subdivide an existing lot currently containing a single-family dwelling unit into four new lots, two of which will be substandard lots, at 95 Nordhoff Street, Block 6763 and Lot 001 pursuant to Planning Code Sections 121 and 303 within the RH-1 District and the 40-X Height and Bulk District; in general conformance with plans, dated March 28, 2019, and stamped "EXHIBIT B" included in the docket for Record No. 2018-015554CUA and subject to conditions of approval reviewed and approved by the Commission on December 12, 2019 under Motion No. **XXXXXX**. 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 December 12, 2019 under Motion No. **XXXXXX**.

PRINTING OF CONDITIONS OF APPROVAL ON PLANS

The conditions of approval under the "Exhibit A" of this Planning Commission Motion No. **XXXXXX** 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.** The authorization and right vested by virtue of this action is valid for three (3) years from the effective date of the Motion. The Department of Building Inspection shall have issued a Building Permit or Site Permit to construct the project and/or commence the approved use within this three-year period.

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

2. Expiration and Renewal. Should a Building or Site Permit be sought after the three (3) year period has lapsed, the project sponsor must seek a renewal of this Authorization by filing an application for an amendment to the original Authorization or a new application for Authorization. Should the project sponsor decline to so file, and decline to withdraw the permit application, the Commission shall conduct a public hearing in order to consider the revocation of the Authorization. Should the Commission not revoke the Authorization following the closure of the public hearing, the Commission shall determine the extension of time for the continued validity of the Authorization.

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

- 3. **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*
- 4. **Extension.** All time limits in the preceding three paragraphs may be extended at the discretion of the Zoning Administrator where implementation of the project is delayed by a public agency, an appeal or a legal challenge and only by the length of time for which such public agency, appeal or challenge has caused delay.

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

5. **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, <u>www.sf-planning.org</u>

DESIGN – COMPLIANCE AT PLAN STAGE

6. **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, <u>www.sf-planning.org</u>

7. **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 building permit plans. 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, <u>www.sf-planning.org</u>

- 8. **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*
- 9. Streetscape Plan. Pursuant to Planning Code Section 138.1, the Project Sponsor shall continue to work with Planning Department staff, in consultation with other City agencies, to refine the design and programming of the Streetscape Plan so that the plan generally meets the standards of the Better Streets Plan and all applicable City standards. The Project Sponsor shall complete final design of all required street improvements, including procurement of relevant City permits, prior to issuance of first architectural addenda, and shall complete construction of all required street improvements prior to issuance of first temporary certificate of occupancy.

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

10. **Landscaping.** Pursuant to Planning Code Section 132, the Project Sponsor shall submit a site plan to the Planning Department prior to Planning approval of the building permit application indicating that 50% of the front setback areas shall be surfaced in permeable materials and further, that 20% of the front setback areas shall be landscaped with approved plant species. The size and specie of plant materials and the nature of the permeable surface shall be as approved by the Department of Public Works.

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

PARKING AND TRAFFIC

11. **Bicycle Parking.** The Project shall provide no fewer than three Class 1 bicycle parking spaces as required by Planning Code Sections 155.1 and 155.2. One Class 1 bicycle parking space shall be provided at each dwelling unit (addressed 89 Nordhoff Street, 91 Nordhoff Street, and 95 Nordhoff Street).

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

12. **Managing Traffic During Construction.** The Project Sponsor and construction contractor(s) shall coordinate with the Traffic Engineering and Transit Divisions of the San Francisco Municipal Transportation Agency (SFMTA), the Police Department, the Fire Department, the Planning Department, and other construction contractor(s) for any concurrent nearby Projects to manage traffic congestion and pedestrian circulation effects during construction of the Project. *For information about compliance, contact Code Enforcement, Planning Department at 415-575-6863,*

www.sf-planning.org

PROVISIONS

13. **Residential Child Care Impact Fee.** The Project is subject to the Residential Child Care Fee, as applicable, pursuant to Planning Code Section 414A. *For information about compliance, contact the Case Planner, Planning Department at 415-558-6378,* <u>www.sf-planning.org</u>

MONITORING - AFTER ENTITLEMENT

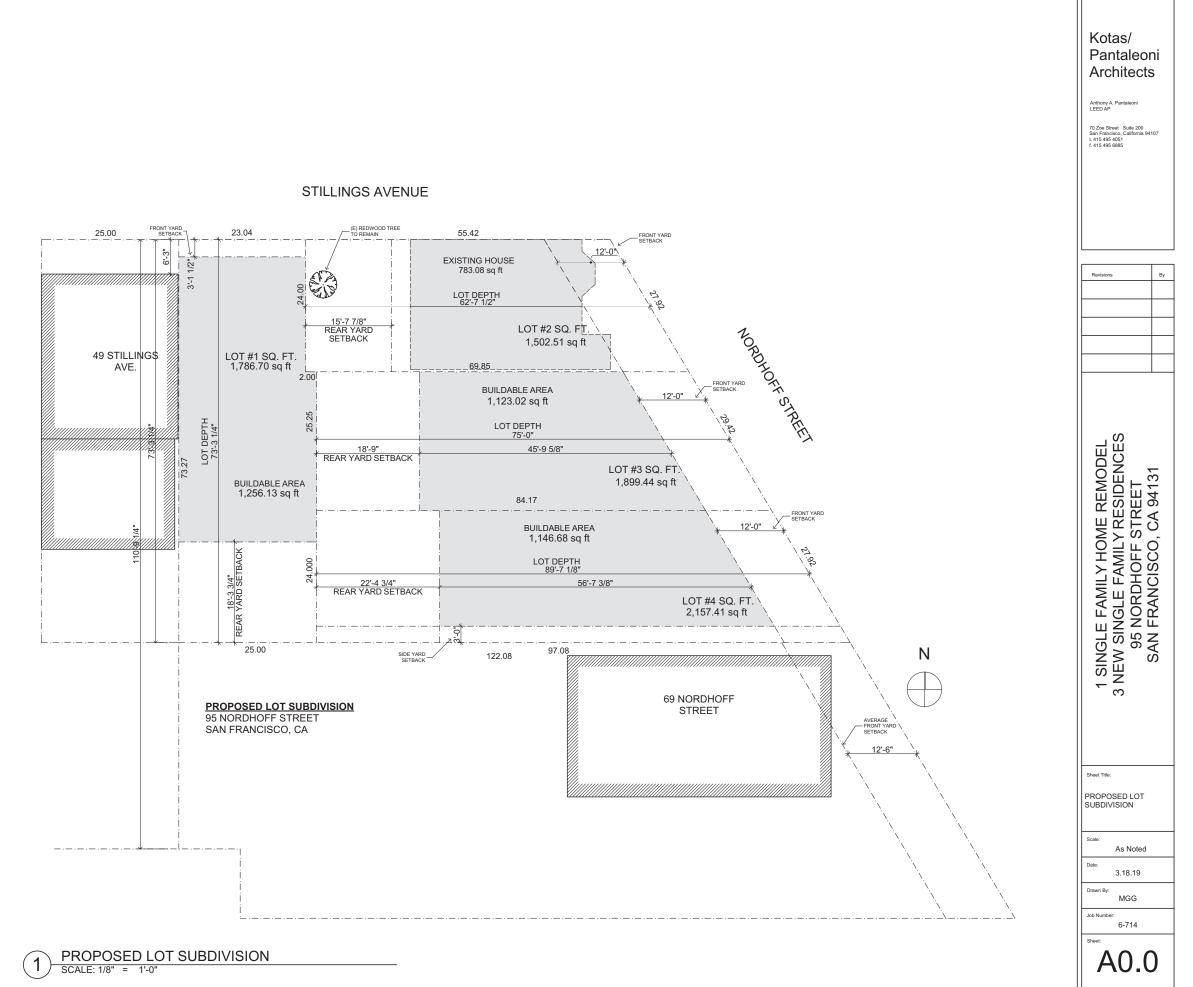
- 14. Enforcement. Violation of any of the Planning Department conditions of approval contained in this Motion or of any other provisions of Planning Code applicable to this Project shall be subject to the enforcement procedures and administrative penalties set forth under Planning Code Section 176 or 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*
- 15. **Revocation due to Violation of Conditions.** Should implementation of this Project result in complaints from interested property owners, residents, or commercial lessees which are not resolved by the Project Sponsor and found to be in violation of the Planning Code and/or the specific conditions of approval for the Project as set forth in Exhibit A of this Motion, the Zoning Administrator shall refer such complaints to the Commission, after which it may hold a public hearing on the matter to consider revocation of this authorization.

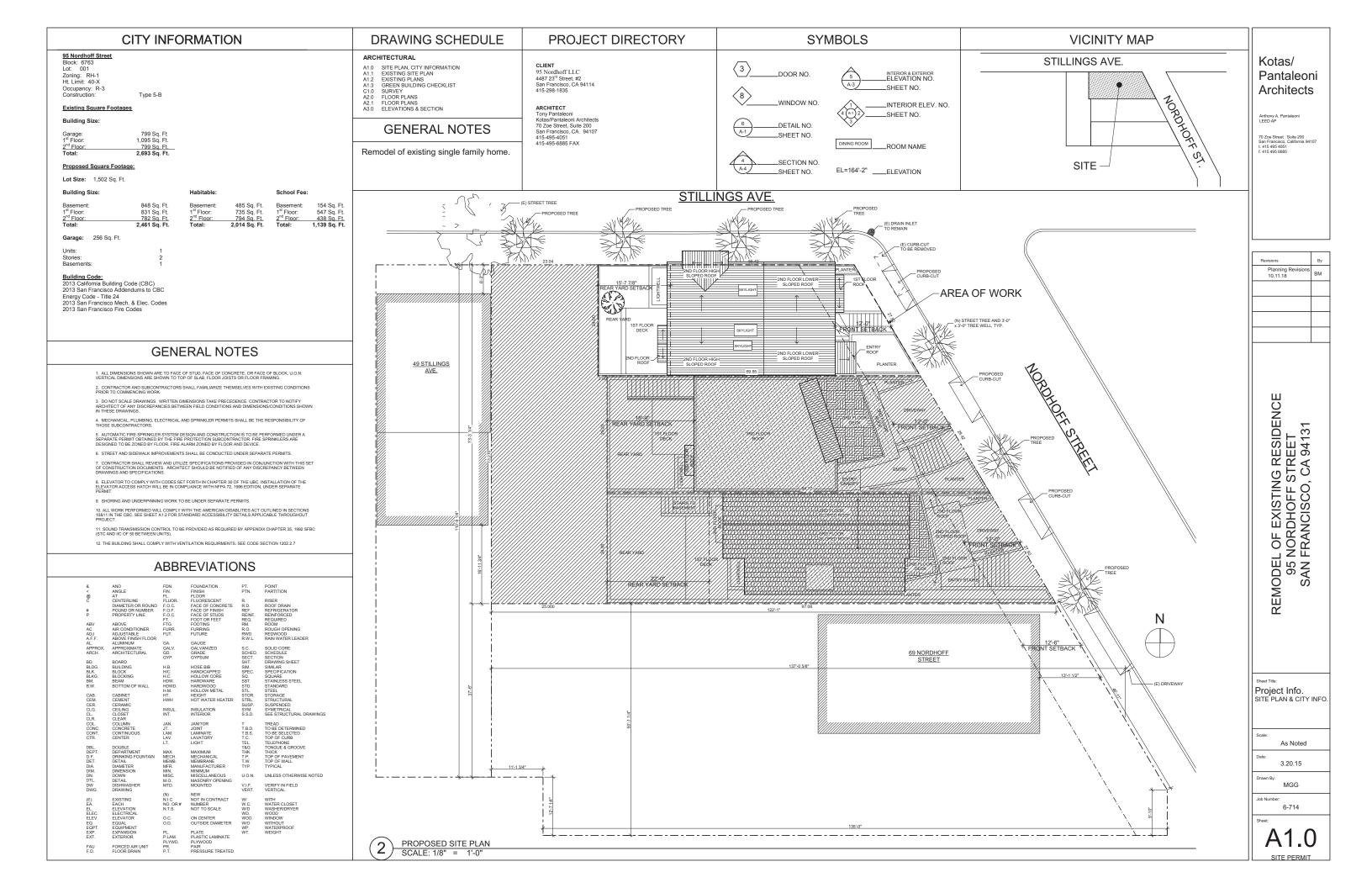
For information about compliance, contact Code Enforcement, Planning Department at 415-575-6863, <u>www.sf-planning.org</u>

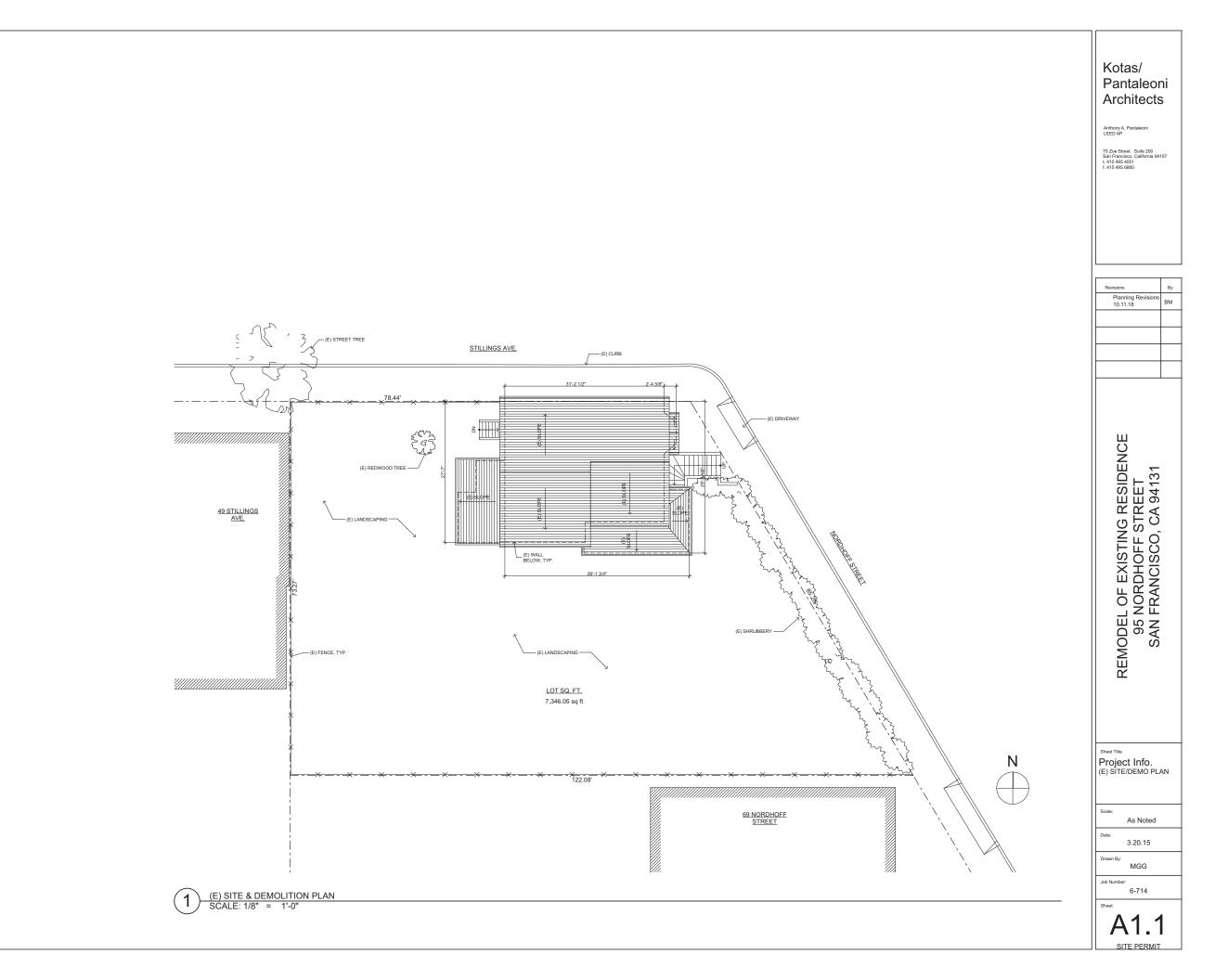
16. **Community Liaison.** Prior to issuance of a building permit to construct the project and implement the approved use, the Project Sponsor shall appoint a community liaison officer to deal with the issues of concern to owners and occupants of nearby properties. The Project Sponsor shall provide the Zoning Administrator and all registered neighborhood groups for the area with written notice of the name, business address, and telephone number of the community liaison. Should the contact information change, the Zoning Administrator and registered neighborhood groups shall be made aware of such change. The community liaison shall report to the Zoning Administrator what issues, if any, are of concern to the community and what issues have not been resolved by the Project Sponsor.

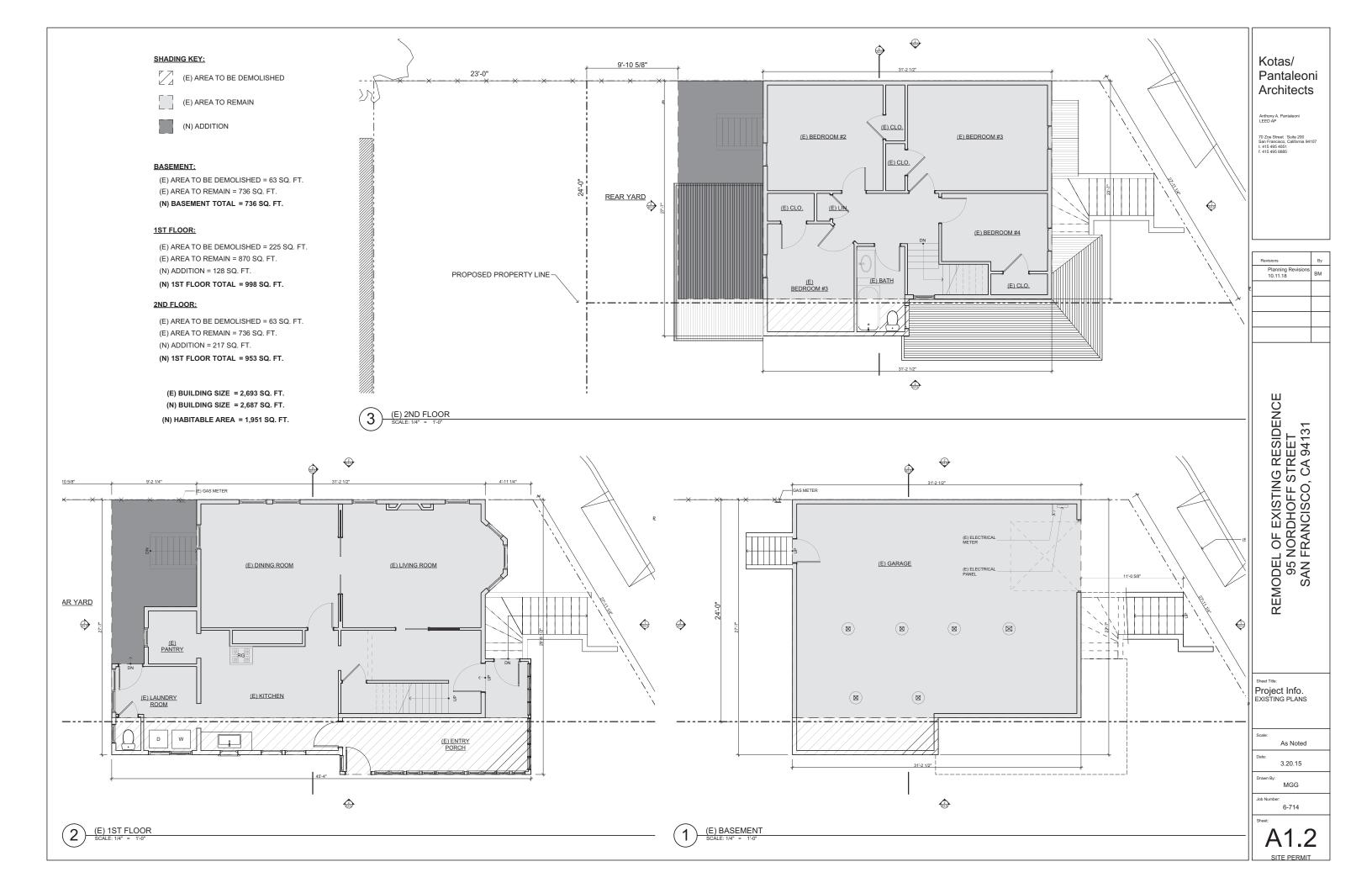
For information about compliance, contact Code Enforcement, Planning Department at 415-575-6863, <u>www.sf-planning.org</u>

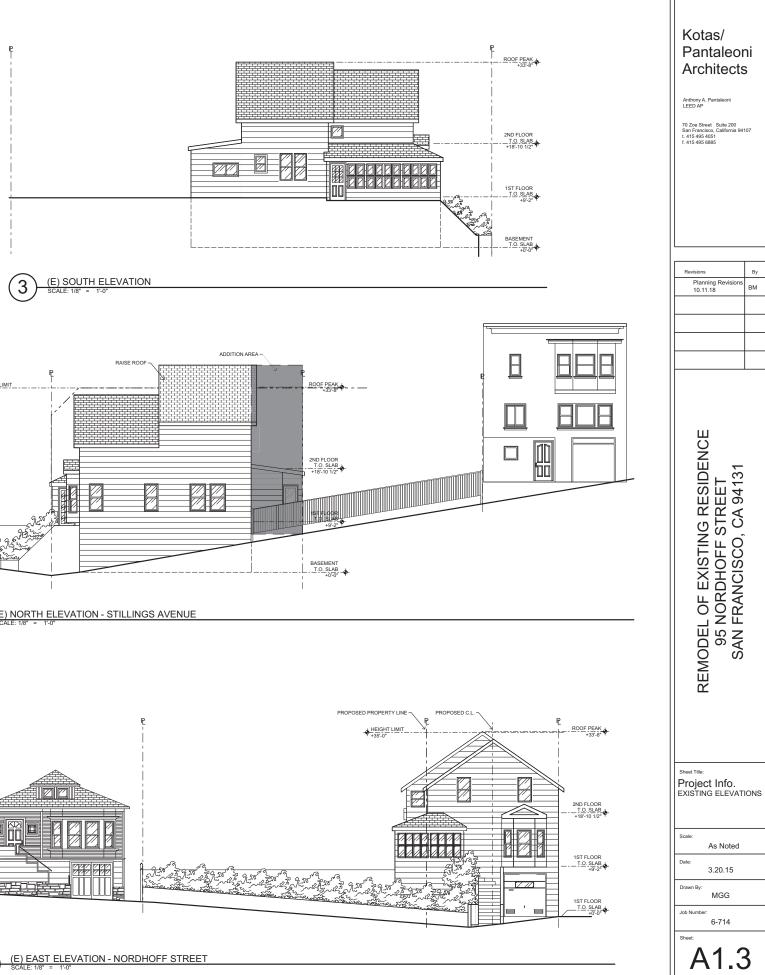
Exhibit B

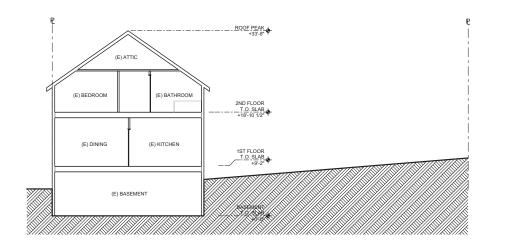






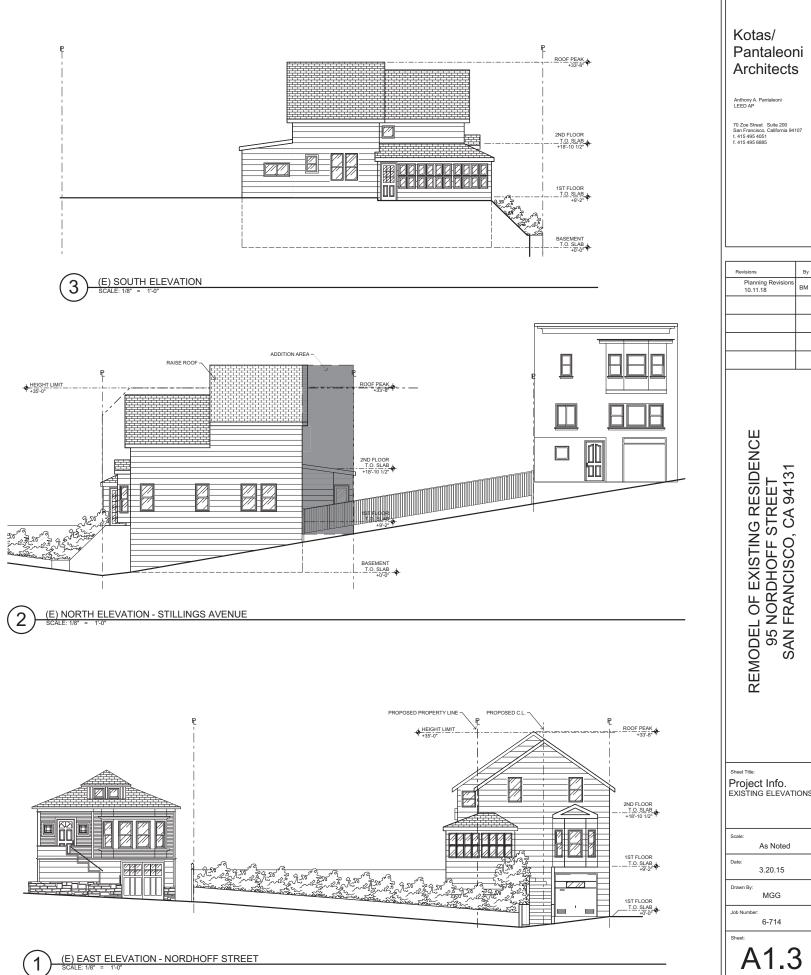


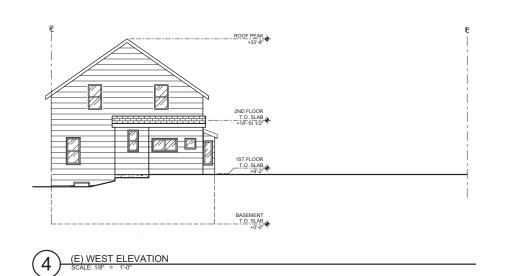


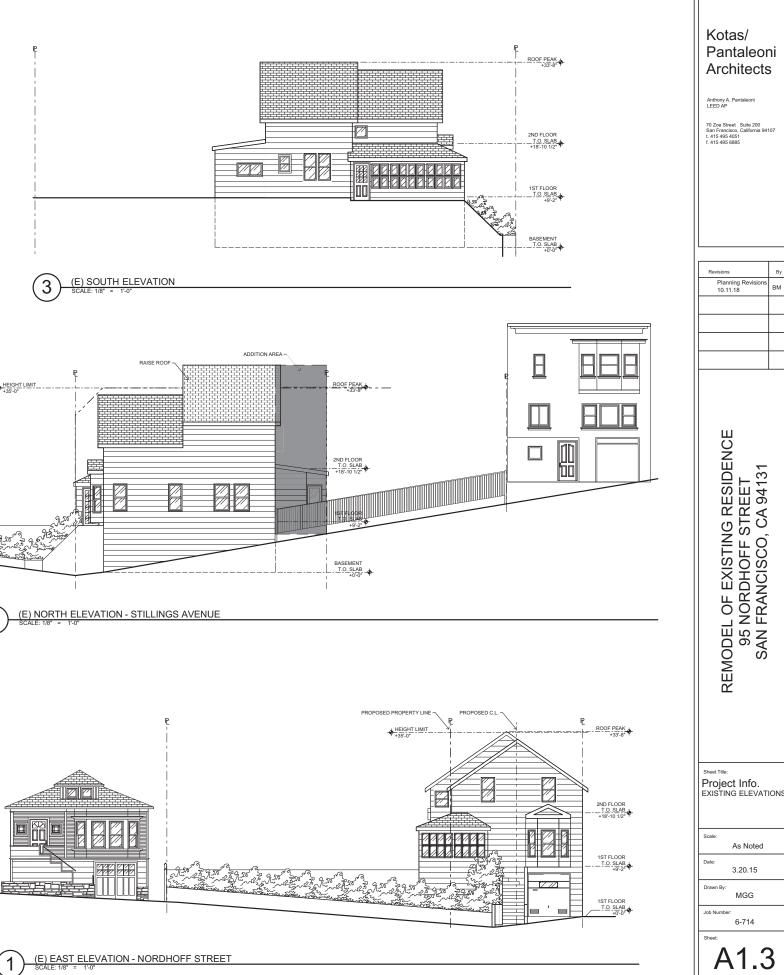


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(E) CROSS SECTION



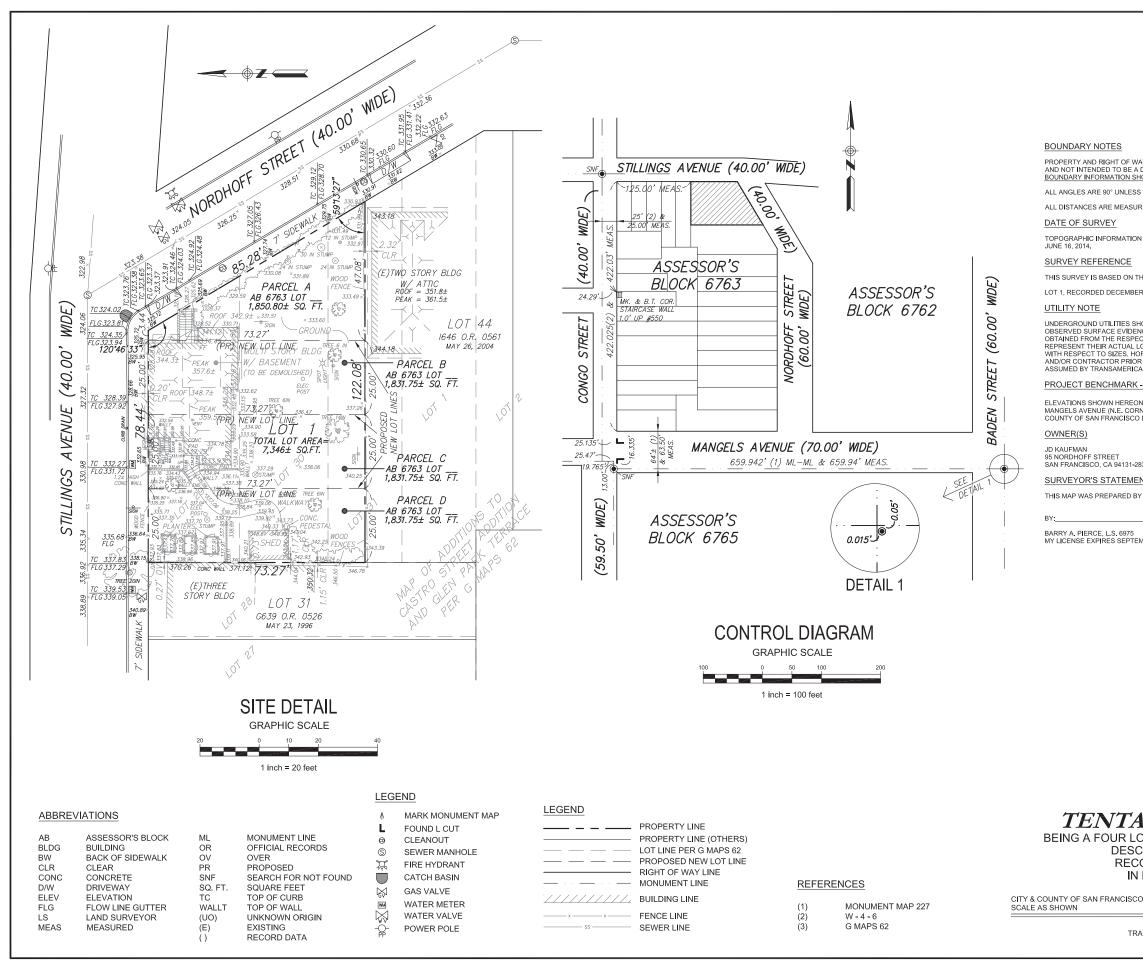




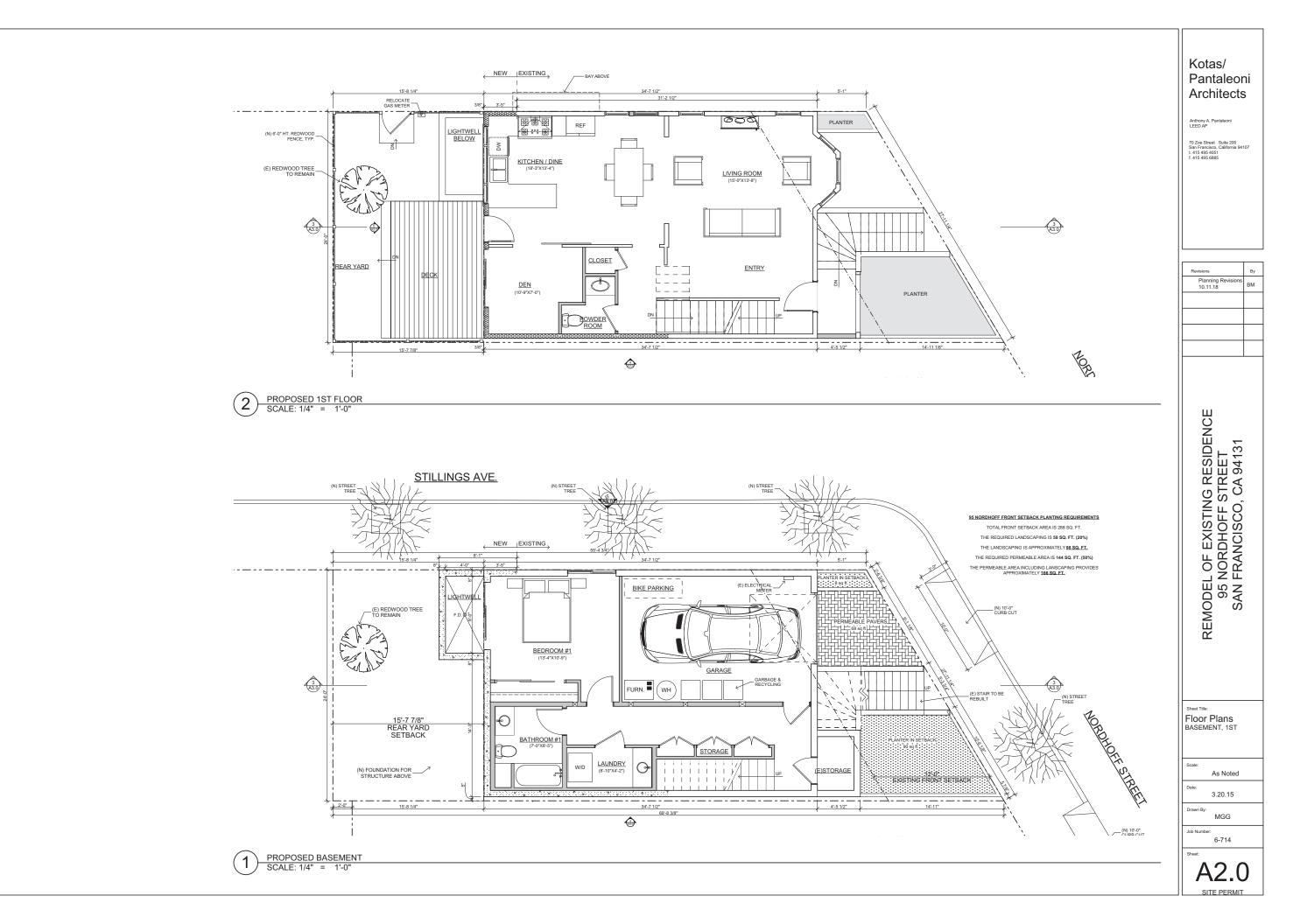
SITE PERMIT

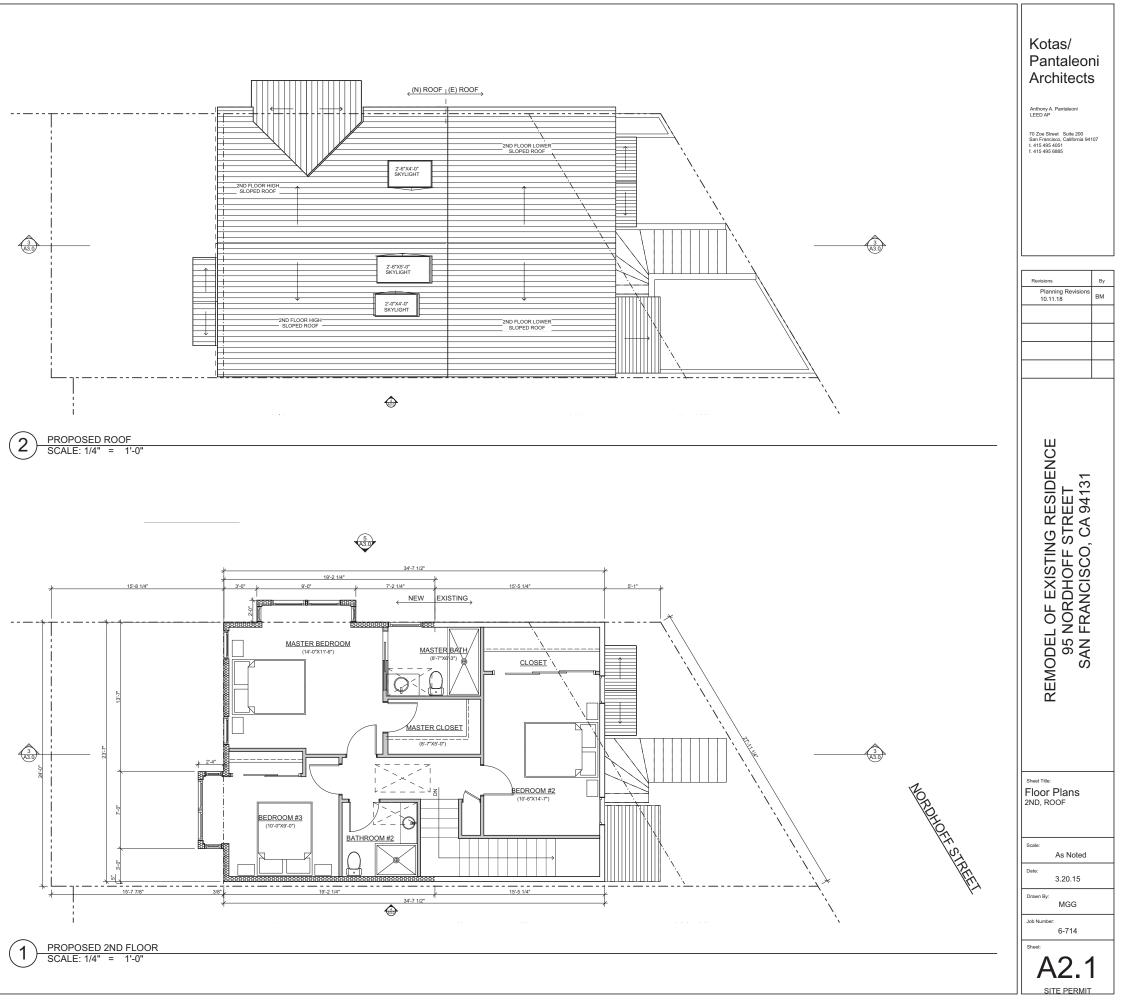
Project Name	Block/Lot	Address
NORDHOFF ST. & STILLINGS AVE.	6763/001	95 NORDHOFF STREET
Gross Building Area	Primary Occupancy	Design Professional/Applicant: Sign & Date
2,765 SQ. FT.	R-3	
# of Dwelling Units	Height to highest occupied floor	Number of occupied floors
1	35 FT.	3

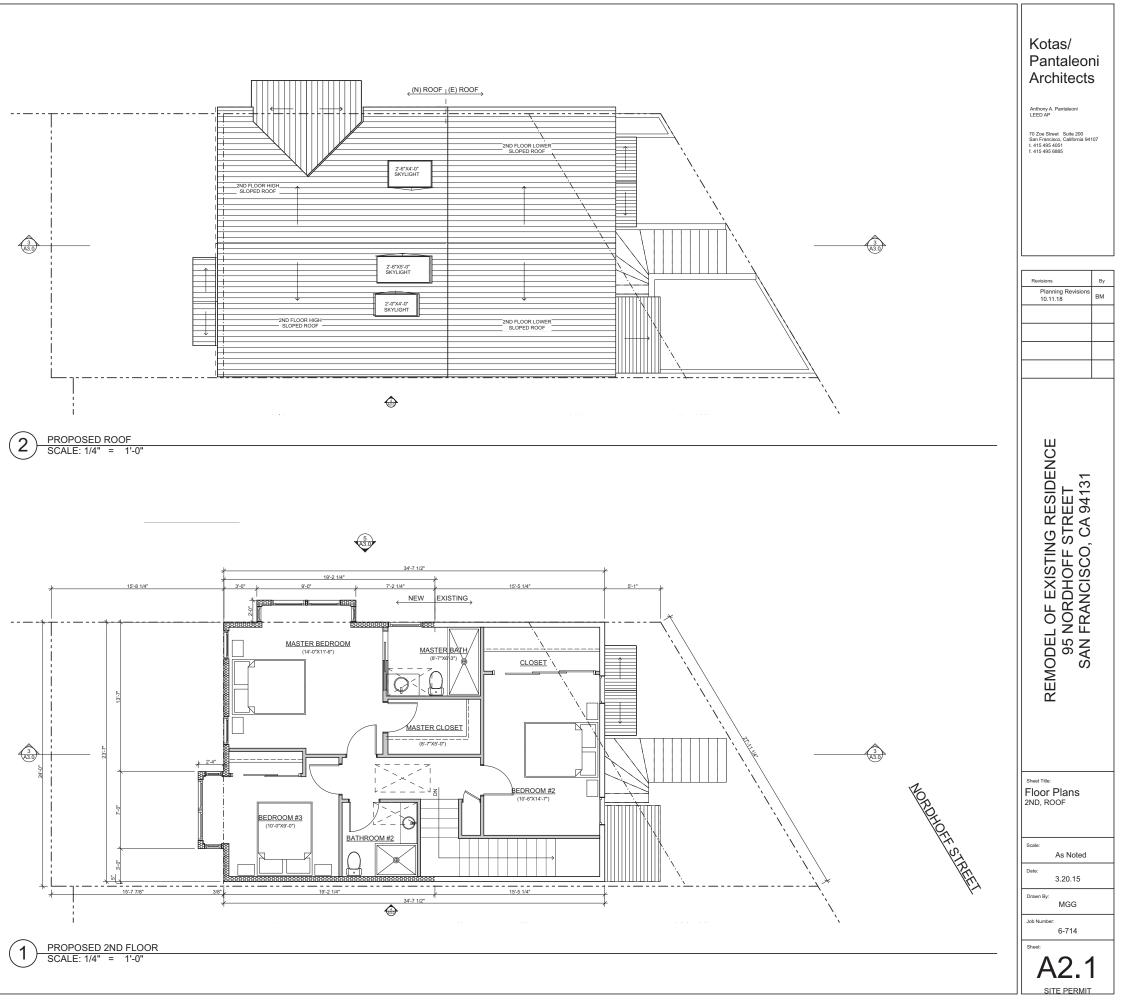
Green Building: Site Permit Checklist BASIC INFORMATION: These facts, plus the primary occupancy, determine which requirements apply. For details, see AB 093 Attachment A Table 1.						As part under S will be c (a) Prov	 Instructions: As part of application for site permit, this form acknowledges the specific green building requirements that apply to a project under San Francisco Building Code Chapter 13C, California Title 24 Part 11, and related local codes. Attachment C3, C4, or C5 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. 							
Project Name	Block/Lot			ddress							which there affects in the process of 16 and 15 and 16		nent C-2 Building: nit Submi	t. 415 495 4051 f. 415 495 6885
NORDHOFF ST. & STILLINGS AV	'E. 6763/001 Primary Occ			95 NORDHOFF STREET	Data						/hich type of project is proposed. If applicable, fill in the blank l exceed. A LEED or GreenPoint checklist is not required to be	, , , , , , , , , , , , , , , , , , ,	chme en Bu ermit	
2,765 SQ. FT.	R-3	upancy	L	esign Froiessional/Applicant. Sign &	Dale	permit application, but such tools are strongly recommended to be used.							Pe	
# of Dwelling Units Height to highest occupied floor Number of occupied floors 1 35 FT. 3					GreenF	rcles in the oint Rated r 13C for c	Attachment Green Build Site Permit Su							
ALL PROJECTS, AS A	PPLICAB	LE		LE			ГS				OTHER APPLICABLE NON-RESIDENTIA	L PROJECTS		
Construction activity stormwater pol							New I Residential High-Rise ¹	Residential		Residential Alteration	quirements for additions and alterations can be found in Title 24 Part 11, Division 5.7.	AdditionOther New>2,000 sq ftNon-OR		Revisions Planning Rev 10.11.18
onstruction site Stormwater Pollution Pre nd implement SFPUC Best Managemen	evention Plan		Type of Project Pro	posed (Indicate at right)							Requirements for additions or alterations apply to applications received July 1, 2012 or after. ³	Residential Alteration >\$500,000 ³		
tormwater Control Plan: Projects dis	turbing ≥5,000		Overall Requireme			1	1		1		Type of Project Proposed (Check box if applicable)			
quare feet must implement a Stormwater neeting SFPUC Stormwater Design Guid		•		vel (includes prerequisites):	GOLD	SILVER	SILVER	GOLD	GOLD	GOLD	Energy Efficiency: Demonstrate a 15% energy use reduction compared to 2008 California Energy Code, Title 24, Part 6, (13C.5.201.1.1)	● n/r		
Vater Efficient Irrigation - Projects that			Base number of requi	red points:	60	2	50	60	60	60	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,			
,000 square feet of new or modified land omply with the SFPUC Water Efficient In		•	Adjustment for retenti features / building:	on / demolition of historic				n/a			whichever is greater (or LEED credit SSc4.2). (13C.5.106.4)			
rdinance. onstruction Waste Management – (Final number of requi (base number +/- adju					50			Fuel efficient vehicle and carpool parking: Provide stall marking for low-emitting, fuel efficient, and carpool/van pool vehicles; approximately 8% of total spaces. (13C.5.106.5)	• •		
e San Francisco Construction & Demoli rdinance		•	Specific Requireme	nts: (n/r indicates a measure is no	t required)		•				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.	• •		ENCE
ecycling by Occupants: Provide ade nd equal access for storage, collection ar				Management – 75% Diversion					Moot CPD		Indoor Water Efficiency: Reduce overall use of potable water within the building by 20% for showerheads, lavatories, kitchen faucets, wash fountains, water closets, and urinals. (13C.5.303.2)	• •		
compostable, recyclable and landfill materials. See Administrative Bulletin 088 for details.		Ordinance LEED MR 2, 2 points		acisco Construction & Demolition Debris	ruction & Demolition Debris		•	•	Meet C&D ordinance only	. •	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	•		
			15% Energy Reduction Compared to Title-24 2008 LEED EA 1, 3 points	on (or ASHRAE 90.1-2007)	•	•	•	•		ED isite only	systems and components meet the owner's project to denig that the oblight of the project to denig that the oblight of the project of the owner's project of the	(Testing & Balancing)	ere	
GREENPOINT RATED	PROJEC	TS	Renewable Energy of Effective 1/1/2012:	or Enhanced Energy Efficiency							(13C.5.504.3) Adhesives, sealants, and caulks: Comply with VOC limits in SCAQMD Rule 1168	• •		
roposing a GreenPoint Rated Proje	ect			y on-site ≥1% of total annual energy		n/r	n/r	n/r	n/r	n/r	VOC limits and California Code of Regulations Title 17 for aerosol adhesives. (13C.5.504.4.1) Paints and colifornia Code of Regulations Title 17 for aerosol adhesives. (13C.5.504.4.1) Paints and coatings: Comply with VOC limits in the Air Resources Board	• •	Y	IST IST
(Indicate at right by checking the box.)		Demonstrate an additional 10% energy use reduction (total of compared to Title 24 Part 6 2008), OR Purchase Green-E certified renewable energy credits for 35%		3 2008), OR	5%			101	1//1	101	Architectural Coatings Suggested Control Measure and California Code of Regulations Title 17 for aerosol paints. (13C.5.504.4.3)	• •		
Base number of required Greenpoints:		75	total electricity use (LEED	EAc6).							Carpet: All carpet must meet one of the following: 1. Carpet and Rug Institute Green Label Plus Program			Ш Ц Ц
djustment for retention / demolition of	f		Enhanced Commissioning of Building Energy Systems			•		et LEED prerequisites			2. California Department of Public Health Standard Practice for the testing of VOCs (Specification 01350) 3. NSF/ANSI 140 at the Gold level	• •	itlek	
historic features / building:	1			luction LEED WE 3, 2 points	•	n/r	•		et LEED prerequ		A Scientific Certifications Systems Sustainable Choice AND Carpet cushion must meet CRI Green Label,			DDE 05
Final number of required points (base	number +/-				•	n/r n/r	n/r	n/r n/r	n/r	n/r	AND Carpet adhesive must not exceed 50 g/L VOC content. (13C.5.504.4.4) Composite wood: Meet CARB Air Toxics Control Measure for Composite Wood (13C.5.504.4.5)	• •		EMOI
djustment)				anagement Plan LEED IEQ 3.1 als LEED IEQ 4.1, 4.2, 4.3, and 4.4	•					n/r	Resilient flooring systems: For 50% of floor area receiving resilient flooring, install			
GreenPoint Rated (i.e. meets all prere	equisites)	•		ride short-term and long-term bicycle			-	•			resilient flooring complying with the VOC-emission limits defined in the 2009 Collaborative for High Performance Schools (CHPS) criteria or certified under the Resilient Floor Covering Institute (RFCI) FloorScore program. (13C.5.504.4.6)	• •		
nergy Efficiency: Demonstrate a 15 ^o eduction compared to 2008 California		•	parking for 5% of total mot	orized parking capacity each, or meet ode Sec 155, whichever is greater, or	•		n/r ncisco Planning	•	n/r	n/r	Environmental Tobacco Smoke: Prohibit smoking within 25 feet of building entries, outdoor air intakes, and operable windows. (13C.5.504.7)	• •	ame	
itle 24, Part 6. leet all California Green Building St ode requirements	tandards		Designated parking:	Mark 8% of total parking stalls nt, and carpool/van pool vehicles.	•		de 155	•	n/r	n/r	Air Filtration: Provide at least MERV-8 filters in regularly occupied spaces of mechanically ventilated buildings. (13C.5.504.5.3)	Limited exceptions. See CAT24 Part 11 Section 5.714.6	Z	
CalGreen measures for residential pro een integrated into the GreenPoint Ra		•	Water Meters: Provide	submeters for spaces projected to							Acoustical Control: Wall and roof-ceilings STC 50, exterior windows STC 30, party walls and floor-ceilings STC 40. (13C.5.507.4)	See CA T24 Part 11 Section F 744 7		Sheet Title: Project Ir
Notes]	consume more than 1,000 building over 50,000 sq. ft.	gal/day, or more than 100 gal/day if in (13C.5.303.1)	•	n/r	n/r	n/r	n/r	n/r	CFCs and Halons: Do not install equipment that contains CFCs or Halons. (13C.5.508.1)	5.714.7		GREEN BUIL
New residential projects of 75' or greater r			occupied spaces of mecha	at least MERV-8 filters in regularly nically ventilated buildings (or LEED	•	n/r	n/r	•	n/r	n/r	Additional Requirements for New A, B, I, OR M Occupancy Projects 5	000 - 25,000 Square Feet	roject	
tesidential High-Rise" column. New residen ccupied floors and less than 75 feet to the h	highest occupied	floor	credit IEQ 5). (13C.5.504.5	i.3) MERV-13 filters in residential buildings in	-			-			Construction Waste Management – Divert 75% of construction and demolition debris AND comply with San Francisco Construction & Demolition Debris Ordinance.	Meet C&D ordinance only		Scale: As N
ay choose to apply the LEED for Homes M so, you must use the "New Residential Mid	d-Rise" column.			O credit IEQ 5). (SF Health Code Article 38	n/r	•	•	n/r	n/r	n/r	Renewable Energy or Enhanced Energy Efficiency		ヒ	Date: 3.20
) LEED for Homes Mid-Rise projects must in including all prerequisites. The number of po silver depends on unit size. See LEED for H	pints required to a	achieve	Acoustical Control:	Nall and roof-ceilings STC 50, exterior s and floor-ceilings STC 40. (13C.5.507.4)	•	See C	BC 1207	•	n/r	n/r	Effective January 1, 2012: Generate renewable energy on-site equal to ≥1% of total annual energy cost (LEED EAc2), OR demonstrate an additional 10% energy use reduction (total of 25% compared to Title 24	● n/r		Drawn By:
system to confirm the base number of points) Requirements for additions or alterations a	s required.	0		<u> </u>	I	1				1]	Part 6 2008), OR purchase Green-E certified renewable energy credits for 35% of total electricity use (LEED EAc6).		Inse	Job Number:
eceived on or after July 1, 2012.														6-71



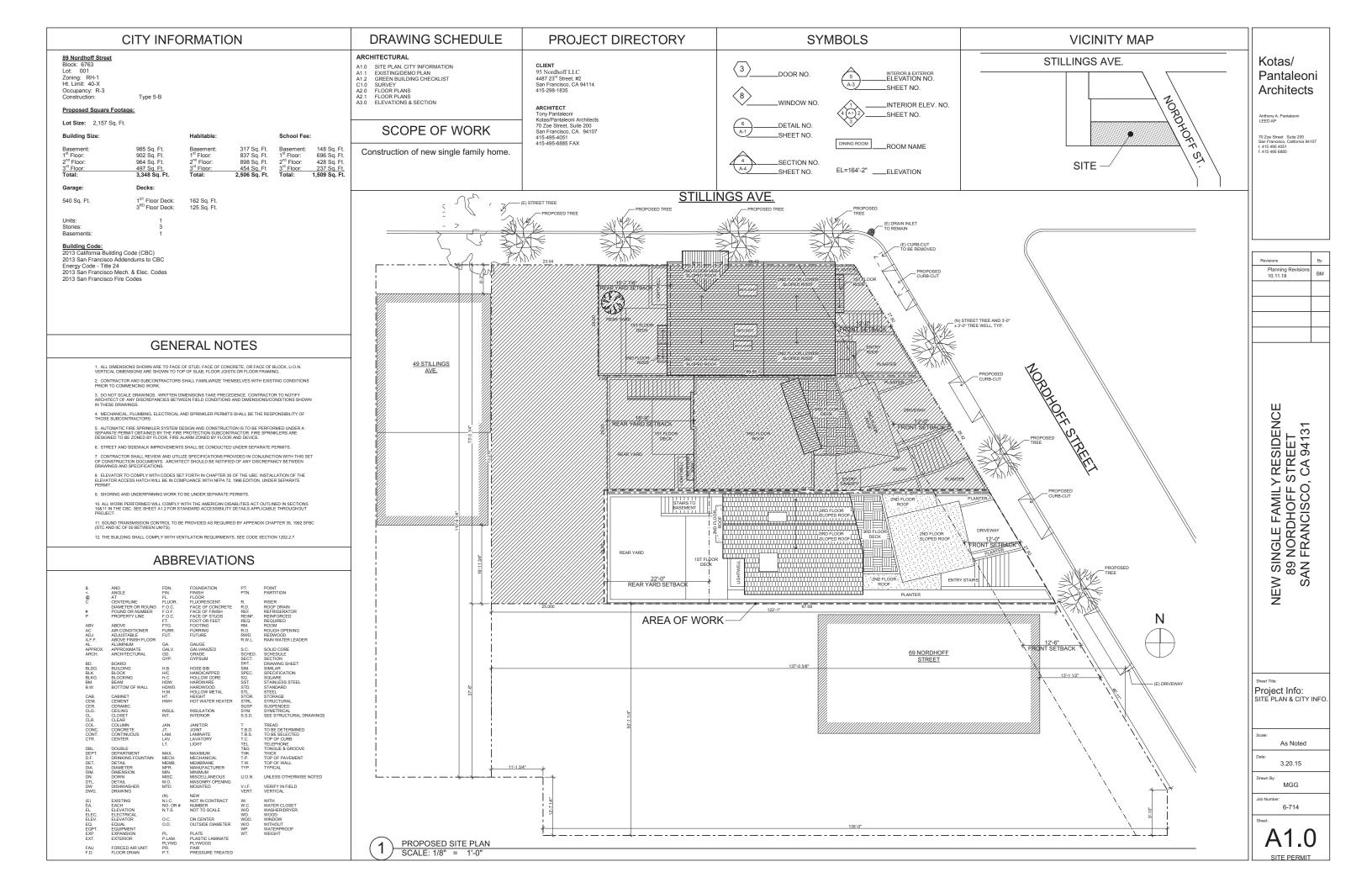
	Kotas/ Pantaleoni Architects
	Anthony A. Pantaleoni LEED AP
	70 Zoe Street Suite 200 San Francisco, California 94107 t. 415 495 4051
	f. 415 495 6885
AY LINES SHOWN HEREON ARE BASED UPON RECORD DATA DETAILED FINAL SURVEY OF THE PROPERTY. HOWN HEREON IS FOR PLANNING PURPOSES ONLY.	
S OTHERWISE SHOWN. RED IN FEET AND DECIMALS THEREOF.	
RED IN FEEL AND DEGIMALS THEREOF.	
N SHOWN HERE IS BASED UPON A FIELD SURVEY PERFORMED	
	Revisions By
THE LEGAL DESCRIPTION DESCRIBED IN THE FOLLOWING GRANT DEED: ER 8, 1997. DOCUMENT NUMBER 97-G269120-00. REEL H024 AT IMAGE 0092.	Planning Revisions 10.11.18 BM
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CAN ENGINEERS FOR THE LOCATION AND CAPACITY OF SAID UTILITIES.	
- DESCRIPTION IN WERE OBTAINED FROM THE BENCHMARK LOCATED AT CONGO STREET AND	
RNER) CROW CUT OUTER RIM SWI. SAID BENCHMARK IS BASED UPON CITY &) DATUM AND HAS AN ELEVATION OF 349.580.	
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	JURVEY
ATIVE PARCEL MAP	
OT SUBDIVISION OF THAT REAL PROPERTY	_{Scale:} As Noted
CRIBED IN THAT CERTAIN DEED CORDED ON DECEMBER 8, 1997	Date: 3.20.15
REEL H024 AND IMAGE 0092	Drawn By:
O STATE OF CALIFORNIA DATE: JUNE 2014	MGG Job Number:
BARRY A. PIERCE ANSAMERICAN ENGINEERS & ASSOCIATES	6-714
ANSAMERICAN ENGINEERS & ASSOCIATES SHEET 1 OF 1 AB: 6763, LOT: 1, ADDRESS: 95 NORDHOFF STREET	C1.0

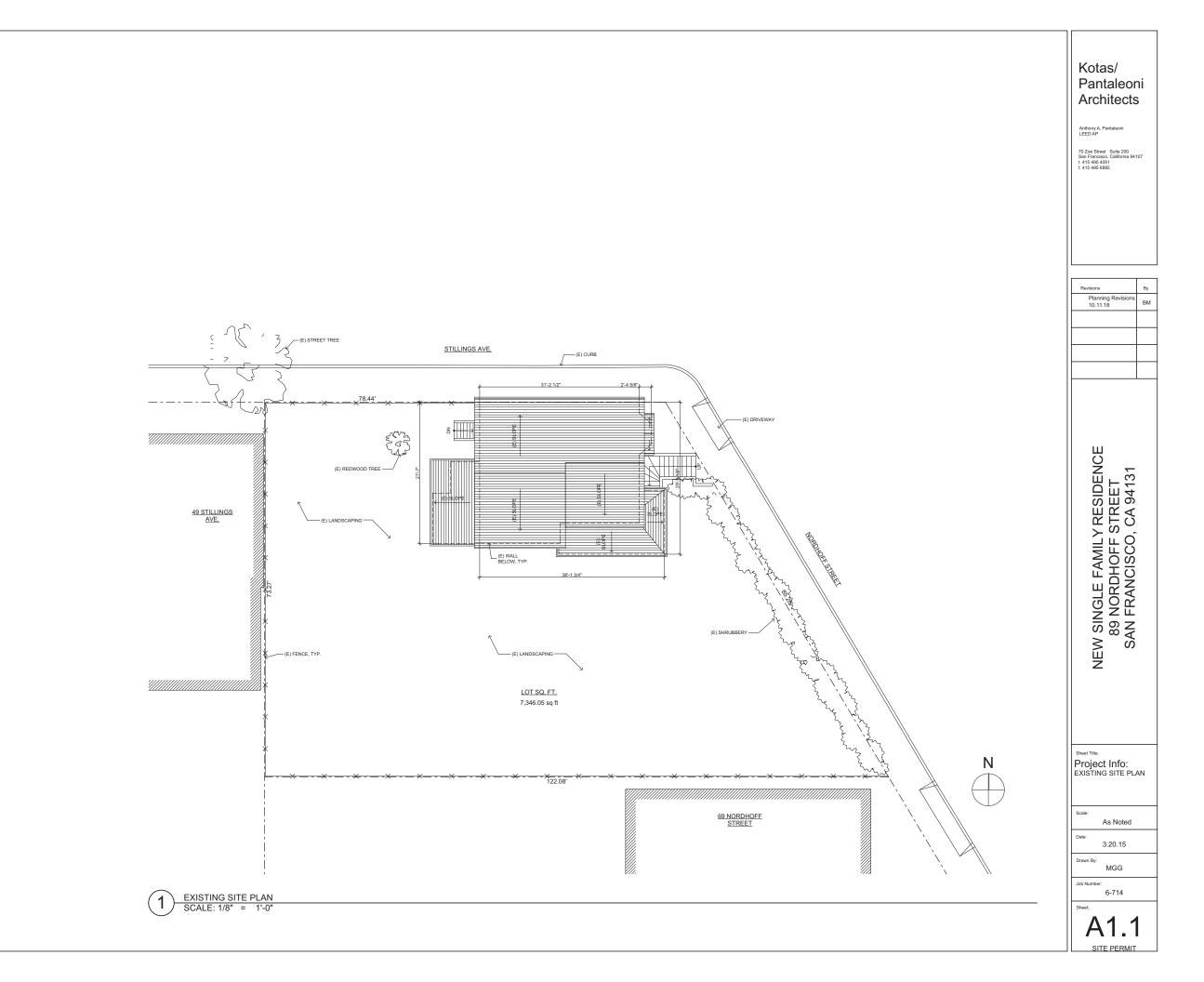












Green Building: Site Permit Checklist

BASIC INFORMATION:

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

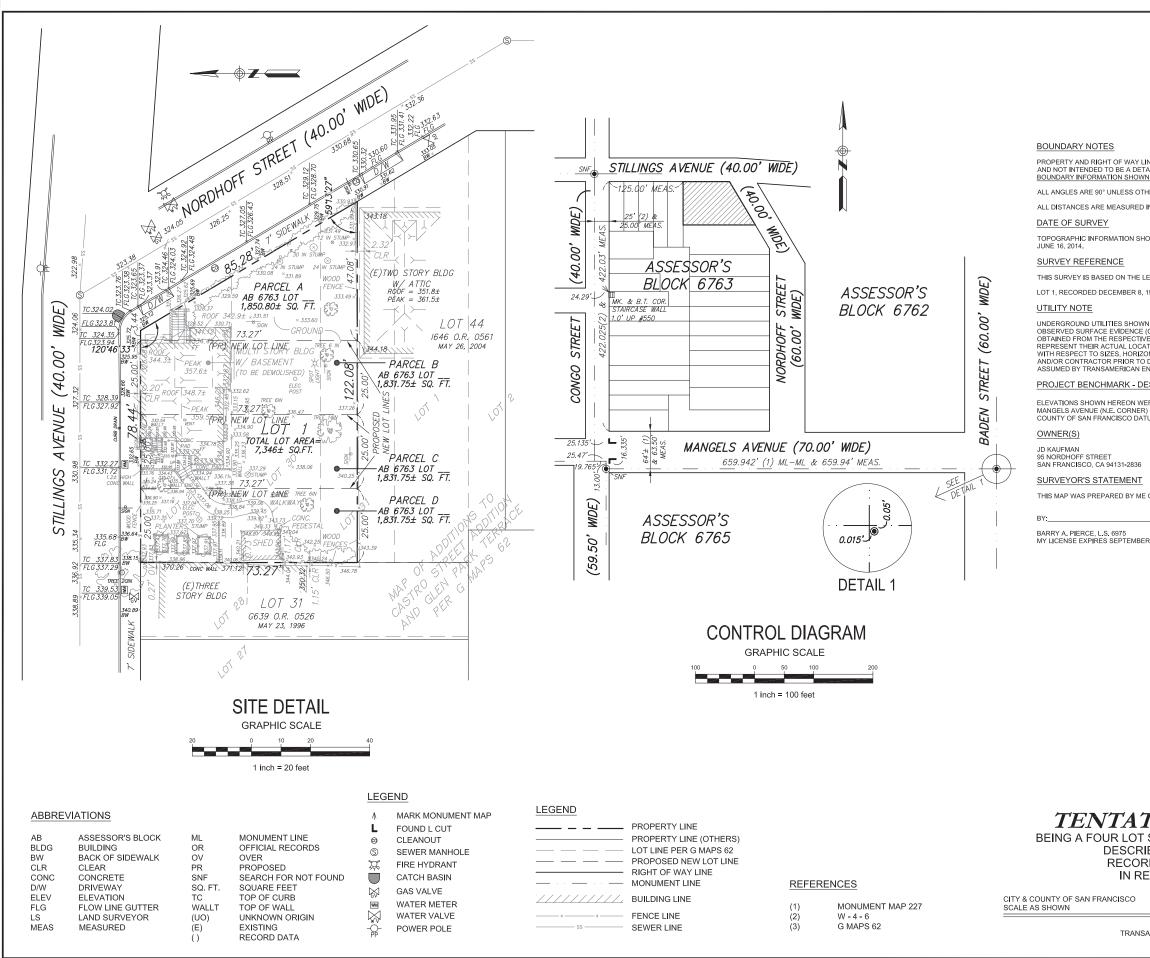
L	Project Name	Block/Lot	Address
	NORDHOFF ST. & STILLINGS AVE.	6763/001	89 NORDHOFF STREET
L	Gross Building Area	Primary Occupancy	Design Professional/Applicant: Sign & Date
	3,357 SQ. FT.	R-3	
L	# of Dwelling Units	Height to highest occupied floor	Number of occupied floors
	1	35 FT.	4

Kotas/ Pantaleoni Submittal Architects Green Building: Attachment C-2 Anthony A. Pantaleoni LEED AP 70 Zoe Street Suite 200 San Francisco, California 94107 t. 415 495 4051 f. 415 495 6885 Site Permit TIAL PROJECTS Addition Planning F 10.11.18 >2,000 sq ft Other New BM Non-OR 2 or Residential Alteration >\$500,0003 38 n/r • • day, NEW SINGLE FAMILY RESIDENCE 89 NORDHOFF STREET SAN FRANCISCO, CA 94131 20% 303.2) oning ing Titleblock here (Testing & Balancing) uired. ction e 1168 04.4.1) ons Cs 504.4.5) install **Project Name** ative Limited exceptions. See CA T24 Part 11 Section 5.714.6 eet Title See CA T24 party Project Info: Part 11 Section 5.714.7 GREEN BUILDING 508.1) ects 5,000 - 25,000 Square Feet Meet C&D ordinance only olition As Noted Insert 3.20.15 n/r Drawn By e 24 MGG EAc6). 6-714

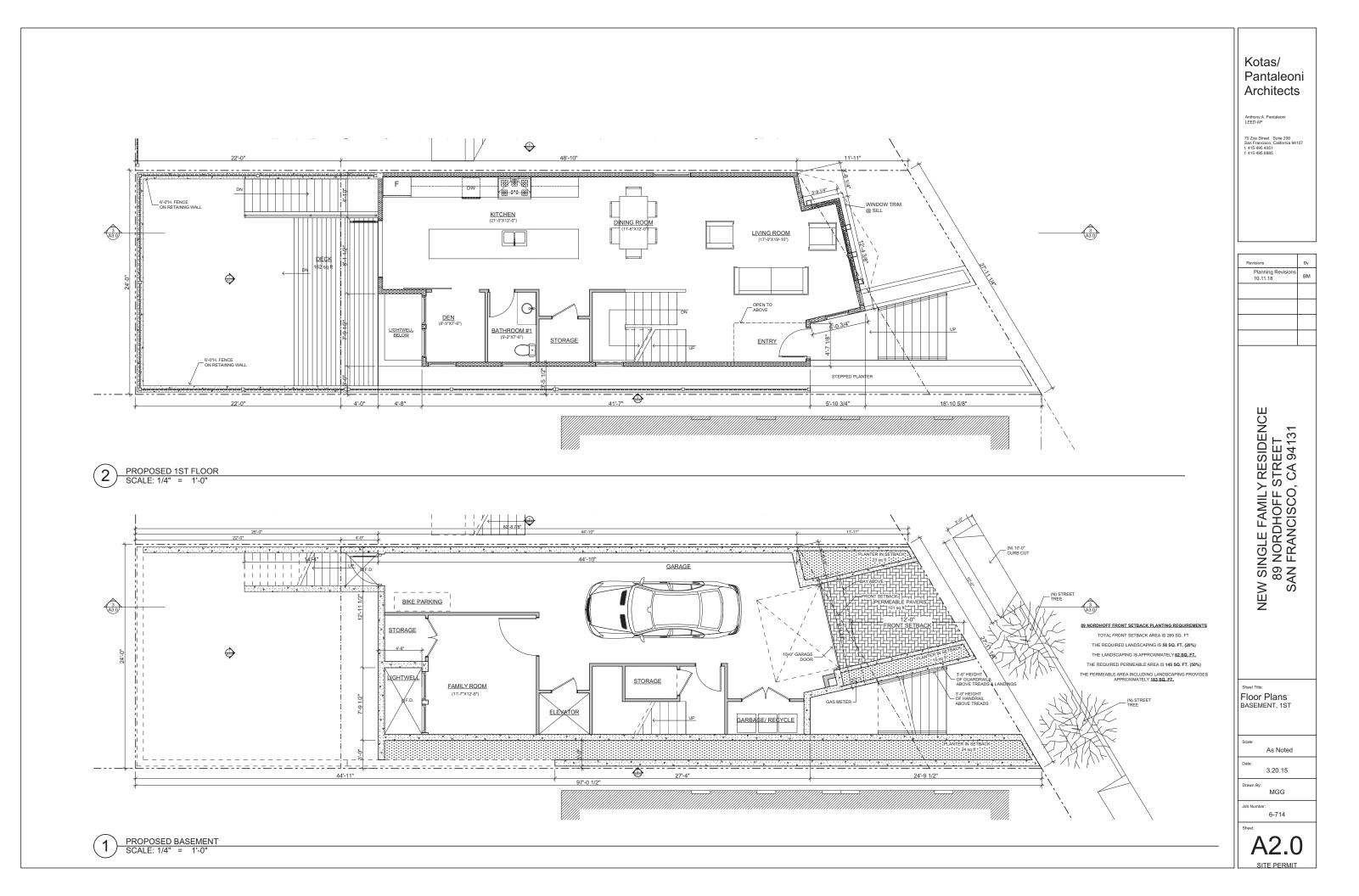
A1.2 SITE PERMI

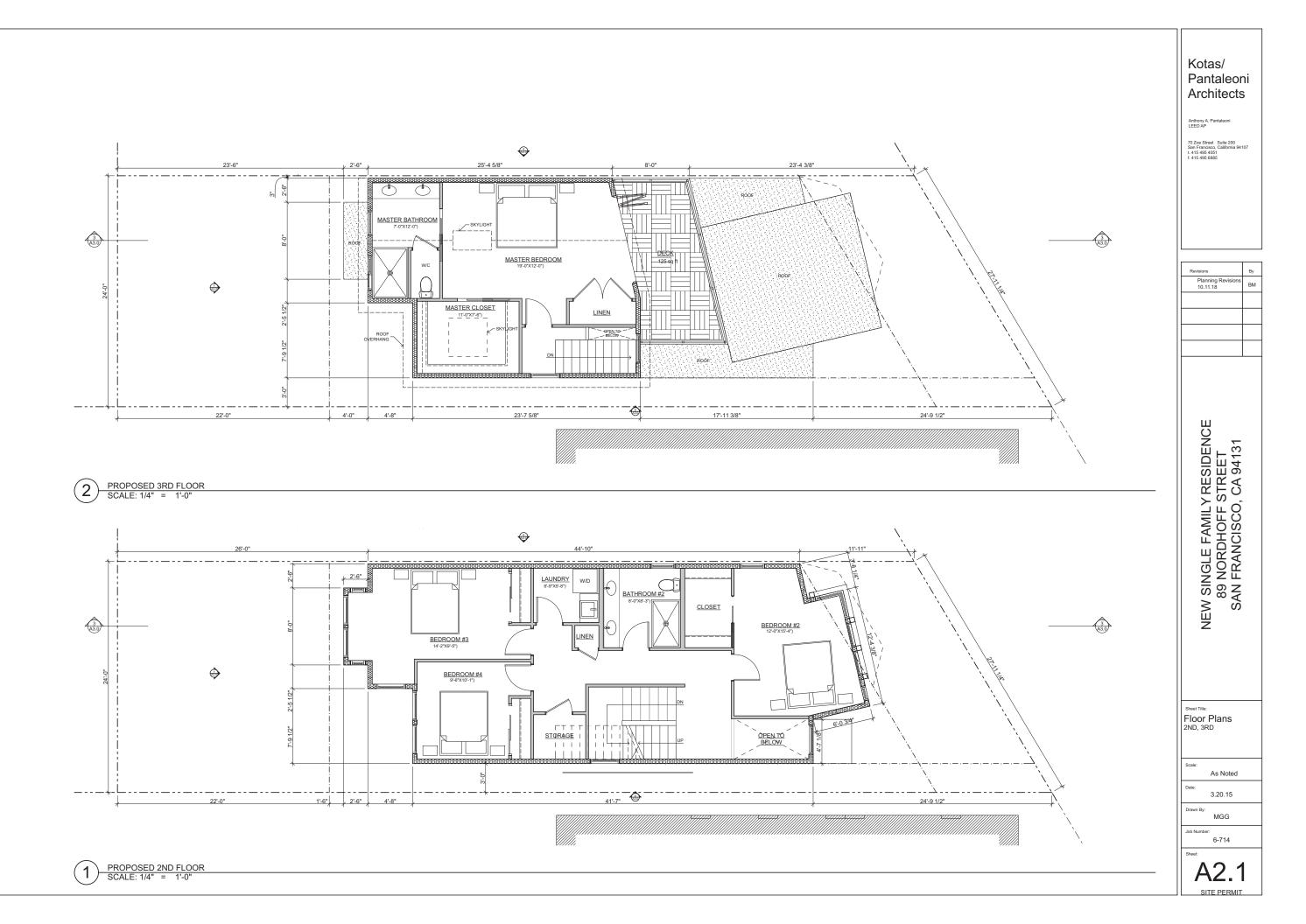
Instructions: As part of application for site permit, this form acknowledges the specific green building requirements that apply to a project under San Francisco Building Code Chapter 13C, California Title 24 Part 11, and related local codes. Attachment C3, C4, or C5 will be due with the applicable addendum. To use the form: (a) Provide basic information about the project in the box at left. This info determines which green building requirements apply. AND (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 such tools are strongly recommended to be used . 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. This form is a summary; see San Francisco Building Code Chapter 13C for details.

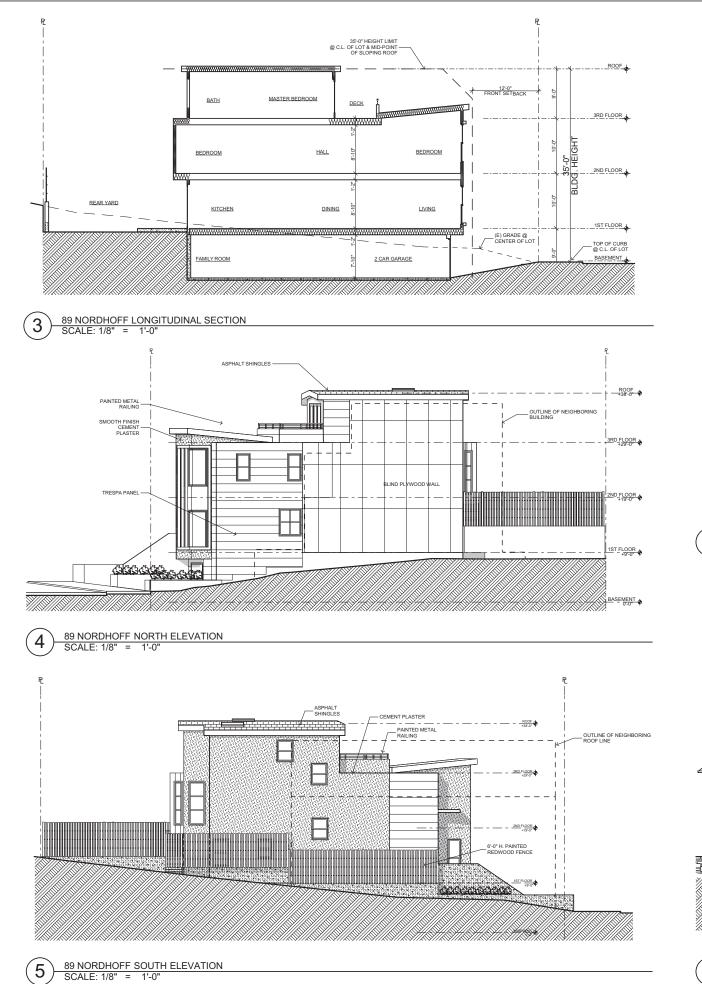
ALL PROJECTS, AS APPLICABLE	L	OTHER APPLICABLE NON-RESIDENT						
Construction activity stormwater pollution prevention and site runoff controls - Provide a construction site Stormwater Pollution Prevention Plan	_	New Large Commercia	Residentia	New I Residential High-Rise ¹	Commerica Interior	Commercial Alteration		Requirements below only apply when the measure is applicable to the project. Code references below are applicable to New Non-Residential buildings. Corresponding requirements for additions and alterations can be found in Title 24 Part 11, Division 5.7. Requirements for additions or alterations apply to applications received July 1, 2012 of after. ³
and implement SFPUC Best Management Practices.	Type of Project Proposed (Indicate at right)							Type of Project Proposed (Check box if applicable)
Stormwater Control Plan: Projects disturbing ≥5,000 square feet must implement a Stormwater Control Plan ●	Overall Requirements:		1	1	1	1		Energy Efficiency: Demonstrate a 15% energy use reduction compared to 2008
meeting SFPUC Stormwater Design Guidelines	LEED certification level (includes prerequisites):	GOLD	SILVER	SILVER	GOLD	GOLD	GOLD	California Energy Code, Title 24, Part 6. (13C.5.201.1.1)
Water Efficient Irrigation - Projects that include ≥ 1,000 square feet of new or modified landscape must comply with the SFPUC Water Efficient Irrigation	Base number of required points: Adjustment for retention / demolition of historic features / building:	60	2	50	60 n/a	60	60	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 LEED credit SSc4.2). (13C.5.106.4)
Ordinance. Construction Waste Management – Comply with	Final number of required points (base number +/- adjustment)				50			Fuel efficient vehicle and carpool parking: Provide stall marking for low-emitting, fuel efficient, and carpool/van pool vehicles; approximately 8% of total spaces. (13C.5.106.5)
the San Francisco Construction & Demolition Debris Ordinance	Specific Requirements: (n/r indicates a measure is r	not required)						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.
Recycling by Occupants: Provide adequate space and equal access for storage, collection and loading of compostable, recyclable and landfill materials.	Construction Waste Management – 75% Diversion AND comply with San Francisco Construction & Demolition Debris Ordinance		•	•	•	Meet C&D ordinance only	•	Indoor Water Efficiency: Reduce overall use of potable water within the building by 20% for showerheads, lavatories, kitchen faucets, wash fountains, water closets, and urinals. (13C.5.303 Commissioning: For new buildings greater than 10,000 square feet, commissionir
See Administrative Bulletin 088 for details.	LEED MR 2, 2 points 15% Energy Reduction Compared to Title-24 2008 (or ASHRAE 90.1-2007)	•	•	•	•		ED site only	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. (13C.5.410.2) OR for buildings less than 10,000 square feet, testing and adjusting of systems is require
GREENPOINT RATED PROJECTS	LEED EA 1, 3 points Renewable Energy or Enhanced Energy Efficiency	,				proroqu		Protect duct openings and mechanical equipment during constructio (13C.5.504.3)
	Effective 1/1/2012: Generate renewable energy on-site ≥1% of total annual energy							Adhesives, sealants, and caulks: Comply with VOC limits in SCAQMD Rule 11 VOC limits and California Code of Regulations Title 17 for aerosol adhesives. (13C.5.504.4
Proposing a GreenPoint Rated Project (Indicate at right by checking the box.)	cost (LEED EAc2), OR Demonstrate an additional 10% energy use reduction (total of 25% compared to Title 24 Part 6 2008), OR Purchase Green-E certified renewable energy credits for 35% of	6	n/r	n/r	n/r	n/r	n/r	Paints and coatings: Comply with VOC limits in the Air Resources Board Architectural Coatings Suggested Control Measure and California Code of Regulations Title 17 for aerosol paints. (13C.5.504.4.3)
Base number of required Greenpoints: 75	total electricity use (LEED EAc6). Enhanced Commissioning of Building Energy Systems LEED EA 3	s •		Mee	t LEED prerequ	lisites		Carpet: All carpet must meet one of the following: 1. Carpet and Rug Institute Green Label Plus Program 2. California Department of Public Health Standard Practice for the testing of VOCs (Specification 01350)
Adjustment for retention / demolition of historic features / building:	Water Use - 30% Reduction LEED WE 3, 2 points	•	n/r	•	Mee	et LEED prerequi	sites	3. NSF/ANSI 140 at the Gold level 4. Scientific Certifications Systems Sustainable Choice
Final number of required points (base number +/-	Enhanced Refrigerant Management LEED EA4	•	n/r	n/r	n/r	n/r	n/r	AND Carpet cushion must meet CRI Green Label, AND Carpet adhesive must not exceed 50 g/L VOC content. (13C.5.504.4.4)
adjustment)	Indoor Air Quality Management Plan LEED IEQ 3.1	•	n/r	n/r	n/r	n/r	n/r	Composite wood: Meet CARB Air Toxics Control Measure for Composite Wood (13C.5.504.
GreenPoint Rated (i.e. meets all prerequisites)	Low-Emitting Materials LEED IEQ 4.1, 4.2, 4.3, and 4.4 Bicycle parking: Provide short-term and long-term bicycle	•	n/r	•	•	•	•	Resilient flooring systems: For 50% of floor area receiving resilient flooring, ins resilient flooring complying with the VOC-emission limits defined in the 2009 Collaborative for High Performance Schools (CHPS) criteria or certified under the Resilient Floor Covering Institute (RFCI) FloorScore program. (13C.5.504.4.6)
Energy Efficiency: Demonstrate a 15% energy use reduction compared to 2008 California Energy Code,	parking for 5% of total motorized parking capacity each, or meet San Francisco Planning Code Sec 155, whichever is greater, or meet LEED credit SSc4.2. (13C.5.106.4)	•		n/r ncisco Planning	•	n/r	n/r	Environmental Tobacco Smoke: Prohibit smoking within 25 feet of building entries, outdoor air intakes, and operable windows. (13C.5.504.7.)
Title 24, Part 6. Meet all California Green Building Standards Code requirements	Designated parking: Mark 8% of total parking stalls for low-emitting, fuel efficient, and carpool/van pool vehicles. (13C.5.106.5)	•	Coc	le 155	•	n/r	n/r	Air Filtration: Provide at least MERV-8 filters in regularly occupied spaces of mechanically ventilated buildings. (13C.5.504.5.3)
(CalGreen measures for residential projects have been integrated into the GreenPoint Rated system.)	Water Meters: Provide submeters for spaces projected to consume more than 1,000 gal/day, or more than 100 gal/day if in	•	n/r	n/r	n/r	n/r	n/r	Acoustical Control: Wall and roof-ceilings STC 50, exterior windows STC 30, part walls and floor-ceilings STC 40. (13C.5.507.4)
Notes	building over 50,000 sq. ft. (13C.5.303.1) Air Filtration: Provide at least MERV-8 filters in regularly							CFCs and Halons: Do not install equipment that contains CFCs or Halons. (13C.5.508
 New residential projects of 75' or greater must use the "New Residential High-Rise" column. New residential projects with >3 occupied floors and less than 75 feet to the highest occupied floor 	occupied spaces of mechanically ventilated buildings (or LEED credit IEQ 5). (13C.5.504.5.3)	•	n/r	n/r	•	n/r	n/r	Additional Requirements for New A, B, I, OR M Occupancy Project Construction Waste Management – Divert 75% of construction and demolitie
may choose to apply the LEED for Homes Mid-Rise rating system; if so, you must use the "New Residential Mid-Rise" column.	Air Filtration: Provide MERV-13 filters in residential buildings in air-quality hot-spots (or LEED credit IEQ 5). (SF Health Code Article 38 and SF Building Code 1203.5)	n/r	•	•	n/r	n/r	n/r	debris AND comply with San Francisco Construction & Demolition Debris Ordinance. Renewable Energy or Enhanced Energy Efficiency
2) LEED for Homes Mid-Rise projects must meet the "Silver" standa including all prerequisites. The number of points required to achieve Silver depends on unit size. See LEED for Homes Mid-Rise Rating	ird,	4)	See C	BC 1207	•	n/r	n/r	Effective January 1, 2012: Generate renewable energy on-site equal to ≥1% of total annual energy cost (LEED EAc2), OR demonstrate an additional 10% energy use reduction (total of 25% compared to Title 24 Det 6 < 2009) OB
System to confirm the base number of points required. 3) Requirements for additions or alterations apply to applications received on or after July 1, 2012.								Part 6 2008), OR purchase Green-E certified renewable energy credits for 35% of total electricity use (LEED EAc



NES SHOWN HEREON ARE BASED UPON RECORD DATA NIEDE FINAL SURVEY OF THE PROPERTY. I HEREON IS FOR PLANNING PURPOSES ONLY. IERWISE SHOWN.	Kotas/ Pantaleoni Architects Antony A. Pantaleoni LEED AP 70 Zer Straef. Saite 200 Sin Francisco California 04107 1: 415 495 6885
N FEET AND DECIMALS THEREOF.	
WN HERE IS BASED UPON A FIELD SURVEY PERFORMED	
	Revisions By
EGAL DESCRIPTION DESCRIBED IN THE FOLLOWING GRANT DEED:	Planning Revisions 10.11.18 BM
997, DOCUMENT NUMBER 97-G269120-00, REEL H024 AT IMAGE 0092.	
I HEREON WERE PLOTTED FROM A COMBINATION OF CONDITIONS PERMITTING) AND RECORD INFORMATION E UTILITY COMPANIES AND ARE NOT INTENDED TO TIONS, THEREFORE, ALL UTILITIES MUST BE VERIFIED NITAL & VERTICAL LOCATIONS BY THE OWNER DESIGN OR CONSTRUCTION, NO RESPONSIBILITY IS GOINEERS FOR THE LOCATION AND CAPACITY OF SAID UTILITIES. SCRIPTION RE OBTAINED FROM THE BENCHMARK LOCATED AT CONGO STREET AND CROW CUT OUTER RIM SWI. SAID BENCHMARK IS BASED UPON CITY &	
OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY,	Y RESIDENCE = STREET 0, CA 94131
DATE:	NEW SINGLE FAMILY R 89 NORDHOFF ST SAN FRANCISCO, C
	Sheet Title: Project Info: SURVEY
TIVE PARCEL MAP SUBDIVISION OF THAT REAL PROPERTY BED IN THAT CERTAIN DEED DED ON DECEMBER 8, 1997 EEL H024 AND IMAGE 0092	Scale: As Noted Date: 3.20.15 Drawn By: MGG
STATE OF CALIFORNIA DATE: JUNE 2014	Job Number:
BARRY A. PIERCE MERICAN ENGINEERS & ASSOCIATES	6-714 Sheet:
SHEET 1 OF 1 AB: 6763, LOT: 1, ADDRESS: 95 NORDHOFF STREET	C1.0



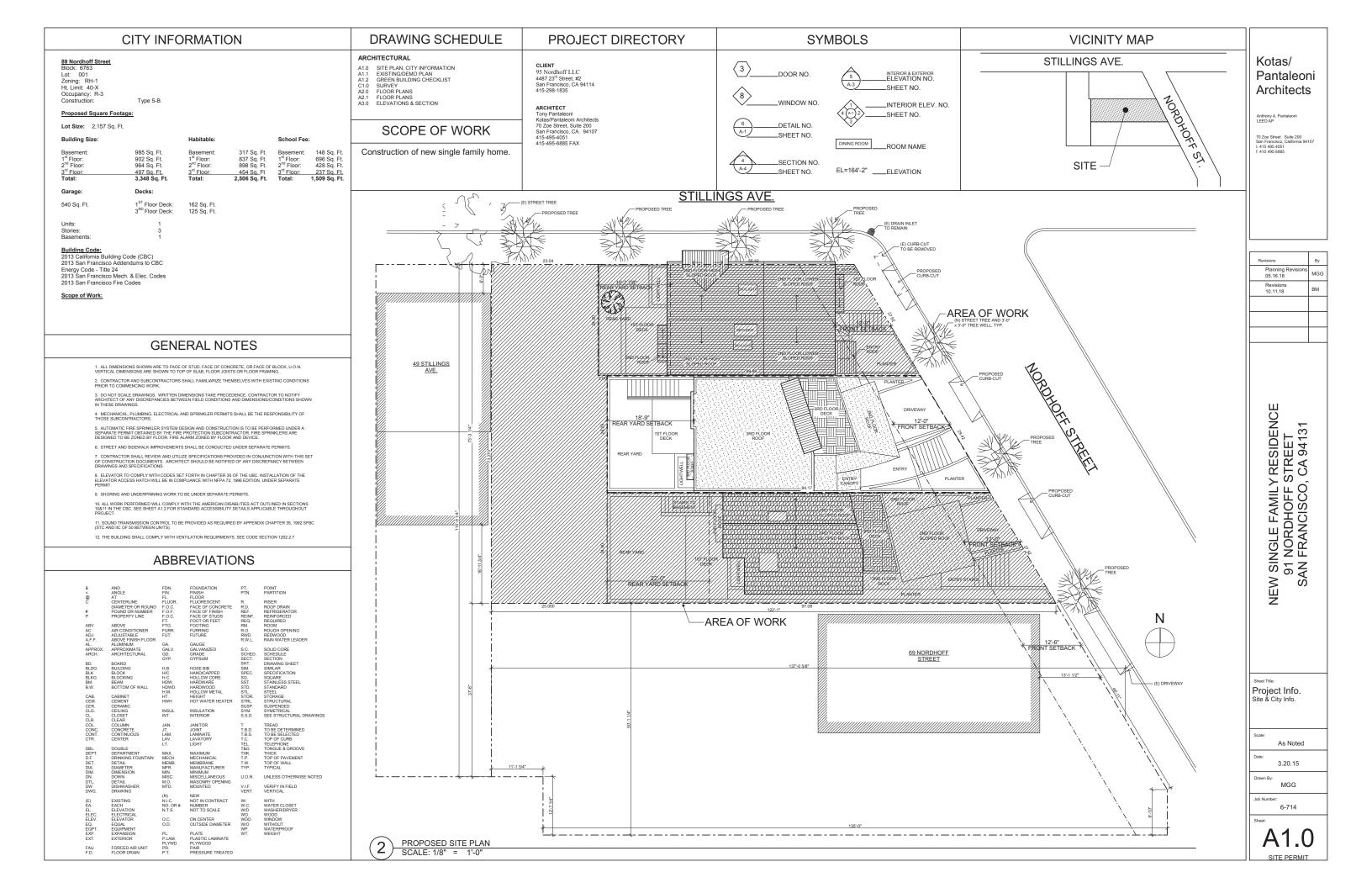


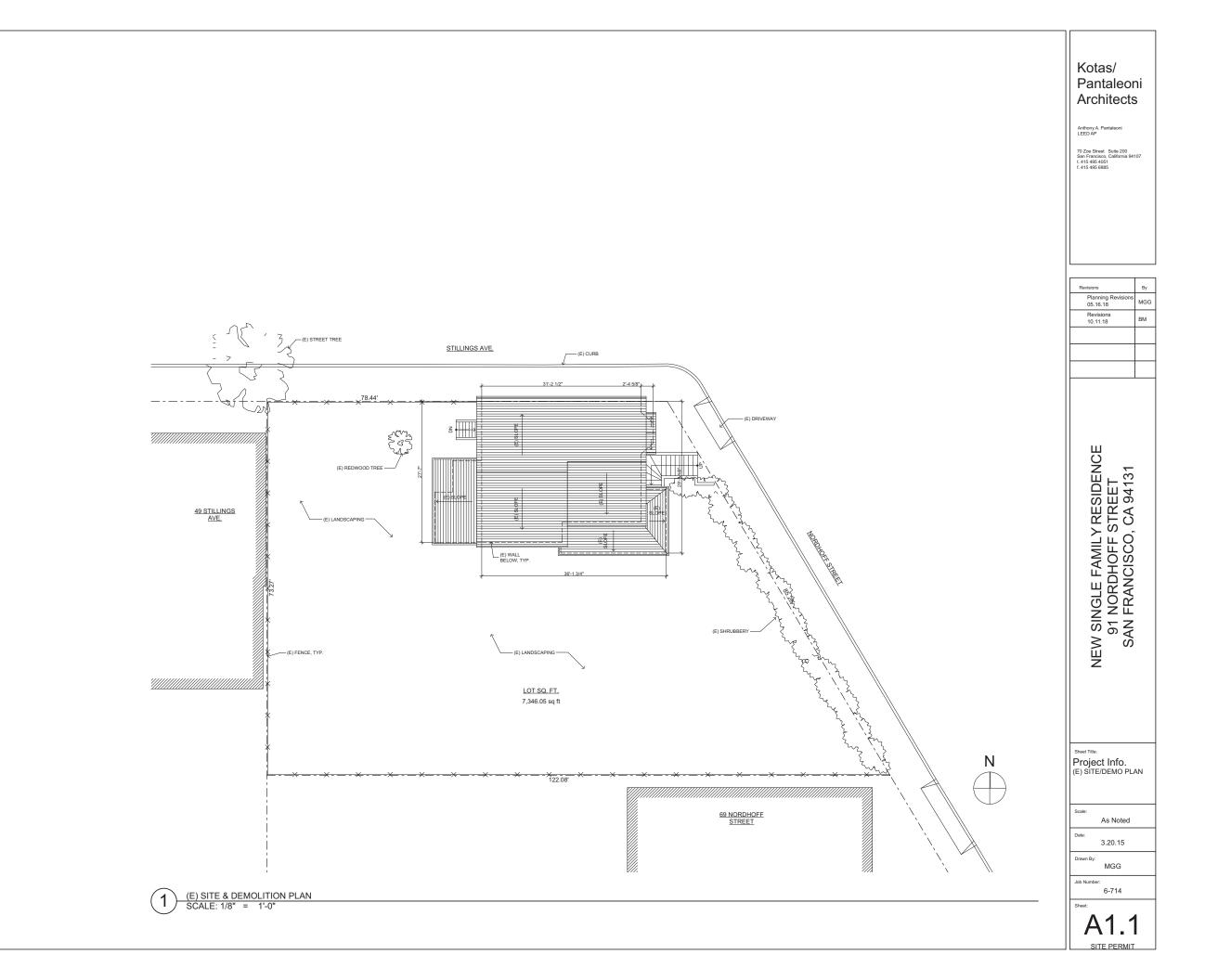


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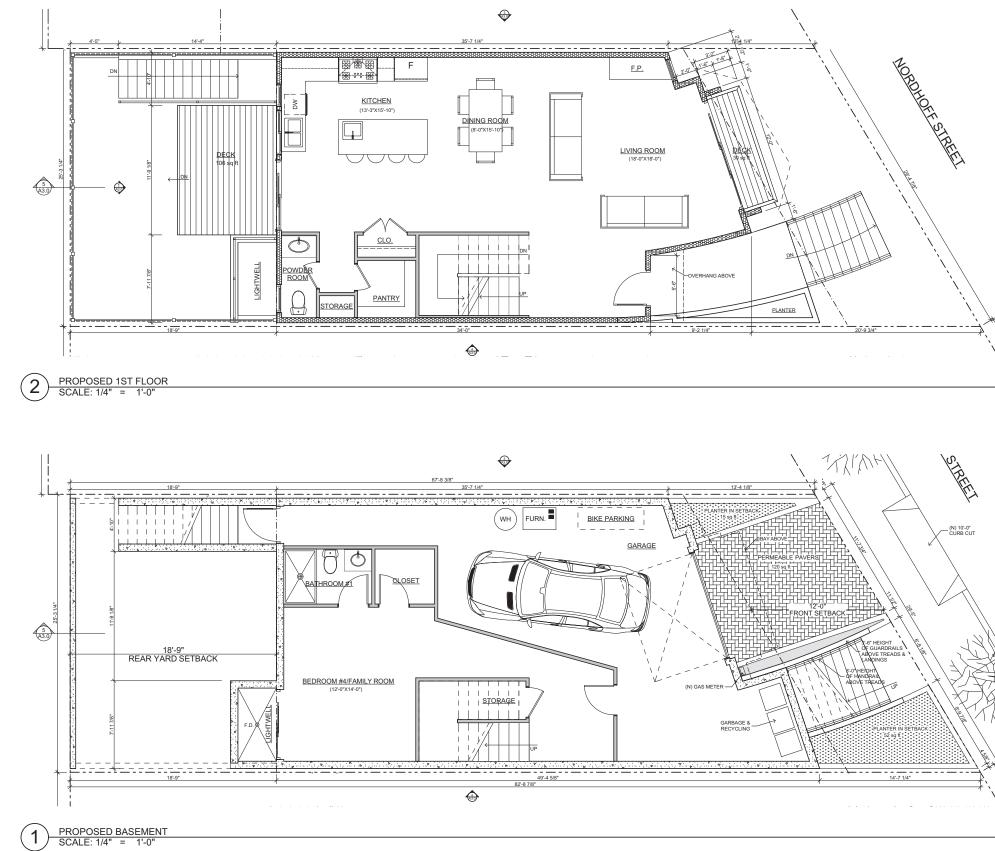






Project Name	Block/Lot	Address
NORDHOFF ST. & STILLINGS AVE.	6763/001	91 NORDHOFF STREET
Gross Building Area	Primary Occupancy	Design Professional/Applicant: Sign & Date
3,543 SQ. FT.	R-3	
# of Dwelling Units	Height to highest occupied floor	Number of occupied floors
1	35 FT.	4

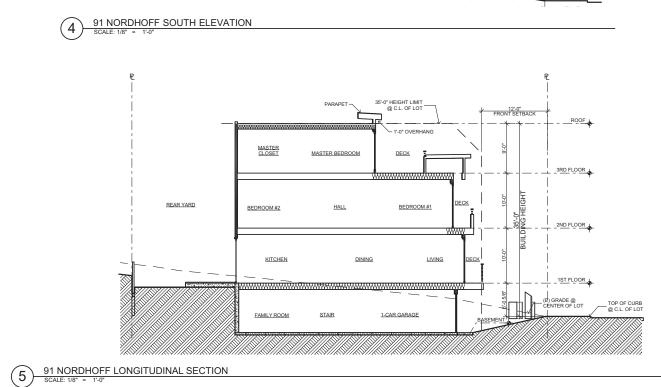
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	·		Address				AND (b) Indicate in one of the columns below which type of project is proposed. If applicable, fill in the blank lines below to identify the							t. 41 f. 41	
						numbe	number of points the project must meet or exceed. A LEED or GreenPoint checklist is not required to be submitted with the site								
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Normality Reput Status Outcome Status <		lon Plan	Type of Project Proposed (Indicate	e at right)								Residentia			
Image: Dep:DD: Storwater: Design: Guidelines Visiter: Structure: Visiter: Structure: Visiter: Structure: Visiter: Structure: Visiter: Vi			Overall Requirements:			I				1					
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Proposing a GreenPoint Rated Project (Indicate at right by checking the box.) Generate renewable energy on-site 21% of total annual energy cost (LEED EA2), OR compared to Title 24 Part 6 2008), OR Purchase Green-E certified renewable energy credits for 35% of total electricity use (LEED EA2). n/r n/r n/r n/r n/r n/r n/r n/r n/r Paints and California Code of Regulations Title 17 for aerosol adhesives. (13C. 5.04.4.1) • <td>GREENPOINT RATED P</td> <td>ROJECTS</td> <td>Renewable Energy or Enhanced Energy</td> <td>ergy Efficiency</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td>(13C.5.504.3)</td> <td>•</td> <td></td> <td></td> <td></td>	GREENPOINT RATED P	ROJECTS	Renewable Energy or Enhanced Energy	ergy Efficiency							(13C.5.504.3)	•			
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for low-emitting fuel efficient and carpool/yen nool yehicles	Code requirements CalGreen measures for residential project	s have	(13C.5.106.5)		•			•	n/r	n/r	Acoustical Control: Wall and roof-ceilings STC 50, exterior windows STC 30, party		• See CA T24		Sheet
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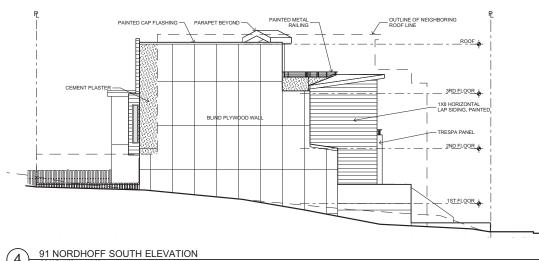


	Kotas/ Pantaleoni Architects Anthory A. Pantaleoni LEED AP 700 Zee Straet. Suite 200 Stee Francisco, California 94107 1. 415 495 6885
	Revisions By Planning Revisions MGG 05.16.18 MGG Revisions BM 10.11.18 BM
91 NORDHOFF FRONT SETBACK PLANTING REQUIREMENTS TOTAL FRONT SETBACK AREA IS 302 SQ. FT. THE REQUIRED LANDSCAPING IS 60 SQ. FT. (20%) THE LANDSCAPING IS APPROXIMATELY 67 SQ. FT. THE REQUIRED PERMEABLE AREA IS 19 SQ. FT. (60%) THE PERMEABLE AREA IS 19 SQ. FT. (60%) THE PERMEABLE AREA IS 19 SQ. FT.	NEW SINGLE FAMILY RESIDENCE 91 NORDHOFF STREET SAN FRANCISCO, CA 94131
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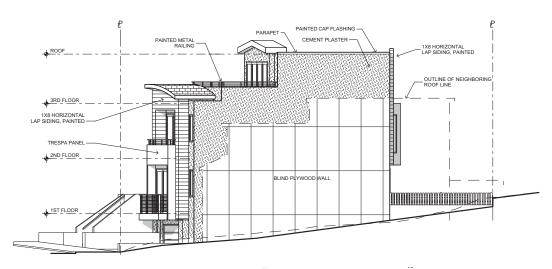


		Kotas/ Pantaleoni Architects Arthony A. Partaleoni LEED AP 70: Zoo Street. Suite 200 San Francisco. California 94107 L 415 495 4051 t. 415 495 6885
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`		NEW SINGLE FAMILY RESIDENCE 91 NORDHOFF STREET SAN FRANCISCO, CA 94131
		Sheet Title: Floor Plans 2ND, 3RD
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Previous Design

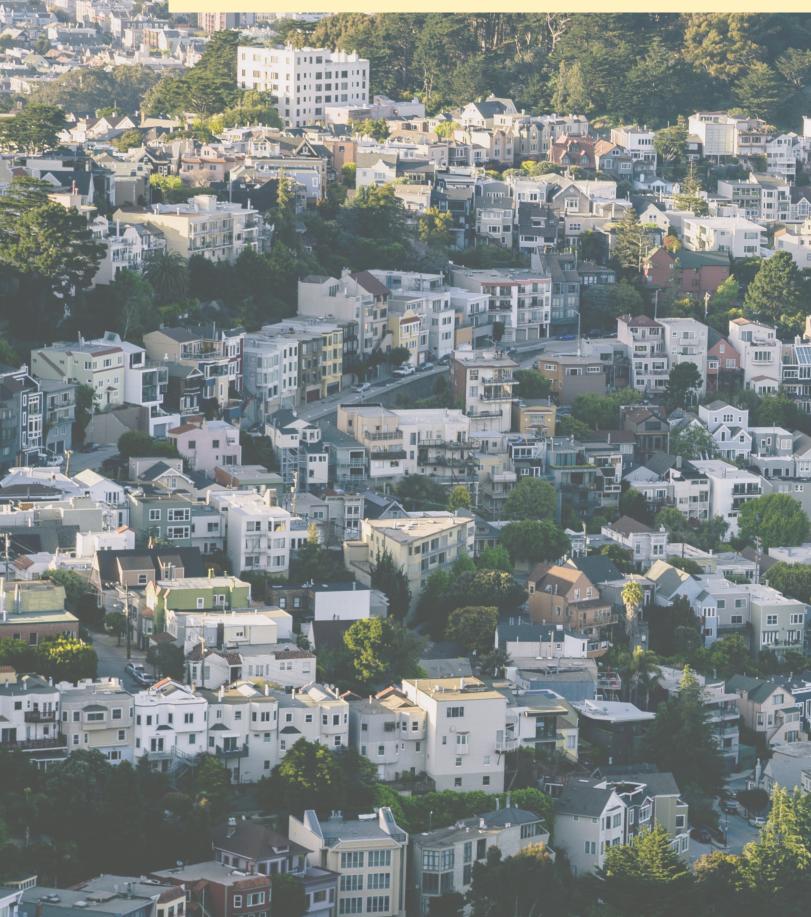
Revised Design



Exhibit C

95 Nordhoff

A Vision For San Francisco Families



INDEX

This report begins with the following Executive Summary followed by sections as follows:

Торіс	Tab
1. The subdivision and physical parameters considered with slope map	Lot Split
2. The architectural design of two new homes and the proposed remodel of 95 Nordhoff	Proposed Development
3. A sampling of images of homes within the vicinity of the project which demonstrate the varied and extreme building styles of the area	Survey
4. Civil Engineer Fred Allen's report on the feasibility of placing Accessory Dwelling Units on the property	Civil Engineer Report
5. Fire Safety Engineer Todd LaFarge's report on egress safety issues presented by Accessory Dwelling Units	TLB Report
6. Report of Certified Microbiologist Cheryl Pearce of Mold Busters on environmental issues present in the heavily shaded rear yard that may lead to health issues	Environmental
7. Arborist Rob Weatherill's report on the detrimental impact building Accessory Dwelling Units would have on the coastal redwood that must remain	Arborist Report
8. Adele Della Santina's report on the feasibility of building Accessory Dwelling Units with discussion of additional implications	Land Use
9. Signatures of neighbors and letters in support of the project as a four lot subdivision with two new homes	Signatures
10. Façade images of homes presented by the Slope Map for perspective on the neighborhood and the transition this project provides to transition neighborhood styles	Appendix

95 Nordhoff Street sits at the intersection of San Francisco's Glen Park and Sunnyside neighborhoods between a small plateau of the San Miguel Range to its west and Martha Hill to its east.ⁱ¹² This larger than average residential parcel was once part of Rancho San Miguel and a dairy family's residence at the turn of the 20th Century when destroyed by the 1906 Earthquake.ⁱⁱ

John Kaufman purchased 95 Nordhoff in 2014. At the time, the 63-year-old real estate agent and bachelor envisioned an opportunity to create his own San Francisco legacy by adding three additional single-family homes to the bare land surrounding the his home. The newbie developer had the energy and will to see the project to fruition. At the same time, his novice eagerness led him down a long path of unexpected setbacks, which stymied his dream and placed both he and the project in financial jeopardy.

The property's side and back yards present several natural surface and subsurface water transition paths from Melrose Avenue and Congo Street en route to Islas Creek which may explain its ranching and dairy use. The current home was built circa 1908 and appears both Vernacularⁱⁱⁱ and "well-aged" akin to other farm and ranch houses of similar age that exist in Northern California's coastal ranges. Moreover, its gradual reduction from a large ranch property to a larger-than-average residential property (85.26' x 122.08' x 73.25' x 88.46')^{iv} is consistent with decades of urban sprawl seen across San Francisco since its birth which may provide an explanation why the land was not previously developed as other lots on its block that are generally 25 feet wide and/or irregularly shaped.^v

These issues presented concerns for the developer and the architect and explains why houses are presented at the higher elevations on the western Nordhoff Street side and proposed excavations run closer to the front of their street rather than the rear towards Congo Street. In essence, water runs from the South by Southwest side of the lot to its North by Northeast side between the coastal redwood that will be preserved under this plan and the existing house.

While it is difficult to determine the exact paths without costly testing which may not present accurately as the area is significantly covered with built housing, a slope map has been prepared which generally shows the overall slope of the lots on the map.^{vi} The slope map demonstrates that the geologic topography in the area presents a significant challenge for owners and developers working in the area. It also appears that many of the odd shaped lots may have been so cut to address the physical features encountered in this hilly area of the San Miguel Range and Martha Hill.

Regardless of the water and drainage constraints, Mr. Kaufman's initial proposals to the City and County of San Francisco demonstrated his naiveté and were met with traditional opposition from neighbors and historical societies. These primary issues included what to do with the large

¹ End-notes for this report are on the rear inside cover for quick reference.

² Information contained on the slope map should not to be considered absolutely accurate. It has been estimated where necessary and appropriate for clarity and to avoid any concern regarding an invasion of privacy. For example, the inclusion of satellite imagery of fenced areas surrounding homes and pictures of at the rear of their lots or otherwise camouflaged away from street view by foliage, fencing or other barriers.

coastal redwood immediately behind his home and the possibility that the house may be historically significant as some neighbors had asserted^{vii}.

Mr. Kaufman engaged arborists and obtained a permit to move the coastal redwood within the property to address this issue.^{viii} He also retained a City recommended historian who concluded that the property is not within a historical district, that it was a "vernacular" house having been modified with multiple additions over the years and has no historical value.^{ix}

Regardless of his success on these issues, Mr. Kaufman re-worked his architectural plans and proposed subdivision to create lots and single-family homes and preserving the redwood while eliminating the haphazard design of his house and establishing one consistent with a building of first construction.^x These plans were re-submitted to the San Francisco Planning Department in 2018^{xi}

The 2018 plans have now been modified following hearing before the San Francisco Planning Commission on April 11, 2019 after significant participation by the Honorable Commissioners, members of San Francisco Planning Department and the public.^{xii} Notable issues presented at this meeting included:

(1) The feasibility of including Accessory Dwelling Units or ADUs at the rear of the four proposed lots or, if only three lots were approved, at the rear of three lots.

- (2) Character of the proposed façades including front yard setback and perceived height.
- (3) Housing Density and Traffic Congestion

The ADU issue will be presented up front as it appears the single greatest concern for all involved. It reflects upon the City's concern for additional housing and design and the neighbors concerns over density and traffic.

Mr. Kaufman and his development team took these issues to heart and engaged in a multi-month effort that surveyed the area, investigated the possibility of implementing ADU's on any of the currently proposed sub-division and even if feasible if only three lots were approved that faced Nordhoff Street.

The survey required multiple site visits of the neighborhood coupled with review of satellite imagery from by Google Maps and City records. Images of virtually every home in the area for consideration and these are presented in the concurrently submitted Appendix (which includes an upfront index of the homes and a more detailed Excel spreadsheet which details the location; overall slope and lot dimensions of each surveyed lot. (Note: all pictures were taking from the sidewalk across the street from the residences for both privacy and a consistent perspective).

Initial observations from this study were the following: (1) virtually no lots in the area remain undeveloped; (2) the vast majority of these properties have at least one zero lot line clearance with their neighbor and significant portion have zero lot line clearance on at least two sides – this number jumps dramatically if anything less than five feet is considered zero clearance; (3) that

After the survey was completed, Mr. Kaufman engaged a civil engineer, a fire protection engineer, a certified arborist, a mold expert and a top-producing realtor with two decades of elected and appointed government service in land use planning to elicit whether ADUs were feasible under either lot split scenario. Note: All of these reports and opinions are provided in the following pages for your review.

The Civil Engineer, Mr. Fred Allen a Principal Engineer at CSG Consultants, Inc. (CA RCE #20702), raised several key points following his site visit, investigation and review of Advanced Tree care's arborist report by Mr. Weatherill and the Mold Buster's report of Cheryl Pearce

His statements and observations confirm the surface, and likely subsurface, water drainage issues that are visually evident to anyone conducting an onsite visit to the rear and side of the property – that <u>Accessory Dwelling</u> Units may be feasible but not until the effects of the single family homes are experienced and certainly not at the street frontage where the coastal redwood currently sits.^{xiii}

The fire protection engineer, Mr. Todd La Berge of TLB Fire Protection Engineering (CA License #1500) expressed concerns regarding access for both fire protection and more importantly emergency situations. In pertinent part, Mr. LaBerge correctly states that, "applicable regulations must be applied in a general sense while also accommodating for the uniqueness of certain properties and localized conditions. Variables such as access, property dimensions and arrangement, relative slope, and usable footprint all must combine to crate a safe and habitable environment."^{xiv} The egress issues presented by this awkwardly sloped lot were considered and Mr. Laberge concluded as follows:

With regard to the specific lots and properties noted above, and whereas the provision of ADUs is an excellent housing solution in general, it is my professional opinion as a licensed Fire Protection Engineer in the State of California that placing ADUs in the rear portion of *these specific lots* mentioned herein, creates a level of risk that is unnecessary for the occupants of such an ADU, and for first responders. The overall impact to the reduction of the housing shortage by providing three additional ADUs within the city as-a-whole, vs. the level of increased risk to life safety of the potential occupants of the ADUs, is a path that should not be pursued.^{xv}

Ms. Cheryl Pearce of Mold Busters presented another concern from a building design perspective and she concluded that the necessity of subterranean floors to comply with City building ordinances would not only present a moisture and darkness issues, but create undesirable living spaces.^{xvi}

The arborist report was prepared by Rob Weatherill and discusses the general health of the coastal redwood behind the house at 95 Nordhoff. This report states that any ADU placed next to the tree would likely kill it and must not be done if the tree is to stay.^{xvii}

In a final effort, Mr. Kaufman retained Adele Della Santina, former Mayor, Councilmember, Planning Commissioner and Board of Design Commissioner for the City of Belmont, who sat as Chair and Boardmenber on the San Mateo County Transportation Authority working on land use issues that included the Bart to SFO project, Transit Orientated Developments and Pedestrian Orientated Developments. Ms. Della Santina weighed in on the project from her perspective as a land use specialist and highly successful professional realtor of over 30 years.^{xviii}

Her report investigated the general architecture of the blocks immediately surrounding 95 Nordhoff; the feasibility of building ADUs on the property; and the marketability for homes with ADUs and the implications that rent controls have upon would be purchasers. Her report concluded that the property is not fit for any marketable Accessory Dwelling Unit at this time. She also provided insight with regards to concerns over personal desire, financing and egress issues that would concern purchasers and lending issues that may prevent a sale of the property if ADU's were placed upon it as a condition of this development.

The following pages of this presentation include a slope map diagram and discussion of the logic behind the proposed lot split; the proposed design of the two new single-family homes and update of the current house in light of the surrounding neighborhood homes; and the reports of the experts noted above; a pictorial section reflecting the vernacular building designs of homes in the immediate area around 95 Nordhoff; and a final section in the form of over 100 favorable signatures and letters of support for the project.^{xix}

A concurrently updated and filed Appendix is also provided which includes the pictures taken during the survey and a detailed summary of overall slope; zero lot line clearance and the size of the lots that form the survey.





89, 91, 95 April 2019



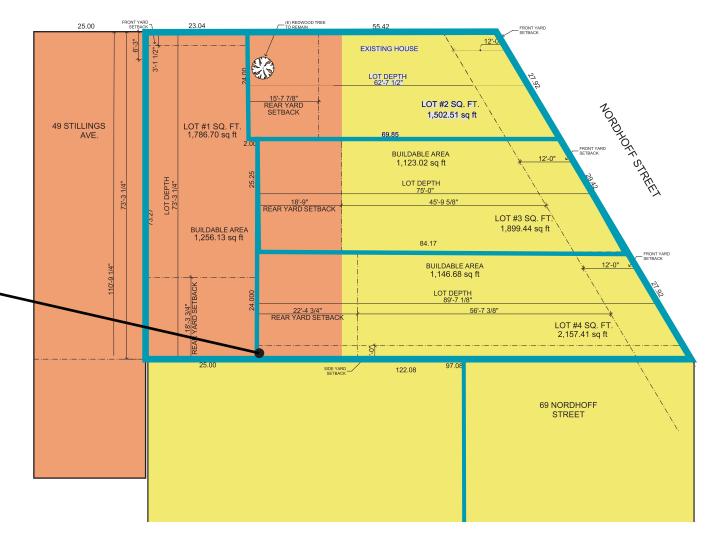


89, 91, 95 Nordhoff Revised





STILLINGS AVENUE



To address the physical features of the land at issue a creative effort has been made to present four lots seeking minor variance from the City's minimum required lot width of 25' as follows:

Address	Width	Frontage
95 Nordhoff	24'	27.92'
91 Nordhoff *	25.25'	29.42'
89 Nordhoff	24'	27.92'
Stillings **	23.04' (Front)/25' (Rear)	23.04'

* 91 Nordhoff is proposed as a conforming lot

** This lot is non-conforming at the street solely to accommodate the coastal redwood at the rear of 95 Nordhoff Street to prevent overlapping ownership.

As Nordhoff Street does not run at 90 degrees to the principal lot all three proposed lots on Nordhoff would result in facades that will visually present the homes proposed on the sites to the public view as exceeding the minimum width of 25'.^{xx} In addition, all Nordhoff Street homes will maintain the correct rear-yard setback for its R1 zoning classification that will preserve greening and daylight plane down the central area of the block. At the same time, the proposed Stillings lot will be reserved for possible later development once impacts presented by the now proposed homes can be further examined. It is hoped that this phasing of development will appease any opposition that may perceive a rapid density increase even though the proposal is to remain with an R1 zoning classification.

Proposed Development

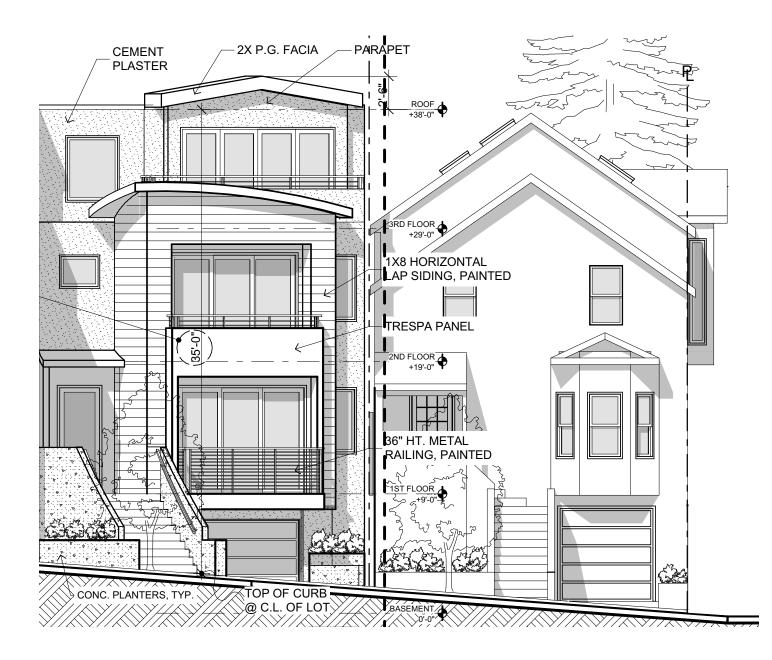
The Planning Commission meeting on April 11th raised concern over the perceived height from the street and overall design for the neighborhood. 95 Nordhoff falls toward Nordhoff Street and Stillings Avenue. As such we can agree that the Commissioners were correct to note that the homes on Nordhoff would present a taller image from the street - especially to those used to seeing bare land on the property. To address this issue, we implemented design changes to the top floor of the two new homes to reduce perceived massing and height as follows:^{xxi}

Address		Top Floor Setback	Top Floor Square Footage
	Original Design:	14 Feet	646 Square Feet
	New Design:	24 Feet	497 Square Feet
	Original Design:	12 Feet	654 Square Feet
	New Design:	16.5 Feet	520 Square Feet



On the design of these two homes we conducted the previously referenced Survey. Select photos of homes included in this survey follow the expert reports and the full set of surveyed homes can be found in the separately submitted Appendix. The results clearly show that the decades long build-out of Sunnyside and Glen Park lots on the western slope of Martha Hill has been without any significant pattern or practice.^{xxii}

Moreover, when the facades for the new home proposed at 89 and 91 Nordhoff and the remodel of 95 Nordhoff were considered with those on the adjacent block where Stillings transitions into Martha Avenue there can be no doubt that the designs are consistent for this portion of the neighborhood and will offer a harmonizing transition between the two styles of architecture.^{xxiii}



95 Nordhoff



95 Nordhoff Revised



89 Nordhoff Revised



91 Nordhoff Revised



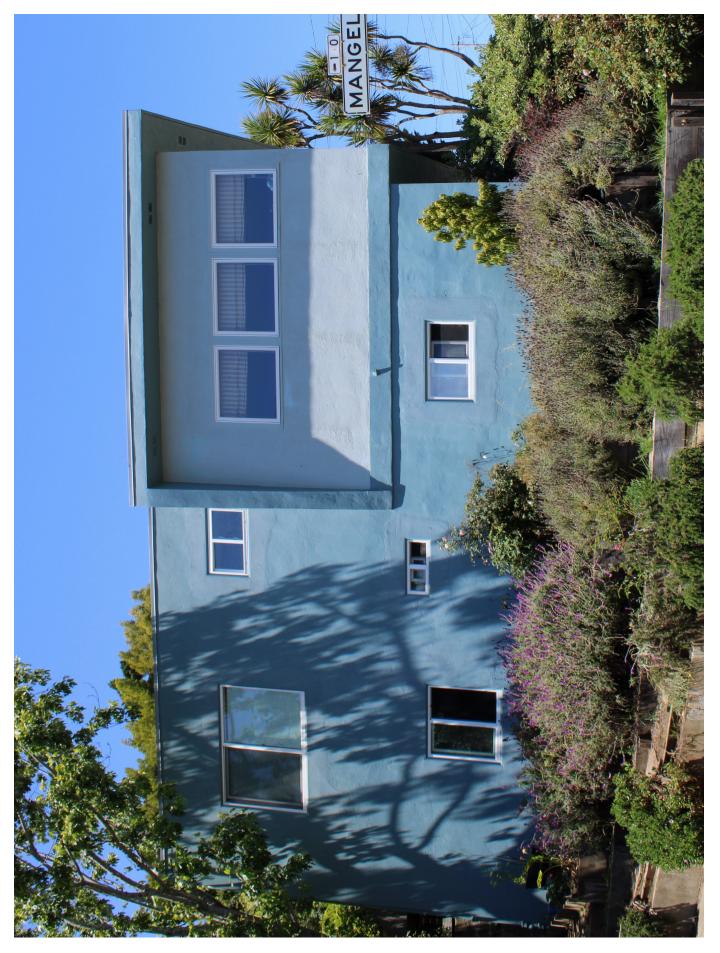
Houses of the Neighborhood Norm



Frontage Photo

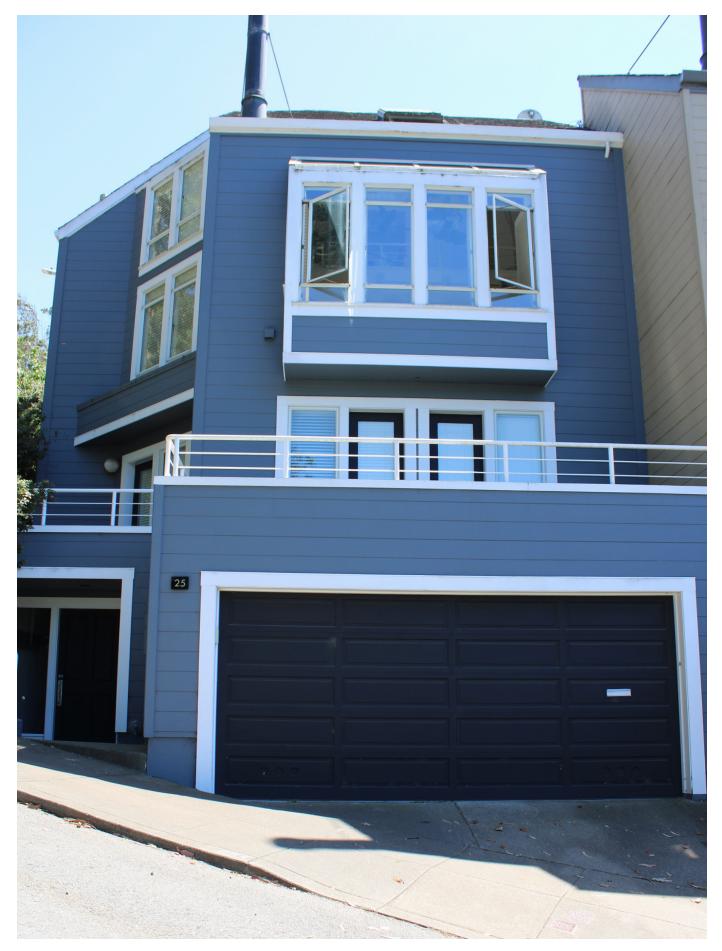
Multiple Photos

1 Nordhoff

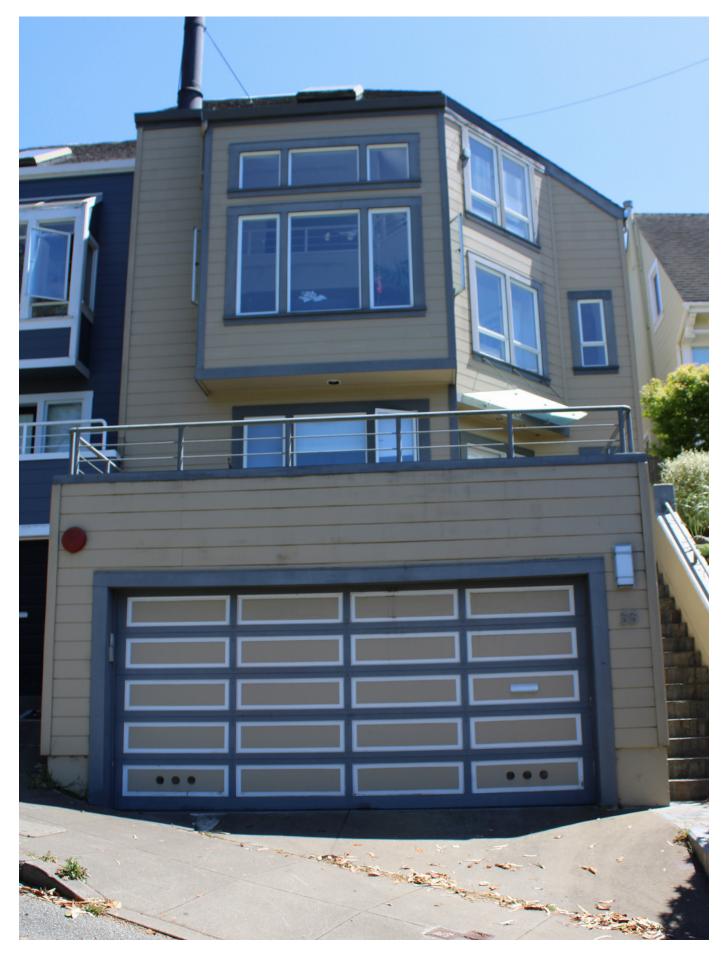


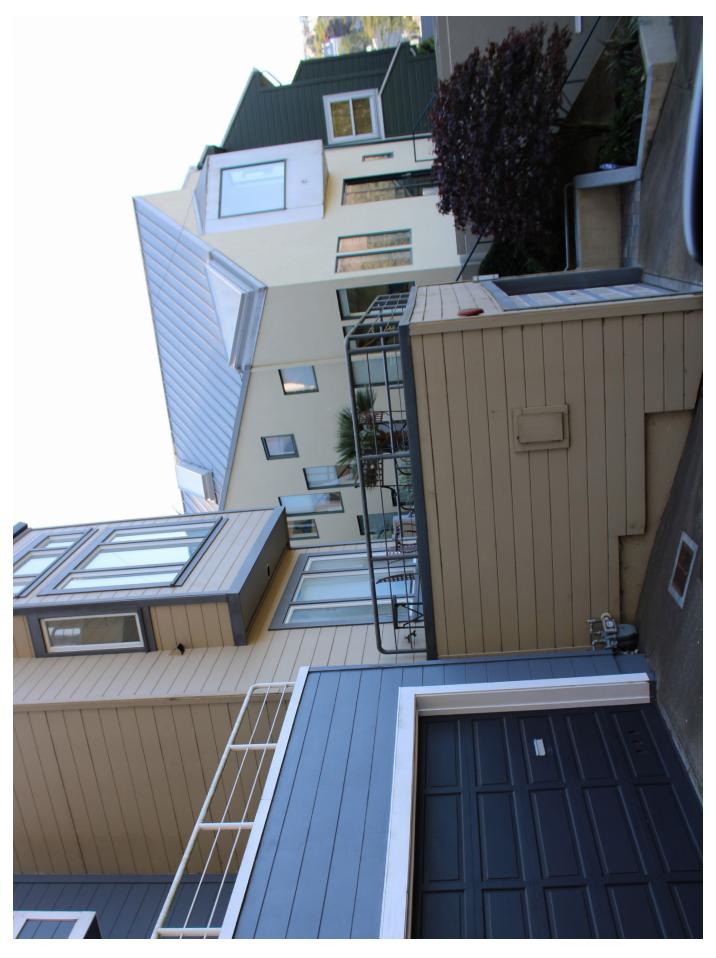
1 Nordhoff



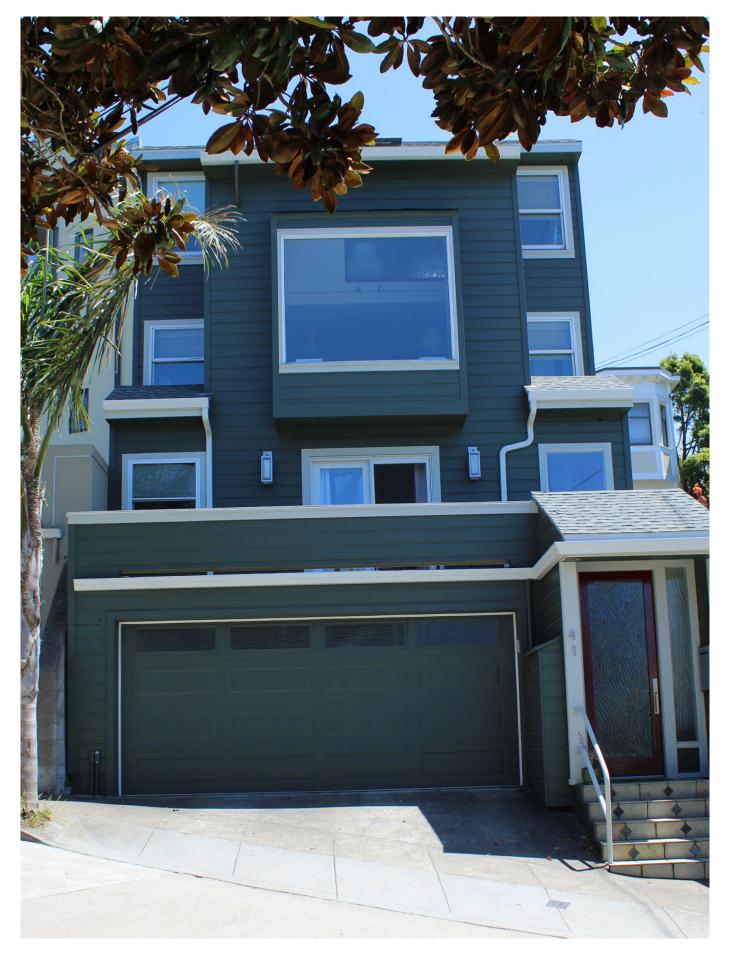






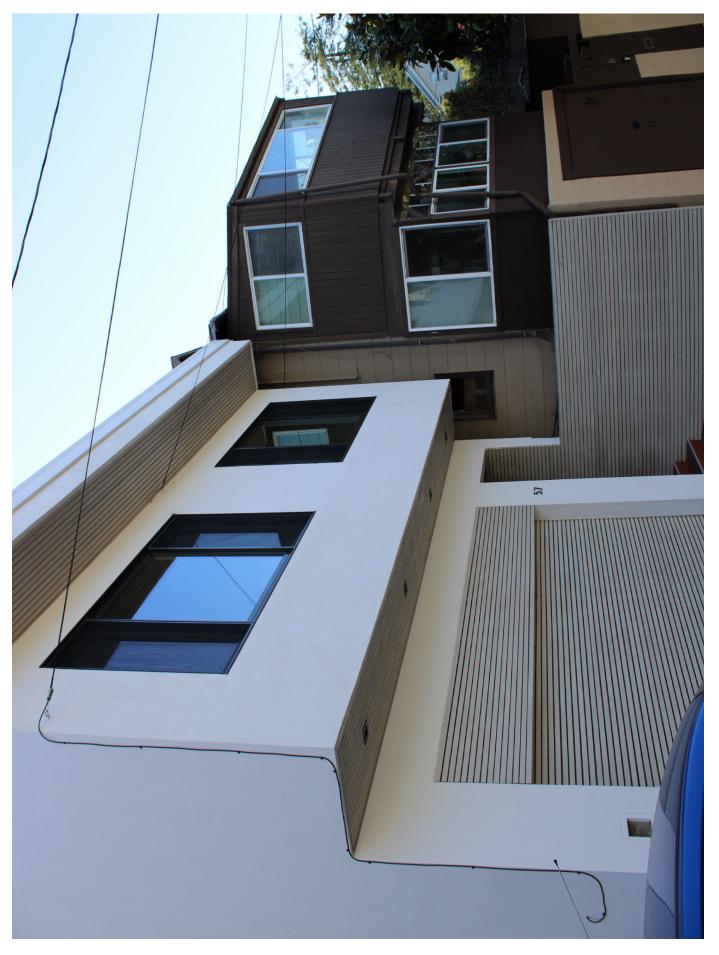






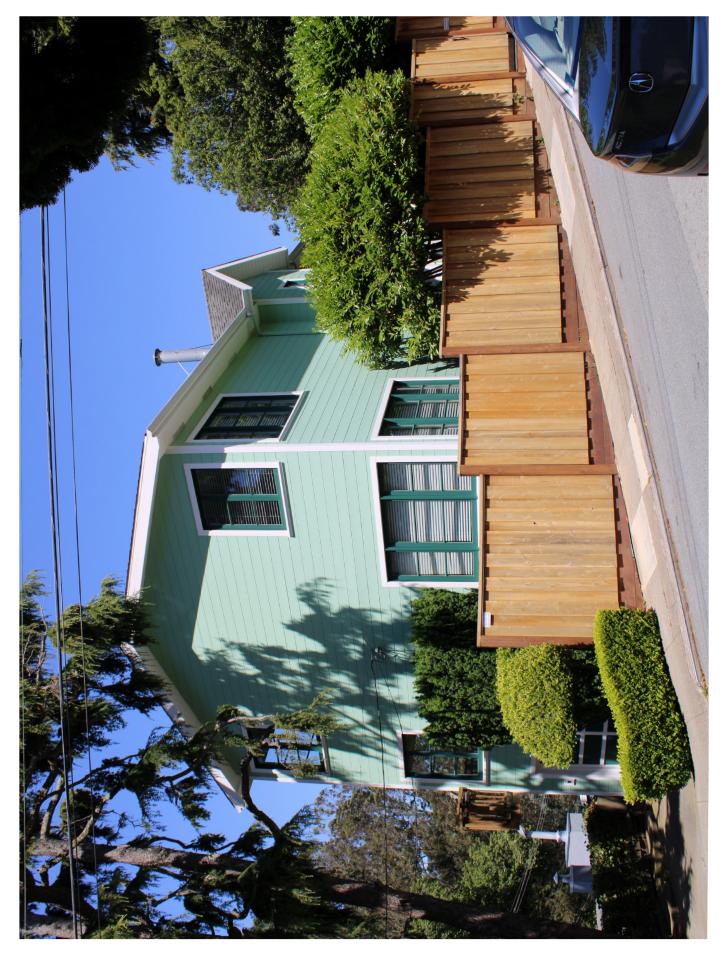


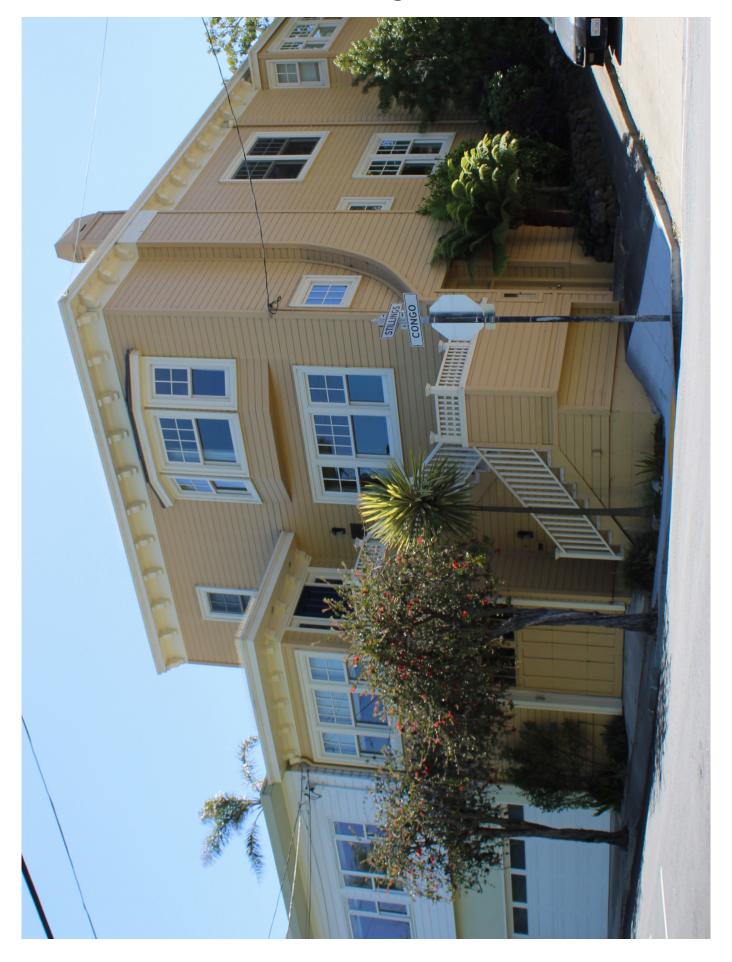


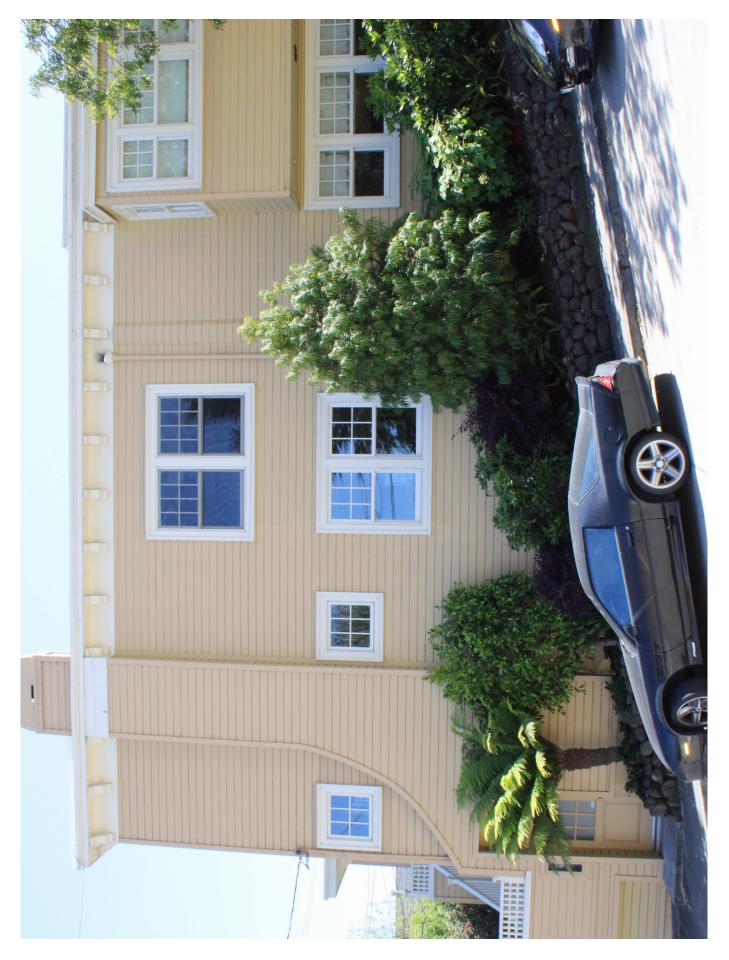


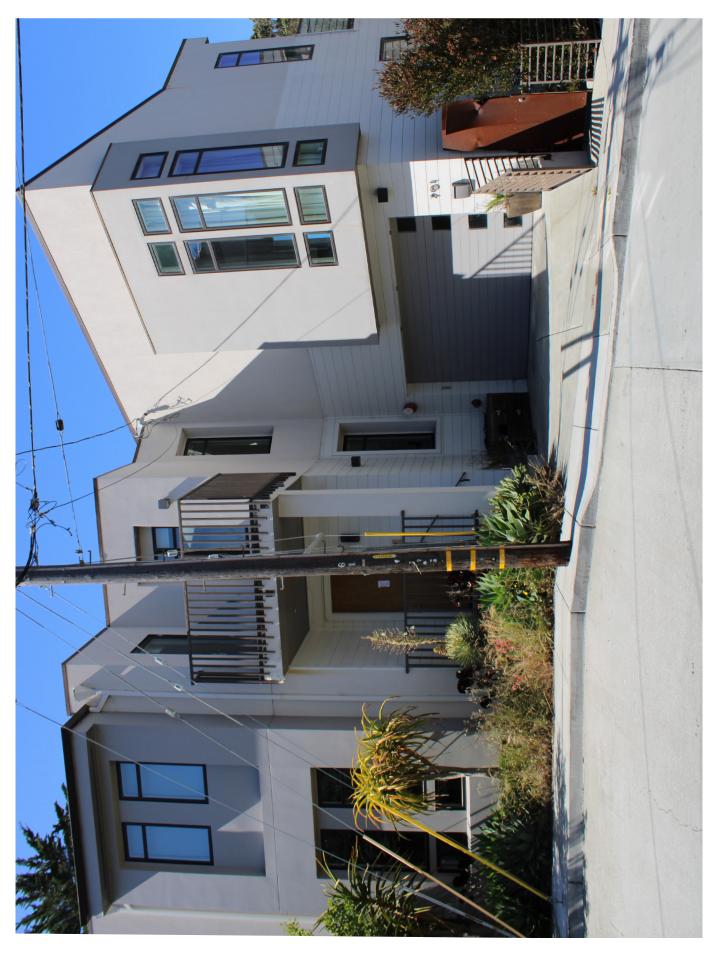


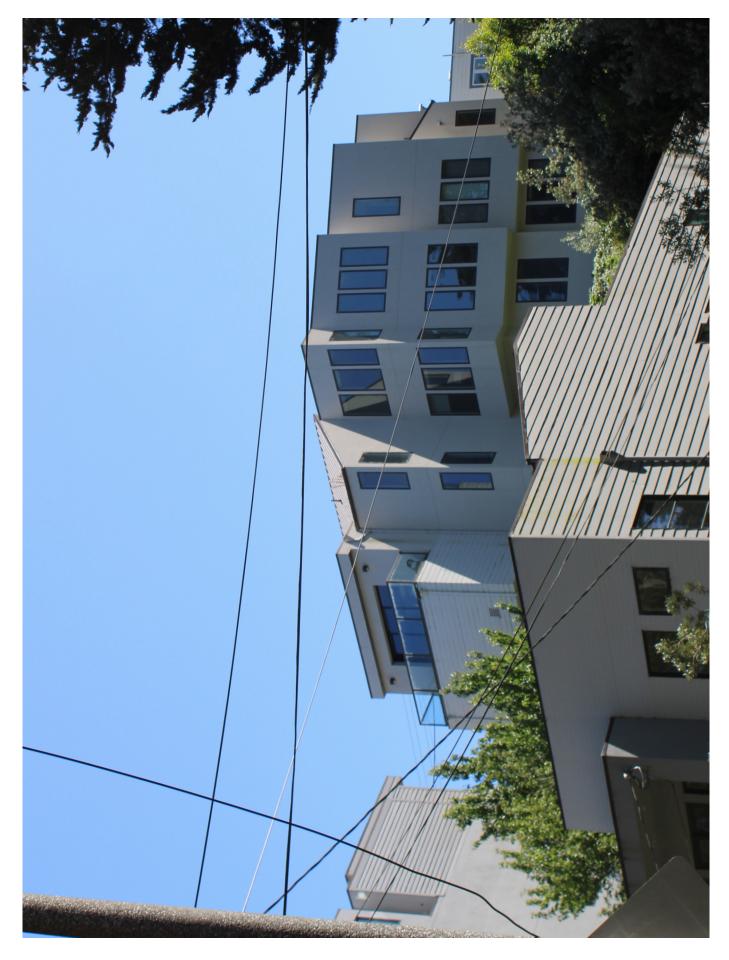


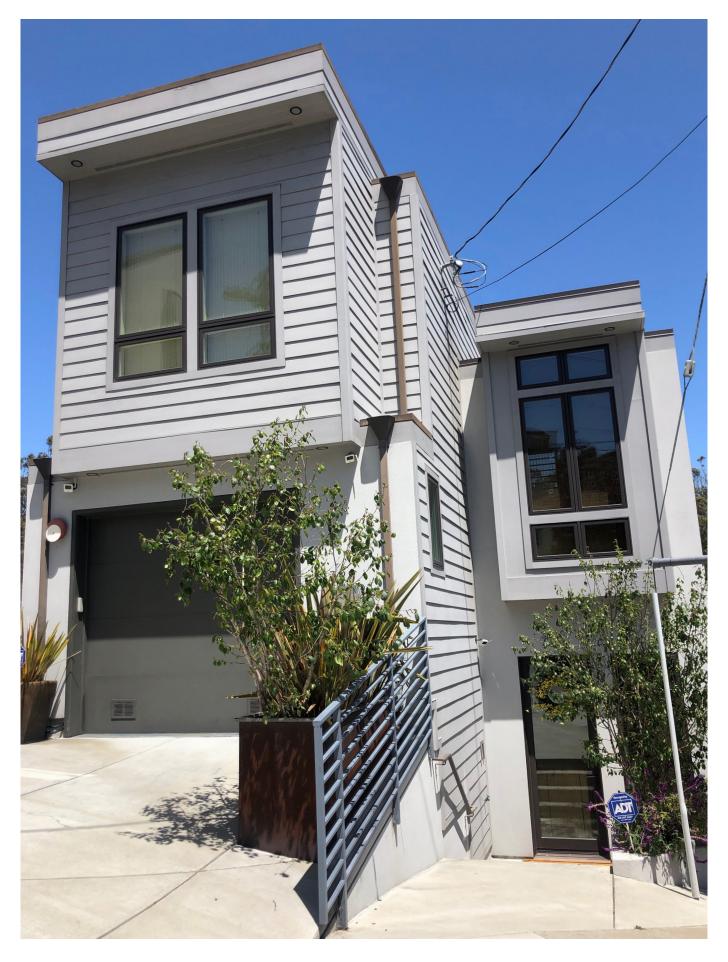


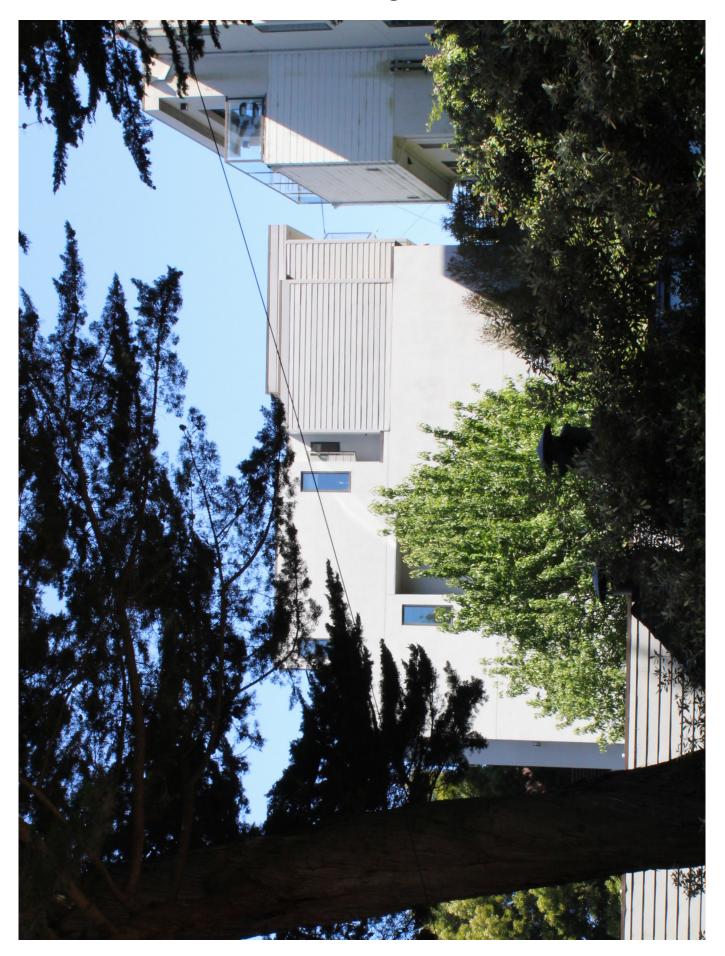


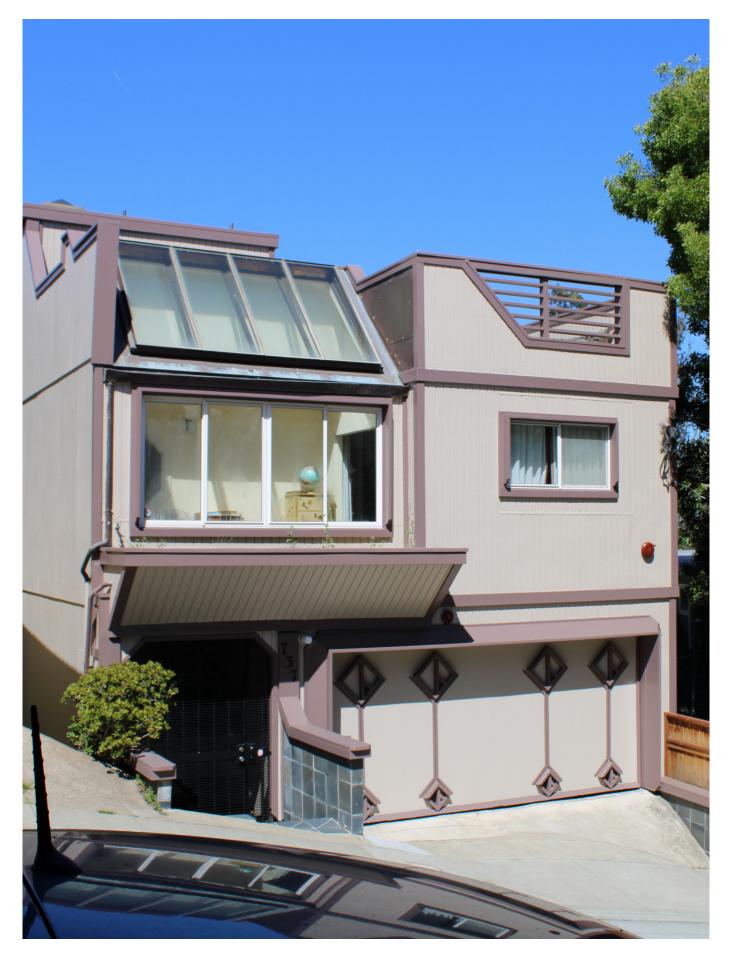


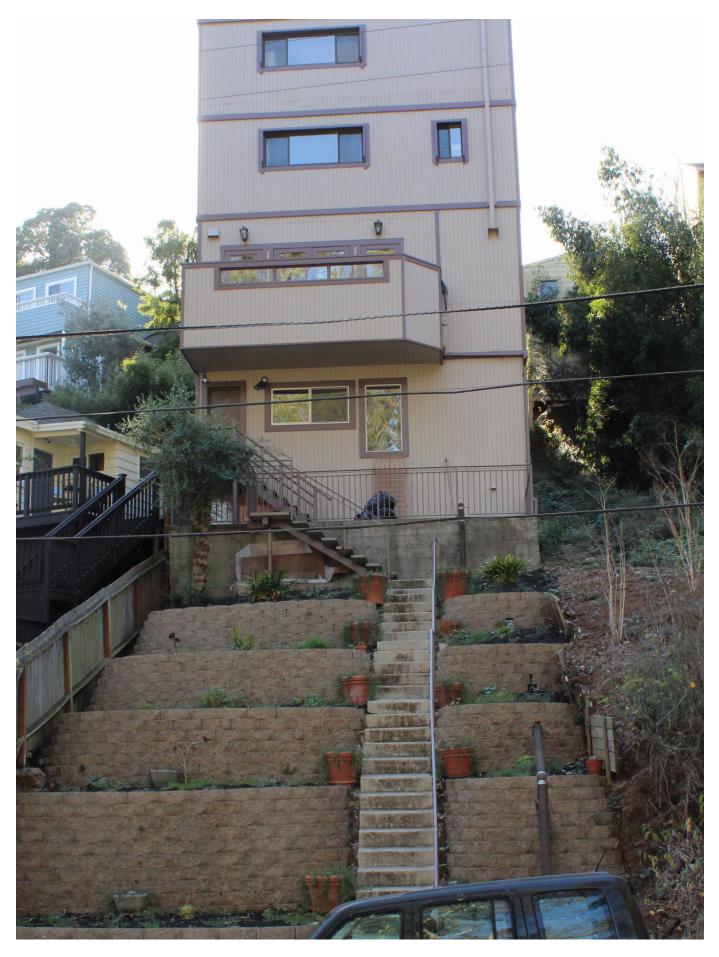




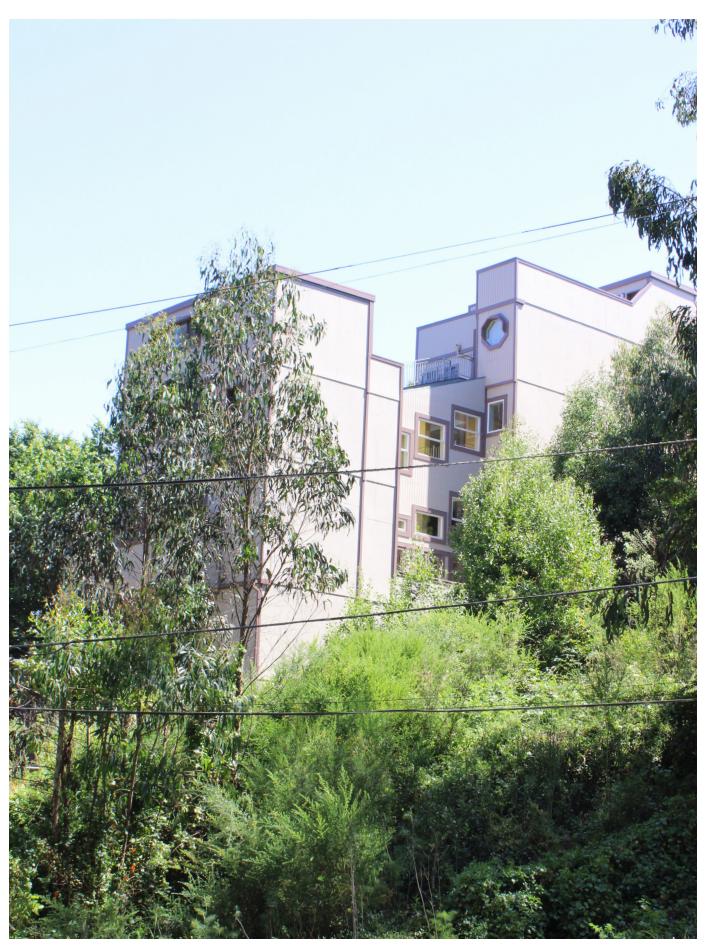




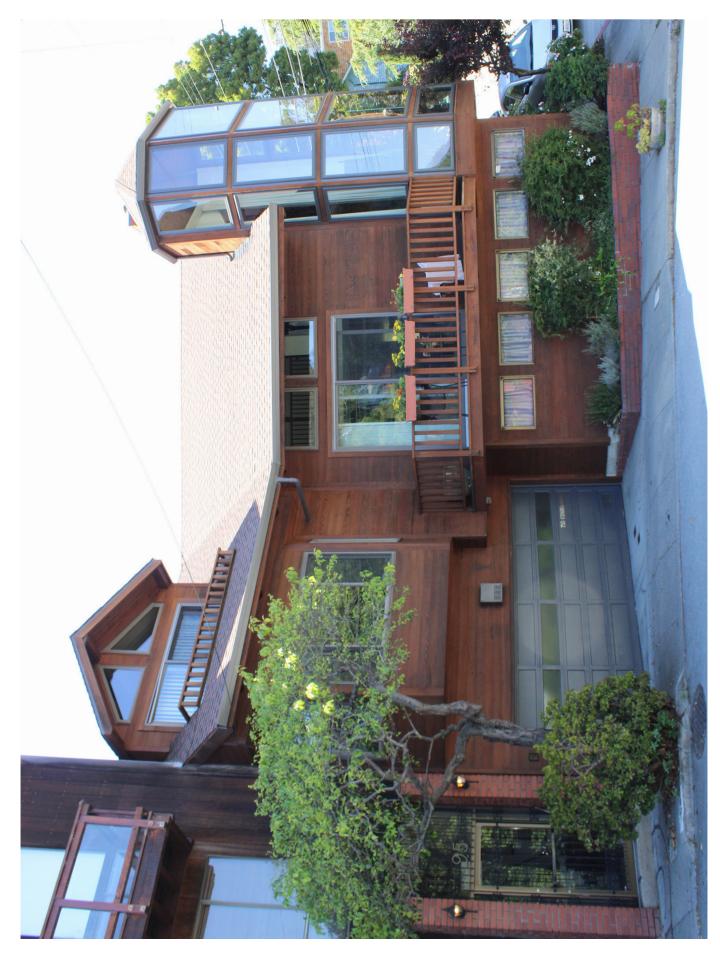




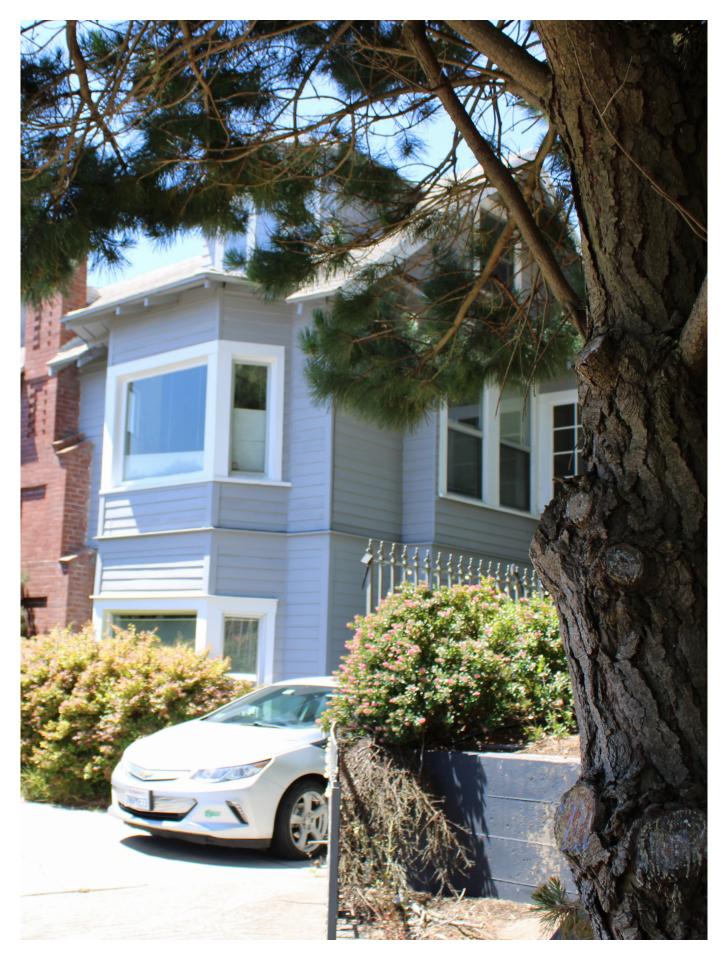




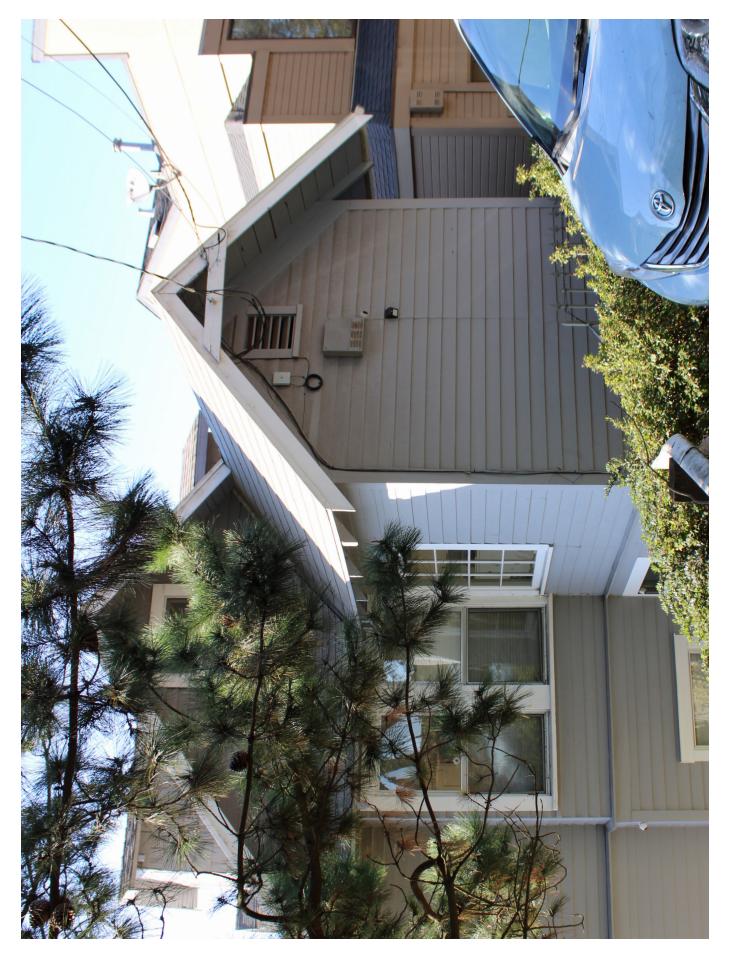


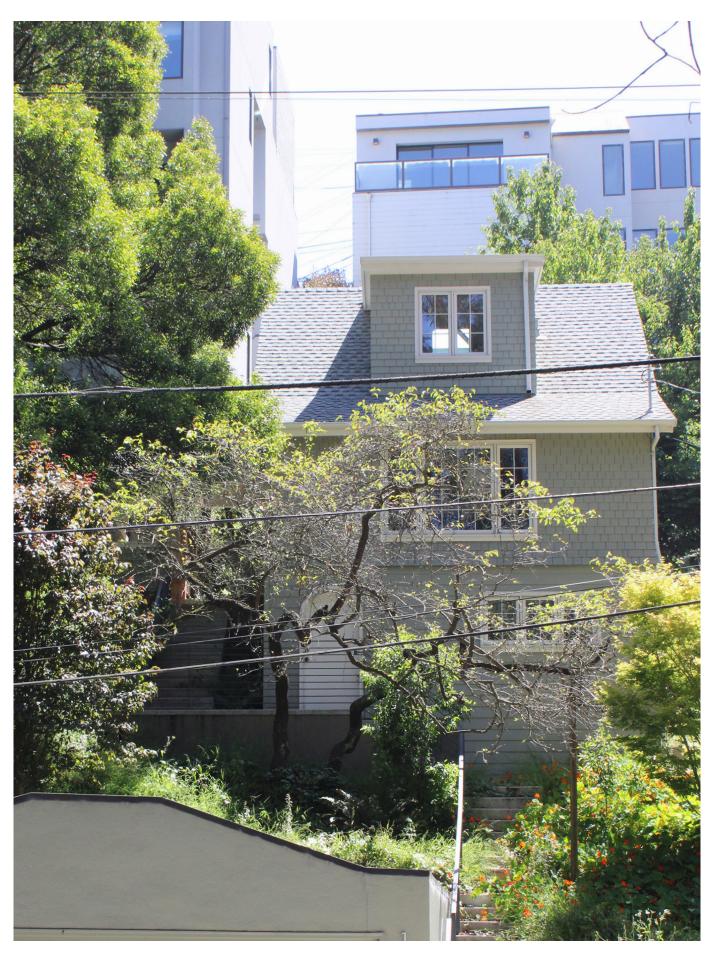


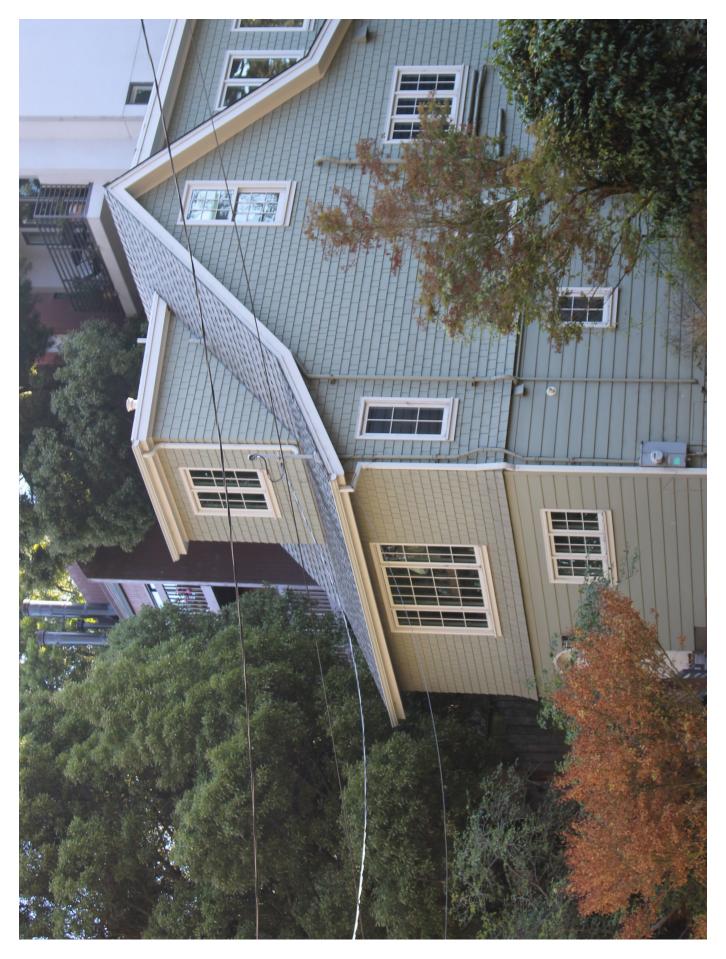
433 Baden

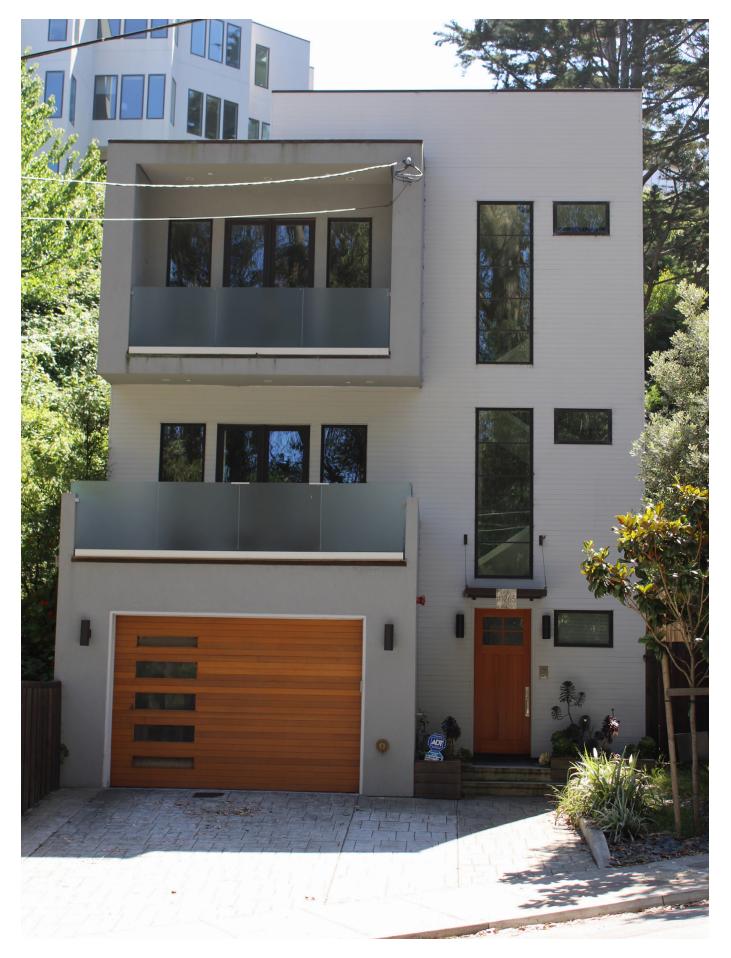


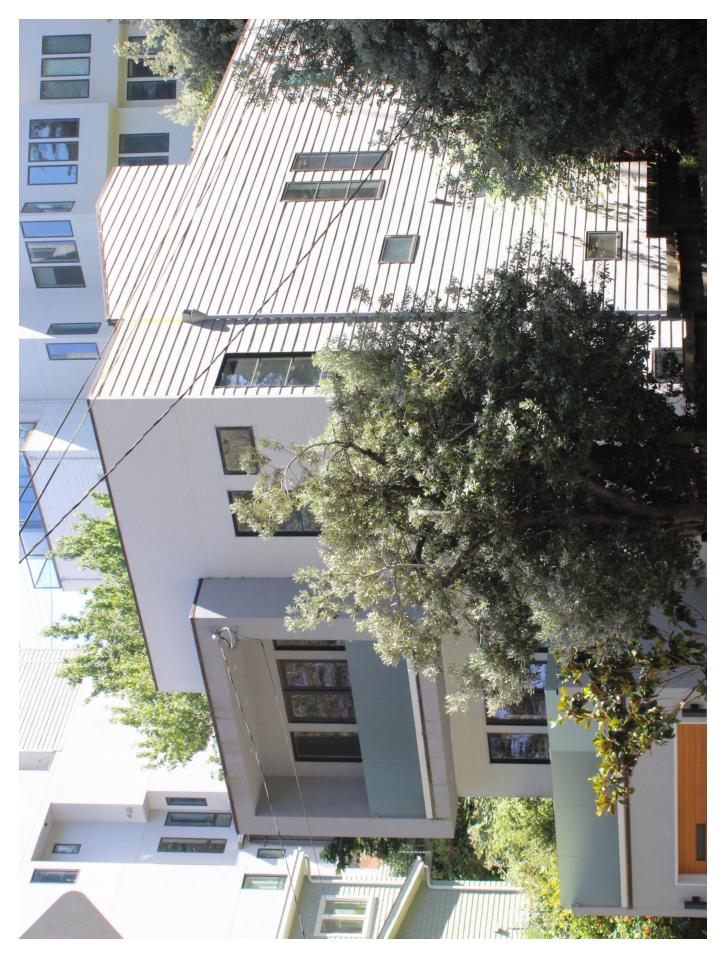
433 Baden



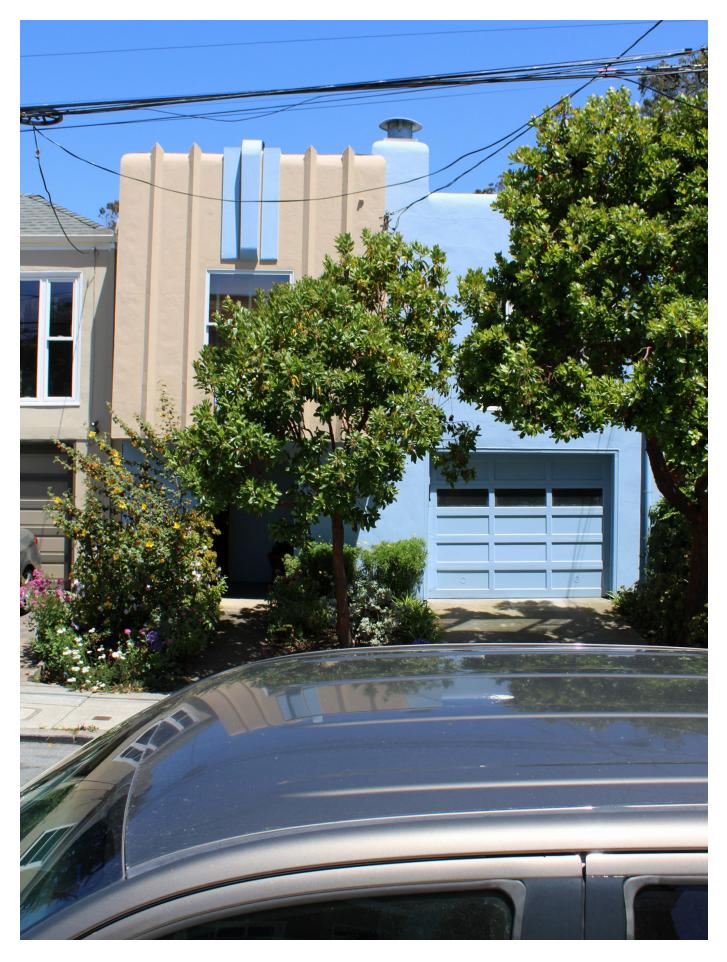




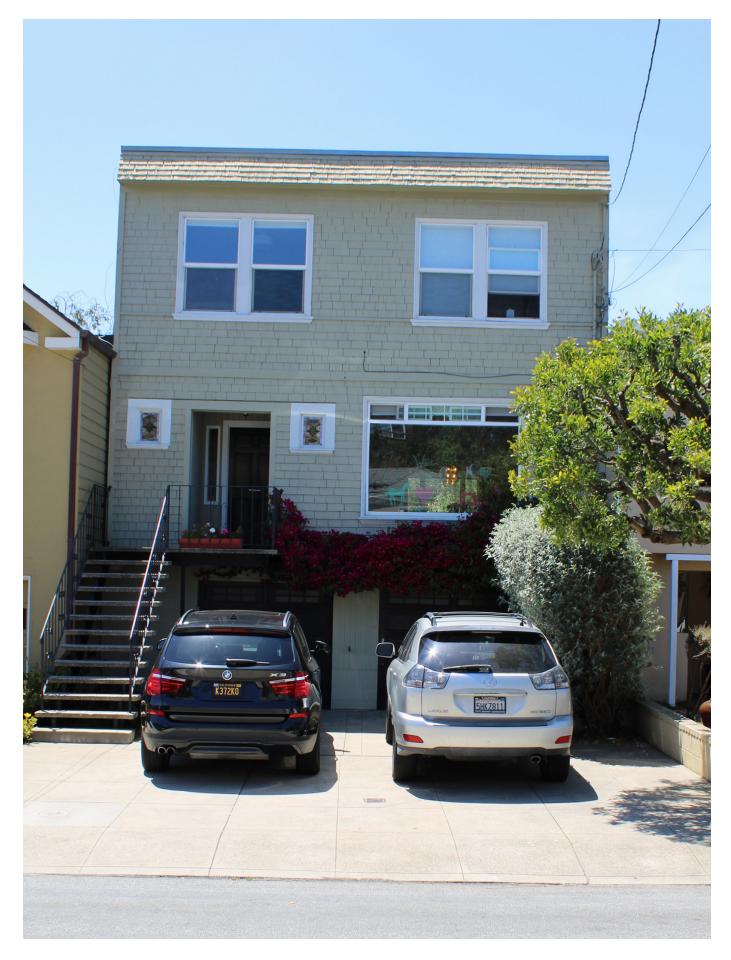




38 Nordhoff

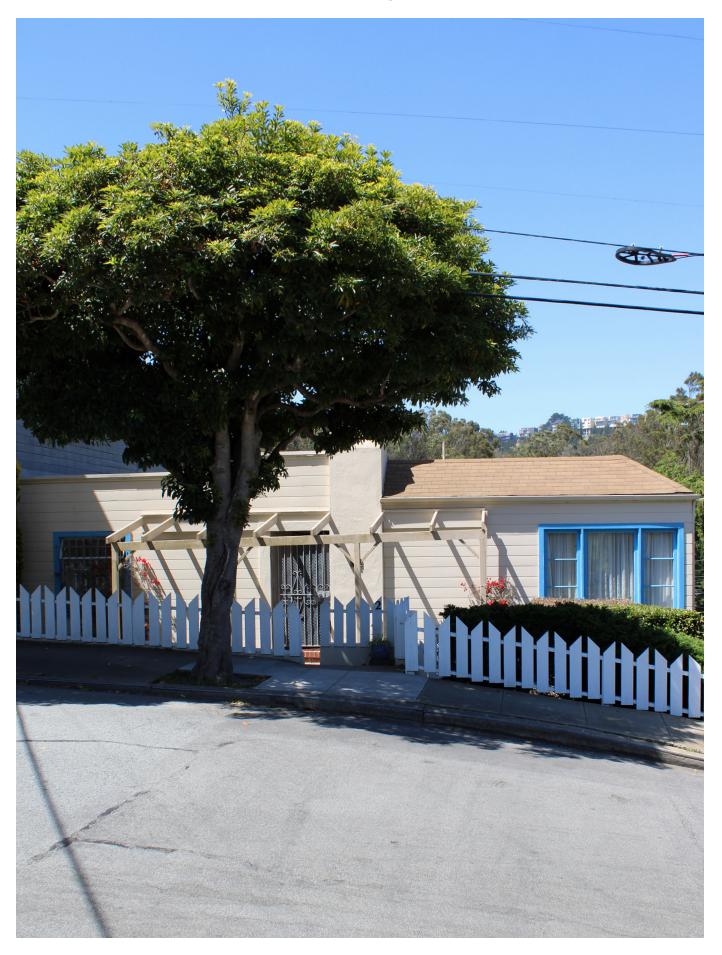


43 Nordhoff



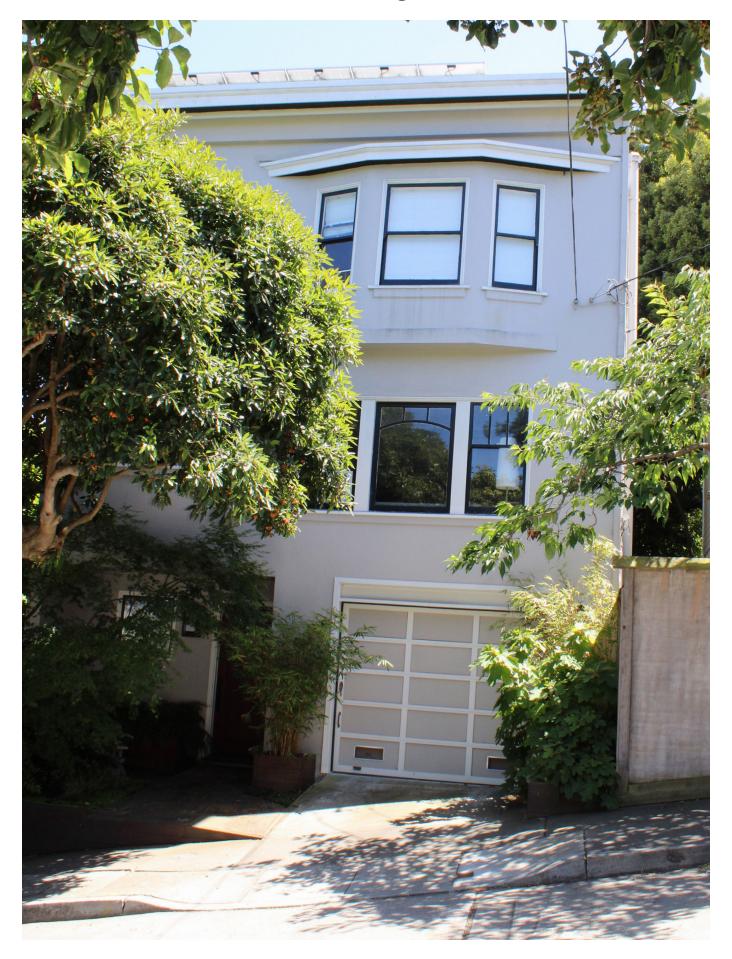
49 Nordhoff



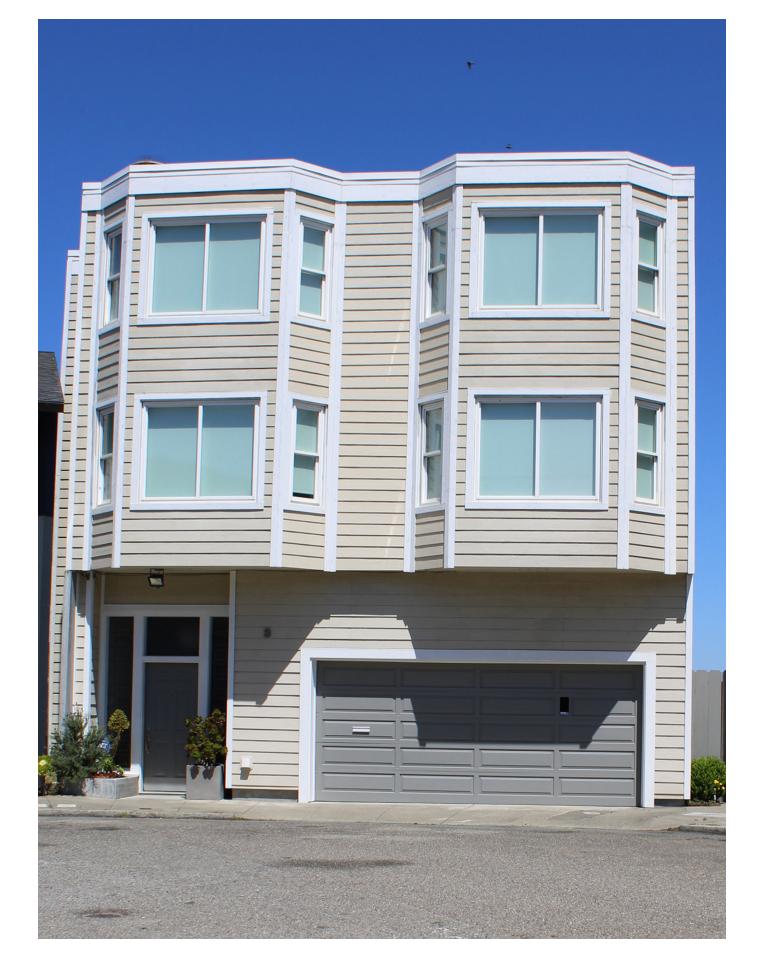


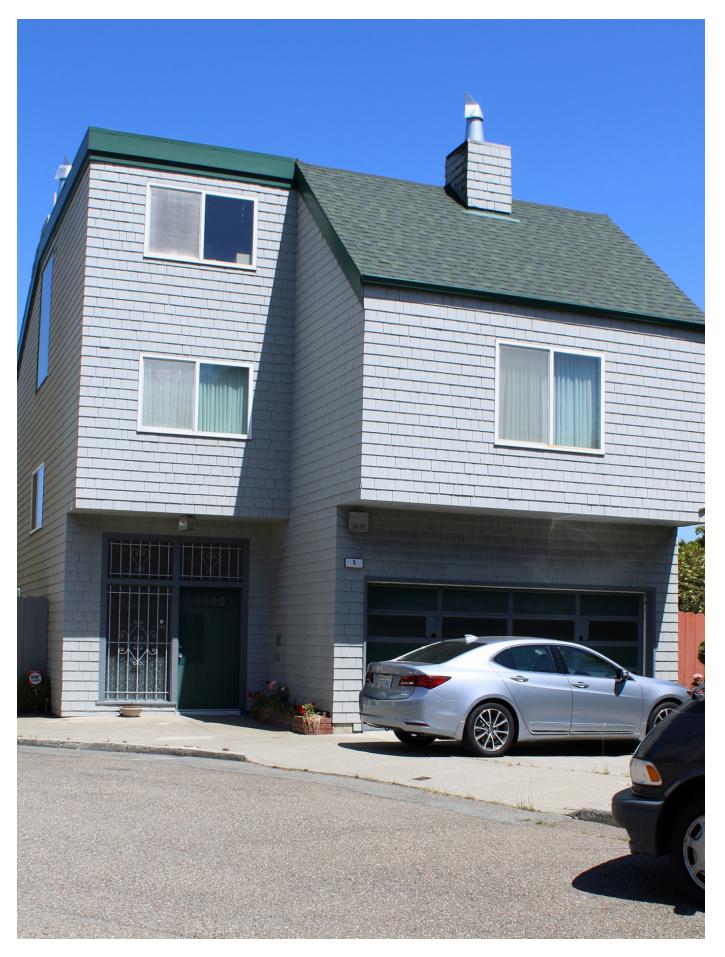




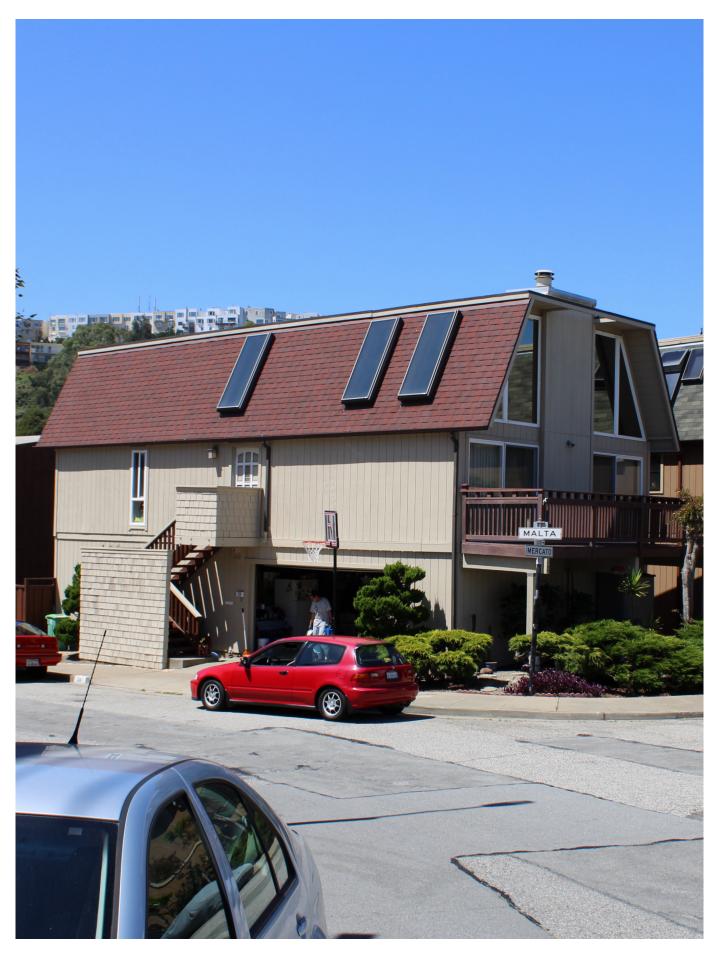




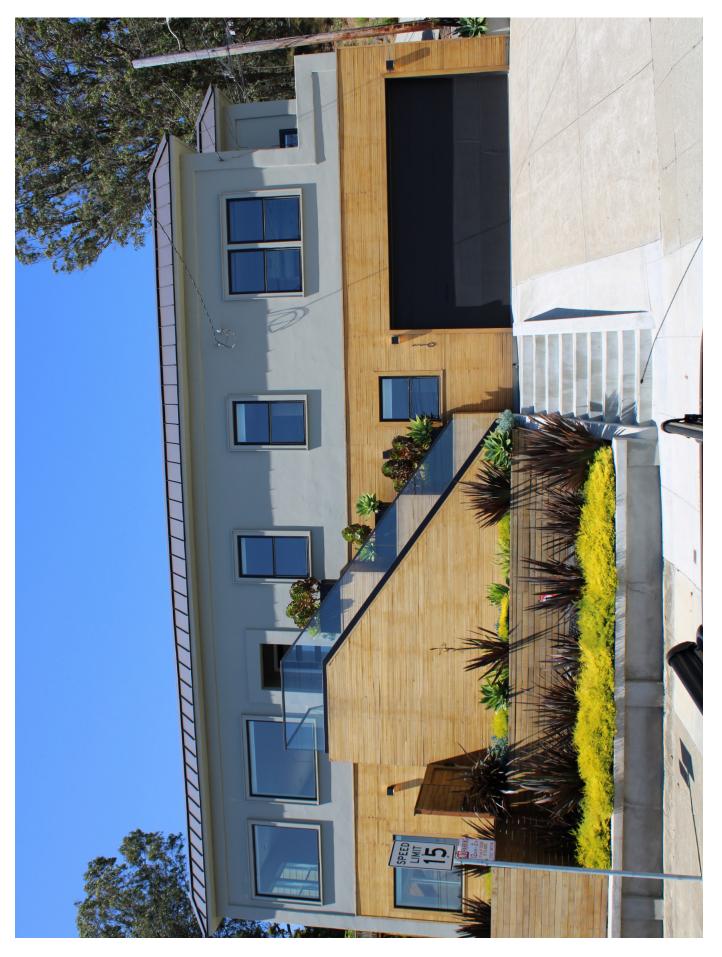




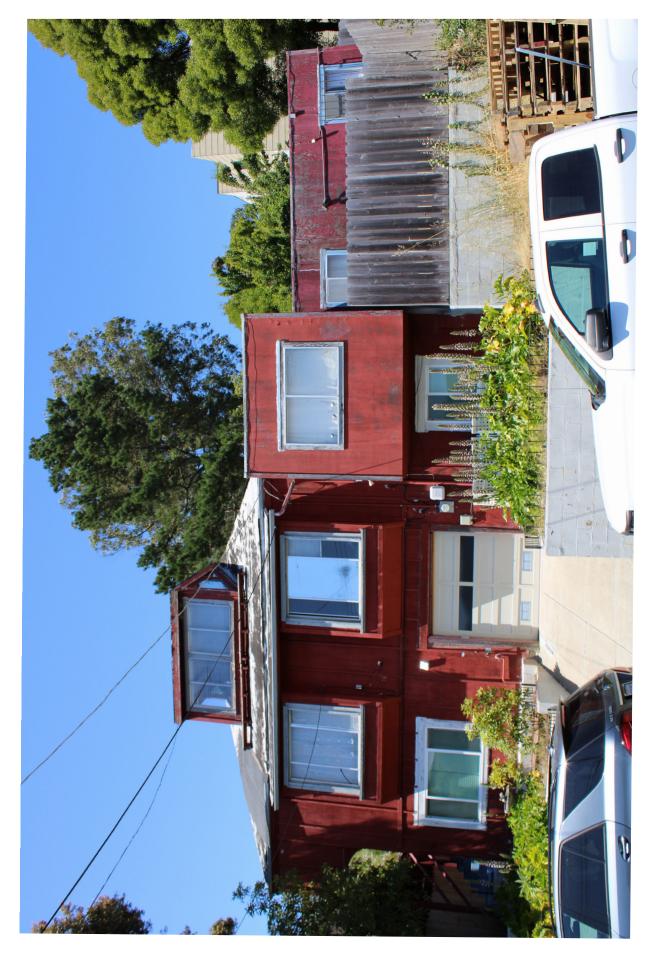




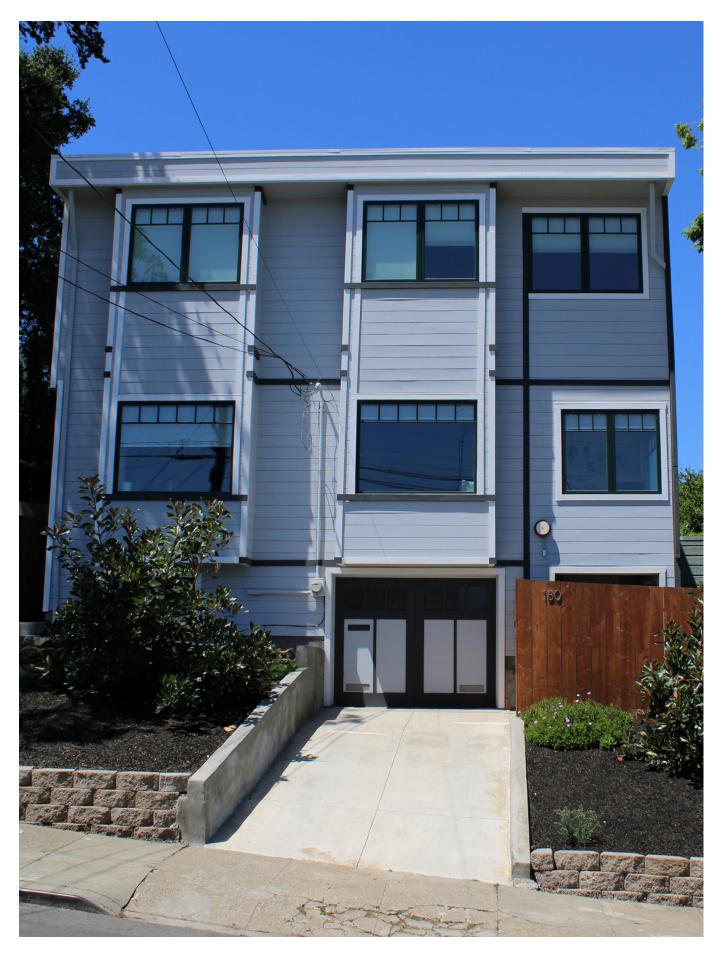
110 Mangels



128 Mangels



180 Mangels



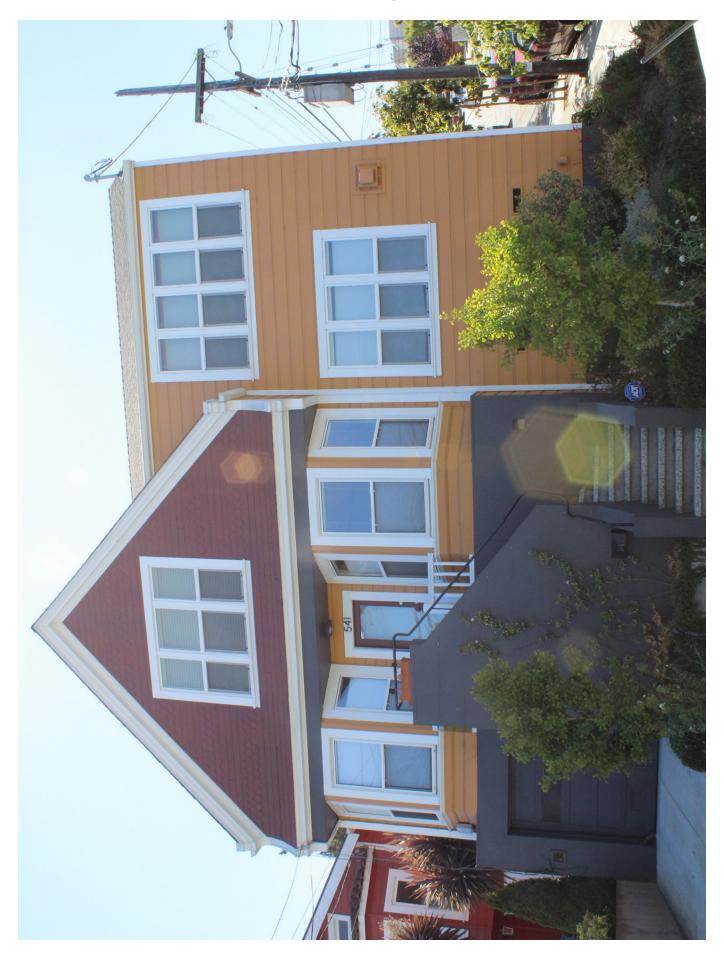
89 Martha

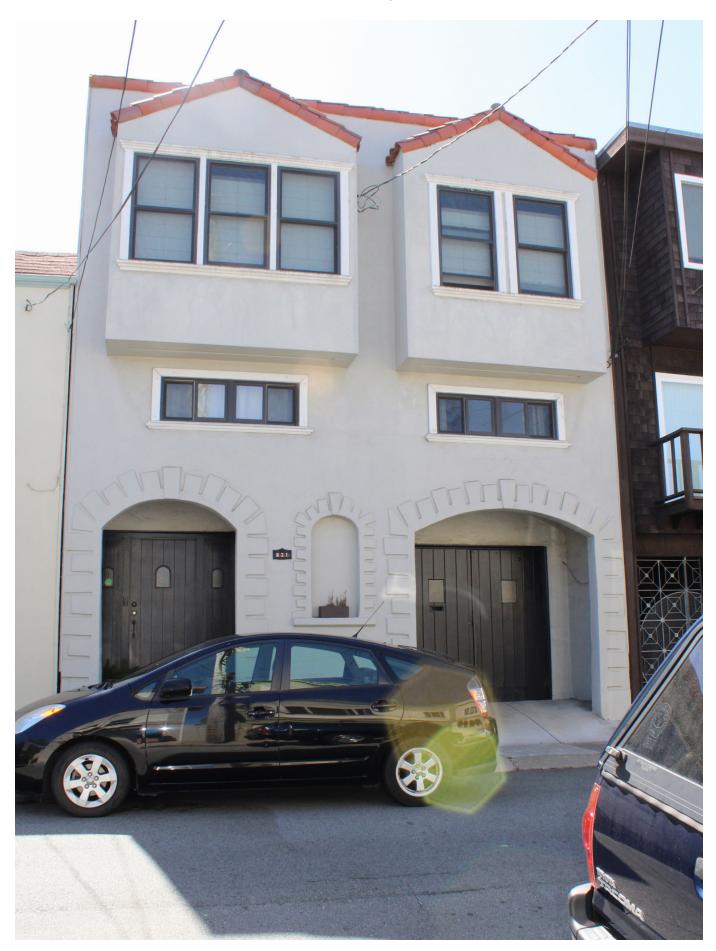


95 Martha

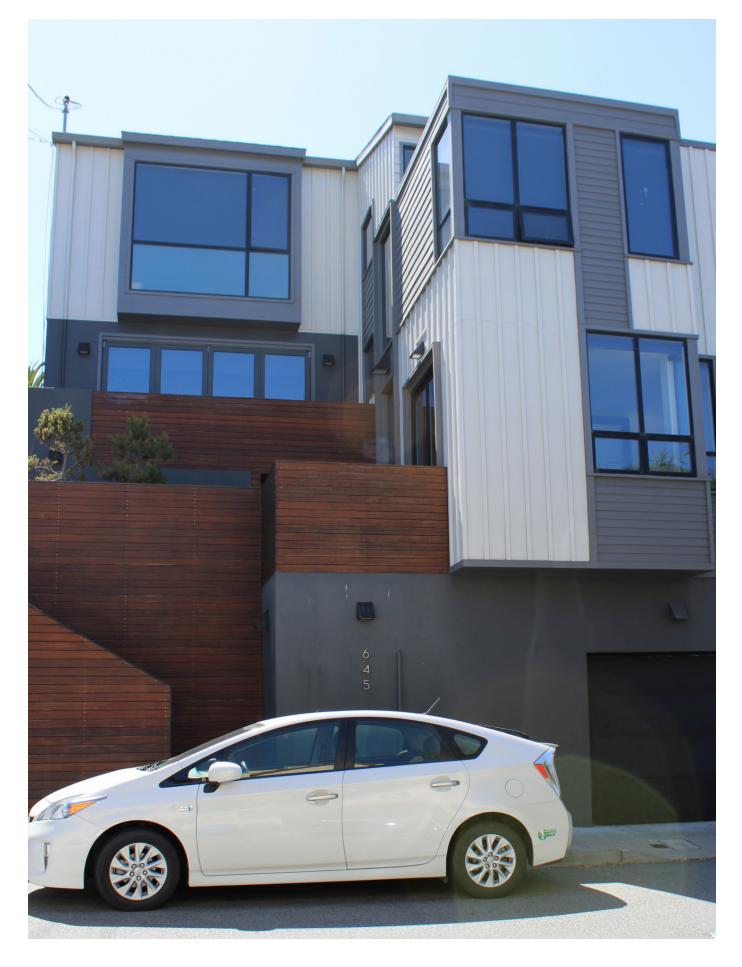




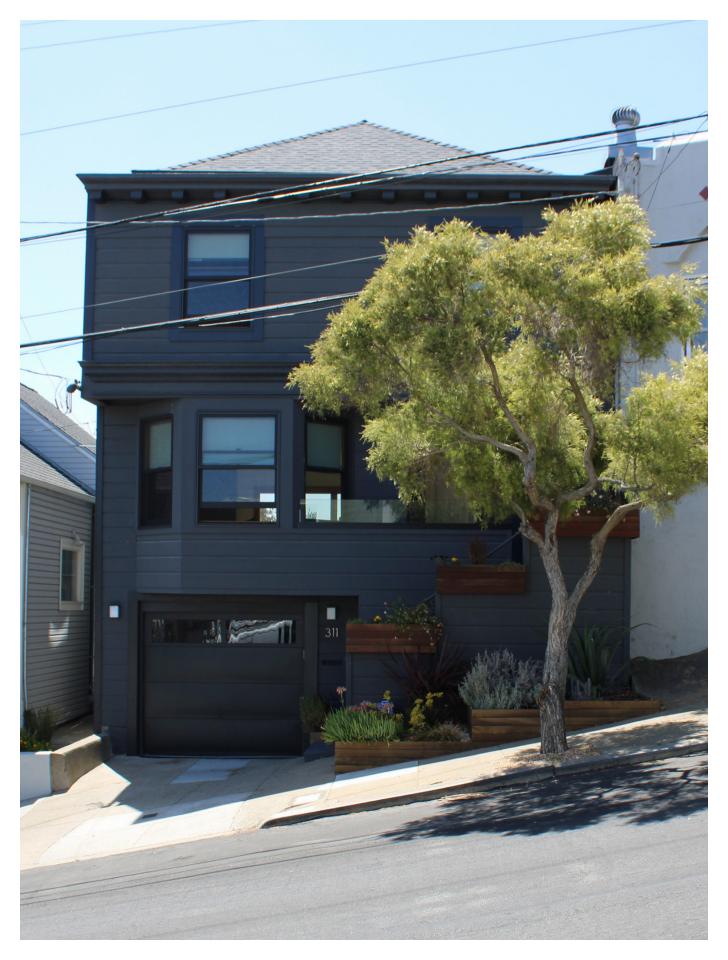




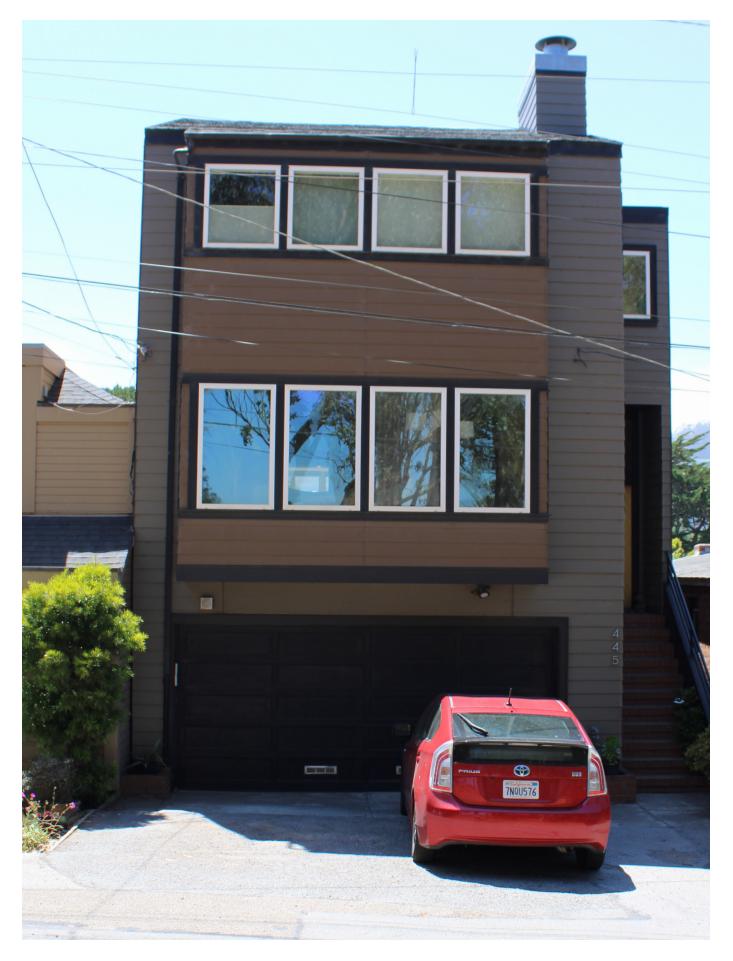




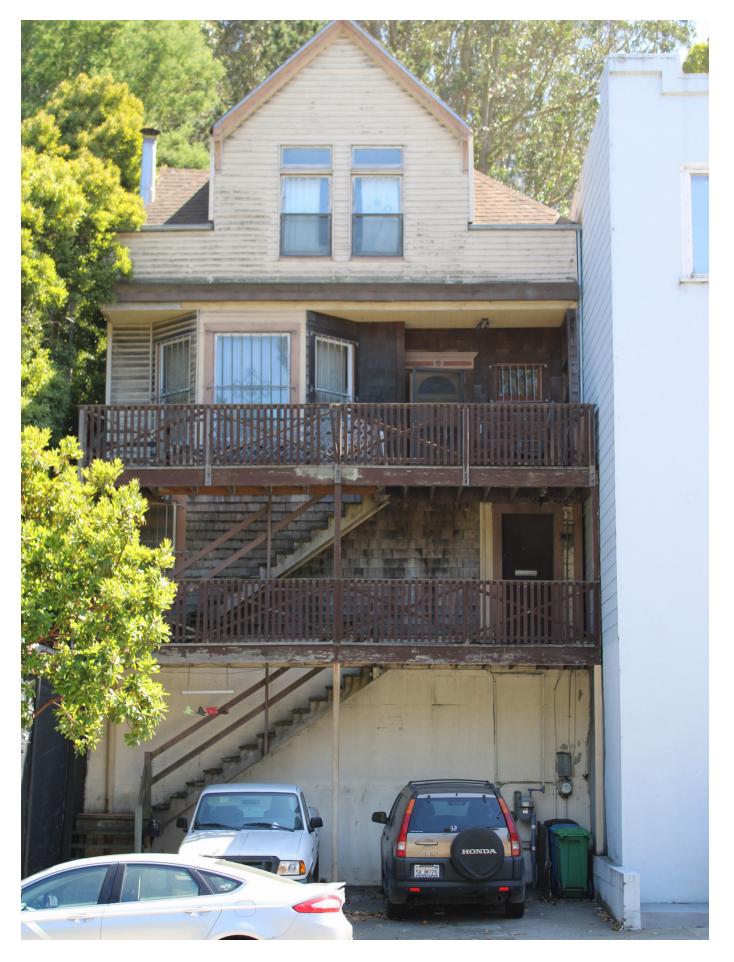
311 Baden



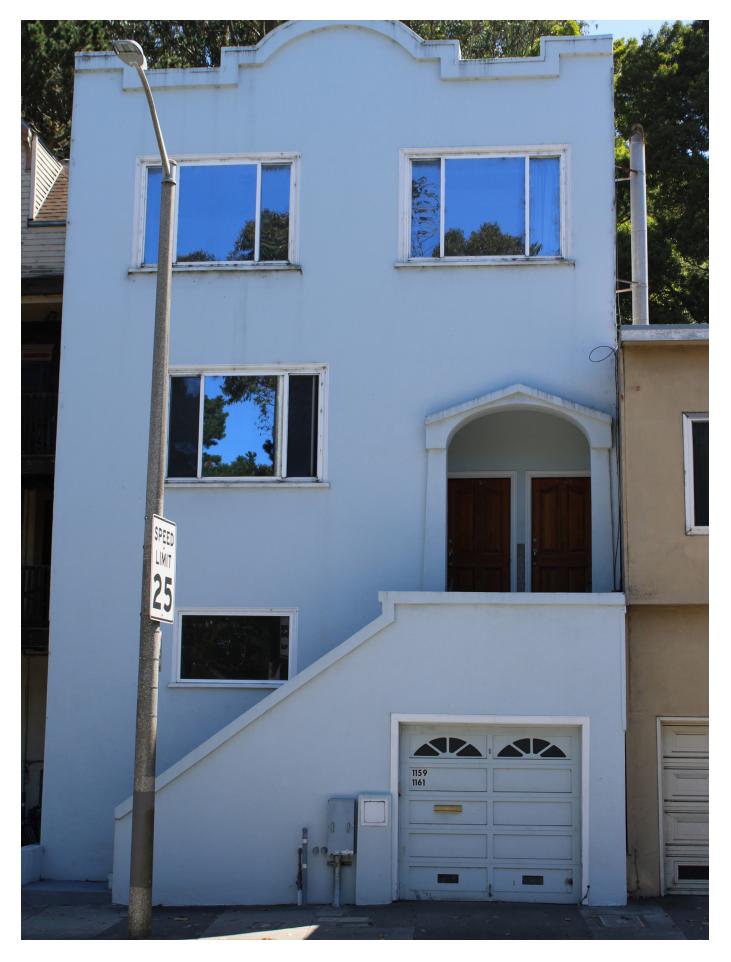
445 Baden



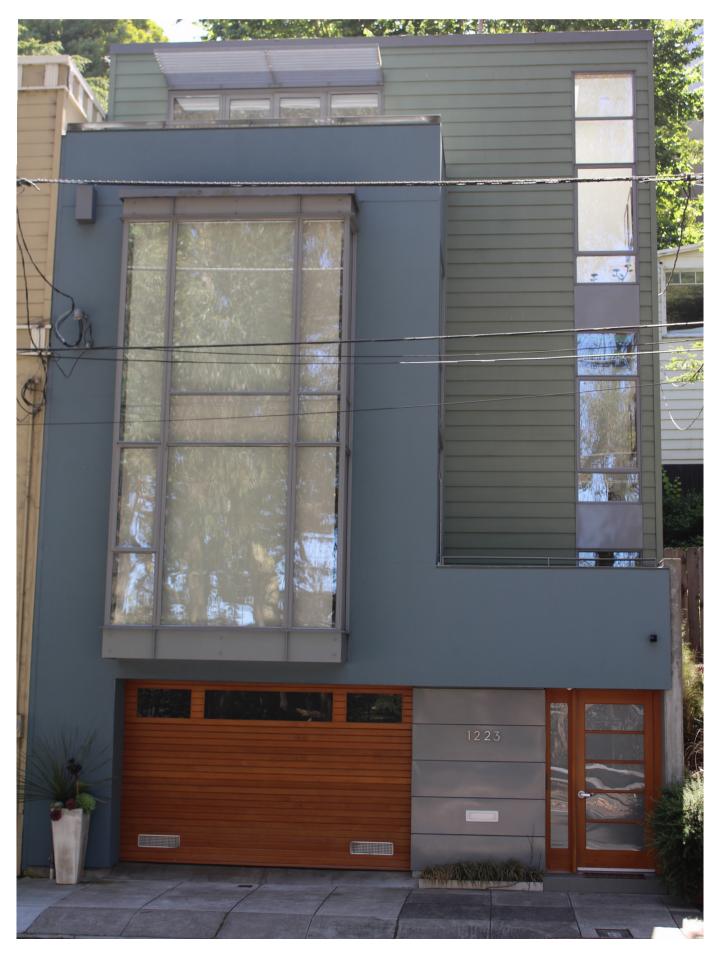
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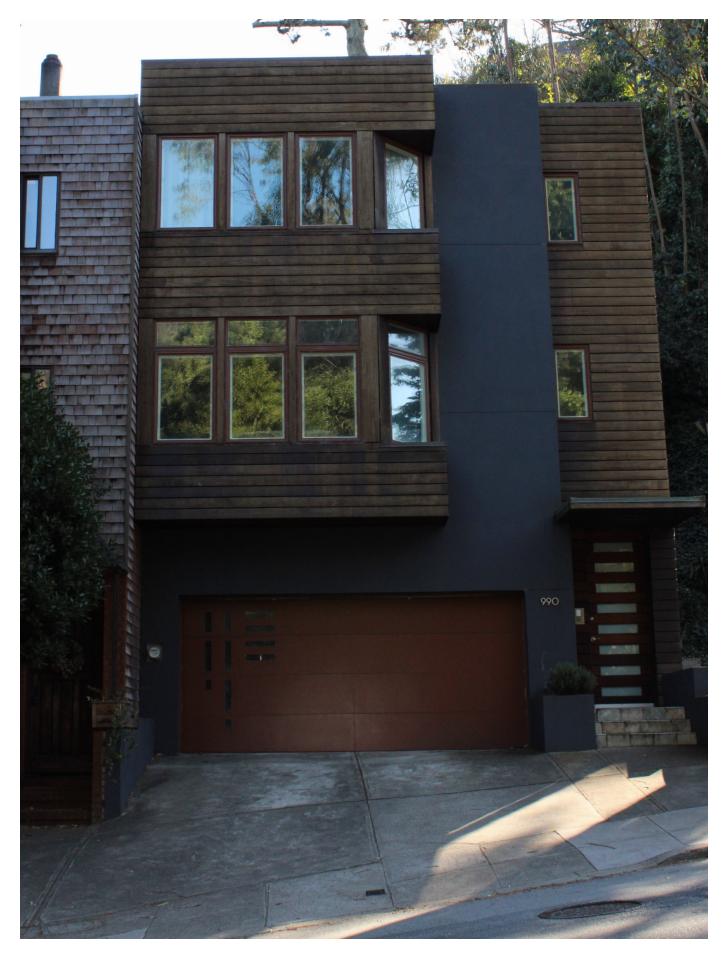
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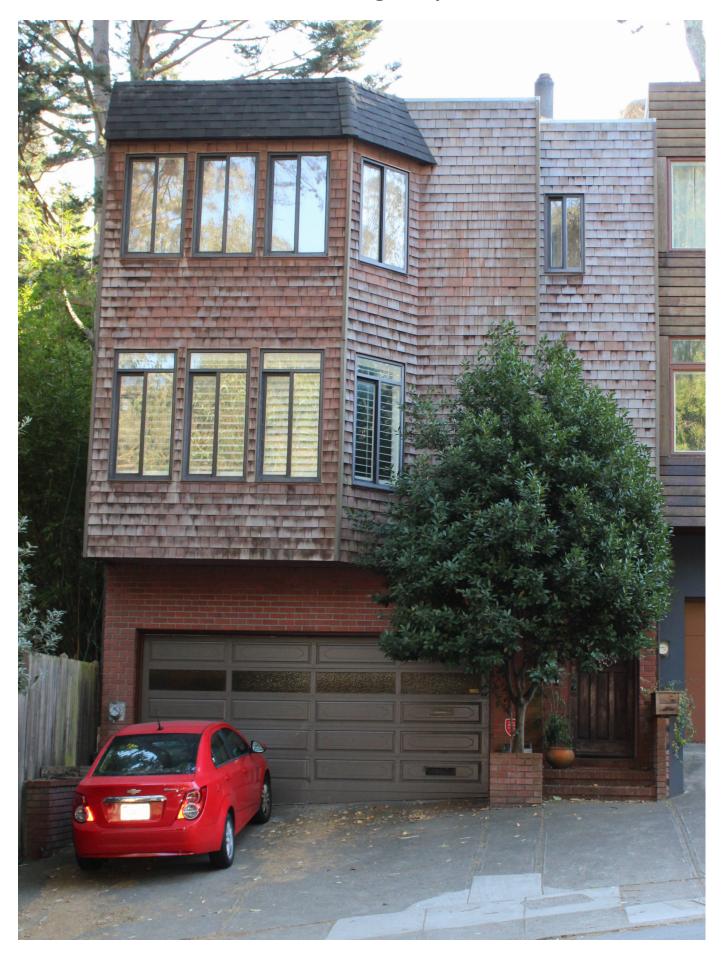
1223 Bosworth



990 Oshaughnessy



994 Oshaughnessy





23 November, 2019

Mr. John D. Kaufman, Project Manager 95 Nordhoff Street, San Francisco, CA. 94131

Regarding: Preliminary Analysis and Report on Potential Development Issues 95 Nordhoff Street, San Francisco, CA 94131

Dear Mr. Kaufman;

The following evaluation of issues related to the subject project is based on:

(1) TENTATIVE PARCEL MAP by Barry M. Pierce, dated June 2014 that was included in an architectural plan set prepared by KOTAS/ PANTALEONI, Architects dated August 23, 2019;

(2) City and County of San Francisco Slope Map for the area

(3) a Google Map image of the site; and

(4) On-site field inspections augmenting my background knowledge of existing conditions obtained from the documents listed above.

My review included reference to a letter addressing bacteriologic issues presented by Cheryl Pearce of Mold Busters, dated November 21, 2019. In addition, I reviewed and refer herein to an arborist's report prepared by Rob Weatherill dated November 9, 2019 pertaining to an existing coastal redwood tree with substantial canopy that must be preserved in accordance with the developer's agreement with neighborhood associations.

Based upon my field investigation, it appears that a significant volume of storm runoff flows across the easterly property line, through the rear yard of the existing residence located at 95 Nordhoff Street, across the sidewalk to Stillings Avenue curb and gutter. A portion of this offsite runoff also drains across the side yard of the existing house into Nordhoff Street. While it is impossible to quantify this runoff or to determine the precise routes across the subject project with the information at hand, any amount of uncontrolled runoff may present serious erosion and other hydrologic problems in the future. Uncontrolled runoff will add to the concerns addressed in the arborist's report and in the Mold Buster's letter regarding possible bacteriological issues. If accessory dwelling units (ADUs) are to be built in conjunction with the requested single-family homes, construction should be delayed until the effects of the excavation performed in erecting the three homes fronting on Nordhoff have been observed and evaluated over a sufficient period of time to determine the long term impact.



95 Nordhoff Street, SF

23 November, 2019

Throughout my career I have worked on many projects involving redwood trees and know that they gain the structural integrity to support their massive canopies from a network of near-surface roots to the approximate "drip-line" of the canopy.

A site plan furnished to me for review showing a proposed ADU at the rear of the three single family homes fronting on Nordhoff 'Street indicates construction over a large percentage of the root zone. The Weatherill arborist's report also addresses this and precludes the placement of any portion of an ADU to the west of the coastal redwood which is the subject of that report. Even if the tree survived construction of an ADU within its drip line, such an ADU would create an obstruction to surface runoff; would almost surely reduce the area of the root system of the redwood tree beyond its ability to recover and would reduce the ability of the tree to resist lateral seismic and wind loads. This would present a very real and serious threat to occupants of surrounding residences that the redwood might be uprooted by high winds or seismic events in the future.

Under the circumstances, I strongly recommend against the construction of any ADU on the proposed lots, as depicted on the Pierce TENTATIVE PARCEL MAP or any additional property development until the KOTAS/ PANTALEONI proposed homes fronting on Nordhoff Street are built out. After a sufficient time period has elapsed following construction; comprehensive hydrologic studies are performed to identify the drainage area contributing to runoff across the parcel; and design is reviewed and approved for positive measures to intercept and control surface runoff across the site to minimize or eliminate erosion and other surface runoff issues that may endanger occupants upon the property and neighboring properties, then, and only then, an ADU might be considered consistent with appropriate public safety concerns.

Note: The additional topographical information required for preparation of a comprehensive hydrologic analysis of this property would likely utilize aerial photogrammetry for the surrounding properties augmented by on-site ground shots as needed by a field survey crew as the most cost-effective and definitive method of obtaining information needed.

If you need additional information or clarification of any of the material presented, please do not hesitate to contact me.

Sincerely;

Fredric V. Allen RCE 20702 CA





3-November-2019

Mr. John D. Kaufman (via email)

RE: Occupant Safety for Auxiliary Dwelling Units 89, 91, and 95 Nordhoff St. San Francisco, CA

Dear Mr. Kaufman,

This letter summarizes our conversations and the documentation provided to me electronically, regarding the possible construction of Auxiliary Dwelling Units (ADUs) in the rear yards of three proposed single-family dwellings at the addresses listed above.

The recent efforts by the City of San Francisco to provide for alternative means of protection and code compliance to allow for, and to expedite the construction of ADUs on residential properties is commendable in the quest to reduce the housing issues facing the City.

These efforts by the City, in partnership with property owners who desire to have an ADU on their property, are certainly making an impact, and provide for alternative sources of income for property owners with sufficient lot sizes or building footprint.

Given that Ordinances and Codes are intended to apply across-the-board to an entire Jurisdiction, the applicable regulations must be applied in a general sense while also accommodating for the uniqueness of certain properties and localized conditions. Variables such as access, property dimensions and arrangement, relative slope, and usable footprint all must combine to crate a safe and habitable environment.

With regard to the specific lots and properties noted above, and whereas the provision of ADUs is an excellent housing solution in general, it is my professional opinion as a licensed Fire Protection Engineer in the State of California that placing ADUs in the rear portion of <u>these specific lots</u> mentioned herein, creates a level of risk that is unnecessary for the occupants of such an ADU, and for first responders. The overall impact to the reduction of the housing shortage by providing three additional ADUs within the city as-a-whole, vs. the level of increased risk to life safety of the potential occupants of the ADUs, is a path that should not be pursued.

Background:

The City of San Francisco has provided through several ordinances, the capacity to provide an ADU in various locations within or adjacent to a single-family home, in a safe manner. These ordinances allow for the provision of 1-hour fire-resistive passageways, exterior openings of minimum dimension and maximum travel distance, the provision of fire sprinklers, location of utilities and storage, full and complete fire alarm systems, etc. These items are all directly aimed at reducing the risk to building occupants in the event of a fire within the structure, and are excellent means of protecting the lives of the occupants. Loss history has shown that these types of active and passive protective measures can save lives and property.

Risks with ADUs in the Rear Yard of Subject Properties:

Whereas the items noted above are excellent life safety measures to be employed within the main house of the subject properties, they may not directly reduce the risk to an occupant of a detached ADU in the rear of the properties in question. In the event of a fire within the main structure, the occupants of the ADU in the rear portion of the property would be required to pass by the involved structure with only one way out to the public way. The radiant heat from a fire within an involved structure would make this passage untenable, and is expected to effectively trap the occupants of the ADU within the back yard, with no more than 22-ft of separation distance to the main structure. Similarly, such radiant heat could be expected to also involve the ADU, unless 1-hour fire-resistive exterior walls and opening protectives were provided in accordance with the Building Code.

Whereas the local Ordinances allow for occupants to enter the main structure for egress, people other than trained first responders are unlikely to enter *into a burning building* in order to affect an escape therefrom, and most certainly if those persons are unfamiliar with the structure itself.

Further, the relative slope of the subject property, exceeding 15% in grade, would make ingress and egress to and from the ADU difficult as numerous stairs would be required. When coupled with the requirements of the Building Code for egress access to the public way, the required stairs and intermediate landings are expected to complicate safe passage from an occupant in the rear yards of these specific properties.

Firefighting access is similarly expected to be impeded by the required stairs, narrow passageway between the main structure and the ADU, and the relative proximity of neighboring structures. A fire involving the main structure would require the responding engine company to be aware of occupants in the detached rear ADU, and would require an additional responding firefighting crew before entry through or around the home could be implemented. Although it is anticipated that the local Fire Stations' run cards would contain the information of the ADU in the rear of the home, it is not guaranteed that this information would be available or actionable during initial fire attack.

Summary:

As noted above, the concept of providing ADUs to improve the housing crisis facing the City of San Francisco is a commendable course of action by the City. In numerous locations throughout San Francisco, the provision of ADUs meets the needs of the City residents, and provides for additional income from property owners where an ADU makes sound, logical sense.

The location-specific issues and challenges with providing ADUs on the properties mentioned herein, <u>creates an unnecessary level of risk to the occupants of the ADUs as well as first responders in my</u> <u>professional opinion</u>. The reduction in the overall housing shortage vs. the risk to the occupants of the proposed ADUs is too high of an opportunity cost, and should not be pursued.

Please do not hesitate to contact me if there are any questions.

Best regards,

Jodd La Berge

(digitally signed) Todd LaBerge, P.E. Fire Protection Engineer California License #1500 exp. 6/30/2021

MOLD BUSTERS

"who ya gonna call?"

11-21-19

John D. Kaufman voicematch@yahoo.com

RE: 95 Nordhoff Project

Dear Mr. Kaufman,

Per your request, I inspected the proposed building site located at 95 Nordhoff St SF, CA. During my site visit I noticed numerous challenges that would accompany building additional structures in the form of Accessory Dwelling Units (ADUs) at the rear of the current lot facing 95 Nordhoff regardless of whether the current lot is split into three or four residential lots. This is a sloped lot with a large Redwood tree located at the back of the property; the tree alone will block most, if not all, of the sunlight on the back of the lot. The height restrictions for the three (or four) proposed structures will require that the lower floor of each building will need to be located partially below-grade. Rooms located on lower floors that do not get any sunlight and very little natural light will stay darker and damper even in newer insulated buildings. Higher indoor humidity readings in these rooms can cause certain types of mold to grow unless efforts are made to keep these rooms drier. Adding additional units to create duplexes on the lot will create undesirable livable spaces on the lower floors in each unit. Based on my experience and after reviewing the plans and inspecting the lot, I do not recommend building ADUs on the property.

Respectfully submitted,

Cheryl L. Pearce, MS, M(ASCP) Certified Microbiologist and Mold Inspector MOLD BUSTERS PO BOX 16708 SF, CA 94116 (415) 731-6653 <u>cpearce@moldbusters.net</u>

> PO Box 16708 San Francisco, CA 94116 * 415-731-MOLD (6653) *

965 East San Carlos Ave, San Carlos

Joseh Della Santina 95 Nordhoff St San Francisco, CA 94131

Site: 95 Nordhoff St, San Francisco,

Dear Joe,

At your request I visited the above site for the purpose of inspecting and commenting on the redwood at the rear of property. An addition and remodel is planned, prompting the need for this tree protection report.

Method:

The location of the redwood can be found on the plan provided by you. The tree is measured at 54 inches above ground level (DBH or Diameter at Breast Height). A condition rating of 1 to 100 is assigned to the tree representing form and vitality on the following scale:

1 to 29	Very Poor
30 to 49	Poor
50 to 69	Fair
70 to 89	Good
90 to 100	Excellent

The height and spread of each tree is estimated. A Comments section is provided for any significant observations affecting the condition rating of the tree. The tree has also been photographed.

A Summary and Tree Protection Plan are at the end of the survey providing recommendations for maintaining the health and condition of the tree during and after construction.

If you have any questions, please don't hesitate to call.

No. WC-1938

Sincerely

Robert Weatherill Certified Arborist WE 1936A

965 East San Carlos Ave, San Carlos

Observations

Tree#	Species	DBH	Ht/Sp	Con Rating	Comments
1	Coastal redwood Sequoia sempervirens	60.1"	60/55	50	Fair health and condition

The redwood is located at the rear of the property, raised up on the hillside above a 2 foot retaining wall. The tree is located approximately 12 feet from the existing house. The existing house has a basement with stairs leading down to the basement that start at about 7 feet from the base of the tree. The surrounding landscape is unmaintained. The location of the tree, the surrounding landscape and existing house can be found on the drawings and seen in the attached photographs.

The tree is in fair health and poor condition. The lower half of the **canopy** is thick and healthy whereas the upper canopy is thin and sparse. The tree has codominant trunks at 30 feet above grade. Both co-dominant trunks have been severely reduced (**Topped**) at 60 feet above grade. The root flare which is where the trunk meets the roots is large. There are no signs of damage to the root flare and minimal damage to the surrounding landscape and hardscape from the root flare. The tree has not been maintained for many years. There are no signs of disease or insect infestation.

The tree is in fair health and poor condition. The thinning upper canopy suggests drought stress. The co-dominant trunks are typically a poor, structural weakness and this may be the reason for the 'topping' of the canopy at 60 feet. The tree may also have been 'topped' because the tops were dead due to decline from drought stress; or they may have been topped to provide for a view for a neighbor. The tree is quite old and may be declining. There is minimal, visible root activity close to the house suggesting that most of the root system extends uphill into the landscape.

95 Nordhoff St San Francisco CA 94131 November 9, 2019

965 East San Carlos Ave, San Carlos



Tree # 1: Coastal redwood

95 Nordhoff St San Francisco CA 94131 November 9, 2019

965 East San Carlos Ave, San Carlos



Trunk of redwood, existing house and steps down to basement



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95 Nordhoff St San Francisco CA 94131 November 9, 2019



Existing basement and surrounding landscape



965 East San Carlos Ave, San Carlos

95 Nordhoff St San Francisco CA 94131 November 9, 2019

Tree Protection Plan

1. The Tree Protection Zone (TPZ) should be defined with protective fencing. This should be cyclone or chain link fencing on $1^{1}/_{2}$ " or 2" posts driven at least 2 feet in to the ground standing at least 6 feet tall. Normally a TPZ is defined by the **dripline** of the tree. I recommend the TPZ as follows:-

TPZ should be at 15 feet from the trunk of the tree where possible, closing on the rear property line in accordance with Type I Tree Protection as outlined and illustrated in image 2.15-1 and 2⁽⁶⁾. The 'Ideal' TPZ is marked in a red chain dot line, this is impractical and would make the improvements to the property unbuildable. A 'Modified' TPZ is shown in a solid red line which is where the TPZ fencing could be located to allow for proposed construction. Where possible the fencing should be located out at its fullest extent to the 'Ideal' TPZ.



Tree Protection Fence at the Dripline



Tree Protection Fence at the Dripline

• **Type I Tree Protection** The fences shall enclose the entire area under the **canopy dripline or TPZ** of the tree(s) to be saved throughout the life of the project, or until final improvement work within the area is required, typically near the end of the project (see *Images* 2.15-1 and 2.15-2). Parking Areas: If the fencing must be located on paving or sidewalk that will not be demolished, the posts may be supported by an appropriate grade level concrete base.

It has been requested that an ADU be placed at the rear of this property. The proposed location for the ADU would be entirely within the TPZ of the tree. I would **strongly** recommend against this for several reasons; the required excavation for the foundation of the ADU would cause significant damage to the critical root zone of the tree; if this tree were to survive with the new ADU construction, any remaining roots under the ADU would cause significant damage to the foundation and structure of the ADU in years to come.

Excavation for the light well at the rear of the property within the TPZ of the tree should be hand dug. It may be beneficial to determine the extent of the roots at the edge of the light well by hand digging an exploratory trench prior to finalizing any architectural plans. Area for hand dig is marked in blue on the drawing. Any roots within this excavation greater than 4 inches in diameter should be preserved for inspection. If there are many large roots discovered that cannot be cut then the light well may have to be redesigned.

- 2. The foundation for the decking should be piers. The first 2 feet of the excavation for the piers should be done by hand. If any roots greater than 4 inches in diameter are encountered, the pier should be relocated and the root remain intact. Typical locations for piers are marked in blue on the drawing
- 3. Any pruning and maintenance of the tree shall be carried out before demolition and construction begins. This should allow for any clearance requirements for both the new structure and any construction machinery. This will eliminate the possibility of damage during construction. **The pruning should be carried out by an arborist, not by construction personnel**. Pruning should not exceed a maximum of 15% of the living canopy.
- 4. Demolition within the TPZs should be done either by hand or by machinery located outside the TPZ and reaching in.
- 5. Compaction of the soil within the dripline shall be kept to a minimum. ⁽²⁾ If access is required to go through the TPZ of a protected tree, the area within the TPZ should be protected from compaction with steel plates or with 4" of wood chip overlaid with plywood.
- 6. Any excavation in ground where there is a potential to damage roots of 2" or more in diameter should be carefully hand dug. Where possible, roots should be dug around rather than cut.⁽²⁾ Excavation for the proposed foundations within the TPZ, should be hand dug. No roots greater than 4 "in diameter should be cut. If roots are encountered they should be protected by encasing in PVC pipe filled with expanding foam before pouring concrete around them. This will allow for root expansion.
- 7. If roots are broken, every effort should be made to remove the damaged area and cut it back to its closest lateral root. A clean cut should be made with a saw or pruners. This will prevent any infection from damaged roots spreading throughout the root system and into the tree.⁽²⁾

8. Do Not:.⁽⁴⁾

- a. Allow run off or spillage of damaging materials into the area below any tree canopy.
- b. Store materials, stockpile soil, park or drive vehicles within the TPZ of the tree.
- c. Cut, break, skin or bruise roots, branches or trunk without first obtaining permission from the city arborist.
- d. Allow fires under any adjacent trees.
- e. Discharge exhaust into foliage.
- f. Secure cable, chain or rope to trees or shrubs.
- g. Apply soil sterilants under pavement near existing trees.
- 9. Where roots are exposed, they should be kept covered with the native soil or four layers of wetted, untreated burlap. Roots will dry out and die if left exposed to the air for too long.⁽⁴⁾
- 10. Route pipes into alternate locations to avoid conflict with roots.⁽⁴⁾

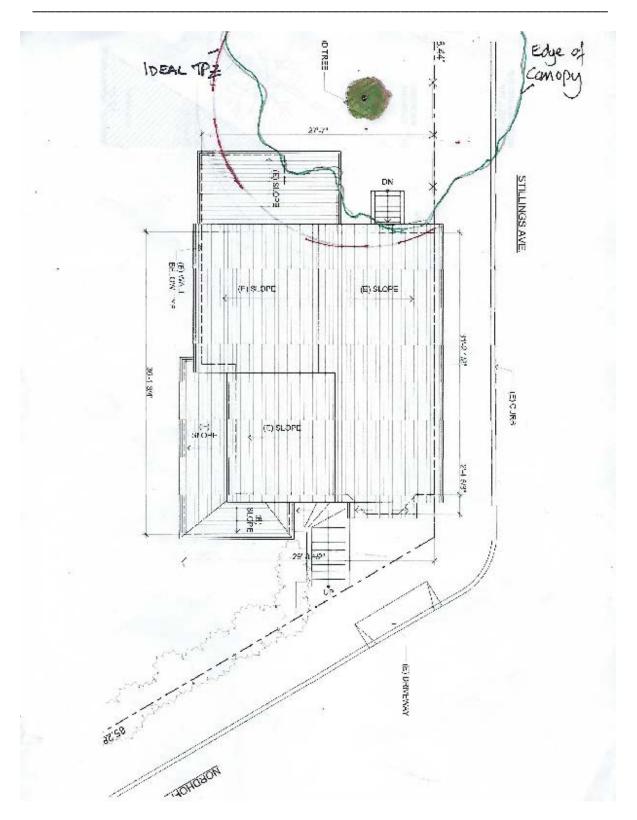
Advanced Tree Care 965 East San Carlos Ave, San Carlos

11. Where it is not possible to reroute pipes or trenches, the contractor is to bore beneath the dripline of the tree. The boring shall take place no less than 3 feet below the surface of the soil in order to avoid encountering "feeder" roots.⁽⁴⁾

- 12. Any damage due to construction activities shall be reported to the project arborist or city arborist within 6 hours so that remedial action can be taken.
- 13. Ensure upon completion of the project that the original ground level is restored

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95 Nordhoff St San Francisco CA 94131 November 9, 2019



Location of existing house, redwood tree and 'Ideal' Tree Protection Zone

965 East San Carlos Ave, San Carlos

95 Nordhoff St San Francisco CA 94131 November 9, 2019

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> Location of proposed construction, 'Modified' Tree Protection Zone and areas of required hand digging for root protection

Glossary

Canopy	The part of the crown composed of leaves and small twigs. ⁽²⁾
Cavities	An open wound, characterized by the presence of extensive decay and resulting in a hollow. ⁽¹⁾
Decay	Process of degradation of woody tissues by fungi and bacteria through the decomposition of cellulose and lignin ⁽¹⁾
Dripline	The width of the crown as measured by the lateral extent of the foliage. ⁽¹⁾
Genus	A classification of plants showing similar characteristics.
Species	A Classification that identifies a particular plant.
Standard height	Height at which the girth of the tree is measured. Typically 4 1/2 feet above ground level
Topping	A pruning practice that results in removal of terminal growth leaving a stub cut end. Topping causes serious damage to the tree.

References

(1) Matheny, N.P., and Clark, J.P. <u>Evaluation of Hazard Trees in Urban Areas.</u> International Society of Arboriculture, 1994.

(2) Harris, R.W., Matheny, N.P. and Clark, J.R.. <u>Arboriculture: Integrated</u> <u>Management of Landscape Trees, Shrubs and Vines.</u> Prentice Hall, 1999.

(3) Carlson, Russell E. <u>Paulownia on The Green: An Assessment of Tree Health</u> and <u>Structural Condition</u>. Tree Tech Consulting, 1998.

(4) Extracted from a copy of Tree Protection guidelines. Anon

(5) T. D. Sydnor, Arboricultural Glossary. School of Natural Resources, 2000

(6) D Dockter, Tree Technical Manual. City of Palo Alto, June, 2001

965 East San Carlos Ave, San Carlos

Certification of Performance⁽³⁾

I, Robert Weatherill certify:

* That I have personally inspected the tree(s) and/or the property referred to in this report, and have stated my findings accurately. The extent of the evaluation and appraisal is stated in the attached report and the Terms and Conditions;

* That I have no current or prospective interest in the vegetation or the property that is the subject of this report, and I have no personal interest or bias with respect to the parties involved;

* That the analysis, opinions and conclusions stated herein are my own, and are based on current scientific procedures and facts;

* That my compensation is not contingent upon the reporting of a predetermined conclusion that favors the cause of the client or any other party, nor upon the results of the assessment, the attainment of stipulated results, or the occurrence of any subsequent events;

* That my analysis, opinions, and conclusions were developed and this report has been prepared according to commonly accepted Arboricultural practices;

* That no one provided significant professional assistance to the consultant, except as indicated within the report.

I further certify that I am a member of the International Society of Arboriculture and a Certified Arborist. I have been involved in the practice of arboriculture and the care and study of trees for over 15 years.

Signed



Robert Weatherill Certified Arborist WE 1936a Date: 11/9/19

Terms and Conditions(3)

The following terms and conditions apply to all oral and written reports and correspondence pertaining to consultations, inspections and activities of Advanced Tree Care :

1. All property lines and ownership of property, trees, and landscape plants and fixtures are assumed to be accurate and reliable as presented and described to the consultant, either verbally or in writing. The consultant assumes no responsibility for verification of ownership or locations of property lines, or for results of any actions or recommendations based on inaccurate information.

2. It is assumed that any property referred to in any report or in conjunction with any services performed by Advanced Tree Care, is not in violation of any applicable codes, ordinances, statutes, or other governmental regulations, and that any titles and ownership to any property are assumed to be good and marketable. Any existing liens and encumbrances have been disregarded.

3. All reports and other correspondence are confidential, and are the property of Advanced Tree Care and it's named clients and their assignees or agents. Possession of this report or a copy thereof does not imply any right of publication or use for any purpose, without the express permission of the consultant and the client to whom the report was issued. Loss, removal or alteration of any part of a report invalidates the entire appraisal/evaluation.

4. The scope of any report or other correspondence is limited to the trees and conditions specifically mentioned in those reports and correspondence. Advanced Tree Care and the consultant assume no liability for the failure of trees or parts of trees, either inspected or otherwise. The consultant assumes no responsibility to report on the condition of any tree or landscape feature not specifically requested by the named client.

5. All inspections are limited to visual examination of accessible parts, without dissection, excavation, probing, boring or other invasive procedures, unless otherwise noted in the report. No warrantee or guarantee is made, expressed or implied, that problems or deficiencies of the plants or the property will not occur in the future, from any cause. The consultant shall not be responsible for damages caused by any tree defects, and assumes no responsibility for the correction of defects or tree related problems.

6. The consultant shall not be required to provide further documentation, give testimony, be deposed, or attend court by reason of this appraisal/report unless subsequent contractual arrangements are made, including payment of additional fees for such services as described by the consultant or in the fee schedules or contract.

7. Advanced Tree Care has no warrantee, either expressed or implied, as to the suitability of the information contained in the reports for any purpose. It remains the responsibility of the client to determine applicability to his/her particular case.

8. Any report and the values, observations, and recommendations expressed therein represent the professional opinion of the consultants, and the fee for services is in no manner contingent upon the reporting of a specified value nor upon any particular finding to be reported.

9. Any photographs, diagrams, graphs, sketches, or other graphic material included in any report, being intended solely as visual aids, are not necessarily to scale and should not be construed as engineering reports or surveys, unless otherwise noted in the report. Any reproductions of graphs material or the work product of any other persons is intended solely for the purpose of clarification and ease of reference. Inclusion of said information does not constitute a representation by Advanced Tree Care or the consultant as to the sufficiency or accuracy of that information.

Adele Della Santina CA DRE License. #00911740 2704 Saint James Road Belmont, California 94002 650-400-4747

20 November 2019

John Kaufman Project Manager 95 Nordhoff, LLC 95 Nordhoff Street San Francisco, CA 94131

RE: Development Analysis for 95 Nordhoff Street, San Francisco

Dear Mr. Kaufman,

I conducted an analysis of your proposed development of 95 Nordhoff Street given current neighborhood design characteristics and the feasibility of including Accessory Dwelling Units ("ADU") on the property.

My examination focuses upon: (1) review of your proposed four-lot split with architectural plans to modify the current home and adding two new single-family homes on Nordhoff Street while leaving a bare lot on Stillings Avenue; and (2) consideration of the feasibility of creating three deep lots on Nordhoff street with ADUs at their rear as proposed by certain members of the City and County of San Francisco's Planning Commission.

Location & Public Transit

95 Nordhoff Street is located at the junction of Stillings Avenue and Nordhoff Street on the declining eastern and northern slopes of those respective streets at the border of San Francisco's Glen Park and Sunnyside neighborhoods.

The closest public bus stops exist at the junction of Bosworth Street & Elk Street (~775 feet) and Teresita Boulevard & Stillings Avenue (~1230 feet). Light rail presents itself at the Glen Park Station (~3000 feet).

The property is walking distance to Dorothy Eiskine Park (~475 feet); Glen Park Recreation Area (~800 feet); Baden and Joost Street Mini Park (~492 feet) and the Sunnyside Playground (~1860 feet). Local elementary schools include Glen Park School (~2400 feet) and St. John's private school (~1425 feet). Moreover, several restaurants, convenience stores and supermarkets exist within ½ mile.

Neighborhood

The neighborhood surrounding the property consists almost entirely of single-family homes that were haphazardly built after the 1906 San Francisco Earthquake in 1-3 lot spurts and not by a

single developer until one considers properties uphill to the west of Congo Street and the Sunnyside playground where the properties appear built by a single developer in the 1940's. Very few homes in this area possess any substantial front yard as is consistent with most areas of the City.

On my multiple site visits I noticed several factors that led me to believe that several of these homes may have added additional living quarters with or without a permit. Nonetheless, I did not see evidence of a single property in the area with an Accessory Dwelling Unit. This observation was supported by satellite images from Google Maps and a general review of City records supports this determination.

Furthermore, one should consider that home-owners in this area put a premium on their centralized greenery or "green belts" running down the middle of their blocks over landlording. This desire to maintain greenery was clearly evidenced by the neighborhood outpouring to keep the coastal redwood located on the property even though there is little evidence that naturally occurring redwood trees are present in the area.

Physical Limitations, Slope of Lot & Shading

The lot is irregularly sloped in multiple directions as seen in erosion paths around the house. These slopes are significant and would require serious excavation and retaining walls to erect any Accessory Dwelling Unit to preserve the daylight plane. This would cause further reduction of the rear yard, greenery and useable livable space.

Accessory Dwelling Units with their own entrances are almost impossible to design under either the proposed four, or considered 3, lot split. Even if they could be built, they would create an egress nightmare for emergency personnel as noted in Mr. LaFarge's report.

In addition, the current bare lot portion of the property is substantially shaded by: (1) a large coastal redwood tree located almost immediately adjacent to the rear of the home currently located in the property; (2) the elevated home and large coastal redwood tree located uphill at 69 Nordhoff Street to the south; (3) the three-story home located uphill and to the front of 49 Stillings Avenue; and (4) a third coastal redwood tree of significant height and canopy located at 51 Stillings Avenue. This shading raises concern over mold and milder as Ms. Pearce of Mold Busters reports and most certainly would have to be disclosed to a would-be tenant which may place a renter in unnecessary harm.

Design issues including the lot slope, configuration of boundaries, and the very large trunk of the redwood tree taken together with the civil engineer's report by Fred Allen suggest that even if there were a possibility it could be done, it would have to occur after excavation and building of the single-family homes to address water intrusion and diversion issues. Otherwise one should expect significant resistance by lenders to offer conventional lending at standard debt-loan ratios.

The Single-Family Home for Extended Families

I understand there is a desire to consider Accessory Dwelling Units for this development. However, Single-family homes need not be for parents and children alone and I am seeing a return to housing where an extended family lives under one roof. This transition is a reality driven by our aging population demographic in the City and the Peninsula where homes continue to be occupied solely by a surviving spouse long after the children have left the nest. (As a side note, I am one of these sole owner-occupiers and most all my similarly aged friends on the Peninsula and in the City also maintain a large home. We chose not to move because moving into a smaller home with or without adult children is not a desire – at least not until old age really sits in.) At that point, most would rather transition to their family before entering a nursing home or hospice. Not only does it afford social interaction, but is financially prudent.

Older parents aside, young adults also want space for nannies, in-laws, caregivers, or other family and friends. This lack of space is what has driven many young people out of high density housing to the suburbs and should be considered with all residential development.

Homeowners today prefer larger single-family homes that can include au pairs, elderly parents with in-home caregivers. Versatile accommodations are preferred: those that can easily integrate into one large living area, yet with separations for various different lifestyles.

Allowing more people to live under one roof and yet have separation of spaces, even full living areas, within the same structure is the setup more desirable for today's homebuyer. This is, by far, the most sought-after style of homes.

It is my experience that buyers today do not want to be landlords. They want a home that functions for their use, a home they can use the way they need and want, today and in the future. Landlording honestly scares them. To them, it is seen as an impediment to be avoided altogether and not overcome.

Affordability

If the home includes totally separate living quarters, the property is considered income producing. Investors, not homeowners, are more likely to purchase them and then rent the units out at high premiums to cover their investment. Financing will also be an issue for non-owneroccupied units as there is a serious concern over landlord-tenant litigation by owners in California which is why so many California families are exiting the landlord experience and selling of their parents income property to invest in stock over real estate.

Conclusion

Having considered every known work-around I have seen in my forty+ years of land use planning and thirty+ years of real estate sales, I do not foresee any logical way to add ADU's to this project. The choice is clear, build the three single-family homes as planned plus a later home on the Stillings' lot in the future after water issues are addressed.

Sincerely,

Adele Della Santino,

Adele Della Santina

ADELE DELLA SANTINA

1.650.400.4747 | AdeleDS@aol.com www.adeleds.com | linkedin.com/in/adele-della-santina-02a5004

Professional Experience

Real Estate Agent | 1986 - Present **Residential Rental Property Owner & Management** Principal | 1976 – Present **Real Estate Development Consultant and Project Manager** | 1973 – Present

Government Service

CITY OF BELMONT

- Mayor and City Councilmember | 1991 1999
- Chair and Planning Commissioner | 1982 1991
- Member, Design Review Board | 1980 1982

SAN MATEO COUNTY TRANSPORTATION AUTHORITY

- Chair and Boardmember | 1991 - 1999

- Chair and Boardmember San Mateo County Transit District – SAMTRANS | 1991 - 1999 Notable Projects: BART to SFO; Caltrain and Bart Grade Separations Responsible for Oversight of Transit Orientated Developments; Pedestrian Oriented Development; and Transportation Systems Management

SAN MATEO VISITORS & CONVENTION BUREAU

- Boardmember | 1991 - 1999

BELMONT HEIGHTS CIVIC IMPROVEMENT ASSOCIATION (725 Home Association)

- Boardmember | 1984 - Present

Education

Master of Arts - Georgetown University Bachelor of Arts - University of San Francisco

Current Affiliations

Belmont Chamber of Commerce –President Belmont-Redwood Shores School District - School Force & Save The Music Programs Belmont-Redwood Shores Rotary Club SAMCAR - San Mateo County Association of Realtors

95 NORDHOFF STREET PROPOSED LOT SPLIT AND DEVELOPMENT FOUR SINGLE-FAMILY HOMES

I am an adult resident of San Francisco and support the proposed planning application 2018-015554CUA to develop the property at 95 Nordhoff Street into four (4) lots with two (2) new single-family homes and a renovation of the existing home on the property.

Name Sar Francisco Street Address Signature 3312 24+ 5 310 omes 29th enconsuller BONNEW Sanchez 29 Mianonis RAGUE Siddles St orres 132 4102 anna May Genzialez 177 Sickles Are SF CA 94112 Love RAMINE SI St CA 94110 Tiffam laybuter holih 1.444 CA OHIM an nothin Lechi 3224 Auscon St. SFLA GUID Bischenery stea 94131 Anulalli 925 Chenchy Kurley 51 94151 yesig Karon 56 Maynor & St SFOR SyIN Latin Mor 2215 Diamond Street 94131 Mana Gassia 253 dd in hungh st 94 112. LILIANA SILA 941 TEPESITA AVO 94127 Natahi Capistrano 411 KIFKPATRICK ASHLE) MANGALS AVE 74131 CONNER COLMAN 142 q Leeso $\mathbb{O}^{\mathbb{O}}$ why? ROBERT Ulie buncast 408 57 94131 loughe 109 94112 arap NROL St 4432 iamos -126 vin 5)377 941CA Scrawn Chan 4134 duz 9413 Saa 54 818 TO DALLUA 6000009 3239 NUNDIDINT Siden + 100 Flones 415-375-188

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5 NORDHOFF STREET PROPOSED LOT SPLIT AND DEVELOPMENT FOUR SINGLE-FAMILY HOMES

I am an adult resident of San Francisco and support the proposed planning application 2018-015554CUA to develop the property at 95 Nordhoff Street into four (4) lots with two (2) new single-family homes and a renovation of the existing home on the property.

San Francisco Street Address Signature Name 3249 Mission St deab lova Malta Faceroa 3351 Mission H 4945 Mission St Jun Panderos ByBaculst SF Kicher ARIGON 2900 Dramond St AT TUNG LEE Victoria Fisk 410 Shrader St MARIA Allanver ST85 Damond St Blan Cazala Mopfitt Xuz. JunChond larin1 BIG Munich Noe 1701 531 9 Dith ENNIFER LEWIS 264 Sussey 5290 Dannel S Telly uthers 121 Glenview Di and sen 415 79996 17 miles Helpeth 295 STAPIOSALULA AIVIN HORTON 365 29th JIMMY JIMPSON

95 NORDHOFF STREET PROPOSED LOT SPLIT AND DEVELOPMENT FOUR SINGLE-FAMILY HOMES

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Name San Francisco Street Address Signature andera varo ns. A9910 ST. C 3 AND RR CASKON 35 9 llack 011 MATIN 67 CIENT 101 0 PI and. 246 Dec 05 or A Zill SI 100 Q CA R.

JOHN D. KAUFMAN

95 Nordhoff Street San Francisco, CA 94131

RE: 95 Nordhoff Street PERMIT APPLICATION #: 201811145858 - 201811145856 - 201811145851

To Whom It May Concern:

I have reviewed the current development proposal for 95 Nordhoff Street located in San Francisco, California with the owners representative and I approve of splitting this lot and its resulting 4 single family homes with offstreet parking.

	NAME	ADDRESS / PHONE	SIGNATURE
1	Rich Lavren	Le liet Stillings Are	Kunh
2	l'ylia, lyani	when 55 Red Roch apt 111	1A A
3		rid is lyell is	
4	JALL ORSUSI	1 227 Beluis	6
2	David Wulzbu	5 48 Survey St.	Darea
6	Jass Celentaro	48 Surrey St.	To to
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Gabriela Pantoja, Planner San Francisco Planning Department 1050 Mission Street, Suite 450 San Francisco, CA 94103 April 9, 2019

Dear Ms. Pantoja and the San Francisco Planning Commission:

Replacing one unused home with three, and a spot for a fourth, while displacing nobody, is exactly the sort of project we need more of in San Francisco.

I hope this project moves forward without delay so we can welcome several more families into the neighborhood.

Sincerely,

h-2_

Mike Schiraldi Glen Park Urbanists Gabriela Pantoja, Planner

San Francisco Planning Department

1050 Mission Street, Suite 450

San Francisco, CA 94103

March 29, 2019

Dear Ms. Pantoja:

It is really nice to see the cooperation of the developer team who worked over the past year to satisfy all of the neighbors as best as possible.

The Planning Commission now should be able to approve the proposed lot split at 95 Nordhoff St.

Sincerely,

Christine Trost 45 martha Que SF, Ca

415 333 8481 Christine TRost

Gabriela Pantoja, Planner San Francisco Planning Department 1050 Mission Street, Suite 450 San Francisco, CA 94103 March 29, 2019

Dear Ms. Pantoja:

It is really nice to see the cooperation of the developer team who worked over the past year to satisfy all of the neighbors as best as possible.

The Planning Commission now should be able to approve the proposed lot split at 95 Nordhoff St.

Sincerely,

ROLF W. BUSCH 37 MATETHA AVE.

Gabriela Pantoja, Planner San Francisco Planning Department 1050 Mission Street, Suite 450 San Francisco, CA 94103 March 29, 2019

Dear Ms. Pantoja:

It is really nice to see the cooperation of the developer team who worked over the past year to satisfy all of the neighbors as best as possible.

The Planning Commission now should be able to approve the proposed lot split at 95 Nordhoff St.

Sincerely,

Alust Busch 37 Martha Ave

SF CA 94131

Gabriela Pantoja, Planner

San Francisco Planning Department

1050 Mission Street, Suite 450

San Francisco, CA 94103

March 31, 2019

Dear Ms. Pantoja:

I have been a lifelong resident of San Francisco having been born and raised here. It is really nice to see the cooperation of the developer team who worked over the past year to satisfy all of the neighbors as best as possible.

The Planning Commission now should be able to approve the proposed lot split at 95 Nordhoff St.

Sincerely,

assider Mary Dunleavy Cassidy 401 Twin Peaks Blvd.

San Francisco, CA 94114

Gabriela Pantoja, Planner San Francisco Planning Department 1050 Mission Street, Suite 450 San Francisco, CA 94103 March 29, 2019

Dear Ms. Pantoja:

It is really nice to see the cooperation of the developer team who worked over the past year to satisfy all of the neighbors as best as possible.

The Planning Commission now should be able to approve the proposed lot split at 95 Nordhoff St.

Sincerely,

Monne Aus St. Min

45 MARNE AVE,

Subject:Re: 95 Nordhoff tree replacement mapFrom:Mike Schiraldi (mike@schiraldi.org)To:voicematch@yahoo.com;Date:Monday, April 8, 2019 4:27 PM

Yes, sorry; I've been overwhelmed this week. Here's a quick letter in case I don't get a chance to do better in time:

Replacing one unused home with three, and a spot for a fourth, while displacing nobody, is exactly the sort of project we need more of in San Francisco. I hope this project moves forward without delay so we can welcome several more families to the neighborhood.

Mike Schiraldi Glen Park Urbanists

C	In Mon, Apr 8, 2019 at 4:21 PM JD Kaufman <voicematch@yahoo.com> wrote: Hi Mike.</voicematch@yahoo.com>
	I presume you received the latest plans I emailed you last week. Is it possible to write a brief 2 sentence letter of support that I can present on Thursday?
	Each letter will help.
	Thank you.
	John
	On Sunday, March 31, 2019 07:37:48 AM PDT, Mike Schiraldi <mike@schiraldi.org> wrote:</mike@schiraldi.org>
	Just got the Notice of Public Hearing about your subdivision. No plans, though; may I have a copy? Curious to see what you're going for now that the original house won't be demolished and one of the new parcels won't (yet?) be developed. Also interested in the tree-moving project — is that still in the plans?
	Best of luck, and please keep me in the loop as the project proceeds. I run a group called Glen Park Urbanists now consisting of over 150 local neighbors who support more housing and safer, more- varied transportation options. If some or all of you would like to join, just let me know.
	On Wed, Dec 30, 2015 at 14:17 JD Kaufman <voicematch@yahoo.com> wrote: Mike, Here it is!</voicematch@yahoo.com>
	John
	Forwarded Message

From: Tony Pantaleoni <tony@kp-architects.com>

Notes

ⁱ Topographic Map of San Francisco, 1960. Call Number G4364.S5 1960 .S3 Case D. Available at the Earth Sciences and Map Library, University of California, Berkeley ("Topo Map".

ⁱⁱ <u>A Historical Summary of the Property at 95 Nordhoff Street and the Surrounding Area,</u> <u>San Francisco California</u> ("Historical Summary") Page 27, Last Sentence

ⁱⁱⁱ <u>Historical Resource Evaluation, Part 1</u> (Historical Resource Evaluation"), Tim Kelley Consulting, LLC, Page 14, Paragraph E

^{iv} See Tab "Lot Split", below. See also, separately submitted Site Plans for 95 Nordhoff Street from Kostas/Pantaleoni

- ^v SF Assessor's Block Map # 6763
- vi See Slope Map as Tap "Lot Split"
- vii See Historical Summary, Supra.
- viii City and County of San Francisco Permit #777169
- ^{ix} See Historical Resource Evaluation, Generally

^x See Tab "Lot Split", below. See also, Tab "Proposed Development", below; Separately submitted Site Plans for 89 Nordhoff Street; 91 Nordhoff Street; and 95 Nordhoff Street from Kostas/Pantaleoni ("Planset")

- xi SF Planning Department File 2018-015554CUA
- ^{xii} San Francisco Planning Commission official minutes (meeting held April 11, 2019)
- ^{xiii} See Civil Engineer report at Tab "Civil Engineer" at Page 2 ("Civil Engineer Report").
- ^{xiv} See "Fire Protection" Tab for Report of TLB Fire Protection Engineering, Inc. ("TLB Report") at Paragraph 4
- ^{xv} See TLB Report at Page 1, Paragraph 5
- ^{xvi} See Tab "Environmental", below
- xvii See Tab "Arborist Report", below
- xviii See Tab "Land Use", below
- xix See Tab "Support", below
- ^{xx} See Tab "Lot Split" yellow and orange pop-out image; See also Planset
- xxi See Planset, Supra
- ^{xxii} See Appendix
- ^{xxiii} See Tab "Survey", below See also, Appendix