

Discretionary Review

Abbreviated Analysis
HEARING DATE: AUGUST 1, 2013

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

Reception:

415.558.6378

Fax:

415.558.6409

Planning Information: 415.558.6377

Date: July 25, 2013
Case No.: 2013.0825D

Project Address: 3871 JACKSON STREET

Permit Application: 2013.03.11.1942

Zoning: RH-1 [Residential House, One-Family]

40-X Height and Bulk District

Block/Lot: 0990/020

Project Sponsor: Nicholas Thomas

Martinkovic Millford Architects

101 Montgomery Street

San Francisco, CA 94104 Staff Contact: Sharon Lai – (415) 575-9087

sharon.w.lai@sfgov.org

Recommendation: Do not take DR and approve as proposed

PROJECT DESCRIPTION

The proposal is to replace an existing cantilevered second floor deck with a two-story horizontal rear extension with a roof deck at the rear of a single-family house. The proposed two-story expansion will measure approximately 15 feet deep by 29 feet wide and add approximately 870 square feet of habitable space. The proposed horizontal expansion extends approximately 5 feet beyond the existing rear deck.

SITE DESCRIPTION AND PRESENT USE

The subject property is a downward sloping lot from the front to the rear. The parallelogram-shaped lot is a mid-block lot and measures approximately 29 feet in width and 128 feet deep. The subject three-story over garage single-family dwelling was constructed circa 1936. The existing lot is developed with approximately 57% lot coverage, including the deck structure. The Project Sponsor indicates that the existing building contains approximately 3,480 square-feet.

SURROUNDING PROPERTIES AND NEIGHBORHOOD

The subject property at 3871 Jackson Street is located on the south side of the street between Cherry Street to the east and Arguello Boulevard to the west, in the Presidio Heights neighborhood. The subject block is located one block south of the Presidio, which is under federal jurisdiction. The subject lot and block, as well as the adjacent blocks, are zoned RH-1. Its immediate neighbor to the rear (the DR Requestor) is a three-story single-family home, located within the same zoning district. Although there is a pattern of mid-block open space, there are multiple properties on the subject block with one-, two-, and three-story rear projections. The immediate neighbor to the west contains a significantly deeper structure that extends approximately 28 feet beyond the subject lot's deck. The subject building and deck is approximately 5 feet deeper than the east side neighbor's structure.

BUILDING PERMIT NOTIFICATION

TYPE	REQUIRED PERIOD	NOTIFICATION DATES	DR FILE DATE	DR HEARING DATE	FILING TO HEARING TIME
311 Notice	30 days	May 21, 2013 – June 19, 2013	June 18, 2013	August 1, 2013	44 days

HEARING NOTIFICATION

ТҮРЕ	REQUIRED PERIOD	REQUIRED NOTICE DATE	ACTUAL NOTICE DATE	ACTUAL PERIOD
Posted Notice	10 days	July 22, 2013	July 22, 2013	10 days
Mailed Notice	10 days	July 22, 2013	July 22, 2013	10 days

PUBLIC COMMENTO

	SUPPORT	OPPOSED	NO POSITION
Adjacent neighbor(s)	2	3*	N/A
Other neighbors on the block or directly across	N/A	3*	N/A
the street			
Neighborhood groups	N/A	N/A	N/A

^{*}Three additional adjacent neighbors and three additional neighbors on the block have signed a petition in opposition to the extent of the development into the common rear yard.

DR REQUESTOR

The DR Requestor is Bruce Armstrong, rear abutting neighbor to the south, at 3974 Washington Street.

DR REQUESTOR'S CONCERNS AND PROPOSED ALTERNATIVES

See attached Discretionary Review Application, dated June 18, 2013.

PROJECT SPONSOR'S RESPONSE TO DR APPLICATION

See attached Response to Discretionary Review, dated July 15, 2013.

ENVIRONMENTAL REVIEW

The Department has determined that the proposed project is exempt/excluded from environmental review, pursuant to CEQA Guideline Section 15301 (Class One - Minor Alteration of Existing Facility, (e) Additions to existing structures provided that the addition will not result in an increase of more than 10,000 square feet).

RESIDENTIAL DESIGN TEAM REVIEW

There is a substantial distance that is greater than the minimum Code Complying rear yard between the subject property and the DR Requestor's property. Hence, the proposed project does not result in exceptional or extraordinary impacts to neighbors' privacy or the mid-block open space pattern. There is an existing pattern of two-story rear additions on the subject block, including the DR Requestor's property, therefore no adverse impacts on the mid-block open space or the adjacent neighbors' existing light and air conditions are present. The Residential Design Guidelines do not require consistency with regard to neighborhood character at the rear building walls, and therefore, the Planning Department finds the proposed rear façade to be appropriate. Geotechnical issues are not part of the Planning Department's purview for the subject scope of work and are therefore not analyzed as part of this project.

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

RECOMMENDATION:

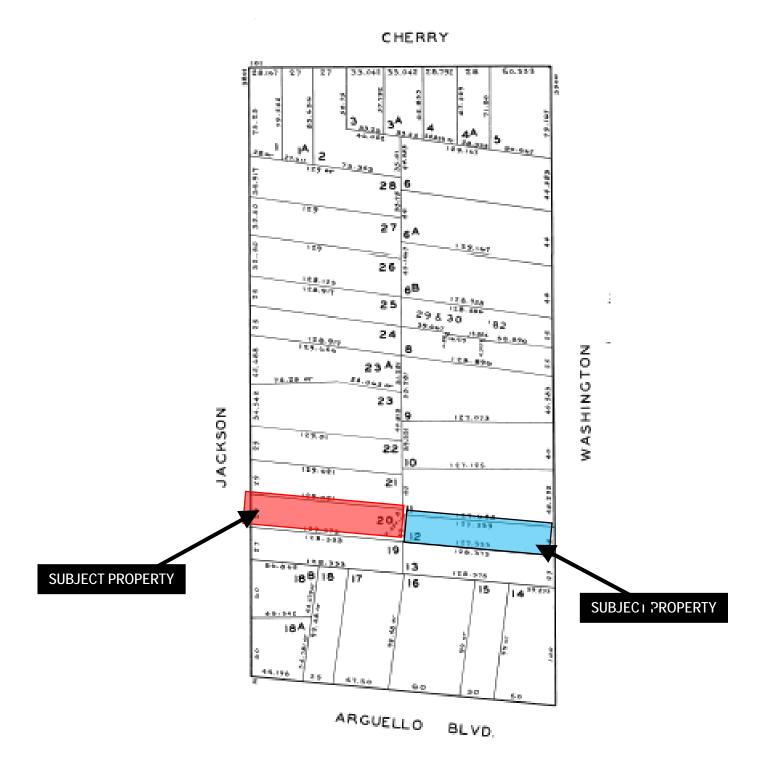
Do not take DR and approve project as proposed

Attachments:

Block Book Map
Sanborn Map
Aerial Photographs
Context Photographs
Section 311 Notice
DR Application
Petition in Opposition
Response to DR Application dated July 15, 2013
Letters of Support
Reduced Plans
Pre-application Materials

SL: G:\DOCUMENTS\DRs\3871 Jackson St\3871 Jackson St - DR Abbreviated Analysis.doc

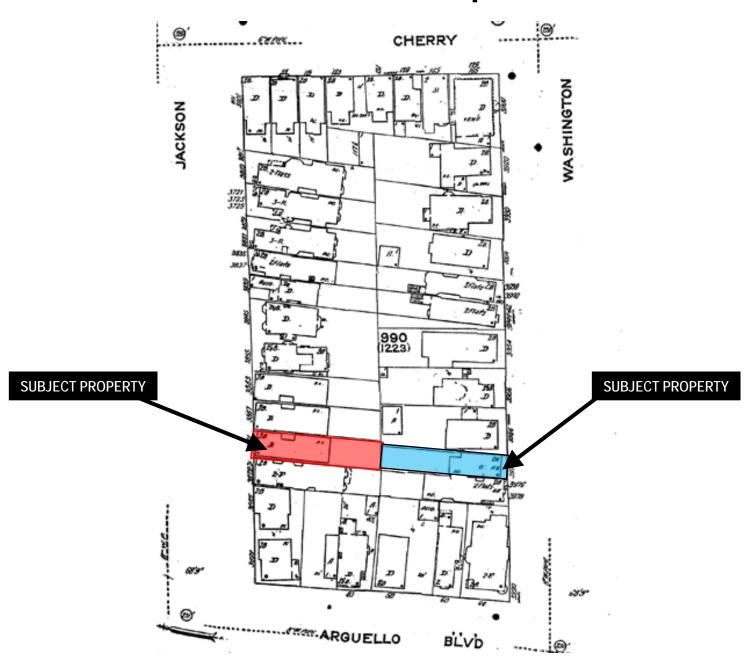
Parcel Map





Abbreviated Discretionary Review Case Number 2013.0825D 3871 Jackson Street

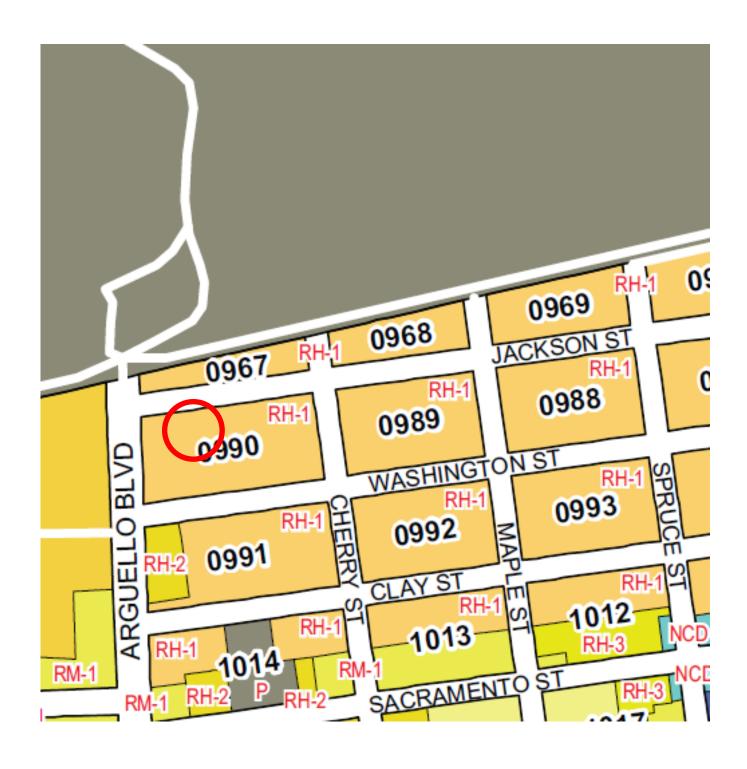
Sanborn Map*



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



Zoning Map





Abbreviated Discretionary Review Case Number 2013.0825D
3871 Jackson Street

Aerial Photo View to North

SUBJECT PROPERTY



DR REQUESTOR



Abbreviated Discretionary Review Case Number 2013.0825D
3871 Jackson Street

Aerial Photo View to East

SUBJECT PROPERTY



DR REQUESTOR



Abbreviated Discretionary Review Case Number 2013.0825D 3871 Jackson Street

Aerial Photo View to West

SUBJECT PROPERTY



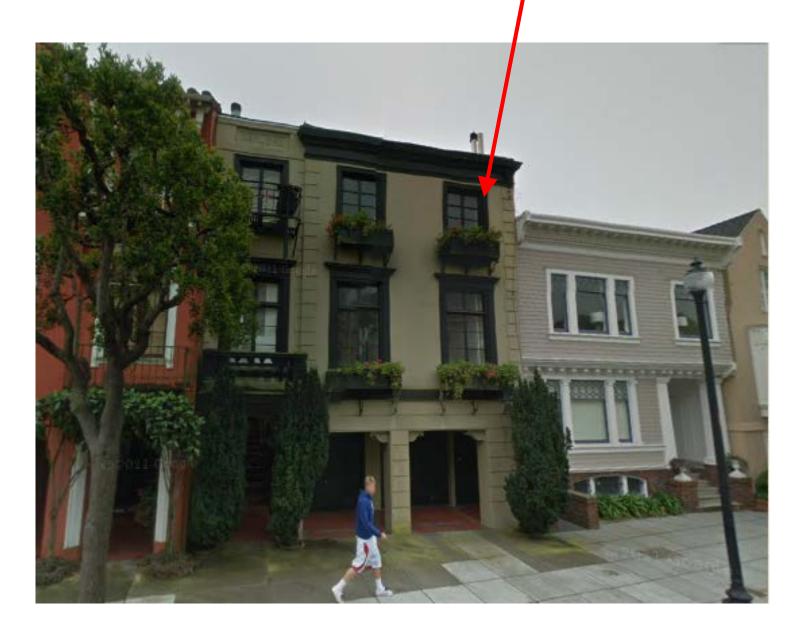
DR REQUESTOR



Abbreviated Discretionary Review **Case Number 2013.0825D** 3871 Jackson Street

Site Photo

SUBJECT PROPERTY



Abbreviated Discretionary Review Case Number 2013.0825D
3871 Jackson Street

1000 Important extract extra 100 Gam Francisco, ext extrac

NOTICE OF BUILDING PERMIT APPLICATION (SECTION 311)

On **March 12, 2013**, the Applicant named below filed Building Permit Application No. **2013.03.11.1942** (Alteration) with the City and County of San Francisco.

	CONTACT INFORMATION	PROJECT	SITE INFORMATION
Applicant:	Nicholas Thomas	Project Address:	3871 Jackson Street
	Martinkovic Milford Architects,	_	
Address:	101 Montgomery Street	Cross Streets:	Arguello Blvd/Cherry St
City, State:	San Francisco, CA 94104	Assessor's Block /Lot No.:	0990/020
Telephone:	(415) 346-9990	Zoning Districts:	RH-1 /40-X

Under San Francisco Planning Code Section 311, you, as a property owner or resident within 150 feet of this proposed project, are being notified of this Building Permit Application. You are not obligated to take any action. For more information regarding the proposed work, or to express concerns about the project, please contact the Applicant above or the Planner named below as soon as possible. If you believe that there are exceptional or extraordinary circumstances associated with the project, you may request the Planning Commission to use its discretionary powers to review this application at a public hearing. Applications requesting a Discretionary Review hearing must be filed during the 30-day review period, prior to the close of business on the Expiration Date shown below, or the next business day if that date is on a week-end or a legal holiday. If no Requests for Discretionary Review are filed, this project will be approved by the Planning Department after the Expiration Date.

[] DEMOLITION and/or	[] NEW CONSTRUCTION or	[X] ALTERATION
[] VERTICAL EXTENSION	[] CHANGE # OF DWELLING UNITS	[] FACADE ALTERATION(S)
[] HORIZ. EXTENSION (FRONT)	[] HORIZ. EXTENSION (SIDE)	[X] HORIZ. EXTENSION (REAF
PROJECT FEATURES	EXISTING CONDITION	ON PROPOSED CONDITI
FRONT SETBACK	4 feet	No Change
SIDE SETBACKS	0	No Change
	73 feet	
	50 feet	
	e at front)41 feet	
	3 (over basement)	
	1	
	SPACES 2	

The proposal is to replace an existing second floor rear deck with a two-story horizontal rear extension with a roof deck. The proposed two-story expansion will measure approximately 15 feet deep by 29 feet wide and add approximately 870 square feet of habitable space. See attached plans.

PLANNER'S NAME: Sharon Lai

PHONE NUMBER: (415) 575-9087 DATE OF THIS NOTICE: 05/21/2013

EMAIL: sharon.w.lai@sfgov.org EXPIRATION DATE: 06/19/2013

NOTICE OF BUILDING PERMIT APPLICATION GENERAL INFORMATION ABOUT PROCEDURES

Reduced copies of the site plan and elevations (exterior walls), and floor plans (where applicable) of the proposed project, including the position of any adjacent buildings, exterior dimensions, and finishes, and a graphic reference scale, have been included in this mailing for your information. Please discuss any questions with the project Applicant listed on the reverse. You may wish to discuss the plans with your neighbors and neighborhood association or improvement club, as they may already be aware of the project. Immediate neighbors to the project, in particular, are likely to be familiar with it.

Any **general questions** concerning this **application review process** may be answered by the **Planning Information Center at 1660 Mission Street, 1st Floor (415/558-6377) between 8:00 a.m. - 5:00 p.m.** Please phone the Planner listed on the reverse of this sheet with **questions specific to this project.**

If you determine that the impact on you from this proposed development is significant and you wish to seek to change the proposed project, there are several procedures you may use. We strongly urge that steps 1 and 2 be taken.

- 1. Seek a meeting with the project sponsor and the architect to get more information, and to explain the project's impact on you and to seek changes in the plans.
- 2. **Call the nonprofit organization Community Boards at (415) 920-3820, or online at** <u>www.communityboards.org</u> for a facilitated discussion in a safe and collaborative environment through mediation. Community Boards acts as a neutral third party and has, on many occasions, helped parties reach mutually agreeable solutions.
- 3. Where you have attempted, through the use of the above steps, or other means, to address potential problems without success, call the assigned project planner whose name and phone number are shown at the lower left corner on the reverse side of this notice, to review your concerns.

If, after exhausting the procedures outlined above, you still believe that exceptional and extraordinary circumstances exist, you have the option to request that the Planning Commission exercise its discretionary powers to review the project. These powers are reserved for use in exceptional and extraordinary circumstances for projects, which generally conflict with the City's General Plan and the Priority Policies of the Planning Code; therefore the Commission exercises its discretion with utmost restraint. This procedure is called Discretionary Review. If you believe the project warrants Discretionary Review by the Planning Commission over the permit application, you must make such request within 30 days of this notice, prior to the Expiration Date shown on the reverse side, by completing an application (available at the Planning Department, 1660 Mission Street, 1st Floor, or on-line at www.sfplanning.org). You must submit the application to the Planning Information Center (PIC) during the hours between 8:00 a.m. and 5:00 p.m., with all required materials, and a check, for each Discretionary Review request payable to the Planning Department. To determine the fee for a Discretionary Review, please refer to the Planning Department Fee Schedule available at www.sfplanning.org or at the PIC located at 1660 Mission Street, First Floor, San Francisco. For questions related to the Fee Schedule, please call the PIC at (415) 558-6377. If the project includes multi building permits, i.e. demolition and new construction, a separate request for Discretionary Review must be submitted, with all required materials and fee, for each permit that you feel will have an impact on you. Incomplete applications will not be accepted.

If no Discretionary Review Applications have been filed within the Notification Period, the Planning Department will approve the application and forward it to the Department of Building Inspection for its review.

BOARD OF APPEALS

An appeal of the approval (or denial) of the permit application by the Planning Department or Planning Commission may be made to the **Board of Appeals within 15 days** after the permit is issued (or denied) by the Superintendent of the Department of Building Inspection. Submit an application form in person at the **Board's office at 1650 Mission Street, 3rd Floor, Room 304**. For further information about appeals to the Board of Appeals, including their current fees, **contact the Board of Appeals** at **(415) 575-6880**.



APPLICATION FOR

Discretionary Review

1. Owner/Applicant Information

DR APPLICANT'S NAME		
BRUCE ARMSTRONG		
DR APPLICANT'S ADDRESS:	ZIP CODE:	TELEPHONE:
3974 WASHINGTON STREET	94118	(415 ₎ 221-2291
PROPERTY OWNER WHO IS DOING THE PROJECT ON WHICH YOU ARE REQUESTING DIS	SCRETIONARY REVIEW NAME	
SHUJI & KEIKO INABA		
ADDRESS	ZIP CODE: 94115	TELEPHONE:
2447 JACKSON ST		()
CONTACT FOR DR APPLICATION: NICHOLAS THOMAS/MARINKOVIC MIL Same as Above	FORD ARCHITECTS)
ADDRESS: 101 MONTGOMERY ST	ZIP CODE.	TELEPHONE:
	94104	(415) 346-9990
E-MAIL ADDRESS:		W. 1990.
2. Location and Classification STREET ADDRESS OF PROJECT: 3871 JACKSON STREET CROSS STREETS: ARGUELLO & CHERRY ASSESSORS BLOCK/LOT: LOT DIMENSIONS: LOT AREA (SQ FT): ZONIN	NG DISTRICT:	ZIP CODE: 94118 HEIGHT/BULK DISTRICT: RH-1/40-X
0990 / \$ 020		KH-1/40-X
3. Project Description Please check all that apply Change of Use Change of Hours New Construction	☐ Alterations ☑	Demolition ☑ Other □
Additions to Building: Rear ₩ Front □ Height □	Side Yard 🗌	
Present or Previous Use:		
Proposed Use: 2013.0311.1942		03/12/2013
Building Permit Application No.	Date	Filed:

RECEIVED

JUN 1 8 2013
CITY & COUNTY OF S.F.
DEPT. OF CITY PLANNING

4. Actions Prior to a Discretionary Review Request

Prior Action	YES	NO
Have you discussed this project with the permit applicant?	*	
Did you discuss the project with the Planning Department permit review planner?	*	
Did you participate in outside mediation on this case?		□ ×

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

If you have discussed the project with the applicant, planning staff or gone through mediation, please summarize the result, including any changes there were made to the proposed project. We met with the applicant's agent, Riaz Taplin, and exchanged numerous emails. Mr. Taplin has made no modifications to the project. He suggested planting bamboo to address our concerns. He has repeatedly ignored our requests for the name of the project staff planner. He ignored our request for geotechnical information until we complained to the Building Dept about the excavation spoils he was storing near the old retaining wall, holding up the subject property. He ignored repeated queries as to when he was going to submit the application for the project. When we persisted, he told us to file a Discretionary Review. He never told us he applied.



Discretionary Review Request

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

- 1. What are the reasons for requesting Discretionary Review? The project meets the minimum standards of the Planning Code. What are the exceptional and extraordinary circumstances that justify Discretionary Review of the project? How does the project conflict with the City's General Plan or the Planning Code's Priority Policies or Residential Design Guidelines? Please be specific and site specific sections of the Residential Design Guidelines.
- 1) The proposed 3871 Jackson expansion disrupts a 115 year old strong mid block open space pattern between Jackson & Washington Streets. The applicant is using the "50% rear of house" averaging rule in the Residential Guidelines to set their expansion. However, the adjecent neighbor, 3877 Jackson, which the applicant is using as a point of the average, would never be allowed to be built today. 3877 Jackson is the only house on the block which is built all the way out to 75% of its lot area. All of the other houses on our block have "held the line", of our mid block open space, even with almost all having gone through extensive renovations over the years. See "Photo 1" attached. We ask for the applicant to be directed to pull back the mass of the enclosed expansion to a more appropriate size.
- 2. The Residential Design Guidelines assume some impacts to be reasonable and expected as part of construction. Please explain how this project would cause unreasonable impacts. If you believe your property, the property of others or the neighborhood would be adversely affected, please state who would be affected, and how:
- 1) We don't want to lose our strong mid-block open space, which a casual interpretation of the Residential Guidelines might allow
- 2) The project proposes a 16' deep, 28' high solid wall adjacent to 3867 Jackson. The owner of 3867 Jackson recently passed away and her children are bereaved and do not want to get involved in this. This will be severely impacted by this high, solid wall.
- 3) The grade differences between our homes and the project amplifies the expansion and impact of the large windows.
- 3. What alternatives or changes to the proposed project, beyond the changes (if any) already made would respond to the exceptional and extraordinary circumstances and reduce the adverse effects noted above in question #1?
 - 1) Reduce/pull back expansion
 - 2) Modify window orientation, size, and style to be compatible with surrounding homes
 - 3) A geotechnical analysis of the project's effect on the old, leaning retaining wall holding up their property from falling onto ours.

Applicant's Affidavit

Under penalty of perjury the following declarations are made:

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

c: The other information or applications may be required.

Signature

6/18/13

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

Bruce Almstrong

Owner Authorized Agent (circle one)



Discretionary Review Application Submittal Checklist

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

REQUIRED MATERIALS (please check correct column)	DR APPLICATION
Application, with all blanks completed	
Address labels (original), if applicable	0
Address labels (copy of the above), if applicable	0
Photocopy of this completed application	
Photographs that illustrate your concerns	
Convenant or Deed Restrictions	
Check payable to Planning Dept.	
Letter of authorization for agent appl. by owner	
Other: Section Plan, Detail drawings (i.e. windows, door entries, trim), Specifications (for cleaning, repair, etc.) and/or Product cut sheets for new elements (i.e. windows, doors)	

NIO	
IVO	LO.

☐ Required Material

Optional Material.

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

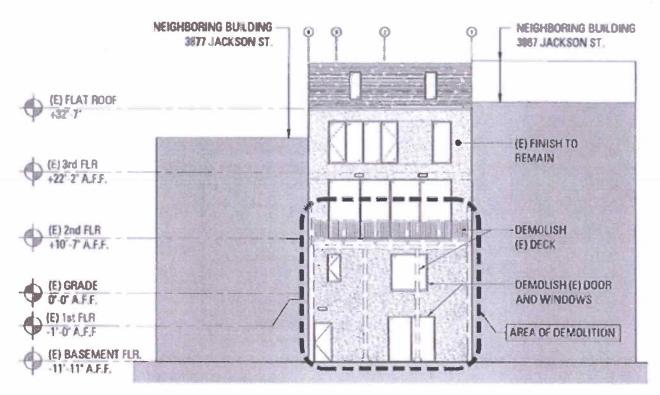
For Department Use Only Application received by Planning Department:		
By:	Date:	

Continued from #1 on page 9:

- 2) The project proposes very large, horizontal, modern windows looking directly into our bedrooms. The project sponsor listed those as existing windows in Section 311 of the application. These were not the existing windows. This existing smaller, vertical, historic windows and rear facade were demolished prior to application. See "Photo 2". We would like to see windows in a character and scale compatible with the neighborhood. We ask the applicant to be directed to provide windows in keeping with orientation, size and style of the surrounding homes.
- 3) There is a very old, 10' high retaining wall leaning into our property that holds up the project lot. There appears to be an excess of 20% grade difference between the proposed rear expansion and our properties at grade. The project's building permits says it's location requires a geotechnical analysis if the project is in excess for a 20% grade. We have asked the applicant repeatedly for geotechnical information and his response was that he asked the engineer and "its fine". We would like to see a geotechnical analysis of the project's effects on our property.

Photo 1

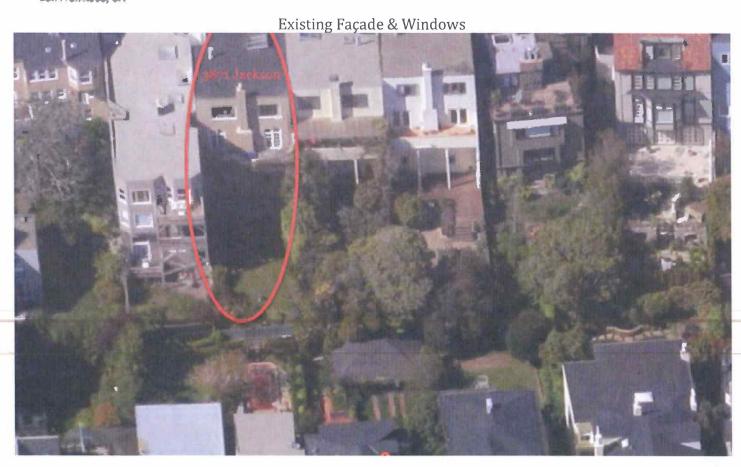




EXISTING REAR EXTERIOR ELEVATION

3871 Jackson Street

San Francisco, CA



June 10, 2013

Ms. Sharon Lai San Francisco Planning Department 1650 Mission Street, Suite 400 San Francisco, CA 94103

RE: 3871 Jackson Street Building Permit Application No. 2013.03.11.1942

Dear Ms. Lai:

We are neighbors of 3871 Jackson and object to the extent of the development into our common rear yard open space.

Since the late 1890's, all the houses on our block, except for 3877 Jackson, have "kept the line" of the common rear yards, as you can see in the photo below. 3877 Jackson is the building at the far left.



Almost all of the houses on the block have gone through extensive renovations, and all of the neighbors have "kept the line" to preserve our common open space.

The proposed extension of the 3871 project is the average between the rear of 3877 Jackson and its neighbor to the east. It does not seem right to include an exception (3877 Jackson) -with a rear yard that would not be approved today - as an averaging point under the Residential Guidelines. Is there any weight given to the historic rear yard we all share, as to how to apply the averaging of the rear yard depth in the Residential Guidelines?

We have tried to discuss this with Riaz Taplin, the agent for the owner. He told us on March 25th that he would discuss it with the owners. He never got back to us with a response from the owners, and applied for the project.

Will you please let us know what place the historic rear open space plays in your planning approval decisions? We do not want to set a precedent which will allow new owners to come in, and continually reduce the size of the rear yard open space.

Sincerely,

The Neighbors of 3871 Jackson

Bruce & Hilary Armstrong - 3974 Washington St

Nick & Leslie Podell - 3966 Washington St

Scott Robertson - 3990 Washington St

Diana & Doug Horner - 3899 Jackson St

3978 Washington St.

Ms. Sharon Lai San Francisco Planning Department 1650 Mission Street, Suite 400 San Francisco, CA 94103

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Moira Kimball - 3976 Washington St

Nick & Leslie Podell - 3966 Washington St

Dana & Doug Horner - 3899 Jackson St

Scott Robertson - 3990 Washington St

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The Neighbors of 3871 Jackson	Sandy ERON Linder, 3956 Washington St
	Sandy Exam Linder, 3956 Washington St
Bruce & Hilary Armstrong – 3974 Washington St	Moira Kimball - 3978 Washington St
Nick & Leslie Podell – 3966 Washington St	Scott Dehoutson 2000 Washington St

Diana & Doug Horner Jacksmat.

Before the San Francisco Planning Commission

PROJECT SPONSOR'S SUBMITTAL IN OPPOSITION TO REQUEST FOR DISCRETIONARY REVIEW

3871 Jackson Street

Building Permit No.: 2013.03.11.1942

Project Sponsor: Keiko and Shuji Inaba

Hearing Date: August 1, 2013

Attorneys for Project Sponsor:

A. INTRODUCTION

Keiko and Shuji Inaba ("Project Sponsor") propose a modest horizontal addition, 5 feet beyond their former deck ¹, or 15 feet beyond the old building line ("Project") at the rear of the first and second floors (and basement) of their existing single-family home at 3871 Jackson Street. The proposal is a fully code compliant addition that has undergone extensive review by RDT and the Department is in support of the project as proposed. The Project Sponsor has worked diligently to design a horizontal addition that fits gracefully into its location in terms of size, scale and character. The Project Sponsor's proposal enjoys unconditional support from the two adjacent property owners. See letters from Clinton, Wes, and Alexander Ashford, owners of 3877-3879 Jackson Street, and the Rhein family, owners of 3867 Jackson Street, both attached as Exhibit A.

B. SITE INFORMATION

Street Address:

3871 Jackson Street

Cross Street:

Arguello Boulevard and Cherry Street

Assessor's Block/Lots:

Block 990, Lot 20

Zoning District:

RH-1

Height and Bulk District:

40-X

Existing Use:

Single family home

Proposal:

Single family home

Horizontal Addition: 5 feet

C. PROJECT DESCRIPTION

The proposed horizontal addition at 3871 Jackson Street will be separated from the DR applicant's home, which is located at 3974 Washington Street, by two rear yards, those behind Mr. Armstrong's and Mr. Inaba's homes, totaling approximately 90 feet. The Project has been designed to respect the neighborhood. The third floor will be set back 15 feet from the lower two levels. The adjacent building at 3877 Jackson Street will continue to extend 16½ feet past the rear of the Project Sponsor's home after completion of the addition. The proposed horizontal addition is compatible with the subject block, and maintains a rear yard of 45 feet at the Property.

¹ The deck was demolished in conjunction with the seismic upgrade of the home.

D. <u>THERE ARE NO EXCEPTIONAL OR EXTRAORDINARY CIRCUMSTANCE THAT</u> <u>JUSTIFY DISCRETIONARY REVIEW</u>

The Planning Commission's authority to review permits on a case-by-case basis under "Discretionary Review" (Municipal Code of the City and County of San Francisco, Part III, Section 26(a)² must be carefully exercised. In 1943, the California Supreme Court held that the San Francisco Board of Permit Appeals, pursuant to the above-referenced Section 26(a), had the authority to exercise its "sound discretion" in granting or denying building permits (See <u>Lindell Co. v. Board of Permit Appeals</u> (1943) 23 Cal.2d 303). In 1954, then San Francisco City Attorney Dion R. Holm issued Opinion No. 845, in which he opined that the Planning Commission has similar discretion to grant or deny building permits. However, the City Attorney cautioned the Planning Commission with respect to the judicious exercise of this discretion. In his opinion, the City Attorney stated as follows:

"I think it is entirely plain, on the authority of the above-enunciated general principles, that the reservation of authority in the present ordinances to deal in a special manner with exceptional cases is unassailable upon constitutional grounds . . . this is, however, a sensitive discretion and one which must be exercised with the utmost restraint." (City Attorney Opinion No. 845, p. 8, emphasis in original).

The discretionary review handout provided to the public by the Planning Department reiterates this underlying foundation of the discretionary review power. That publication provides that "discretionary review is a special power of the Commission, outside the normal building permit application approval process. It is supposed to be used only when there are exceptional and extraordinary circumstances associated with a proposed project. The Commission has been advised by the City Attorney that the Commission's discretion is sensitive and must be exercised with utmost constraint."

In this case, the Planning Commission should exercise such constraint by approving the Project.

There are no "exceptional and extraordinary circumstances" in this case that would justify the Planning Commission's exercise of its discretionary review powers. Each of the specific issues raised by the DR Applicant are meritless, for the reasons that follow.

² Section 26(a) provides that "[I]n the granting or denying of any permit, or the revoking or the refusing to revoke any permit, the granting or revoking power may take into consideration the effect of the proposed business or calling upon surrounding property and upon its residents and inhabitants thereof; and in granting or denying said permit, or revoking or refusing to revoke a permit, may exercise its sound discretion as to whether said permit should be granted, transferred, denied or revoked."

E. RESPONSE TO REQUEST FOR DISCRETIONARY REVIEW

Given the concerns of the DR requestor and other concerned parties, why do you feel your proposed project should be approved?

- 1. The DR applicant's concern is that the proposed Project interrupts an existing midblock open space and that the Planning Commission should ignore the proposed Project's immediate neighbor. The DR applicant further states that the application seeks a "50% rear of house averaging" from the Residential Design Guidelines to compute the expansion.
 - In response, the Project Sponsor does not believe that the immediate neighbors should be ignored, as the existing property clearly and dramatically affects the context of the Project. There is no 50% averaging rule in the Residential Design Guidelines. The DR applicant misunderstands the Planning Code, which allows for the reduction of the required rear yard setback. The Project proposes a small horizontal addition (5 feet) that is approximately 14 feet less than the allowable line of development, contrary to the DR applicant's claim.
 - The Project Sponsor has not sought the maximum allowable horizontal addition. By proposing an addition that is 14 feet less than that allowed, and is limited to only the lower two stories of the residence, and has less than one-half of the projection into the midblock as the immediate neighbor at 3877-3879 Jackson Street, has demonstrated a willingness to respect the context of the block.
 - The two neighbors most immediately affected by the proposed extension, the Ashfords, owners of 3877-3879 Jackson, and the Rheins, owners of 3867 Jackson Street, have provided letters of support for the project. (See Exhibit A attached). Reduction of the building footprint is unwarranted.
- 2. The DR applicant states that the rear windows are improperly labeled as existing, and asks for the Project to be revised with window designs of his liking.
 - The windows in question are approved as part of active Building Permit No. 2012.10.09.1545, and are not part of the subject application.
- 3. The DR applicant requests a geotechnical report for this property and an analysis of its effects on an existing retaining wall.
 - A Geotechnical Report has been ordered and a copy will be provided to the DR applicant.

- 4. The DR applicant suggests the proposed Project will have a "severe" impact on the neighboring property at 3867 Jackson Street.
 - The Project Sponsor met with the neighbors Clinton, Wes, and Alexander Ashford at 3877-3879 Jackson Street, and received their written support of the Project as proposed. That letter of support is attached as **Exhibit A**.
 - The Project Sponsor also met with the neighbors at 3867 Jackson Street, the Rhein family, who also provided their written support for the Project. The letter is attached as **Exhibit A**.
- 5. The DR applicant claims that the difference in grade between his property and the Project Sponsor's Property creates an extraordinary condition impacting the Project.
 - The nature of an uphill lot and a downhill lot is not an extraordinary condition in San Francisco, which is a City of hills and valleys. The proposed Project is already held well back of its allowable development line. Additional limits on the development of the Property are not warranted.

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

- The DR applicant did not attend the Pre-Application Meeting hosted by the Project Sponsor. However, a private meeting was held in the home of the DR applicant on the same evening as the Pre-Application Meeting, where the plans were reviewed and concerns regarding visual impact were discussed. The Project Sponsor proposed, and the DR applicant embraced, that the planting of tall, dense vegetation along the existing rear property line retaining wall would be an amicable way to reduce his concerns regarding privacy.
- Several additional meetings were held in the homes of other neighbors impacted by the Project and no one expressed any concerns.

If you are not willing to change the proposed project or pursue other alternatives, please state why you feel that your project would not have any adverse effect on the surrounding properties.

• The Project Sponsor has offered to prepare a landscape plan and to work with the DR applicant on the development of the landscape plan to address his concerns regarding visual privacy.

• The depth of projection of the proposed addition is minimal and well under the allowable projection. It is limited to the lower two floors of the residence and is minuscule (5 feet) in comparison to the four stories of the immediate neighbor. The proposed Project has no adverse effect on the midblock open space. The two neighbors most affected by the Project, located adjacent to the Project Sponsor on each side, have submitted letters of support.

F. <u>NEIGHBORHOOD SUPPORT FOR THE PROJECT</u>

Attached as **Exhibit A** are letters in support of the Project from the two adjacent neighbors. The DR Applicant's views are not widely shared. The Project has the strong support of the Planning Department staff. Planning staff has requested an "abbreviated" review.

The Project Sponsor also reached out to the Presidio Heights Association of Neighbors. They did not wish to get involved in the dispute and took no position.

G. CONCLUSION

The discretionary review applicant has failed to demonstrate any exceptional or extraordinary circumstances that would warrant a discretionary review by the Planning Commission. The Project has the support both adjacent neighbors. There is a rear yard open space of more than 90 feet serving as an open space buffer between the Project Sponsor's home and the DR applicant's home.

Accordingly, we respectfully request that the Planning Commission deny the request for discretionary review.

Thank you for your consideration.

Respectfully,

REUBEN, JUNIUS & ROSE, LLP

Attorneys for Keiko and Shuji Inaba

Dated: 7-15-13

David Silverman

Exhibit List

- A. Letters of Support for the Project from the Adjacent Neighbors:
 - Ashford Family 3877-3879 Jackson Street
 - Rhein Family 3867 Jackson Street
- B. Project Plans, Elevations, Photographs of Project Site and Project Block
- C. Pre-Application Meeting Records
- D. Keiko and Shuji Inaba Letter to the Planning Commission

EXHIBIT A



producers of your house

LETTER OF SUPPORT TO PROPOSED ADDITION AND ALTERATION AT 3871 JACKSON STREET

March 25, 2013

San Francisco Planning Department 1650 Mission Street, Suite 400 San Francisco, CA 94103

To Whom It May Concern,

We, Clint Ashford, Wes Ashford and Alexander Ashford are authorized representatives of Ashford Ventures, LLC, which owns the property located at 3877-3879 Jackson Street in San Francisco, which is next door to 3871 Jackson Street. We have met with the owners of 3871 Jackson Street and their representatives to discuss their proposal to alter and add to the rear of their property. We have reviewed the attached "3871 Jackson Horizontal Addition" plans, dated February 26, 2013 and we have no objections to the proposed alterations and additions outlined in this set of drawings. We are aware that more detailed drawings with modifications may arise as part of the planning approval process.

Sincerely, DocuSigned by: 4/2/2013 Clinton ashford Name: CT87/128/A21/28/FFord Date Owner of 3877-3879 Jackson Street DocuSigned by: 4/1/2013 Wes Ashford Wes Ash Tord Name: Date Owner of 3877-3879 Jackson Street DocuSigned by: 4/2/2013 Alexander Ashtord Name: ATERIMUE774AShford Date Owner of 3877-3879 Jackson Street



producers of your house

LETTER OF SUPPORT TO PROPOSED ADDITION AND ALTERATION AT 3871 JACKSON STREET

April 1, 2013

San Francisco Planning Department 1650 Mission Street, Suite 400 San Francisco, CA 94103

To Whom It May Concern,

Patricia Rhein owns and resides at 3867 Jackson Street in San Francisco, which is next door to 3871 Jackson Street. Michael Rhein and Karen Rhein Blanpied, have full authority to sign and act on behalf of their mother, Patricia Rhein (collectively the "Rheins"). I have communicated with the owners of 3871 Jackson Street's representatives to discuss their proposal to alter and add to the rear of their property. The attached "3871 Jackson Horizontal Addition" plans, dated February 26, 2013, have been provided to me for review and I have no objections to the proposed alterations and additions outlined in this set of drawings provided the Owners and their representatives do not remove the existing firewall along the West property line of 3867, the East property line of 3871 Jackson Street. I have no objection to them extending the existing firewall. I am aware that more detailed drawings with modifications may arise as part of the planning approval process. So long as the proposed changes do not materially increase the volume of the addition or the building in general, we support and approve of the proposed change.

Sincerely,

Name:

For: The Rheins

Owner of 3867 Jackson Street

4-4-1

Date

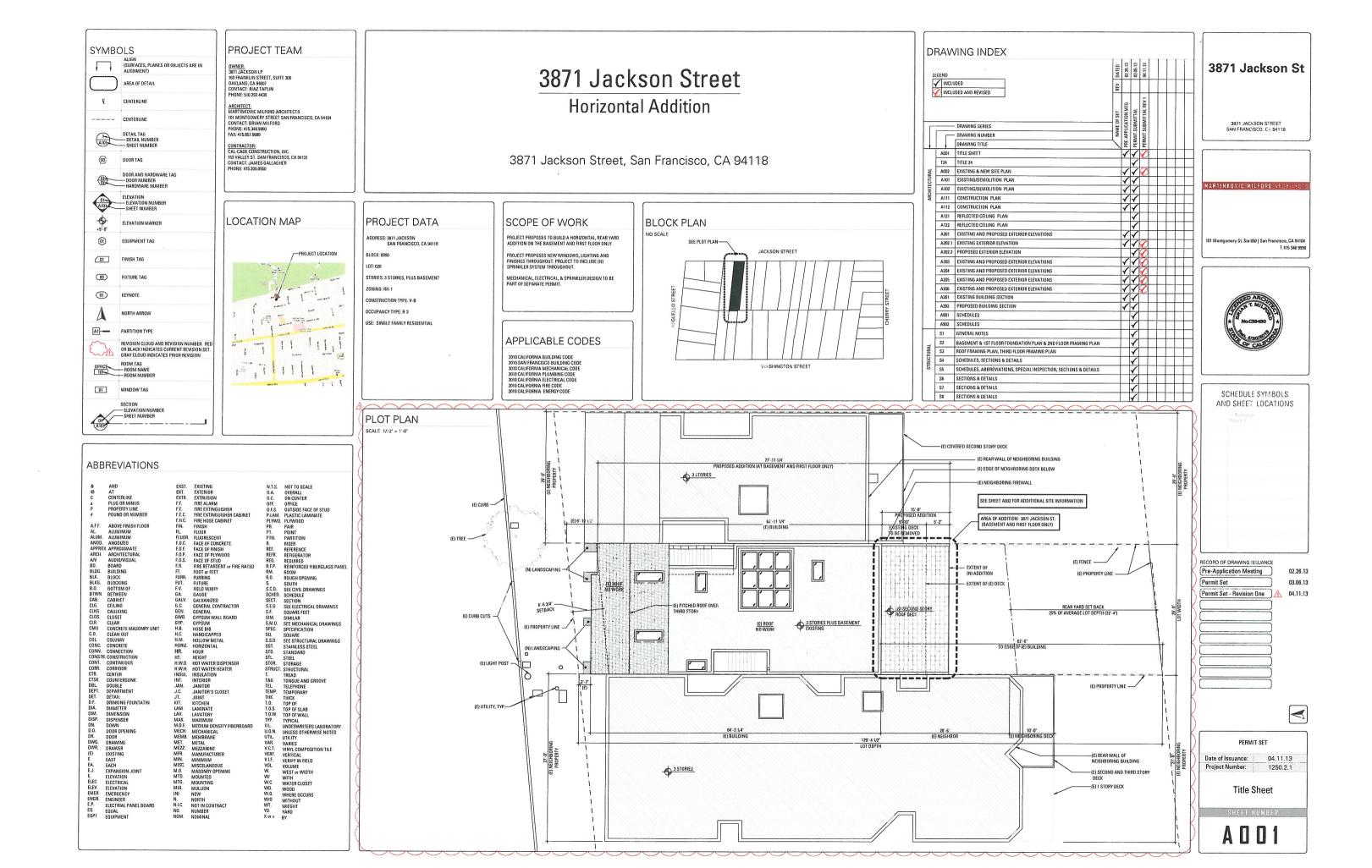
EXHIBIT B

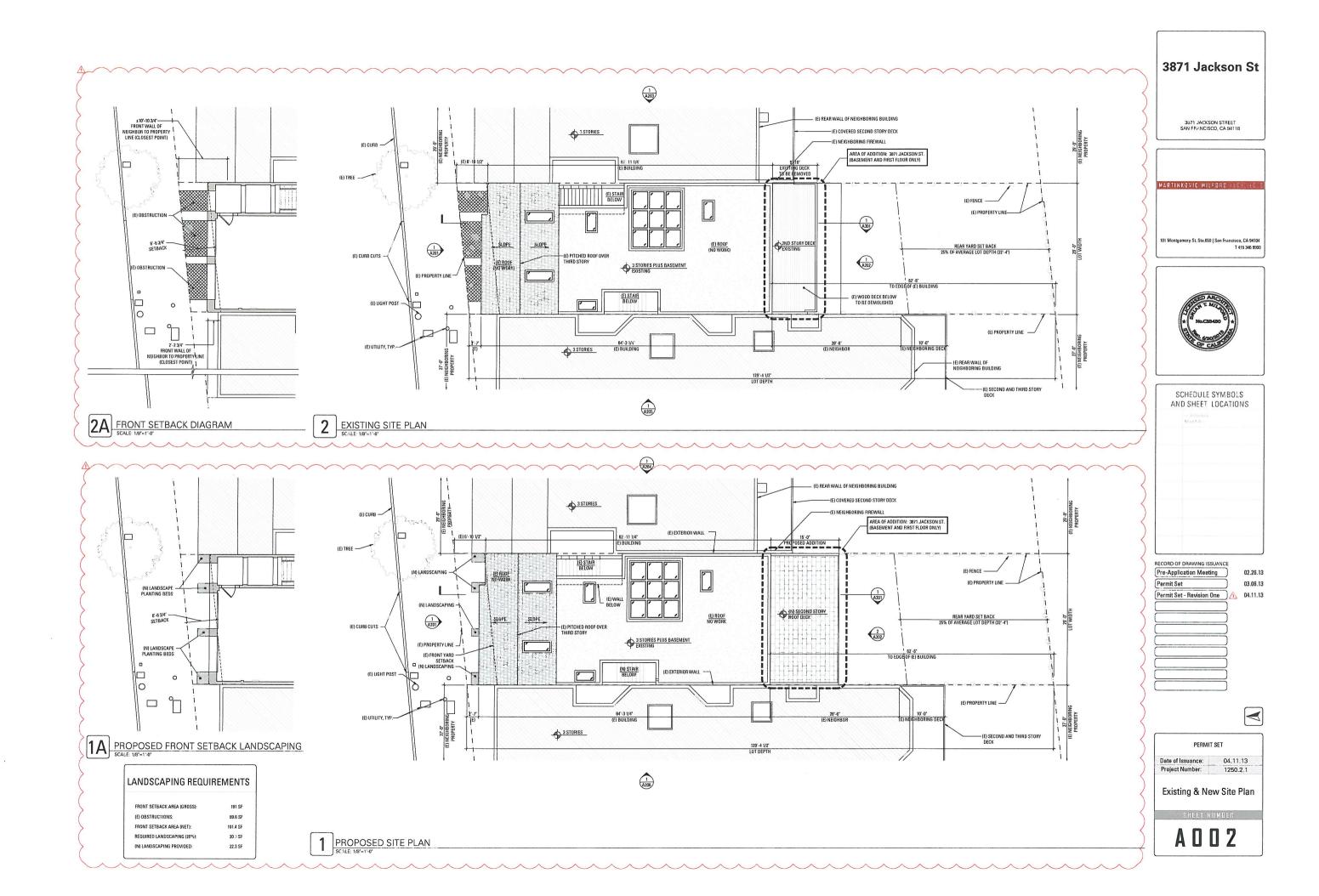
3871 Jackson Street - Keiko & Shuji Inaba

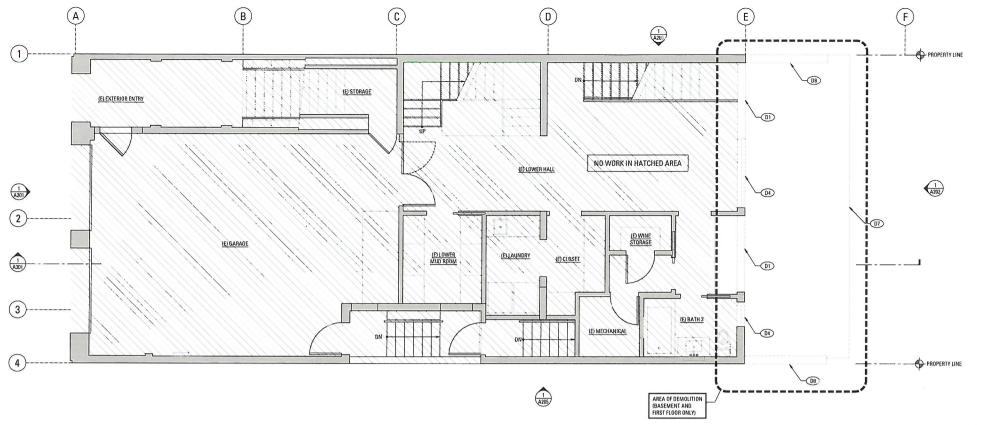
3974 Washington Street Bruce Armstrong - DR Applicant

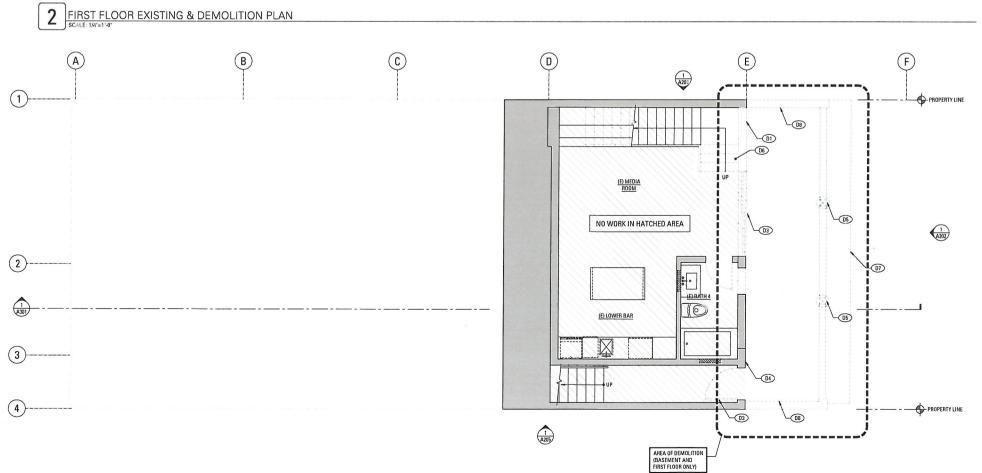


3974 Washington StreetBruce Armstrong - DR Applicant











(E) WALL CONSTRUCTION TO REMAIN

(E) CONSTRUCTION TO BE DEMOLISHED

3871 Jackson St

3871 JACKSON STREET SAN FRANCISCO, CA 94118

DEMOLITION KEYNOTES

(N) WORK

D2 NOT USED

D3 DEMO (E) DOOR

DEMO (E) WINDOW

D5 DEMO (E) COLUMNS

D5 DEMO (E) STAIR

DT DEMO (E) DECK

DB DEMO (E) WALLS

DEMOLITION NOTES

- CONTRACTOR SHALL COORDINATE THE EXTENT OF THE DEMOLITION WITH CONSTRUCTION PLANS AND PROTECT ALL PORTIONS OF (E) STRUCTURE TO REMAIN
- DEMOLISH ALL (E) FINISHES, HARDWARE, EQUIPMENT, CONDUIT, PLUMBING, AND FRAMING NECESSARY TO ACCOMMODATE ALL NEW WORK
- CONTRACTOR TO INSURE THE STABILITY OF ALL (E)
 STRUCTURE, FRAMING AND FOUNDATIONS TO REMAIN
 DURING DEMOLITION AND CONSTRUCTION OF NEW WORK
- CONTRACTOR TO REPLACE ALL DAMAGED OR ROTTEN EXISTING WOOD FRAMING , FLOOR, OR SHEATHING IN AREAS OF REMODEL AND REPAIR.
- 5. CONTRACTOR SHALL BE RESPONSIBLE FOR SAFE REMOVAL AND DISPOSAL OF ALL MATERIALS NOT FOR RE-USE ON THIS PROJECT. RECYCLE AND HAUL ALL DEBRIS IN ACCORDANCE WITH LOCAL JURISDICTION REQUIREMENTS.
- DOCUMENTATION HERINI DOES NOT AUTHORIZE,
 DESCRIBE, REQUIRE OR INCLUDE THE REMOVAL OF ANY
 HAZARDOUS MATERIALS OR LELMENTS, INCLUDING
 ASSESTOS AND POESS. GENERAL CONTRACTOR SHALL
 COMPLYWITH ALL APPLICABLE LAWS, REGULATIONS,
 ORDINANCES AND RULES RELATING TO ANY HAZARDOUS
 OR TOXIC MATERIALS. IF ERMERAL CONTRACTOR
 DISCOVERS ANY SUCH MATERIALS ON THE PROPERTY,
 GENERAL CONTRACTOR SHALL PROMPTLY NOTIFY THE
 DWINER, ANY REMOVAL OF HAZARDOUS MATERIALS
 SHALL BE DOCUMENTED SEPRATILY, AND SHALL OCCUR
 AS REQUIRED BY CODE AND REGULATORY REQUIREMENTS.



101 Mantaganan Ct Cta SEO I Can Francisco CA 041

T 415 346 9990



SCHEDULE SYMBOLS

AND SHEET LOCATIONS

RECORD OF DRAWING ISSUANCE
Pre-Application Meeting
Permit Set

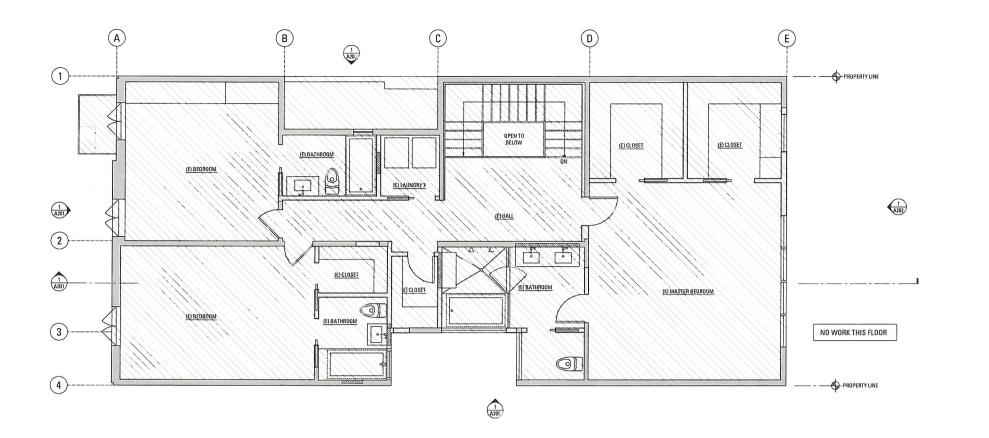


02.26.13 03.06.13

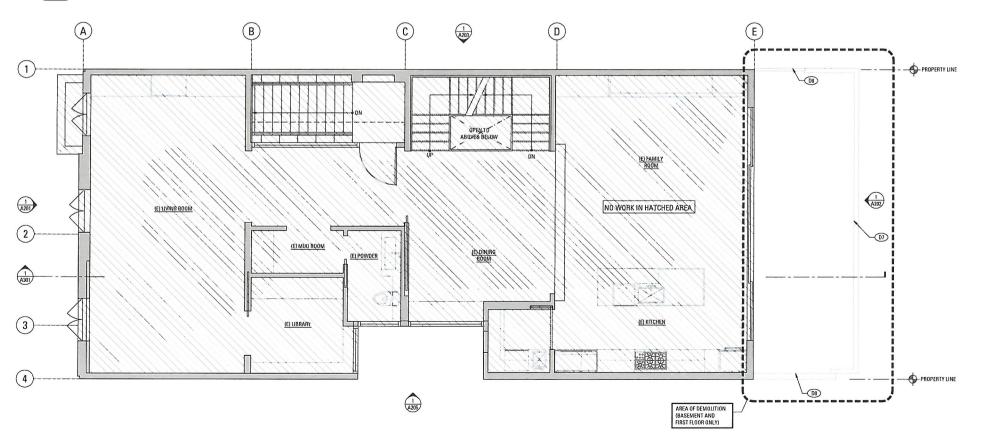
Existing/Demolition & Plan

A 1 O 1

1 BASEMENT LEVEL EXISTING & DEMOLITION PLAN SCALE 1/4"=1"-0"



7 THIRD FLOOR EXISTING PLAN - NO WORK THIS FLOOR





(E) WALL CONSTRUCTION TO REMAIN

_____ (E) CONSTRUCTION TO BE DEMOLISHED

3871 Jackson St

3871 JACKSON STREET SAN FIRANCISCO, CA 94118

DEMOLITION KEYNOTES

- DI REMOVE (E) WALL TO ACCOMMODATE (N) WORK
- D2 NOT USED
- D3 DEMO (E) DOOR
- DEMO (E) WINDOW
- D5 DEMO (E) COLUMNS
- D6 DEMO (E) STAIR
- DEMO (E) DECK
- DB DEMO (E) WALLS

DEMOLITION NOTES

- CONTRACTOR SHALL COORDINATE THE EXTENT OF THE DEMOLITION WITH CONSTRUCTION PLANS AND PROTECT ALL PORTIONS OF (E) STRUCTURE TO REMAIN
- DEMOLISH ALL (E) FINISHES, HARDWARE, EQUIPMENT, CONDUIT, PLUMBING, AND FRAMING NECESSARY TO ACCOMMODATE ALL NEW WORK
- 3. CONTRACTOR TO INSURE THE STABILITY OF ALL (E) STRUCTURE, FRAMING AND FOUNDATIONS TO REMAIN DURING DEMOLITION AND CONSTRUCTION OF NEW WORK
- CONTRACTOR TO REPLACE ALL DAMAGED OR ROTTEN
 EXISTING WOOD FRAMING , FLOOR, OR SHEATHING IN
 AREAS OF REMODEL AND REPAIR.
- 5. CONTRACTOR SHALL BE RESPONSIBLE FOR SAFE REMOVAL AND DISPOSAL OF ALL MATERIALS NOT FOR RE-USE ON THIS PROJECT, RECYCLE AND HAUL ALL DEBRIS IN ACCORDANCE WITH LOCAL JURISDICTION REQUIREMENTS.
- 6. DOCUMENTATION HERIN DOES NOT AUTHORIZE.
 PESCRIBE, REQUIRE OR INCLUDE THE REMOVAL OF ANY HAZARDOUS MATERIALS OR ELEMENTS, INCLUDING ASSENS AND PCR'S. SCHEMAL CONTRACTOR SHALL COMPLY WITH ALL APPLICABLE LAWS, REGULATIONS, ORDINANDES AND PRUSE SCHEMAL CONTRACTOR OT TOXIC MATERIALS. IF CENERAL CONTRACTOR DISCOVERS AND SILUES RETRIALS ON THE PROPERTY, GENERAL CONTRACTOR SHALL PROMPTLY NOTIFY THE OWNER. ANY REMOVAL OF HAZARDOUS MATERIALS SHALL BE ODCUMENTED SEPARATELY, AND SHALL DOCUMENTS. SHALL BE ODCUMENTED SEPARATELY, AND SHALL DOCUMENTS.



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SCHEDULE SYMBOLS AND SHEET LOCATIONS

- Schedule Sheet A-

Pre-Application Meeting

02.26.13 03.06.13

Permit Set



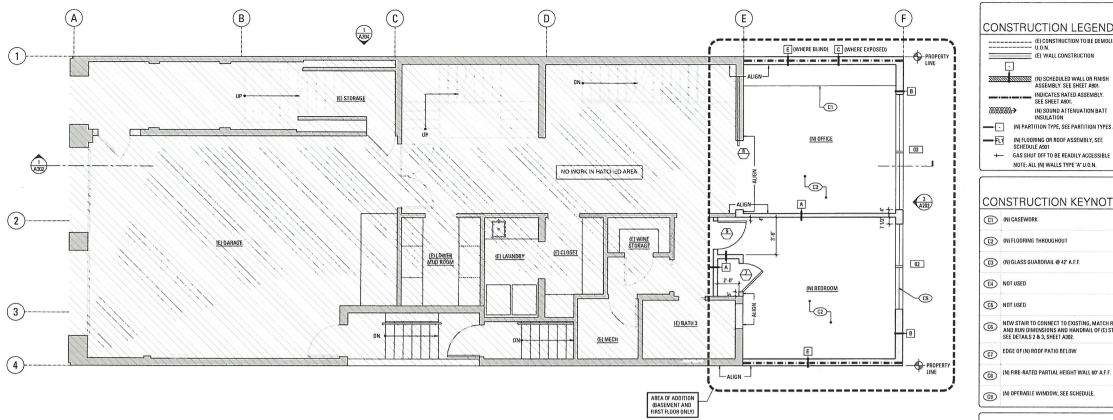
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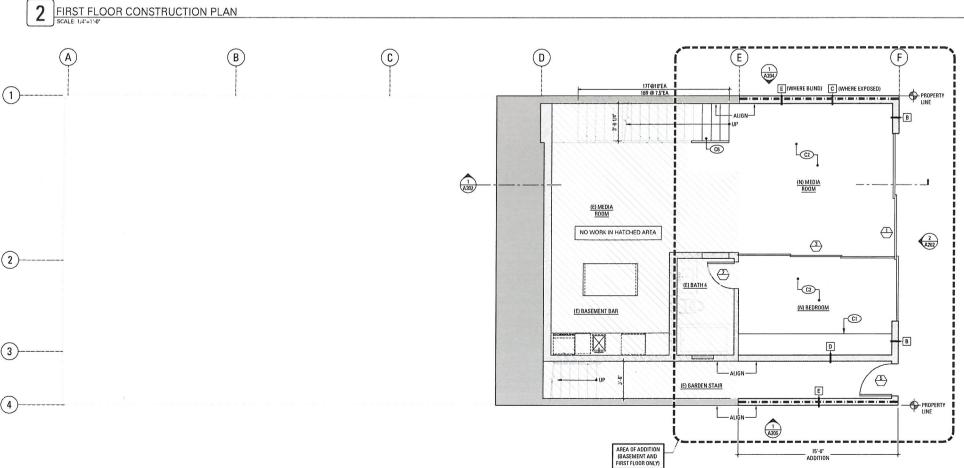
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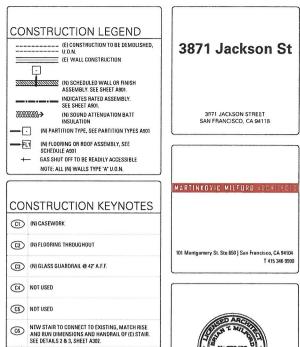
Project Number: 1250.2.1

Existing/Demolition Plan

A 1 D 2







CONSTRUCTION NOTES

- ALL IND WALLS TYPE "A "U.O.M. SEE SCHEDULE, ASOI.

 ALL DIMENSIONS ARE TO FACE OF FINISH, CENTERLINE OF OPENING OR EDGE OF JAMB FRAME. U.O. N.

 DOORS NOT LOCATED BY DIMENSION SHALL BE CENTERED ON THE WALL, U.O.N.

 PROVIDE MINIMUM OF R-13 BATT INSULATION IN EXTERIOR WALLS ADJACENT TO (N) AND IE LIVING SPACE, IN AREAS NOT AREADY INSULATED

 PROVIDE CHEMET BOARD BACKING IN ABEAS TO RECEIVE TILE FINISH

 MODDLOCATED AND ASSESSMENT OF THE STATE O

- TILE FINISH

 (NOD) LOCATED NEARER THAN 6" TO EARTH SHALL BE
 TREATED WOOD

 7. ALL (IN) TOILET FIXTURES TO HAVE CLEARANCES OF 2" MI.
 IN FRONT AND 15" MIN. FROM CENTERLINE 0 FTOILET

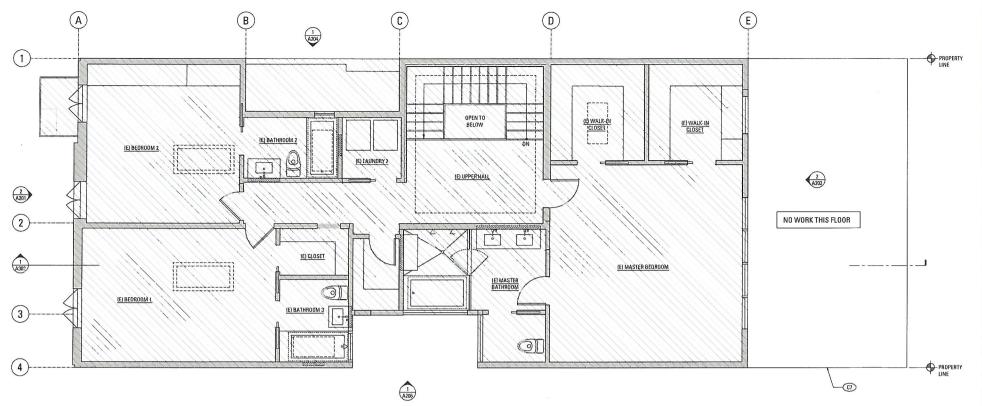
 8. ALL (IE) EXTERIOR WALLS TO RECIEVE (IN) BATT INSULATION
 AND 56" YEVE X VP BD. INTERIOR FINISH

 9. ALL GLASS GUARDRAILS TO BE SAFETY GLASS

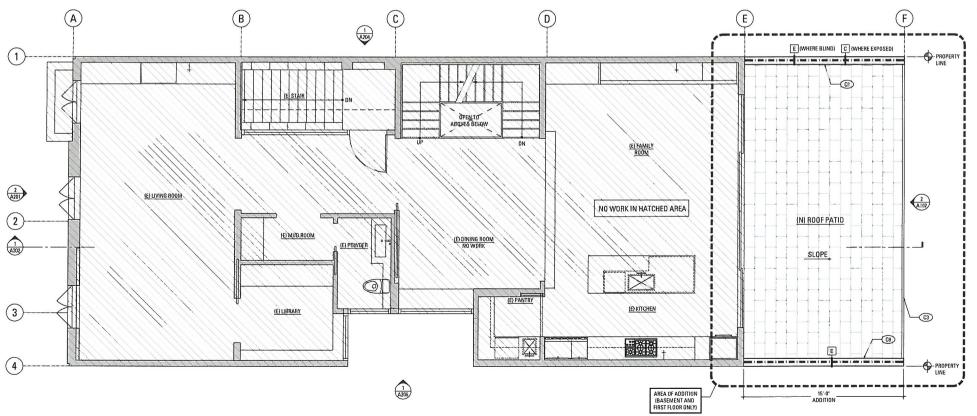


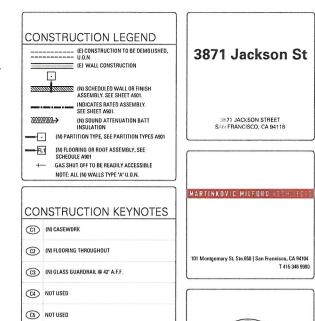
Pre-Application Meeting	02.26.13
Permit Set	03.06.13











CONSTRUCTION NOTES

C6 NEW STAIR TO CONNECT TO EXISTING, MATCH RISE AND RUN DIMENSIONS AND HANDRAIL OF (E) STAIR. SEE DETAILS 2 & 3, SHEET A302.

(N) FIRE-RATED PARTIAL HEIGHT WALL 60° A.F.F.

(N) OPERABLE WINDOW, SEE SCHEDULE.

C7 EDGE OF (N) ROOF PATIO BELOW

- 1. ALL (N) WALLS TYPE "A" U.O.N. SEE SCHEDULE, A901.
- 1. ALL IN) WALLS TYPE "A" U.O.N. SEE SCHEDULE, ASO1.
 2. ALL DIMENSIONS ARE TO FACE OF FINISH, CENTERLINE OF OPENING ON DEGRE OF JAMB FRAME, U.O.N.
 3. DOORS NOT LOCATED BY DIMENSION SHALL BE CENTERED ON THE WALL, U.O.N.
 4. PROVIDE MINIMUM OF R-13 BATI INSULATION IN EXTERIOR WALLS ADJACENT TO (IN) AND IS UVING SPACE, IN AREAS NOT AREADY INSULATED.
 5. PROVIDE CEMENT BOARD BACKING IN AREAS TO RECEIVE TILE FINISH.
 6. WOOD LOCATED NEAREST HANG "TO EARTH SHALL BE TREATED WOOD.
 7. ALL IN) TOILET RIVIURES TO HAVE CLEARANCES OF 24" MI. IN FRONT AND 15" MIN. FROM CENTERLINE OF TOILET.
 8. ALL (SE) EXTERIOR WALLS TO RECIVEL WIN BATI INSULATION AND 45" TYPEX GYP BD. INTERIOR FINISH.
 9. ALL GLASS GUARDRAILS TO BE SAFETY GLASS.



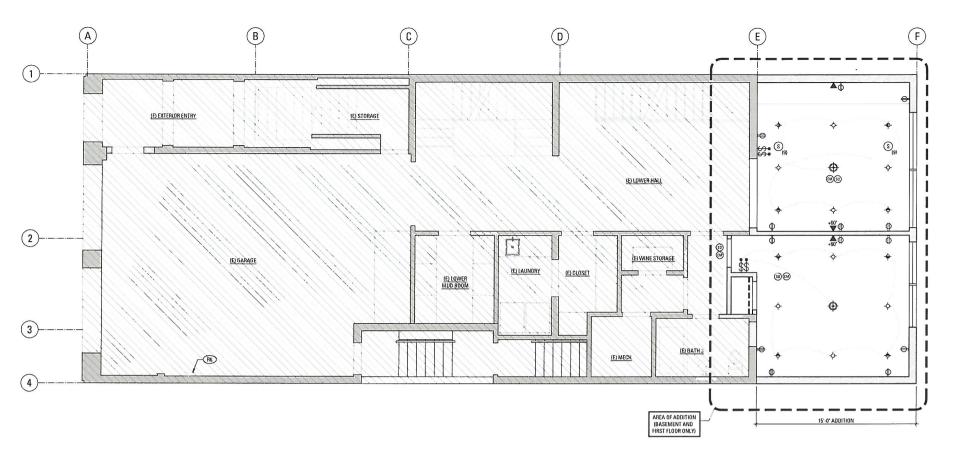
RECORD OF DRAWING ISSUANCE Pre-Application Meeting 02.26.13 Permit Set 03.06.13



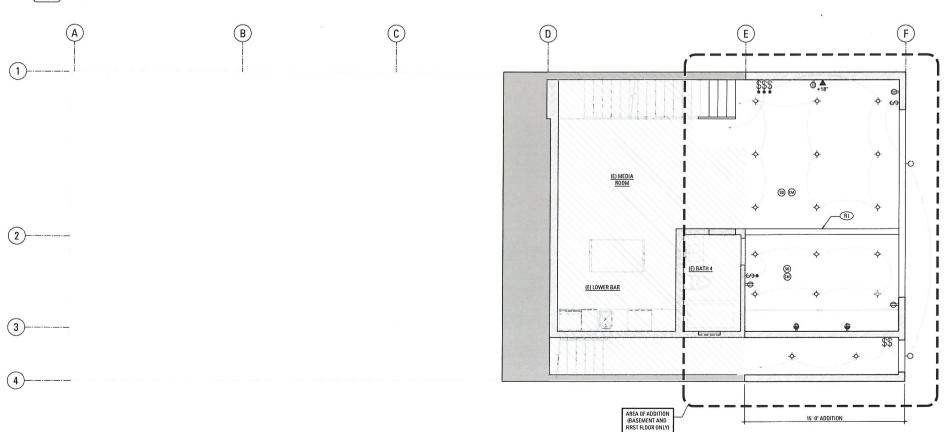
PERMIT SET
 Date of Issuance:
 03.06.13

 Project Number:
 1250.2.1
 Construction Plan A112

SECOND FLOOR CONSTRUCTION PLAN







RCP NOTES

- ALL NEW ELECTRICAL WORK SHALL COMPLY WITH THE 2010 CALIFORNIA ELECTRICAL CODE. (2010 CEC)
- ALL FLUORESCENT FIXTURES GREATER THAN 13W SHALL HAVE ELECTRONIC BALLASTS OR APPROVED GU-24 LINE VOLTAGE SOCKETS.
- ALL RECESSED LIGHTING IN SURFACES WITH THERMAL INSULATION SHALL HAVE AIR TIGHT/IC HOUSINGS.
- I, ALL NEW BATHROOM, GARAGE, LAUNDRY OR UTILITY ROOM LIGHTING SHALL BE HIGH EFFICACY OR ALL NON-HIGH EFFICACY LIGHTING IN THESE AREAS SHALL BE SEPARATELY SWITCHED WITH A VACANCY SENSOR.
- ALL NEW COMPACT FLUORESCENT RECESSED DOWNLIGHTS SHALL HAVE PIN BASED CONNECTIONS.
- ALL LIGHTING CONTROLS, BALLASTS FOR RECESSED
 LUMINAIRES, AND HIGH FFIGACY LED LIGHT SOURCES SHALL
 BE CERTIFIED BY THE ENERGY COMMISSION FOR COMPLIANCE
 WITH TITLE 24 BUILDING ENERGY EFFICIENCY STANDARDS.
- 2. INSTALL AS MANY ADJACENT SWITCHES AND OUTLETS IN ONE PLATE AS POSSIBLE.

- ALL NEW LIGHTING SHALL BE INSTALLED IN ACCORDANCE WITH CALIFORNIA 2010 TITLE 24 RESIDENTIAL REQUIREMENTS.

- ALL HARDWIRED INTERIOR LIGHTING IN AREAS OTHER THAN BATHROOMS, KITCHENS, GARAGES, LAUNDRY OR UTILITY ROTHER SHALL BE HIGH EFFICACY OR SWITCHED WITH EITHER A DIMMABLE LIGHT SWITCH OR VACANCY SENSOR.
- O. AT LEAST 50% OF LIGHTING WATTAGE IN KITCHEN SHALL BE FROM FLUORESCENT OR OTHER HIGH EFFICACY LIGHT FIXTURES.
- 3. ALL SWITCHES TO BE MOUNTED 48" A.F.F., U.O.N.

POWER AND SIGNAL LEGEND

SYMBOL RECEPTACLE TYPE GROUNDED DUPLEX ELECTRICAL OUTLET ⊕ GROUNDED FOUR-PLEX ELECTRICAL OUTLET 42' GFI ELECTRICAL OUTLET AT 42'A.F.F., U.O.N. ORIENT VERTICALLY

3371 JACKSON STREET SAN FRANCISCO, CA 94118

3871 Jackson St

RCP & LIGHTING SCHEDULE YMBOL FIXTURE TYPE

4" RECESSED LED DOWNLIGHT LED WALL WASHING RECESSED CAN TV/DATA - G.C. TO COORDINATE W/ OWNER REP.

CARBON MONOXIDI ALARM PER CBC 420.4.2

SMOKE DETECTOR

EXHAUST FAN. MIN 5 AIR EXCHANGES PER HOUR MANUAL ON, AUTO OFF OCCUPANCY SENSOR

WALL SCONCE CEILING MTD. SPEAKERS (ZONE #) G.C. TO COORDINATE WITH OWNER REP

 \oplus

- ALL ELECTRICAL DEVICES (SWITCHES, OUTLETS) SHALL BE THE SAME COLOR AS THE COVERPLATE.
- 14. GENERAL CONTRACTOR TO COORDINATE ALL SWITCHING NOT SHOWN ON PLANS WITH OWNER.
- 15. ANY EXHAUST FAN WITH INTEGRAL LIGHTING SHALL HAVE ABILITY TO MANUALLY SWITCH OFF LIGHT SYSTEM WHILE FAN CONTINUES TO OPERATE

MARTINKOVIC MILEORD AR

101 Montgomery St. Ste.650 | San Francisco, CA 94104 T 415 346 9990



SCHEDULE SYMBOLS AND SHEET LOCATIONS

R1 DOOR TRACK IN CEILING

\$ switch --- LED STRIP LIGHT

R3 -

R4

RCP & POWER KEYNOTES R2 R5

RECORD OF DEAWING ISSUANCE Pre-Application Meeting

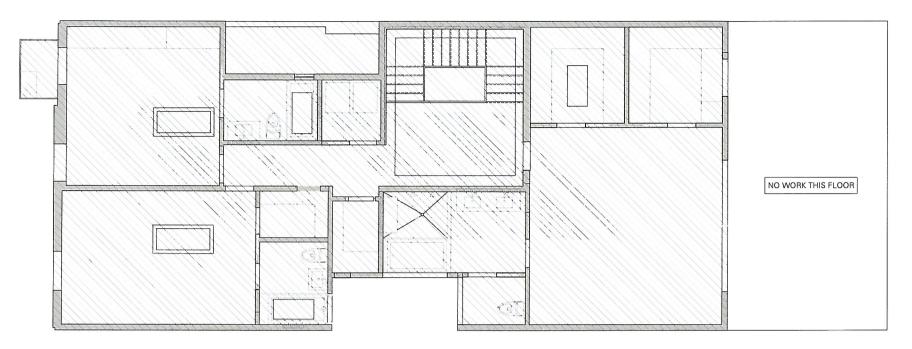
02.26.13 03.06.13

PERMIT SET 03.06.13 Project Number: 1250.2.1

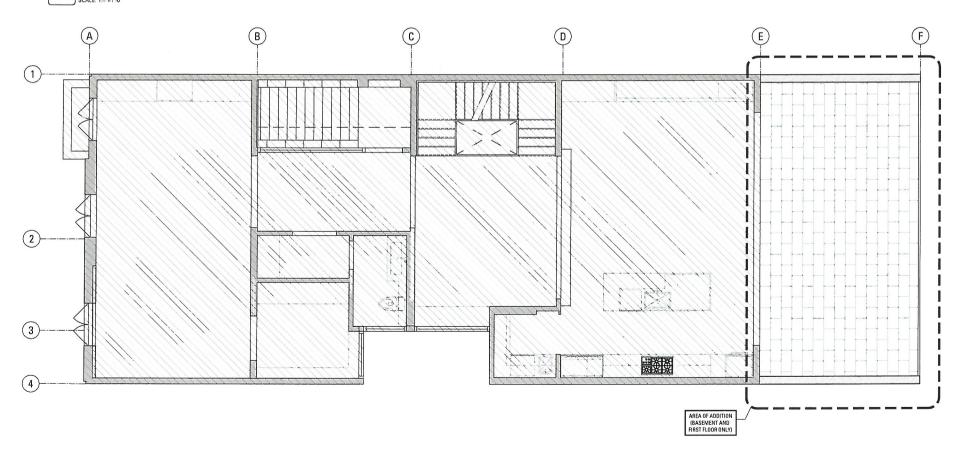
> Reflected Ceiling & Power Plan

A121

1 BASEMENT REFLECTED CEILING AND POWER PLAN



THIRD FLOOR REFLECTED CEILING AND POWER PLAN - NO WORK THIS FLOOR



SECOND FLOOR REFLECTED CEILING AND POWER PLAN - NO WORK THIS FLOOR

RCP NOTES

- ALL NEW FLUORESCENT OR HIGH EFFICACY LED LIGHTING SHALL BE SWITCHED SEPARATELY FROM ALL OTHER LIGHTING.
- 4. ALL FLUORESCENT FIXTURES GREATER THAN 13W SHALL HAVE ELECTRONIC BALLASTS OR APPROVED GU-24 LINE VOLTAGE SOCKETS.
- ALL RECESSED LIGHTING IN SURFACES WITH THERMAL INSULATION SHALL HAVE AIR TIGHT/IC HOUSINGS.
- . ALL NEW BATHROOM, GARAGE, LAUNDRY OR UTILITY ROOM LIGHTING SHALL BE HIGH EFFICACY OR ALL NON-HIGH EFFICACY LIGHTING IN THESE AREAS SHALL BE SEPARATELY SWITCHED WITH A VACANCY SENSOR.
- ALL HARDWIRED INTERIOR LIGHTING IN AREAS OTHER THAN BATHROWNED INTERIOR CLOTHING IN AREAS OTHER I THAT BATHROOMS, KITCHENS, GARAGES, LAUNDRY OR UTILITY ROOMS SHALL BE HIGH EFFICACY OR SWITCHED WITH EITHER A DIMMABLE LIGHT SWITCH OR VACANCY SENSOR.
- ALL NEW COMPACT FLUORESCENT RECESSED DOWNLIGHTS SHALL HAVE PIN BASED CONNECTIONS.
- 9. ALL LIGHTING CONTROLS, BALLASTS FOR RECESSED LUMINAIRES, AND HIGH EFFICACY LED LIGHT SOURCES SHAL BE CERTIFIED BY THE ENERGY COMMISION FOR COMPLIANCE WITH TITLE 24 BUILDING ENERGY EFFICIENCY STANDARDS.
- AT LEAST 50% OF LIGHTING WATTAGE IN KITCHEN SHALL BE FROM FLUORESCENT OR OTHER HIGH EFFICACY LIGHT FIXTURES.
- ALL ELECTRICAL DEVICES (SWITCHES, OUTLETS) SHALL BE THE SAME COLOR AS THE COVERPLATE.

- ALL NEW ELECTRICAL WORK SHALL COMPLY WITH THE 2010 CALIFORNIA ELECTRICAL CODE. (2010 CEC)
 - ALL NEW LIGHTING SHALL BE INSTALLED IN ACCORDANCE WITH CALIFORNIA 2010 TITLE 24 RESIDENTIAL REQUIREMENTS.

- 13. ALL SWITCHES TO BE MOUNTED 48" A.F.F., U.O.N.
- 14. GENERAL CONTRACTOR TO COORDINATE ALL SWITCHING NOT SHOWN ON PLANS WITH OWNER.

LEGEND

- 42" GFI ELECTRICAL OUTLET AT 42"A.F.F., U.O.N. ORIENT VERTICALLY

RCP & LIGHTING

- SYM3OL FIXTURE TYPE LED WALL WASHING RECESSED CAN
- TV/DATA G.C. TO COORDINATE W/ OWNER REP.
- 3
- **(**
- 12. INSTALL AS MANY ADJACENT SWITCHES AND OUTLETS IN ONE PLATE AS POSSIBLE.
- 15. ANY EXHAUST FAN WITH INTEGRAL LIGHTING SHALL HAVE ABILITY TO MANUALLY SWITCH OFF LIGHT SYSTEM WHILE FAN CONTINUES TO OPERATE

POWER AND SIGNAL

SYMBOL RECEPTACLE TYPE GROUNDED FOUR-PLEX ELECTRICAL OUTLET

3871 JACKSON STREET SAN FRANCISCO, CA 94118

MARTINKOVIC MILFORD ARCH

101 Montgomery St. Ste.650 | San Francisco, CA 94104

SCHEDULE SYMBOLS

3871 Jackson St

SCHEDULE

WALL SCONCE

CEILING MTD. SPEAKERS (ZONE #) G.C. TO COORDINATE WITH OWNER REP

- CARBON MONOXIDE ALARM PER CBC 420.4 2 **(4)**
- SMOKE DETECTOR
- EXHAUST FAN. MIN 5 AIR EXCHANGES PER
- MANUAL ON, AUTO OFF OCCUPANCY SENSOR DIMMER SWITCH. ALL LIGHTS ON SWITCH TO BE DIMMABLE
- \$ ѕwітсн
- --- LED STRIP LIGHT

RCP & POWER KEYNOTES (RI) R2 R3 R4 (R5)

AND SHEET LOCATIONS

RECORD OF DRAWING ISSUANCE Pre-Application Meeting Permit Set

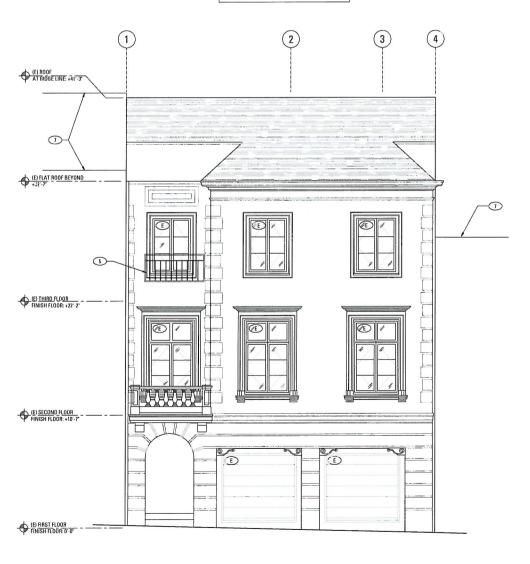


02.26.13 03.06.13

PERMIT SET Date of Issuance: 03.06.13 Project Number: 1250.2.1

> Reflected Ceiling & Power Plan

NO WORK TO THIS FACADE



1 EXISTING NORTH EXTERIOR ELEVATION: FRONT (NO WORK, FOR REFERENCE ONLY)

EXTERIOR ELEVATION KEYNOTES (E) EXISTING DOOR OR WINDOW TO REMAIN (R) EXISTING DOOR OR WINDOW TO BE REPLACED IN KIND

(N) NEW DOOR OR WINDOW. SEE SCHEDULE, SHEETS A901 AND A902

(D) EXISTING DOOR OR WINDOW TO BE REMOVED

1 DEMO (E) GUARDRAIL

(E) WALL SCONCE TO REMAIN

3 DEMO (E) DECK & DECK STRUCTURE

(E) FINISH TO REMAIN.

5 (E) FIRE ESCAPE TO REMAIN 6 (N) PLASTER FINISH

(E) OUTLINE OF NEIGHBORING BUILDING BEYOND

8 DEMO (E) FINISH IN AREA OF NEW WORK, SEE PROPOSED ELEVATION

9 DEMO (E) WING WALL

(N) GLASS GUARDRAIL @ 42* A.F.F.

DEMO (E) LIGHT FIXTURE

(N) FIREWALL

(N) WALL SCONCE

3871 Jackson St 3971 JACKSON STREET SAN FRANCISCO, CA 94118 MARTINKOVIC MILFORD SRCS 101 Montgomery St. Ste.650 | San Francisco, CA 94104 T 415 346 9990



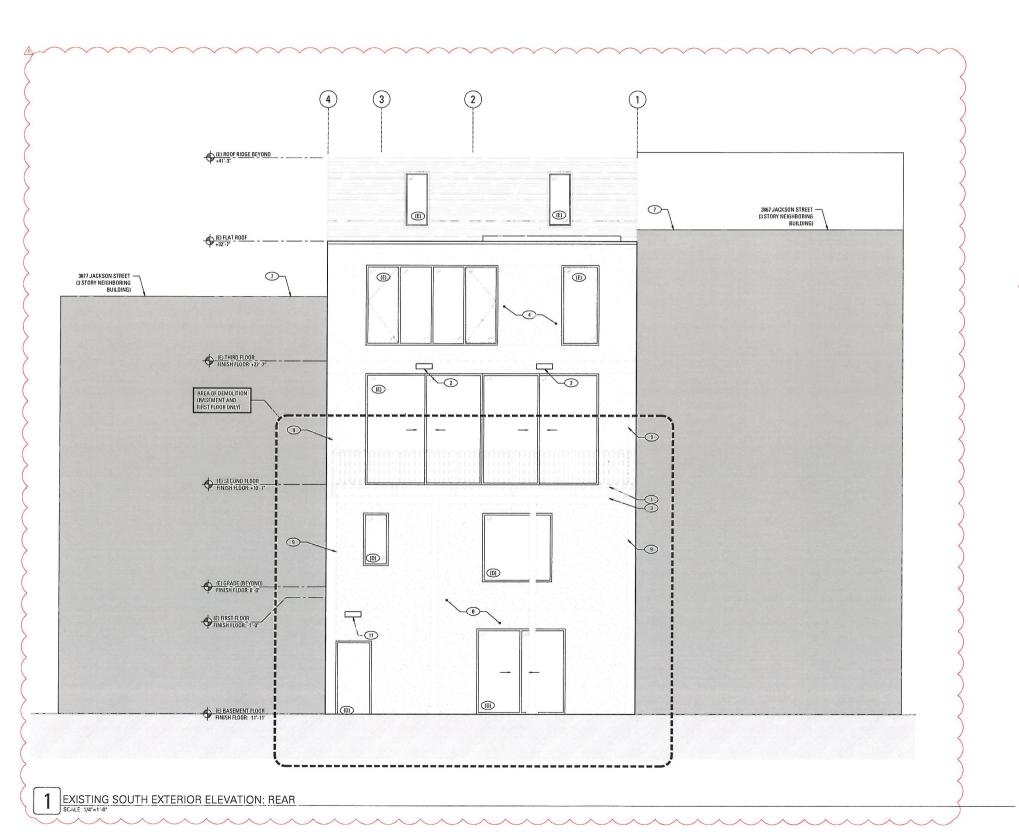






02.26.13 03.06.13

PERMIT	SET
Date of Issuance:	03.06.13
Project Number:	1250.2.1
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- (E) EXISTING DOOR OR WINDOW TO REMAIN
- (R) EXISTING DOOR OR WINDOW TO BE REPLACED IN KIND
- NEW DOOR OR WINDOW.
 SEE SCHEDULE, SHEETS A901 AND A902
- (D) EXISTING DOOR OR WINDOW TO BE REMOVED
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- (E) WALL SCONCE TO REMAIN
- 3 DEMO (E) DECK & DECK STRUCTURE
- (E) FINISH TO REMAIN.
- (E) FIRE ESCAPE TO REMAIN
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- DEMO (E) LIGHT FIXTURE
- (N) FIREWALL
- (N) WALL SCONCE
- (N) METAL PANEL TO MATCH WINDOW METAL FINISH
- (N) BLIND WALL
- 16 NEIGHBOR PROPERTY LINE WINDOW

3871 Jackson St

3871 JACKSON STREET SAN FRANCISCO, CA 94118

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RECORD OF DRAWING ISSUANCE

(Pre-Application Meeting)

(Permit Sat 03.06.13

(Permit Set - Revision One 04.11.13

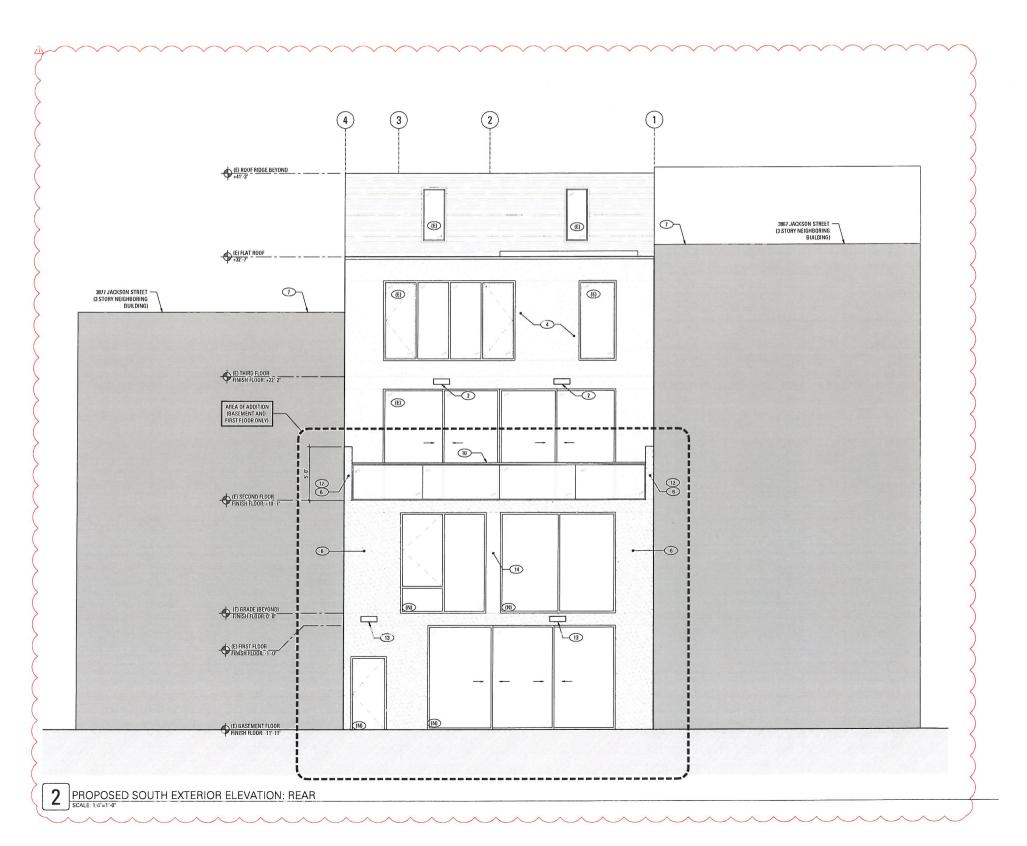


PERMIT SET

Date of Issuance: 04.11.13
Project Number: 1250.2.1

Existing
Exterior Elevation

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- (E) EXISTING DOOR OR WINDOW TO REMAIN
- (R) EXISTING DOOR OR WINDOW TO BE REPLACED IN KIND
- NEW DOOR OR WINDOW.
 SEE SCHEDULE, SHEETS A901 AND A902
- (D) EXISTING DOOR OR WINDOW TO BE REMOVED
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- (N) BLIND WALL
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3871 Jackson St

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SCHEDULE SYMBOLS AND SHEET LOCATIONS

RECORD OF DRAWING ISSUANCE Pre-Application Meeting 02.26.13 03.06.13 Permit Set Permit Set - Revision One 04.11.13

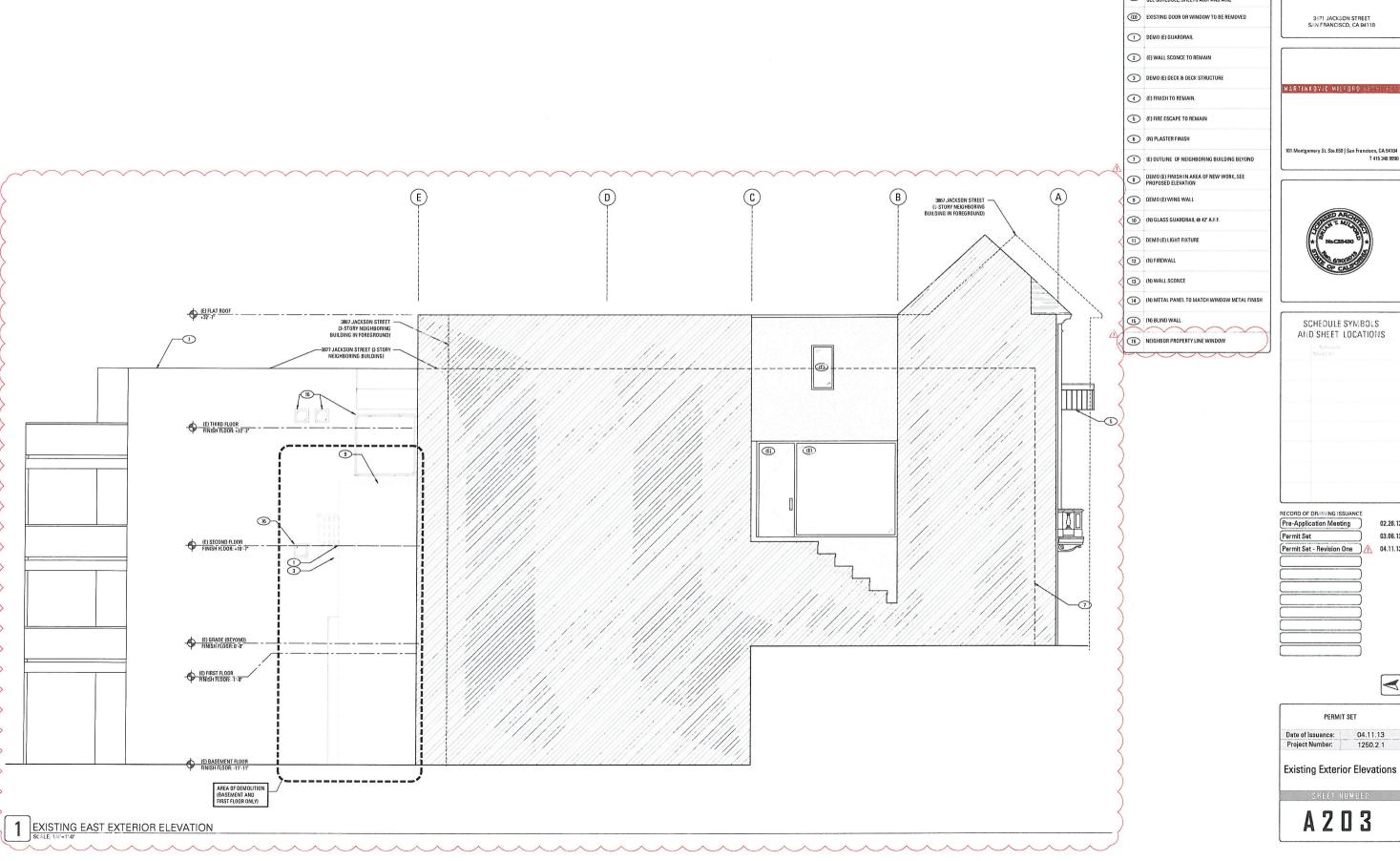


 Date of Issuance:
 04.11.13

 Project Number:
 1250.2.1

Proposed Exterior Elevation

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(E) EXISTING DOOR OR WINDOW TO REMAIN 3871 Jackson St

(R) EXISTING DOOR OR WINDOW TO BE REPLACED IN KIND

(N) NEW DOOR OR WINDOW. SEE SCHEDULE, SHEETS A901 AND A902



SCHEDULE SYMBOLS AND SHEET LOCATIONS



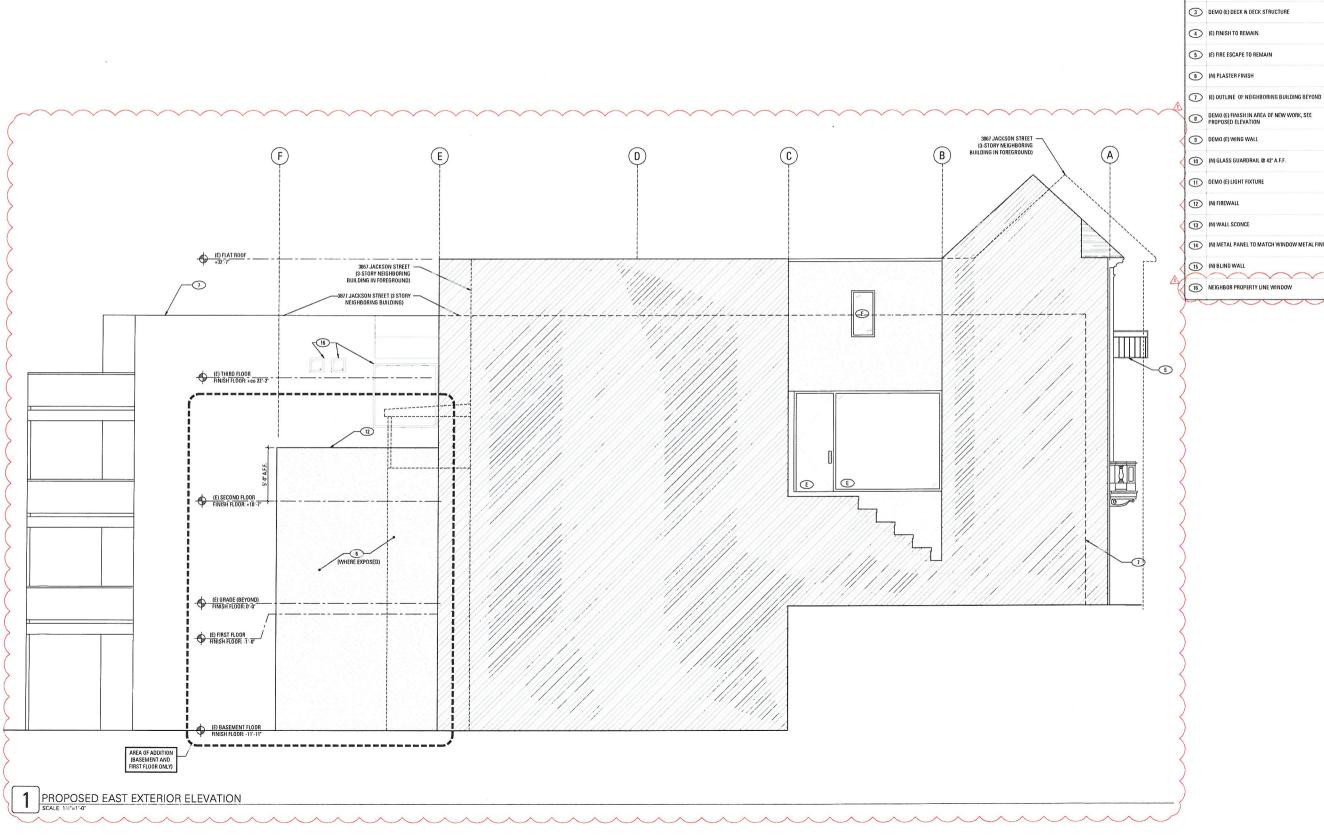
02.26.13 03.06.13

04.11.13

 Date of Issuance:
 04.11.13

 Project Number:
 1250.2.1

Existing Exterior Elevations



- (E) EXISTING DOOR OR WINDOW TO REMAIN
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- (N) NEW DOOR OR WINDOW. SEE SCHEDULE, SHEETS A901 AND A902
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- (E) WALL SCONCE TO REMAIN
- 3 DEMO (E) DECK & DECK STRUCTURE

- (N) METAL PANEL TO MATCH WINDOW METAL FINISH
- 16 NEIGHBOR PROPERTY LINE WINDOW

3871 Jackson St

SAN FRANCISCO, CA 94118

101 Montgomery St. Ste.650 | San Francisco, CA 94104



SCHEDULE SYMBOLS AND SHEET LOCATIONS

RECORD OF DRAWING ISSUANCE Pre-Application Meeting Permit Set Permit Set - Revision One



02.26.13

03.06.13

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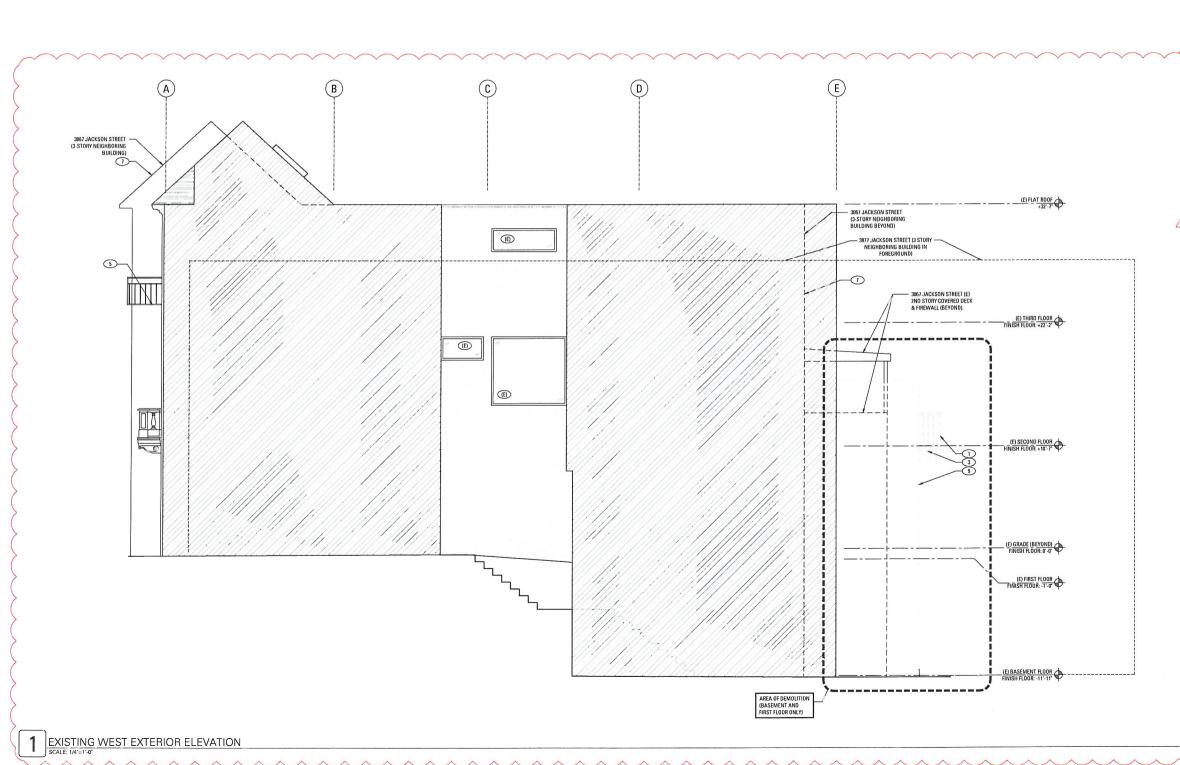
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 Date of Issuance:
 04.11.13

 Project Number:
 1250.2.1

Proposed Exterior Elevations

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- (E) EXISTING DOOR OR WINDOW TO REMAIN
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- (E) FINISH TO REMAIN.
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- (N) BLIND WALL
- 16 NEIGHBOR PROPERTY LINE WINDOW

3871 Jackson St

MARTINKOVIC MILFORD ARCH

101 Montgomery St. Ste.650 | San Francisco, CA 94104



SCHEDULE SYMBOLS
AND SHEET LOCATIONS

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RECORD OF DRAWNS ISSUANCE
Pre-Application Meeting
Permit Set
03.06.13
Permit Set - Revision One
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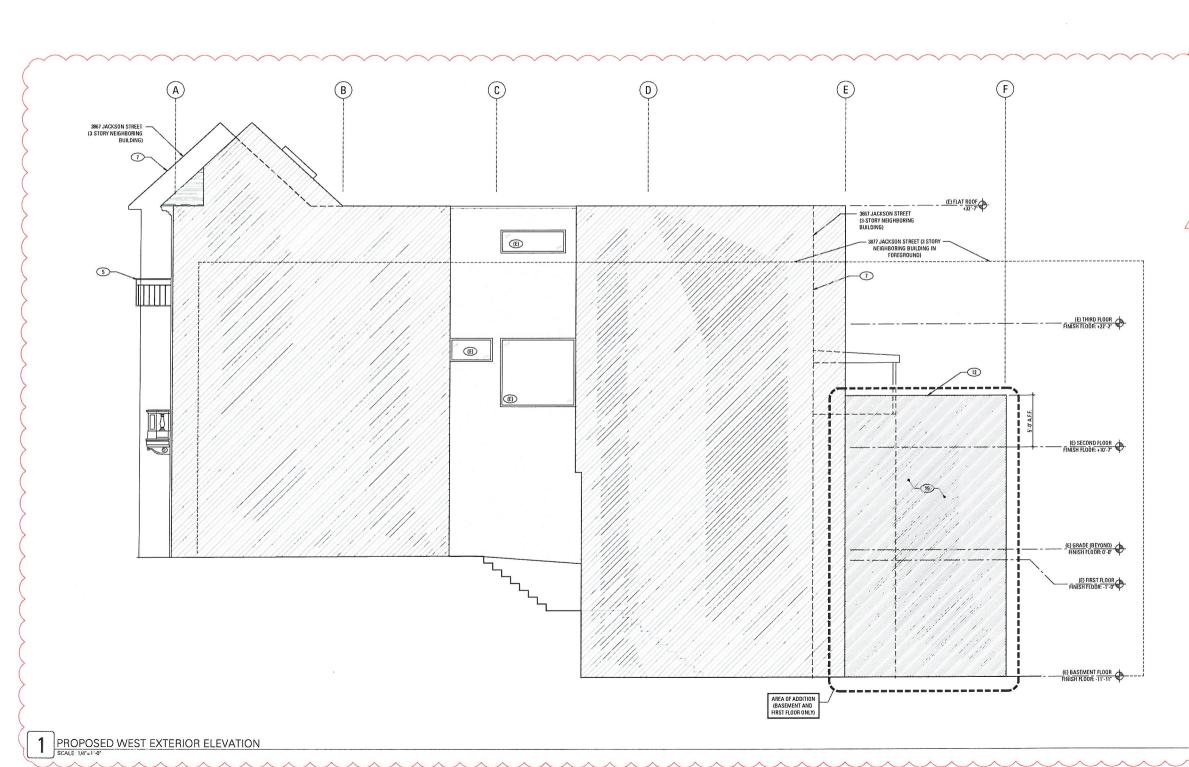
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 Project Number:
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Existing Exterior Elevations

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- (E) EXISTING DOOR OR WINDOW TO REMAIN
- (R) EXISTING DOOR OR WINDOW TO BE REPLACED IN KIND
- (N) NEW DOOR OR WINDOW. SEE SCHEDULE, SHEETS A901 AND A902
- (D) EXISTING DOOR OR WINDOW TO BE REMOVED DEMO (E) GUARDRAIL
- (E) WALL SCONCE TO REMAIN
- 3 DEMO (E) DECK & DECK STRUCTURE
- (E) FINISH TO REMAIN.
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- (N) BLIND WALL
- 16 NEIGHBOR PROPERTY LINE WINDOW

3871 Jackson St

3571 JACKSON STREET SAN FRANCISCO, CA 94118

MARTINKOVIC MILFORD AREA

101 Montgomery St. Ste.650 | San Francisco, CA 94104 T 415 346 9990



SCHEDULE SYMBOLS AND SHEET LOCATIONS

RECORD OF DRAWING ISSUANCE Pre-Application Meeting 02.26.13 03.06.13 Permit Set (Permit Set - Revision One 04.11.13



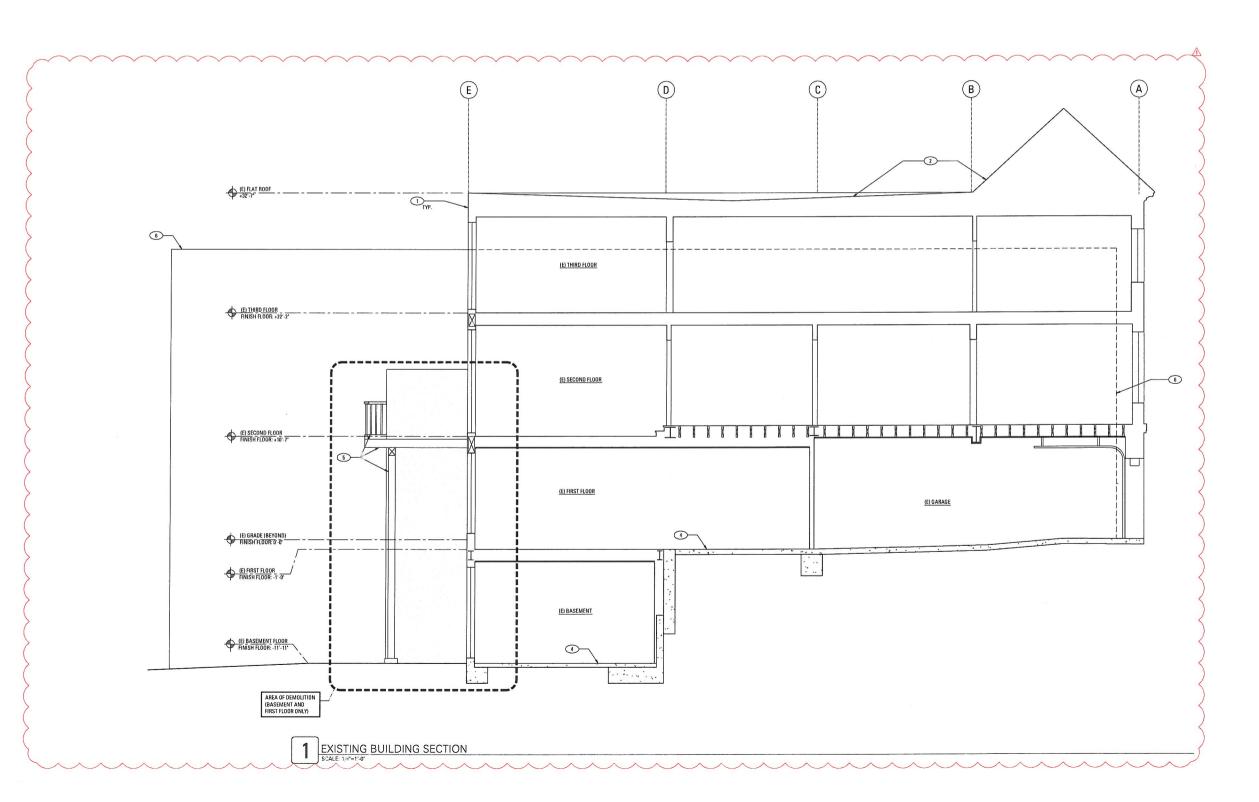
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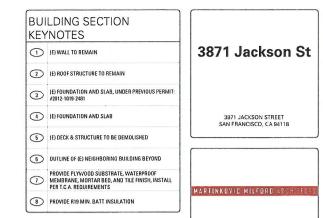
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 Project Number:
 1250.2.1

Proposed Exterior Elevations

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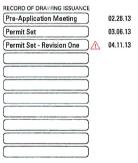






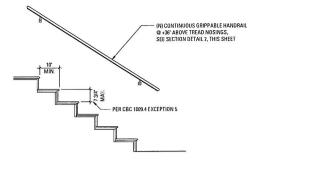
101 Montgomery St. Ste.650 | San Francisco, CA 94104 T 415 346 9990



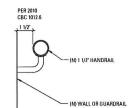




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Date of Issuance:	04.11.13
Project Number:	1250.2.1
Existing Build	
Existing Build	ing Section
·	ing Section



8 ENLARGED INTERIOR STAIR SECTION, TYP.



TYP. SECTION THROUGH HANDRAIL

BUILDING SECTION KEYNOTES

- (E) WALL TO REMAIN
- (E) ROOF STRUCTURE TO REMAIN
- (E) FOUNDATION AND SLAB, UNDER PREVIOUS PERMIT #2012-1019-2481
- (E) FOUNDATION AND SLAB
- (E) DECK & STRUCTURE TO BE DEMOLISHED
- 6 OUTLINE OF (E) NEIGHBORING BUILDING BEYOND
- PROVIDE PLYWOOD SUBSTRATE, WATERPROOF MEMBRANE, MORTAR BED, AND TILE FINISH, INSTALL PER T.C.A. REQUIREMENTS
- 8 PROVIDE R19 MIN. BATT INSULATION

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101 Montgomery St. Ste.650 | San Francisco, CA 94104 T 415 348 9990

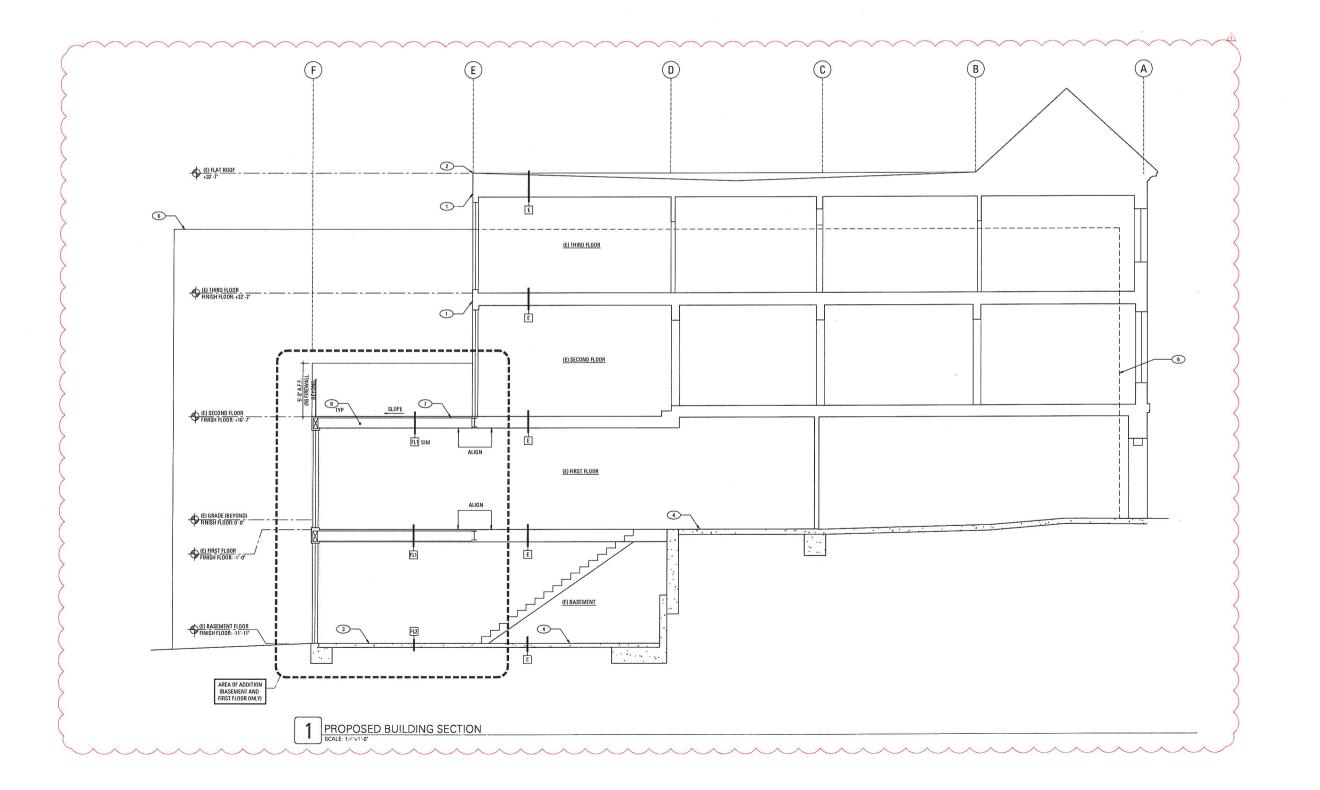


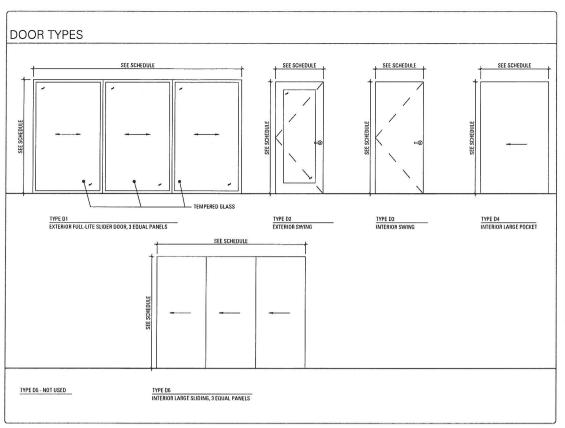


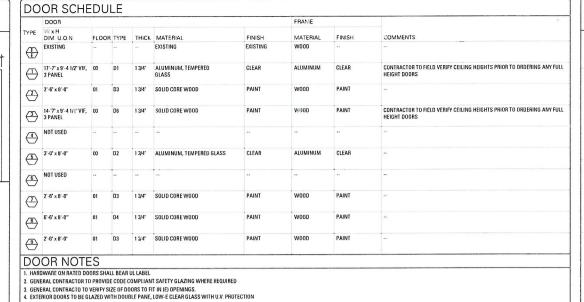




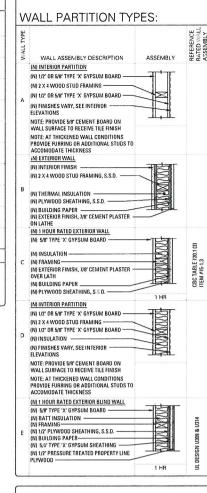
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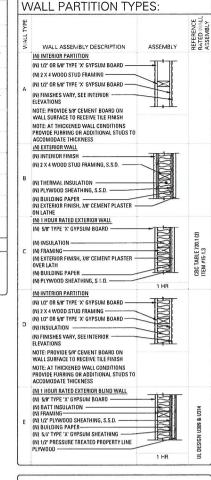


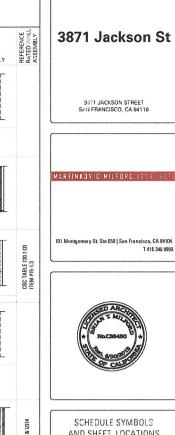


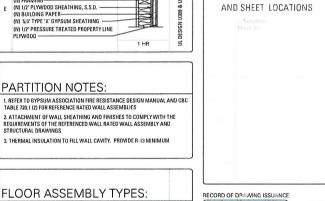


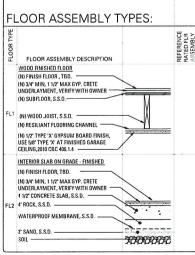
5. PROVIDE MASTER BEDROOM & ALL BATHROOMS W/ PRIVACY LOCKS.









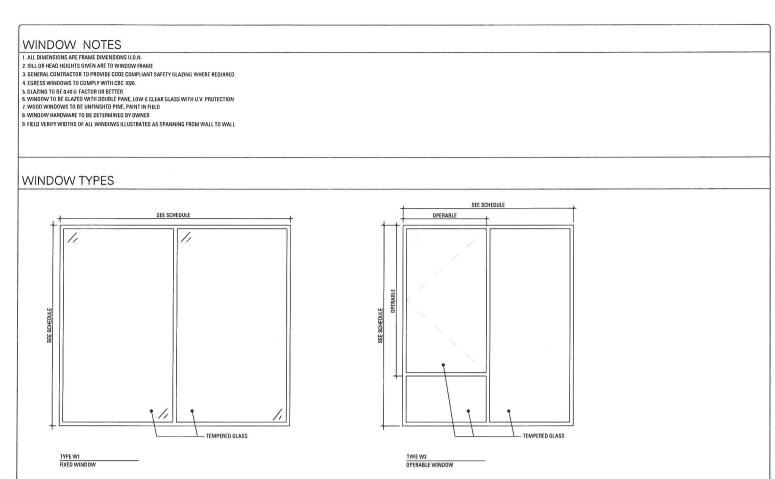


PARTITION NOTES:

Pre-Application Meeting	02.26.13
Permit Set	03.06.13

 Date of Issuance:
 03.06.13

 Project Number:
 1250.2.1
 Schedules A 9 0 1



	LOCATIO	NC	WINDOW							
10.	FLOOR	MOCR	TYPE	W x H FRAME DIM. U.O.N	HEAD HEIGHT A.F.F.	MATERIAL	INTERIOR FINISH	EXTERIOR FINISH	MFR.	COMMENTS
E	00-03		120	(E) WINDOW	VARIES				***	(E) WINDOW TO REMAIN
01	00	NOT USED	-		-	-			440	
02	01	(N) BEDROOM	W2	8'-0" x 9'-5" VIF	9'-5"	ALUMINUM	CLEAR	CLEAR	TBD	CONTRACTOR TO FIELD VERIFY CEILING HEIGHTS PRIOR TO ORDERIN ANY FULL HEIGHT WINDOWS OPERARIE FERIESS WINDOW TO COMPLY WITH CRESECTION 1029
03	02	(N) OFFICE	WI	10'-9 3/4" x 9'-5" VIF	9'-5"	ALUMINUM	CLEAR	CLEAR	TBO	CONTRACTOR TO FIELD VERIFY CEILING HEIGHTS PRIOR TO ORDERIN ANY FULL HEIGHT WINDOWS

3871 Jackson St

3071 JACKSON STREET SAN FRANCISCO, CA 94118

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101 Montgomery St. Ste.650 | San Francisco, CA 94104 T 415 346 9990



SCHEDULE SYMBOLS
AND SHEET LOCATIONS

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02.26.13 03.06.13

Date of Issuance: 03.06.13
Project Number: 1250.2.1

Schedules

SHEET NUMBER

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EXHIBIT C

Pre-Application M Meeting Date: F.S. 26, Meeting Time: G. 00 Meeting Address: Project Address: 3971 JA Project Address: Name: KEII Project Sponsor/Representative: Please print your name below, stat your phone number. Providing yo	2013 PM POLFCOURSE CKSON ST, CO F SHU ARTTHAU THE YOUR address as aur name below d	300 FINE JI INAISA S, INC.	ЕЧ R.O. , SF	group, and provide
is for documentation purposes onl				
NAME/ORGANIZATION	ADDRESS	PHONE #	EMAIL	SEND PLANS
1 BRAN MICFORD, MA	14 7	15-596-9990	BUINE	VIC MILPORD.COM
2 APANLX	121 Montice	llo Avenue	. SAVAY AS	HENRY DECHARANT COM
3	Preducio	J CA 7461	1	
4 J. PAUL 1	325 Ca	14.5x	Jeremy (HEURD @ CHEVRON. COM Devickdraws F. com
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18.				

Summary of discussion from the
Pre-Application Meeting
Meeting Date: 2/26/13 Meeting Time: GPM Meeting Address: 300 FINLEY RO. (PRESIDIO GOLF COMEST) Project Address: 3871 JACK SON ST. Property Owner Name: 5HUJT FNABA Project Sponsor/Representative: ARTHAUS, INC. / RIAZ TAPLIN
Please summarize the questions/comments and your response from the Pre-Application meeting in the space below. Please state it/how the project has been modified in response to any concerns.
Question/Concern #1 by (name of concerned neighbor/neighborhood group): SANDY ASHFOZO: GENFRAC DISCUSSOON OF CONDITION ALONG COMMON PROPERTY LINE TO UNDERSTAND EFFECT ON (E) SFRVICE CORRIDGE. Project Sponsor Response: PROJECT SPONSOR HAS FNGAGED IN ACTIVE DIACOGUÉ LWITH ALL OWNERS OF SUBJECTPROPERTY AND HELD SEVERAC IN DEFENDANT MEETINGS TO DISCUSS IMPACTS OF SEVERAC IN DEFENDANT MEETINGS TO DISCUSS IMPACTS OF
SEVERAC IN OFFENDANT MEETINGS TO DISCUSS IMPACTS OF PROJECT. SEE ATTACHED SUMMARY OF SAID MEETINGS. Question/Concern #2:
Project Sponsor Response:
Question/Concern 2 J. PAUL: WHAT IS PROPOSED HEW SQUARE FOOTAGE?
Project Sponsor Response: IT WAS POINTED OUT ADDITION REPORTSENTS 2 STORIES OF LIVING SPACE @ 15' x29' OR 4355F EA FLOOR.
Question/Concern #4:
Project Sponsor Response:

Notice of Pre-Application Meeting

• •	~	
February 12, 20	13	
Date		
Dear Neighbor:		
proposal at 3871 Jackson Street 990/20; Zoning: Planning Department's Pre-Application p Sponsor(s) to discuss the project and review before the submittal of an application to the	RH-1 cross street(s) rocedures. The Pre-Applicat v the proposed plans with adj the City. This provides neighboroject before it is submitted	to review and discuss the development Arguello (Block/Lot#:), in accordance with the San Francisco ition meeting is intended as a way for the Project acent neighbors and neighborhood organizations ors an opportunity to raise questions and discuss for the Planning Department's review. Once a us at www.sfgov.org/dbi.
serves as the first step in the process prior	to building permit applicati Il also receive a formal entitl	lanning Code Section 311 or 312 Notification. It ion or entitlement submittal. Those contacted as ement notice or 311 or 312 notification when the
A Pre-Application meeting is required bed	cause this project includes (c	heck all that apply):
New Construction;		
☑ Any vertical addition of 7 feet or mo	ore;	
🗷 Any horizontal addition of 10 feet o	r more;	
☐ Decks over 10 feet above grade or w	ithin the required rear yard;	
☐ All Formula Retail uses subject to a	Conditional Use Authorizati	on.
The development proposal is to: Project proposed to build a rear yard, ho	rizontal addition at the gro	und and first floor only.
Existing # of dwelling units: 1 Existing bldg square footage3,480 Existing # of stories: 3. +Basement Existing bldg height: 66'-91/2" rear Existing bldg depth: 66'-91/2"	Proposed: 4,278 Proposed: No.change Proposed: No.change	Permitted: 6,734 Permitted: 3 Permitted: 30' front/35' rear
MEETING INFORMATION: Property Owner(s) name(s): Project Sponsor(s): Contact information (email/phone): Meeting Address*: Date of meeting: Time of meeting**:	Artthaus . Inc.	aba -4158 Flaz@artthaus.com Son Francisco, CA 94129
*The meeting should be conducted at the project Department Facilitated Pre-Application Meeting Mission Street, Suite 400.	ect site or within a one mile radi , in which case the meeting will	us, unless the Project Sponsor has requested a be held at the Planning Department offices, at 1650
**Weeknight meetings shall occur between 6:0 unless the Project Sponsor has selected a Dep		
in the City, please call the Public Information Co	enter at 415-558-6378, or contac	Design Guidelines, or general development process at the Planning Department via email at pic@sfgov. ent and on-going planning offorts at www.sfplanning.

Affidavit of Conducting a Pre-Application Meeting, Sign-in Sheet and Issues/Responses submittal

I, BRIAN MILFORD , do hereby declare as follows:

- I have conducted a Fre-Application Meeting for the proposed new construction or alteration prior to submitting any entitlement (Building Permit, Variance, Conditional Use, etc.) in accordance with Planning Commission Pre-Application Policy.
- 2. The meeting was conducted a PRESIDIO GULFCORSE 300 FINLEYRO (location/address) on 2/26/13 (date) from 6:00 pm (time).
- I have included the mailing list, meeting initiation, sign-in sheet, issue/response summary, and
 reduced plans with the entitlement Application. I understand that I am responsible for the accuracy
 of this information and that erroneous information may lead to suspension or revocation
 of the permit.
- 4. I have prepared these materials in good faith and to the best of my ability,

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

EXECUTED ON THIS DAY, MACH 6 , 20 13 IN SAN FRANCISCO.

BRIAN MILFORD

Name (type of print)

A SFNT, MARCHIN FOUR MILFORD ARCHITECTS

Relationship to Project (e.g. Owner, Agent)

(if Agent give business name & profession)

3871 JACKSON ST.

EXHIBIT D

July 12, 2013

President Rodney Fong and Planning Commissioners 1650 Mission Street, Fourth Floor SF, CA 94103

RE: 3871 Jackson Street, San Francisco, California 94115

Dear Commissioners:

I would like to take a moment to share with you why this project is so important to me, my wife Keiko, our children, Fumika and Hayato, and our vision for our extended family. Keiko and I are both from Japan and have made San Francisco our home for over 16 years. Due to our love of San Francisco, when we chose to have children, Keiko and I decided to make San Francisco the place to raise our children.

Deciding to live halfway around the world from our parents was a difficult decision for Keiko and me, especially since the family structure that we were raised in would be difficult to replicate for our children. Thus, in looking for a home in San Francisco, it was very important that we have adequate space for our parents to visit and stay comfortably for extended periods of time.

We looked for several years to find a home that would accommodate our family. However, given the housing market in San Francisco, we found it difficult to find a home that met the needs of immediate and extended family. When we found 3871 Jackson Street, we were very excited that we finally found a house that we could make our long term home. Though a lengthy renovation was not our first choice, we felt that, given that Keiko was about to have our second child, Hayato, and that our parents are getting older, it was time to change strategies and go a different route. Since these years when our elderly family members can spend time with our young children are limited, it is important that that our children have the benefit of this time with and a relationship with their grandparents, which provide an important connection to our culture.

In creating this space, our goal has been add a small addition in order to better accommodate our three-generation family unit without making any drastic changes to the property. We consciously chose not to maximize the coverage ratios and to respect our neighbors. We and our team worked very hard to meet with our neighbors and respond to their requests. We obtained support from both our adjacent neighbors and made a good faith effort to work with all of our neighbors.

Keiko and I sincerely hope that you will take our family needs under consideration when reviewing the modest rear addition we have proposed for 3871 Jackson Street. Thank you for taking the time to review this matter.

Sincerely,

Shuji Inaba