



# SAN FRANCISCO PLANNING DEPARTMENT

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## Executive Summary Zoning Map Amendment HEARING DATE: SEPTEMBER 16, 2010 CONSENT CALENDAR

*Project Name:* 1717 17<sup>th</sup> Street  
*Case Number:* 2010.00620Z  
*Initiated by:* Supervisor Sophie Maxwell, Introduced June 29, 2010  
BOS File No. 10-0881  
*Staff Contact:* Corey Teague  
[corey.teague@sfgov.org](mailto:corey.teague@sfgov.org), 415-575-9081  
*Reviewed by:* Tara Sullivan, Legislative Affairs  
[tara.sullivan@sfgov.org](mailto:tara.sullivan@sfgov.org), 415-558-6257  
  
*Recommendation:* **Recommend Approval**

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### PROJECT DESCRIPTION

The Planning Commission granted Conditional Use Authorization for Case No. 2004.0946C for 1717 17<sup>th</sup> Street on July 15, 2010. The approved project includes two adjacent four-story, 48-foot tall buildings with a total of 41 dwelling units, 7,000 square feet of ground floor PDR uses, 8,000 square feet of commercial/retail space, and 58 independently accessible below-grade parking spaces. However, the Conditional Use Authorization included the condition that stated:

“The authorization and right vested by virtue of this action shall not be effective until the effective date of Ordinance No. 100881 to correct the height district of the Project site. This authorization shall be deemed void and canceled if, within 4 years of the date of this Motion, or within 3 years of the effective date of Ordinance No. 100881 to correct the height district of the Project site, whichever occurs first, a site permit or building permit for the Project has not been secured by Project Sponsor.”

Ordinance No. 100881—introduced by Supervisor Sophie Maxwell on June 29, 2010—was deemed necessary to correct an oversight in the Eastern Neighborhoods rezoning process that left Lots 008 and 009 split by two different height districts of 45 and 48 feet. The intent was for the Project site—Lot 008—to be rezoned to UMU and 48-X, just as other surrounding properties fronting on 17<sup>th</sup> Street. Lot 009 was intended to be rezoned to PDR-1-G and a height of 45-X.

### SITE DESCRIPTION AND PRESENT USE

The project site includes three commercial buildings and a paved parking lot. A one-story 13-ft tall wood frame building and an adjacent two-story, 24-foot tall wood frame building both front on 17<sup>th</sup> Street. A surface parking lot with 20 parking spaces occupies the northeast corner of the project site. The

remainder of the lot is occupied by a two story, 24-foot tall metal building. The portion of the lot to the west that was previously used for loading by Anchor Steam is covered with vegetation and asphalt.

## **SURROUNDING PROPERTIES AND NEIGHBORHOOD**

The project site lies at the northern foot of Potrero Hill. It borders the Potrero Hill neighborhood to the south, which is primarily residential, with some exceptions like the Live Oak School at Mariposa and Arkansas Streets. Showplace Square lies to the north, and generally includes industrial buildings with larger footprints. The project site also borders Jackson Playground to the east across Carolina Street, and is just north of the Anchor Steam Brewing Company. Most of the buildings to the west along 17<sup>th</sup> Street in the area range from two to five stories, including 444 De Haro Street and the Whole Foods building at 17<sup>th</sup> Street and Rhode Island Street. Buildings to the east along 17<sup>th</sup> Street tend to be smaller in scale.

## **ENVIRONMENTAL REVIEW**

The project was determined to be categorically exempt from Environmental Review per Section 15061(b)(3) of the Guidelines for Implementation of the California Environmental Quality Act.

## **HEARING NOTIFICATION**

<b>TYPE</b>	<b>REQUIRED PERIOD</b>	<b>REQUIRED NOTICE DATE</b>	<b>ACTUAL NOTICE DATE</b>	<b>ACTUAL PERIOD</b>
Classified News Ad	20 days	August 27, 2010	August 27, 2010	20 days
Posted Notice	10 days	September 6, 2010	September 3, 2010	13 days
Mailed Notice	10 days	September 6, 2010	September 3, 2010	13 days

## **PUBLIC COMMENT**

- The Department received no public comment and is not aware of any opposition to this project.

## **ISSUES AND OTHER CONSIDERATIONS**

- The Eastern Neighborhoods rezoning process intentionally matched certain height districts with certain zoning districts based on a new imposed minimum ground floor ceiling height requirement. For example, the UMU district requires a minimum ground floor ceiling height of 17 feet for non-residential uses. Therefore, properties rezoned to UMU were also given height districts ending in "8" to provide for the extra ground floor height (i.e. 48, 58, 68, etc.). Similarly, PDR districts' minimum ground floor ceiling height of 15 feet was matched with height districts ending in "5." Therefore, it is not logical to have split height districts for properties within a single zoning district.
- The Planning Commission granted Conditional Use Authorization for Case No. 2004.0946C for two 48-foot tall buildings with the knowledge that the authorization would not be effective until the height districts for Lots 008 and 009 were corrected.

## **REQUIRED COMMISSION ACTION**

The Commission may recommend that the Board of Supervisors approve, approve in part, or disapprove the proposed map change per Planning Code Section 302.

## **BASIS FOR RECOMMENDATION**

- The existing split height situation on Lots 008 and 009 was an oversight during the Eastern Neighborhood rezoning process that should be corrected.
  
- The proposed height district reclassification is consistent with the Showplace Square/Potrero Hill Area Plan and the General Plan.

<b>RECOMMENDATION:</b> <b>Recommendation of Approval</b>
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### **Attachments:**

Draft Resolution  
Draft Ordinance  
Parcel/Height Map  
Sanborn Map  
Aerial Photographs  
Zoning Map

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# SAN FRANCISCO PLANNING DEPARTMENT

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## Planning Commission Draft Resolution Zoning Map Amendment

HEARING DATE: SEPTEMBER 16, 2010

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*Case Number:* 2010.00620Z  
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*Recommendation:* **Recommend Approval**

**RECOMMENDING THAT THE BOARD OF SUPERVISORS ADOPT A PROPOSED ORDINANCE THAT WOULD AMEND THE PLANNING CODE BY AMENDING HEIGHT MAP SHEET HT08 OF THE ZONING MAP OF THE CITY AND COUNTY OF SAN FRANCISCO TO RECLASSIFY LOT 008 OF BLOCK 3980, FROM 45/48-X TO 48-X, AND TO RECLASSIFY LOT 009 OF BLOCK 3980, FROM 45/48-X TO 45-X.**

WHEREAS, On June 29, 2010, Supervisor Sophie Maxwell introduced a proposed Ordinance under Board of Supervisors (hereinafter "Board") File Number 100881, attached as EXHIBIT A, which would amend Sheet HT08 of the Zoning Map the City and County of San Francisco to reclassify Lot 008 of Block 3980 from 45/48-X to 48-X, and to reclassify Lot 009 of Block 3980 from 45/48-X to 45-X.

The project was determined to be categorically exempt from Environmental Review per Section 15061(b)(3) of the Guidelines for Implementation of the California Environmental Quality Act.

The Commission conducted a duly noticed public hearing at a regularly scheduled meeting to consider the proposed Zoning Map amendment on September 16, 2010.

The Department did not receive any letters or phone calls in support or in opposition to the proposed Ordinance.

The proposal will promote the objectives and policies of the General Plan as outlined in Planning Commission Resolution 17662.

The proposed amendments to the Planning Code are consistent with the eight Priority Policies set forth in Section 101.1(b) of the Planning Code in that:

1. That existing neighborhood-serving retail uses be preserved and enhanced and future

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opportunities for resident employment in and ownership of such businesses enhanced;

*The proposed amendment will allow the construction of a project granted Conditional Use Authorization by the Planning Commission on July 15, 2010, that will include ground floor commercial use with a gracious ceiling height of 17 feet, as originally intended in the Eastern Neighborhoods rezoning.*

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

*The proposed amendment will not impact any existing housing. However, it will allow the construction of a project granted Conditional Use Authorization by the Planning Commission on July 15, 2010.*

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

*The proposed amendment will not impact any existing housing. However, it will allow the construction of a project granted Conditional Use Authorization by the Planning Commission on July 15, 2010, that will include a mixture of on-site affordable housing units and in-lieu fees that represent 12 percent of the dwelling units in the project.*

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

*The proposed amendment will not impact MUNI or traffic and parking conditions.*

5. 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 proposed amendment will allow the construction of a project granted Conditional Use Authorization by the Planning Commission on July 15, 2010, that will include ground floor commercial use with a gracious ceiling height of 17 feet, as originally intended in the Eastern Neighborhoods rezoning. The commercial use may include up to 7,500 square feet of PDR (Production, Distribution and Repair) space.*

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

*The proposed amendment would not change the fact that any project for this site be designed and constructed to conform to the structural and seismic safety requirements of the City Building Code.*

7. That the landmarks and historic buildings be preserved;

*The proposed amendment would not impact any existing landmark or historic buildings, as none exist on or adjacent to the site.*

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

*The proposed amendment would not impact any existing public parks or open spaces.*

Further, for the foregoing reasons and based on the facts presented, the Commission finds, pursuant to Section 302, that the public necessity, convenience, and general welfare require the adoption of this legislation.

NOW THEREFORE BE IT RESOLVED that the Commission hereby recommends that the Board of Supervisors ADOPT the proposed Ordinance.

I hereby certify that the foregoing Resolution was ADOPTED by the Planning Commission on September 16, 2010.

Linda Avery  
Commission Secretary

AYES:

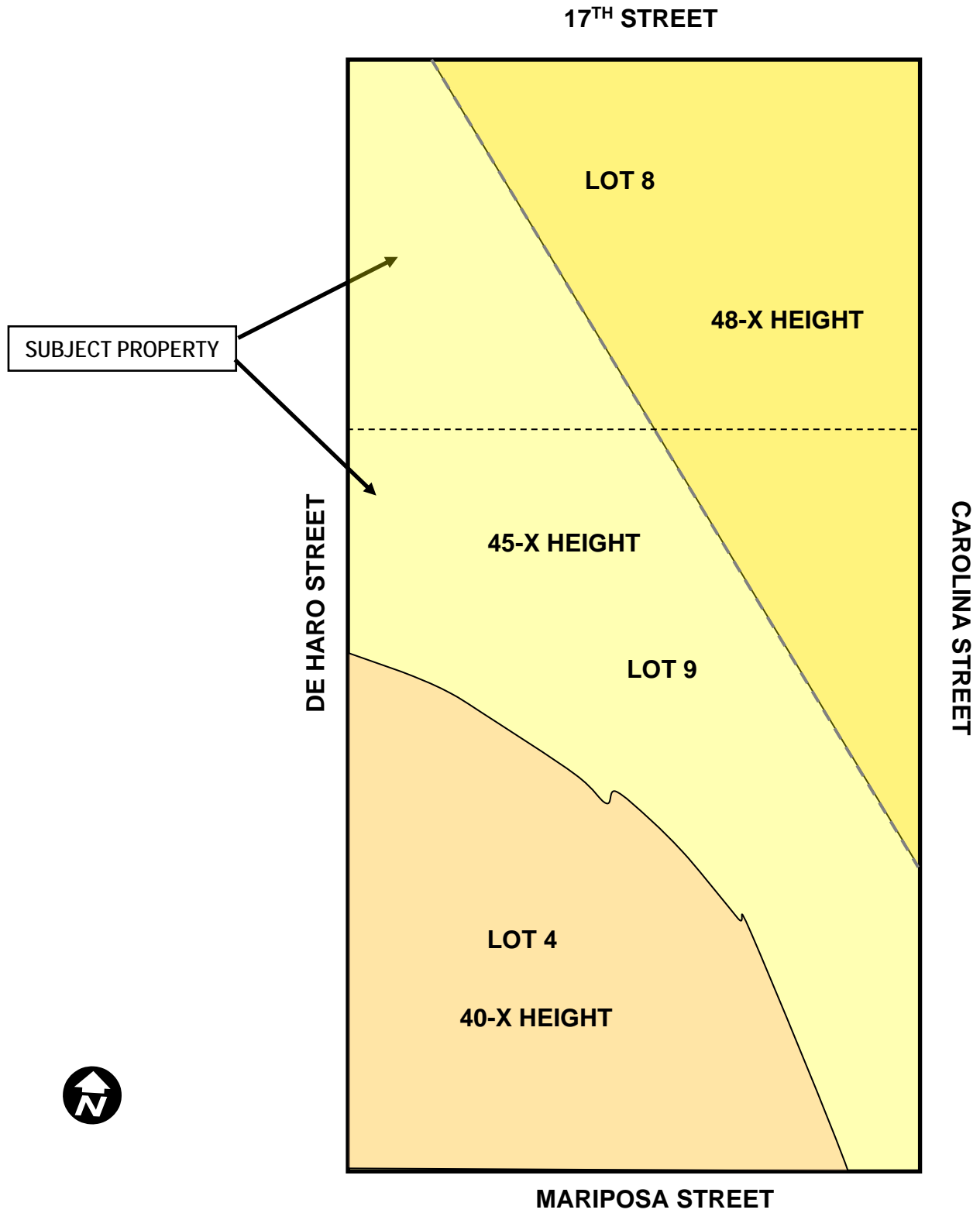
NAYS:

ABSENT:

ADOPTED: September 16, 2010

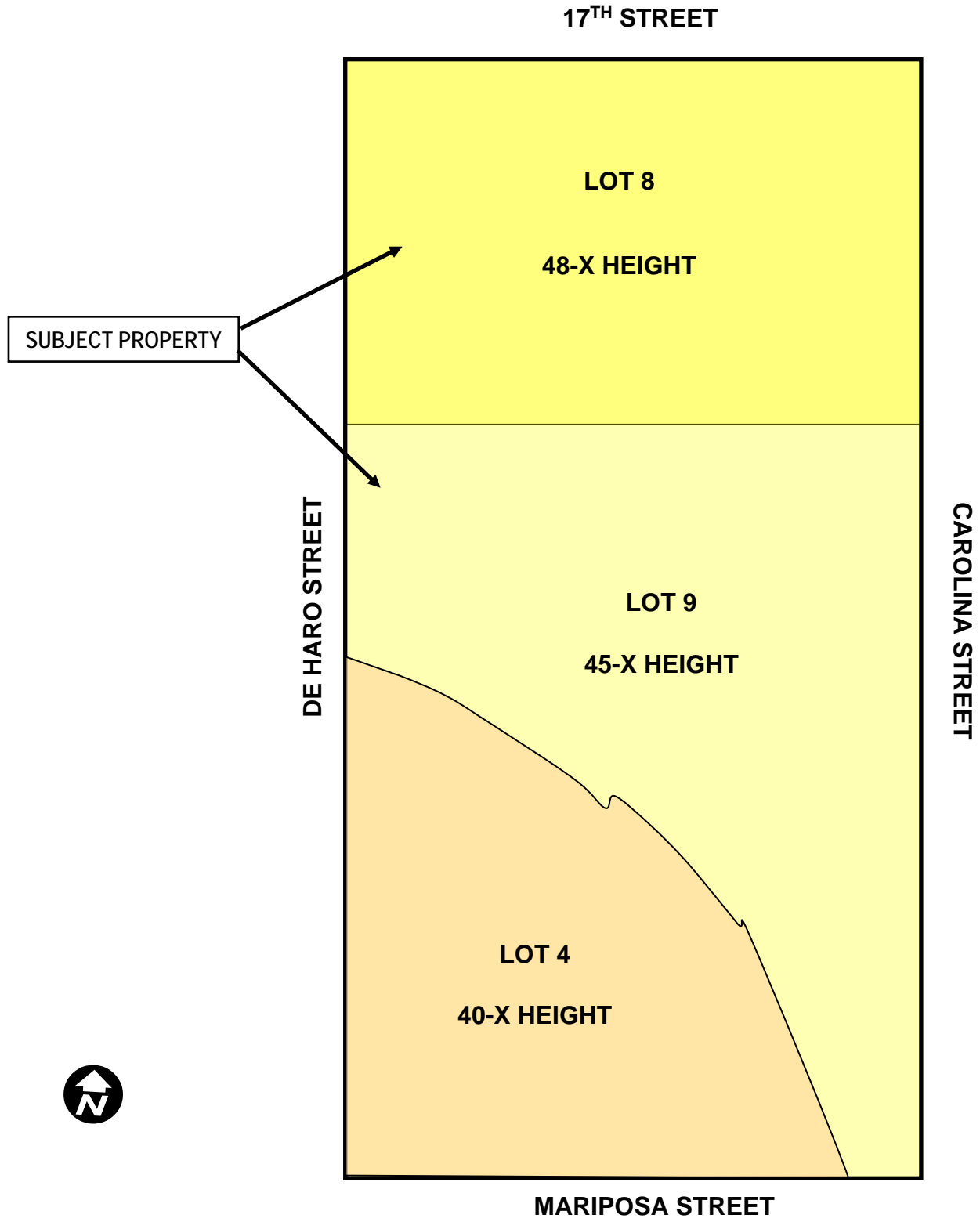
Attachments: EXHIBIT A (Proposed Ordinance introduced by Sup. Maxwell)

# Current Parcel Map



Zoning Map Reclassification  
Case Number 2010.0620Z  
1717 17<sup>th</sup> Street

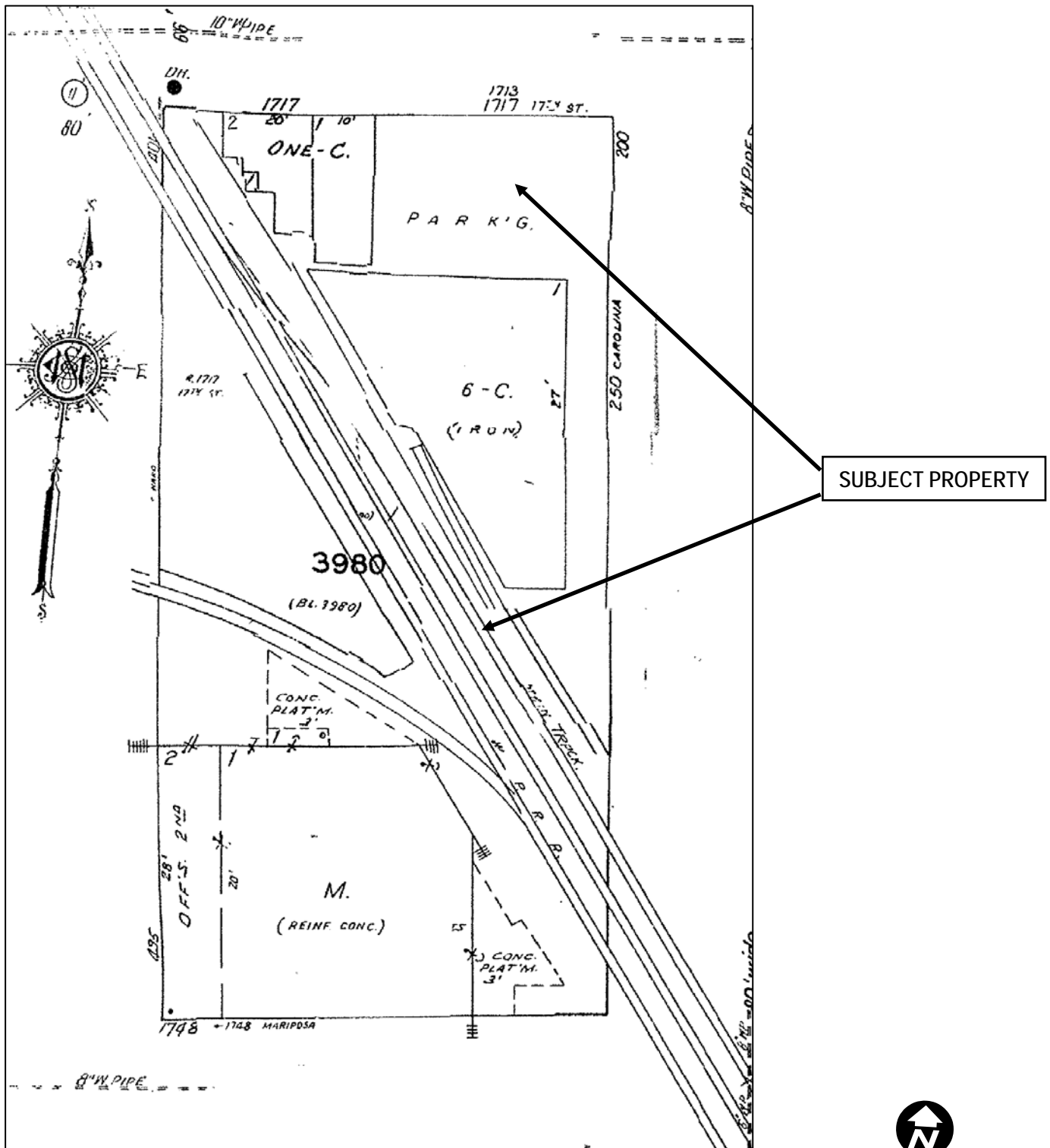
# Proposed Height Map



Zoning Map Reclassification  
Case Number 2010.0620Z  
1717 17<sup>th</sup> Street



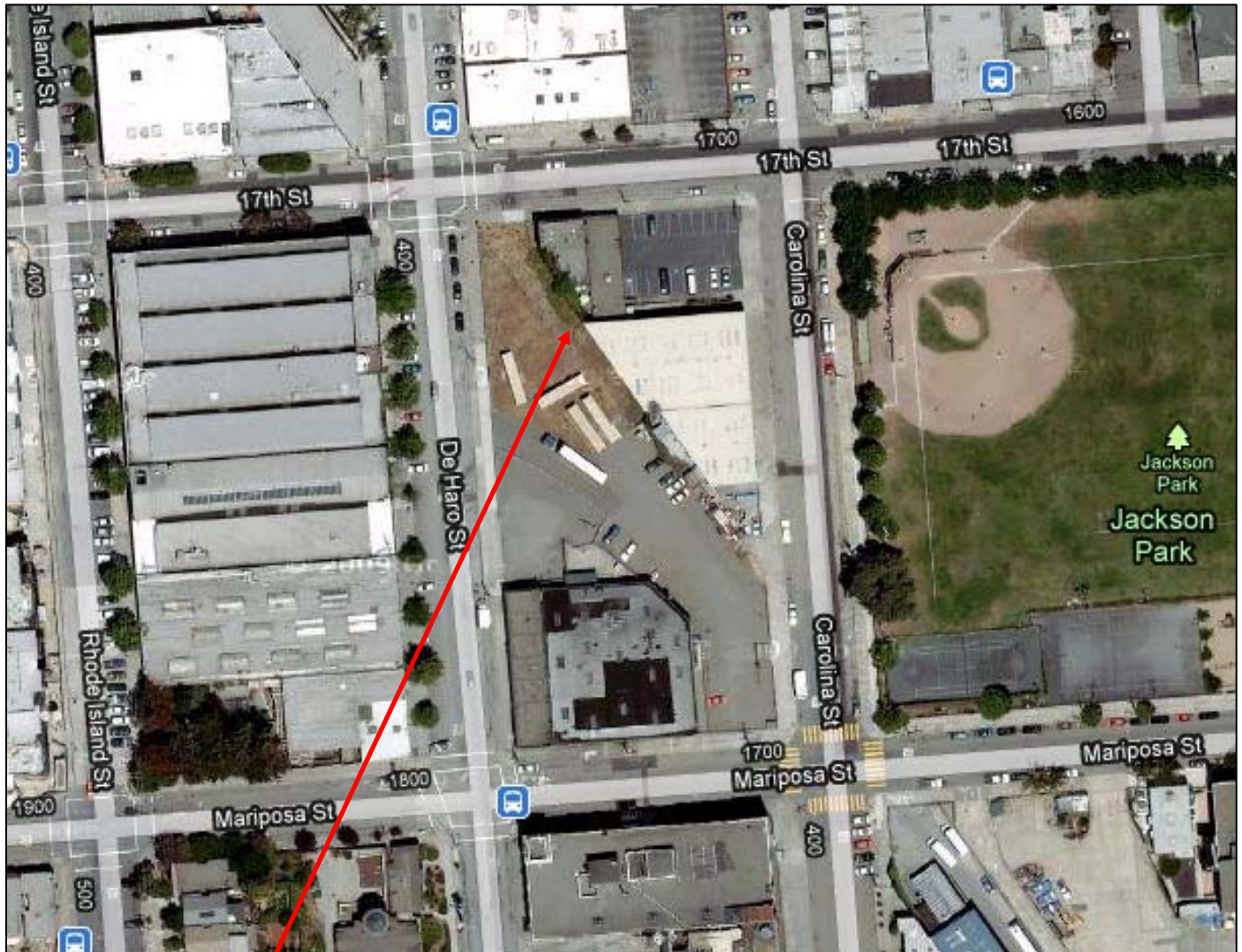
# Sanborn Map\*



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

Zoning Map Reclassification  
Case Number 2010.0620Z  
1717 17<sup>th</sup> Street

# Aerial Photo



SUBJECT PROPERTY



Zoning Map Reclassification  
Case Number 2010.0620Z  
1717 17<sup>th</sup> Street



# Aerial Photo

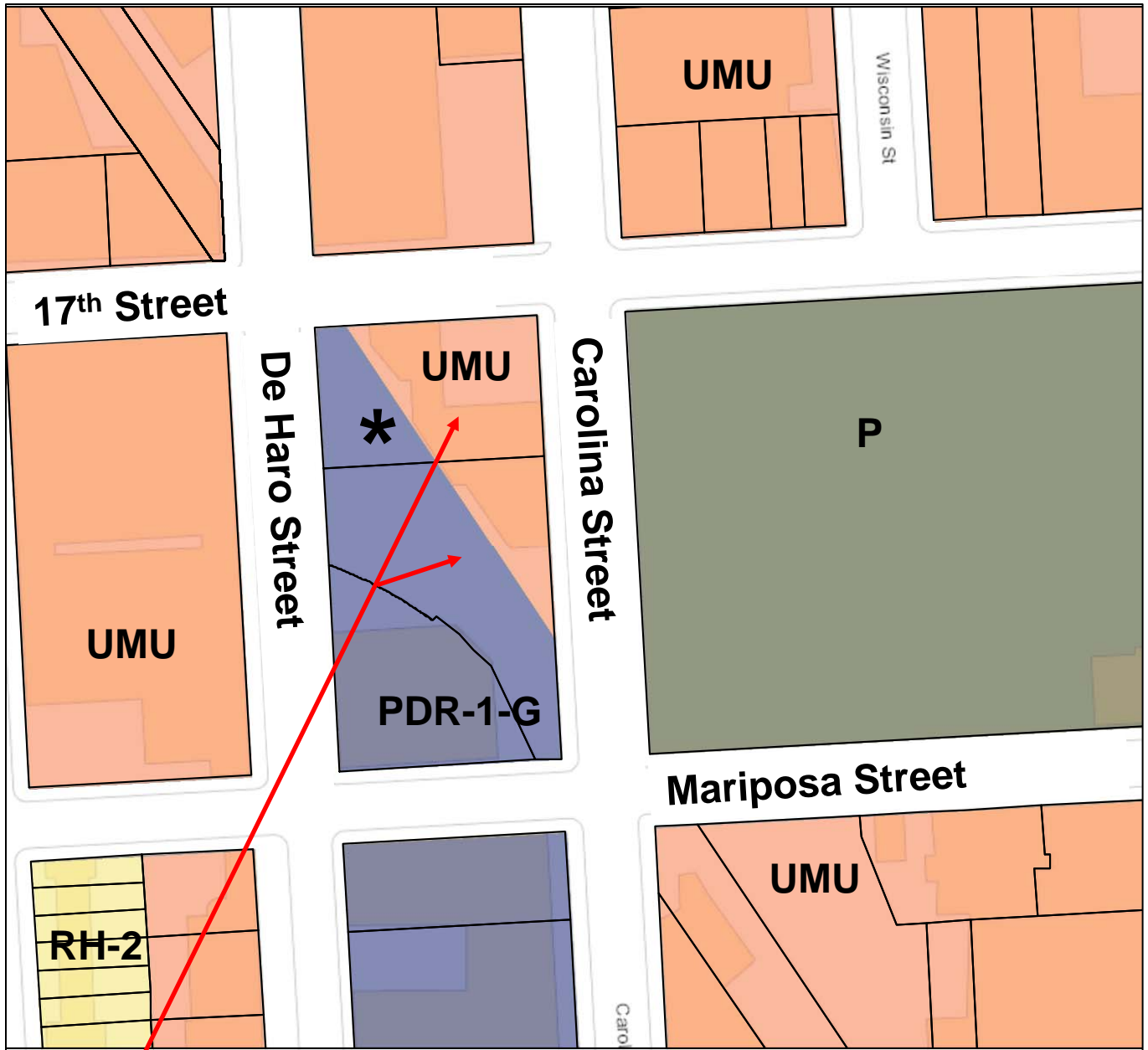


SUBJECT PROPERTY



Zoning Map Reclassification  
Case Number 2010.0620Z  
1717 17<sup>th</sup> Street

# Zoning Map



SUBJECT PROPERTY

\* The current zoning map inaccurately shows the subject property as being split-zoned. The entirety of Lot 008 is zoned UMU.



Zoning Map Reclassification  
Case Number 2010.0620Z  
1717 17<sup>th</sup> Street

# Height and Bulk Map



Zoning Map Reclassification  
Case Number 2010.0620Z  
1717 17<sup>th</sup> Street