

FILE NO. 051554

ORDINANCE NO.

241-05

1 [Abolition of Legislated Setback for 301-323 14<sup>th</sup> Avenue.]

2  
3 **Ordinance amending the San Francisco Planning Code by abolishing the legislated**  
4 **front setback of the southeastern portion of the property located at 301-323 14<sup>th</sup>**  
5 **Avenue, identified as Assessor's Block No. 1446, Lot No. 054 (formerly Lots 001, 004,**  
6 **006, 053), as shown on Block Book Map No. 1446 of the City and County of San**  
7 **Francisco, Volume 12; and adopting General Plan, Planning Code Section 101.1(b), and**  
8 **environmental findings.**

9 Note: Additions are *single-underline italics Times New Roman*;  
10 deletions are ~~*strikethrough italics Times New Roman*~~.  
11 Board amendment additions are double underlined.  
12 Board amendment deletions are ~~strikethrough normal~~.

13 Be it ordained by the People of the City and County of San Francisco:

14 Section 1. Findings.

15 A. On September 1, 2005, at a duly noticed public hearing, the Planning  
16 Commission in ~~Motion~~ Resolution No. 17087 found that the proposed abolition of the  
17 legislated setback for 301-323 14<sup>th</sup> Avenue (Assessor's Block No. 1446, Lot No. 054) was  
18 consistent with the City's General Plan and with Planning Code Section 101.1(b). In addition,  
19 the Planning Commission, in Resolution No. 17087, recommended that the Board of  
20 Supervisors adopt the proposed abolition of the legislated setback. ~~Copies~~ Copy of said  
21 Resolution and ~~Motion~~ are is on file with the Clerk of the Board of Supervisors in File No.  
22 051554 and are is incorporated herein by reference. The Board finds that the proposed  
23 abolition of the legislated setback for 301-323 14<sup>th</sup> Avenue is consistent with the City's  
24 General Plan and with Planning Code Section 101.1(b) for the reasons set forth in said  
25 Resolution and ~~Motion~~.

1 B. Pursuant to Planning Code Section 302, the Board finds that the proposed  
2 abolition of the legislated setback for 301-323 14<sup>th</sup> Avenue will serve the public necessity,  
3 convenience and welfare for the reasons set forth in Planning Commission Resolution No.  
4 17087, which reasons are incorporated herein by reference as though fully set forth.

5 C. The Planning Department has determined that the actions contemplated in this  
6 Ordinance are in compliance with the California Environmental Quality Act (California Public  
7 Resources Code section 21000 et seq.). Said determination is on file with the Clerk of the  
8 Board of Supervisors in File No. 051554 and is incorporated herein by reference.

9 Section 2.

10 A. In accordance with Planning Code Sections 131 and 302, the following change  
11 is hereby adopted abolishing the legislated setback for 301-323 14<sup>th</sup> Avenue (Assessor's  
12 Block No. 1446, Lot No. 054), as shown on Block Book Map No. 1446 of the City and County  
13 of San Francisco, Volume 12:

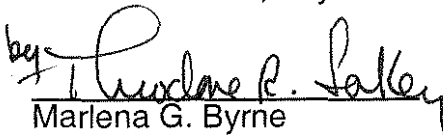
14

| Description of Property  | Legislated Front Setback to be Abolished   |
|--|--|
| 301-323 14 <sup>th</sup> Avenue<br>(Assessor's Block No. 1446,<br>Lot No. 054) | 10 feet from the front property line parallel to 14 <sup>th</sup> Avenue,<br>starting at the southern most property line and proceeding<br>25 feet northward, then angling at a 45-degree angle and<br>terminating at the front property line. |

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17 B. In accordance with Planning Code Sections 131 and 132, the setback for 301-  
18 323 14<sup>th</sup> Avenue (Assessor's Block No. 1446, Lot No. 054) shall revert to the underlying  
19 Planning Code requirements for the zoning district in which the property is located.

20 APPROVED AS TO FORM:  
21 DENNIS J. HERRERA, City Attorney

22 By:   
23 Marlana G. Byrne  
24 Deputy City Attorney  
25



# City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

## Tails Ordinance

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**File Number:** 051554

**Date Passed:**

Ordinance amending the San Francisco Planning Code by abolishing the legislated front setback of the southeastern portion of the property located at 301-323 14th Avenue, identified as Assessor's Block No. 1446, Lot No. 054 (formerly Lots 001, 004, 006, 053), as shown on Block Book Map No. 1446 of the City and County of San Francisco, Volume 12; and adopting General Plan, Planning Code Section 101.1(b), and environmental findings.

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October 11, 2005 Board of Supervisors — PASSED ON FIRST READING

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick,  
Mirkarimi, Peskin, Sandoval  
Excused: 1 - Alioto-Pier

October 18, 2005 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell,  
McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 051554

I hereby certify that the foregoing Ordinance  
was **FINALLY PASSED** on October 18, 2005  
by the Board of Supervisors of the City and  
County of San Francisco.

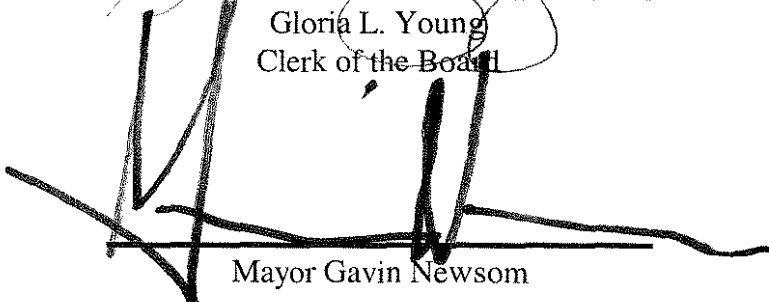
OCT 21 2005

Date Approved



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Gloria L. Young  
Clerk of the Board



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Mayor Gavin Newsom