

**BOARD OF APPEALS**

**CITY & COUNTY OF SAN FRANCISCO**

**DRAFT MEETING MINUTES – WEDNESDAY, JANUARY 31, 2024**

**REGULAR MEETING (IN-PERSON AND REMOTE ACCESS VIA ZOOM)**

**5:00 P.M., CITY HALL, ROOM 416, ONE DR. CARLTON B. GOODLETT PLACE**

PRESENT: President Jose Lopez, Vice President Alex Lemberg, Commissioner Rick Swig, Commissioner John Trasviña and Commissioner J.R. Eppler.

Jen Huber, Deputy City Attorney, Office of the City Attorney (CAT); Tina Tam, Deputy Zoning Administrator, Planning Department (PD); Kevin Birmingham, Acting Chief Building Inspector, Department of Building Inspection (DBI); Julie Rosenberg, Executive Director; Alec Longaway, Legal Assistant.

(1) **PUBLIC COMMENT**

At this time, members of the public may address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board except agenda items. With respect to agenda items, your opportunity to address the Board will be afforded when the item is reached in the meeting with one exception. When the agenda item has already been reviewed in a public hearing at which members of the public were allowed to testify and the Board has closed the public hearing, your opportunity to address the Board must be exercised during the Public Comment portion of the calendar. Each member of the public may address the Board for up to three minutes. At the discretion of the Board President, public comment and remote public participation may be limited to two minutes per person. If it is demonstrated that public comment and remote public participation will cumulatively exceed 15 minutes, the President may continue Public Comment and/or remote public participation to another time during the meeting.

SPEAKERS: None.

(2) **COMMISSIONER COMMENTS & QUESTIONS**

SPEAKERS: None.

(3) **ADOPTION OF MINUTES**

Discussion and possible adoption of the January 17, 2024 minutes.

ACTION: Upon motion by Commissioner Swig, the Board voted 5-0 to adopt the January 17, 2024, hearing minutes.

PUBLIC COMMENT: None.

**(4) SPECIAL ITEM**

Board of Appeals Budget Priorities for Fiscal Years 24-25 and 25-26. This is an opportunity for members of the public to provide the Board input on budget priorities pursuant to Section 3.3(b)(1) of the Administrative Code in advance of the Board's consideration of the FY 24-25 and FY 25-26 budget.

PUBLIC COMMENT: None.

**(5) APPEAL NO. 23-060**

DANIEL DESTEFANO, Appellant(s)  vs.  DEPT. OF BUILDING INSPECTION, Respondent PLANNING DEPT. APPROVAL	525 Hearst Avenue Appealing the ISSUANCE on November 7, 2023, to Dana and Edward Wong, of an Alteration Permit (new 7x14 foot deck at rear with 3-foot staircase; revision to Building Permit No. 2023/0314/3656). PERMIT NO. 2023/1020/9145. FOR HEARING TODAY.
--	--

ACTION: Upon motion by Commissioner Swig, the Board voted 5-0 to deny the appeal and uphold the permit on the basis that it was properly issued.

SPEAKERS: Daniel DeStefano, appellant; Maureen Sullivan, agent for appellant; Dana Wong, permit holder; Tina Tam, PD; Kevin Birmingham, DBI.

PUBLIC COMMENT: None.

**(6) APPEAL NO. 23-053**

BUSHRA KHAN, Appellant(s)  vs.  DEPT. OF BUILDING INSPECTION, Respondent PLANNING DEPT. APPROVAL	218 Union Street. Appealing the ISSUANCE on November 2, 2023, to John Votruba, of an Alteration Permit (to comply with Notice of Violation No. 202181083 and Planning Enforcement Case No. 2021-006592ENF: legalize installation of privacy screens and seating on existing roof deck; urban garden approved under separate permit per 2015-018220 COA). PERMIT NO. 2021/09/23/9006. FOR HEARING TODAY.
---	---

ACTION: Upon motion by Commissioner Eppler, the Board voted 5-0 to deny the appeal and uphold the permit on the basis that it was properly issued.

SPEAKERS: George Benetatos, attorney for appellant; John Votruba, permit holder; Tina Tam, PD; Kevin Birmingham, DBI.

PUBLIC COMMENT: Richard Green spoke in support of the appellant.

**(7) APPEAL NO. 23-068**

<p>ED VAN RODEN, Appellant(s)</p> <p>vs.</p> <p>DEPT. OF BUILDING INSPECTION, Respondent PLANNING DEPT. APPROVAL</p>	<p>3516-3518 Sacramento Street. Appealing the ISSUANCE on December 4, 2023, to Margaret Rogerson, of an Alteration Permit (revision to Building Permit Application No. 2000/0614/2628; response to Planning Enforcement Case No. 2020-001795ENF to correct proposed building height to comply with required zoning height limit; remove approved ground level garage and expand retail space). PERMIT NO. 2021/08/02/5569. FOR HEARING TODAY.</p>
--	---

**ACTION:** Upon motion by Commissioner Swig, the Board voted 5-0 to deny the appeal and uphold the permit on the basis that it was properly issued.

**SPEAKERS:** Ed Van Roden, appellant; Alex Santos, agent for permit holder; Margaret Rogerson, permit holder; Tina Tam, PD; Kevin Birmingham, DBI.

**PUBLIC COMMENT:** None.

**(8) APPEAL NO. 23-061**

<p>EVELYN MAU, Appellant(s)</p> <p>vs.</p> <p>DEPT. OF BUILDING INSPECTION, Respondent PLANNING DEPT. APPROVAL</p>	<p>415 Grafton Avenue. Appealing the ISSUANCE on November 15, 2023, to Bryant Edward Corwin, of a Site Permit (second story addition at rear of home; upstairs addition to include two bedrooms, two bathrooms, one laundry room; downstairs remodel to include new full bathroom, kitchen expansion, new family room; deck remodel at backyard). PERMIT NO. 2022/08/15/0509. FOR HEARING TODAY.</p>
--	--

**ACTION:** Upon motion by Commissioner Swig, the Board voted 5-0 to deny the appeal and uphold the permit on the basis that it was properly issued.

**SPEAKERS:** Evelyn Mau, appellant; Bryant Corwin, permit holder; Tina Tam, PD; Kevin Birmingham, DBI.

**PUBLIC COMMENT:** None.

**ADJOURNMENT.**

There being no further business, President Lopez adjourned the meeting at 8:37 p.m.

The supporting documents for this meeting can be found at the following link:

<https://www.sf.gov/meeting/january-31-2024/board-appeals-hearing-january-31-2024>

A video of this meeting, can be found at the following link:

[https://sanfrancisco.granicus.com/player/clip/45307?view\\_id=6&redirect=true&h=090c47db0c4968a9b25c49b1114f6ad8](https://sanfrancisco.granicus.com/player/clip/45307?view_id=6&redirect=true&h=090c47db0c4968a9b25c49b1114f6ad8)