

BOARD OF APPEALS

CITY & COUNTY OF SAN FRANCISCO

MEETING MINUTES - WEDNESDAY, NOVEMBER 12, 2014

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

PRESENT: President Ann Lazarus, Commissioner Frank Fung, Commissioner Darryl Honda and Commissioner Bobbie Wilson.

Robert Bryan, Deputy City Attorney, Office of the City Attorney (OCA); Scott Sanchez, Zoning Administrator (ZA); Joseph Duffy, Senior Building Inspector, Department of Building Inspection (DBI); Cynthia Goldstein, Executive Director; Victor Pacheco, 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. If it is demonstrated that comments by the public will exceed 15 minutes, the President may continue Public Comment to another time during the meeting.

PUBLIC COMMENT: None.

(2) **COMMISSIONER COMMENTS & QUESTIONS**

SPEAKERS: None.

(3) **ADOPTION OF MINUTES**

Discussion and possible adoption of the November 5, 2014 minutes.

ACTION: Upon motion by Commissioner Fung, the Board voted 4-0 to adopt the November 5, 2014 minutes.

SPEAKERS: None.

PUBLIC COMMENT: None.

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(4) APPEAL NO. 14-155

LETICIA LUNA, Appellant(s) vs. DEPT. OF BUILDING INSPECTION, Respondent	246 Tingley Street. Appealing the IMPOSITION OF PENALTY on August 25, 2014, for construction work done without a permit. APPLICATION NO. 2014/08/25/4616. PUBLIC HEARING HELD ON NOV. 05, 2014. FOR FURTHER CONSIDERATION TODAY. Note: matter was continued to allow Vice President Hurtado and Commissioner Wilson to participate in the final vote.
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ACTION: Upon motion by Commissioner Fung, the Board voted 4-0 to grant the appeal and reduce the penalty to two times the permit fee on the basis that the appellant did not own the property when the unpermitted work was performed.

SPEAKERS: None.

PUBLIC COMMENT: None.

(5) APPEAL NO. 14-161

LISA CACCAVO & FRIEDEMANN THOMMA, Appellant(s) vs. DEPT. OF BUILDING INSPECTION, Respondent	3647 - 22nd Street. Appealing the IMPOSITION OF PENALTY on September 16, 2014, for construction work done without a permit. APPLICATION NO. 2013/07/08/1319. FOR HEARING TODAY.
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ACTION: Upon motion by Commissioner Honda, the Board voted 4-0 to grant the appeal and reduce the penalty to two times the permit fee on the basis that the appellants did not own the property when the unpermitted work was performed.

SPEAKERS: Friedemann Thomma, appellant; Joseph Duffy, DBI.

PUBLIC COMMENT: None.

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(6) APPEAL NO. 14-151

STACY MILLER & GEETA BHADAURIA, Appellant(s) vs. DEPT. OF BUILDING INSPECTION, Respondent	1485 Clay Street #10. Protesting the ISSUANCE on August 13, 2014, to Clay Street Investors LLC, of an Alteration Permit (renovation of kitchen and bathroom; all in kind; no walls removed; all plumbing and electrical as needed). APPLICATION NO. 2014/08/13/3751. PUBLIC HEARING HELD ON NOV. 05, 2014. FOR FURTHER CONSIDERATION TODAY. Note: matter was continued to allow time for the permit holder to submit revised plans pursuant to the Board's comments.
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ACTION: Upon motion by Commissioner Fung, the Board voted 4-0 to grant the appeal and uphold the permit on the condition that the revised plan set provided at the hearing be upgraded to meet all Department of Building Inspection intake requirements and that these plans include the scope of work for the kitchen.

SPEAKERS: Manoj Kapoor, permit holder; Stacy Miller, appellant; Geeta Bhadauria, appellant; Joseph Duffy, DBI.

PUBLIC COMMENT: Alex Purlats spoke in support of the appellant.

(7) APPEAL NO. 14-148

THOMAS GODDARD, Appellant(s) vs. DEPT. OF BUILDING INSPECTION, Respondent PLANNING DEPT. APPROVAL	4121 - 20th Street. Protesting the ISSUANCE on August 12, 2014, to 20th Street Trust, of an Alteration Permit (increase basement ceiling height from 6' to 8' by excavating down; place new concrete slab; repair cracked plastering on 1st, 2nd and 3rd floors). APPLICATION NO. 2014/08/11/3496. FOR HEARING TODAY.
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ACTION: Upon motion by Commissioner Fung, the Board voted 4-0 to continue the appeal to November 19, 2014 to allow the permit holder time to meet with the Department of Building Inspection staff to evaluate the site conditions and determine whether any permit revisions are necessary.

SPEAKERS: Thomas Goddard, appellant; Jonathan Black, attorney for permit holder; Antonio Prado, agent for permit holder; Joseph Duffy, DBI.

PUBLIC COMMENT: Dennis Abbe and Eve Harris spoke in support of the appellant.

ADJOURNMENT.

There being no further business, President Lazarus adjourned the meeting at 7:45 p.m.