



## **ABATEMENT APPEALS BOARD**

### **NOTICE OF MEETING**

**Wednesday, September 21, 2011 at 9:00 a.m.**

**City Hall, 1 Dr. Carlton B. Goodlett Place, Room 416**

**Aired Live on SFGTV Channel 78**

### **AGENDA:**

**The Abatement Appeals Board (AAB) will take public comment on every item appearing on the agenda. Members of the public who address the Board have the discretion on whether or not they wish to identify themselves for the record.**

#### **A. CALL TO ORDER and ROLL CALL.**

#### **B. OATH: All parties giving testimony before this Board today will rise, raise their right hands and be sworn.**

#### **C. NEW APPEALS: Order(s) of Abatement.**

##### **1. CASE NO. 6750: 619 Diamond Street**

**Owner of Record and Appellant:** Lindsay Chambers for Ra Pacific LLC, 619 Diamond Street, San Francisco, CA 94114

**ACTION REQUESTED BY APPELLANT:** Reverse the Order of Abatement due to active building, plumbing and electrical permits on 619 Diamond Street that correct the building violations caused by the previous owner in 2008. The new owner purchased the home in late 2009, and it has been under continuous construction (with inspections conducted from 2010 to present. The communications from the permit section in the Building department were that the active permits took care of the NOV's once completed.

**Testimony, deliberation and possible action to uphold, modify or reverse the Order of Abatement.**

##### **2. CASE NO. 6751: 250 Kearny Street**

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#### **MEMBERS OF THE BOARD      DEPARTMENT REPRESENTATIVES**

Frank Lee, President      Edward Sweeney, Deputy Director and Secretary to the Board (415) 558-6272

Debra Walker, Vice President      Sonya Harris, BIC Secretary (415) 558-6126

Kevin Clinch, Commissioner      Teresita Sulit, Secretary (415) 558-6012

Reuben Hechanova, Commissioner

Warren Mar, Commissioner

Mel Murphy, Commissioner

Criss Romero, Commissioner

#### **CITY ATTORNEY'S OFFICE REPRESENTATIVE**

Francesca Gessner, Deputy City Attorney (415) 554-4762

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**Owner of Record and Appellant:** Henry Karnilowicz for Occidental Express, 1019 Howard Street, San Francisco, CA 94103

**ACTION REQUESTED BY APPELLANT:** The majority of permits have been issued to comply with the order, however the work cannot be completed within the six months' time frame, and therefore one year is requested. The building permit has not yet been signed off by Planning because there is a Planning Enforcement Notification regarding Complaint ID#10375. This enforcement notice is for the facade of the ground floor commercial space. Although the hotel is separate from the commercial space on the ground floor, the Planning Department will not release any permits until such as the Enforcement case has been abated.

**Testimony, deliberation and possible action to uphold, modify or reverse the Order of Abatement.**

**3. CASE NO. 6747: 1117 Geary Boulevard**

**Owner of Record and Appellant:** Emeric-Goodman Associates, POB 2210, San Francisco, CA 94126

**ACTION REQUESTED BY APPELLANT:** I. Appellant requested that the Order of Abatement be reversed and Assessment of Costs be waived.

II. Appellant requested that DBI issue a permit to confirm the legality of the deck pursuant to the plans and calculations of structural design engineers based on a valuation of no more than \$5,000.00 and without any additional penalties or fees.

**Testimony, deliberation and possible action to uphold, modify or reverse the Order of Abatement.**

**D. PUBLIC COMMENT**

**E. ADJOURNMENT**

## **KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE**

(Chapter 67 of the San Francisco Administrative Code)

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

**FOR MORE INFORMATION ON YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE OR TO REPORT A VIOLATION OF THE ORDINANCE, CONTACT THE SUNSHINE ORDINANCE TASK FORCE AT 554-6075.**

## **ACCESSIBLE MEETING INFORMATION POLICY**

The meeting will be held at the City Hall Building, located at 1 Dr. Carlton B. Goodlett Place, 4th Floor, Room 416. The closest accessible BART station is the Civic Center Station at 8th (at the United Nations Plaza) and Market Streets.

Accessible MUNI/Metro lines servicing this location are the J-Church, K-Ingleside, L-Taraval, —Ocean View, and N-Judah at Van Ness and Civic Center Stations; 9-San Bruno, 71-Haight, and 42-Downtown bus lines. For information about MUNI accessible services call (415) 923-6142.



The Commission meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

Accessible seating for persons with disabilities (including those using wheelchairs) will be available. Assistive Listening devices will be available at the meeting. A sign language interpreter will be available upon request. Agendas and Minutes of the meeting are available in large print/tape form and/or readers upon request. Please contact the **Deputy Director and Secretary to the Board, Edward Sweeney at (415) 558-6142** or the **Building Inspection Commission Secretary, Sonya Harris at (415) 558-6126** or the **Secretary, Teresita Sulit at (415) 558-6012** at least 72 hours in advance of the meeting to request for these services.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call (415) 558-6126 or (415) 558-6012 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such persons, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

## **POLICY STATEMENT OF PUBLIC HEARING OR MEETING**

Pursuant to Section 67.7-1(c) of the San Francisco Administrative Code, members of the public who are unable to attend the public meeting or hearing may submit written comments regarding a calendared item to the Secretary, at 1660 Mission Street, 3<sup>rd</sup> Floor, San Francisco, CA 94103 or at the place of the scheduled hearing before the proceedings begin. These written comments shall be made a part of the official public record and these comments will be brought to the attention of the members of the Abatement Appeals Board. [Twenty copies are necessary.]

**Abatement Appeals Board - 1660 Mission Street, 3<sup>rd</sup> Floor - San Francisco, CA 94103-2414**

## **POLICY STATEMENT OF PUBLIC COMMENT**

**FOR THIS MEETING OF THE ABATEMENT APPEALS BOARD**--and until such time as a policy is formally adopted,--it is the interim cooperative intent of the Abatement Appeals Board of the City & County of San Francisco that, at the point so designated as **Public Comment** on the following Calendar, 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--excepting calendar items. With respect to calendar items, the public's opportunity to address the Board will be afforded when the item is reached in the meeting. 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 chairperson may continue **Public Comment** to another time during the meeting.

## **SAN FRANCISCO LOBBYIST ORDINANCE**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Administrative Code Sec. 16.520-16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market St. #701, SF, CA 94102 or (415) 554-9510 voice, or (415) 703-0121 fax, or <http://www.ci.sf.ca.us/ethics/> - web.