



SAN FRANCISCO PLANNING DEPARTMENT

Letter of Determination

April 23, 2010

Joyce Chu
MODUS Consulting, LLC
833 Market Street, Suite 805
San Francisco CA 94103

**RE: 510 Frederick Street
Block: 1263 Lot: 006
Case No: 2006.0797C/Motion 17730**

Dear Ms. Chu:

This letter is in regard to the Planning Commission's decision regarding Case No. 2006.0797C, Motion 17730 for Sprint/Nextel Wireless to locate a wireless facility on the roof of the building at the address referenced above. Your request is to verify that Building Permit Application 2009.11.13.1228 submitted 11 days after expiration of Motion 17730 can proceed without requiring a new Conditional Use Authorization. The Motion's effective date was November 2, 2006 and the current permit was submitted on November 13, 2009. This parcel is located in an NC-1 (Neighborhood Commercial Cluster) District with a 40-X height and bulk limitation.

As Building Permit Application 2009.11.13.1228 was submitted for review a very short time after the Conditional Use authorization expired, and the project does not increase the scope of work authorized by Motion 17730, it is my determination that the Department may process the above-referenced building permit application pursuant to Motion 17730 and does not require additional Planning Commission review or neighborhood notice.

If you believe this determination represents an error in interpretation of the Planning Code or abuse in discretion by the Zoning Administrator, an appeal may be filed with the Board of Appeals within 15 days of the date of this letter. For information regarding the appeals process, please contact the Board of Appeals located at 1650 Mission Street, Room 304, San Francisco, or call (415) 575-6880.

Sincerely,

A handwritten signature in black ink, appearing to read "L. B. Badiner".

Lawrence B. Badiner
Zoning Administrator

cc: Sara Vellve, Planner

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