

BOARD of SUPERVISORS



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MEMORANDUM

TO: *Leigh Lutenski*, Balboa Reservoir Community Advisory Committee

FROM: Victor Young, Assistant Clerk *Victor Young*
Rules Committee

DATE: May 7, 2020

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Rules Committee received the following proposed legislation on April 28, 2020:

File No. 200424

Ordinance amending the Administrative Code to extend the sunset date for the Balboa Reservoir Community Advisory Committee (Advisory Committee) from May 8, 2020, to July 1, 2021; and to require the Advisory Committee to provide community input after development entitlements have been issued.

If you have comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: victor.young@sfgov.org.

1 [Administrative Code - Balboa Reservoir Community Advisory Committee]

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3 **Ordinance amending the Administrative Code to extend the sunset date for the Balboa**
4 **Reservoir Community Advisory Committee (Advisory Committee) from May 8, 2020, to**
5 **July 1, 2021; and to require the Advisory Committee to provide community input after**
6 **development entitlements have been issued.**

7 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
8 **Additions to Codes** are in *single-underline italics Times New Roman font*.
9 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
10 **Board amendment additions** are in double-underlined Arial font.
11 **Board amendment deletions** are in ~~strikethrough Arial font~~.
12 **Asterisks (* * * *)** indicate the omission of unchanged Code
13 subsections or parts of tables.

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

15 Section 1. Article XVII of Chapter 5 of the Administrative Code is hereby amended by
16 revising Sections 5.17-5 and 5.17-7, to read as follows:

17 **SEC. 5.17-5. POWERS AND DUTIES.**

18 (a) The general purpose of the Advisory Committee shall be to provide a regular
19 venue for interested community stakeholders and the general public to discuss any proposed
20 development on the Site, and to ask questions of and give input to City officers and staff and
21 to developers, once selected.

22 (b) The Advisory Committee shall provide feedback on what development objectives
23 should be included in the Request for Proposals to be issued by the City for development of
24 the Site. This feedback shall include, but need not be limited to, the following issues: (1)
25 Development economics and housing affordability; (2) Transportation, including site access,

1 parking, and congestion management; (3) Open space and other community benefits; (4)
2 Interactions with City College; and (5) Good neighbor policies to serve existing residents and
3 small businesses around the Site. The Advisory Committee shall also provide feedback and collect
4 community input during the project's development entitlement process, and shall serve as a liaison to
5 the project sponsors after the development entitlements have been issued on issues of community
6 concern, including, but not limited to, the project's construction schedule, the impact of construction on
7 transportation, and noise generated by construction.

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10 **SEC. 5.17-7. SUNSET.**

11 The Board of Supervisors and Mayor intend the Advisory Committee to last until
12 ~~development entitlements have been issued for the Site~~ July 1, 2021. Accordingly, this Article XVII
13 shall expire by operation of law, and the Advisory Committee shall terminate on July 1, 2021,
14 ~~five years after the effective date of Ordinance No. 45-15 establishing the Advisory Committee,~~
15 provided that the Board of Supervisors may extend the expiration date by ordinance. After the
16 expiration of the Advisory Committee, the City Attorney shall cause this Article to be removed
17 from the Administrative Code. Notwithstanding Rule 2.21 of the Board of Supervisors Rules of
18 Order, which provides that advisory bodies created by the Board should sunset within three
19 years, the Board intends the Advisory Committee to exist for longer than three years.

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21 Section 2. Effective Date. This ordinance shall become effective 30 days after
22 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
23 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
24 of Supervisors overrides the Mayor's veto of the ordinance.

1 Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
2 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
3 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
4 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
5 additions, and Board amendment deletions in accordance with the “Note” that appears under
6 the official title of the ordinance.

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8 APPROVED AS TO FORM:
9 DENNIS J. HERRERA, City Attorney

10 By: /s/
11 ANNE PEARSON
12 Deputy City Attorney

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LEGISLATIVE DIGEST

[Administrative Code - Balboa Reservoir Community Advisory Committee]

Ordinance amending the Administrative Code to extend the sunset date for the Balboa Reservoir Community Advisory Committee (Advisory Committee) from May 8, 2020, to July 1, 2021; and to require the Advisory Committee to provide community input after development entitlements have been issued.

Existing Law

Article XVII of Chapter 5 of the Administrative Code establishes the Balboa Reservoir Community Advisory Committee (the "Advisory Committee"). The purpose of the Advisory Committee is to provide a regular venue for interested community stakeholders and the general public to discuss the development of land located off of Ocean and Phelan Avenues in Balboa Park, and to ask questions of and give input to City officers and staff and to developers. Under Article XVII, the Advisory Committee will sunset on May 8, 2020.

Amendments to Current Law

The proposed ordinance would extend the sunset date of the Advisory Committee from May 8, 2020 until July 1, 2021, and would charge the Advisory Committee with serving as a liaison to the project sponsors after the development entitlements have been issued on issues of community concern, including, but not limited to, the project's construction schedule, the impact of construction on transportation, and noise generated by construction.

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