

BOARD of SUPERVISORS



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MEMORANDUM

LAND USE AND TRANSPORTATION COMMITTEE

SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor Myrna Melgar, Chair
Land Use and Transportation Committee

FROM: John Carroll, Assistant Clerk

DATE: December 16, 2025

SUBJECT **COMMITTEE REPORT, BOARD MEETING**
Tuesday, December 16, 2025

The following file should be presented as COMMITTEE REPORT during the Board meeting on Tuesday, December 16, 2025. This ordinance was acted upon during the Land Use and Transportation Committee meeting on Monday, December 15, 2025, at 1:30 p.m., by the votes indicated.

BOS Item No. 34

File No. 250385

[Planning Code - Reproductive Health Clinics]

Ordinance amending the Planning Code to indicate districts where Reproductive Health Clinics are principally permitted and to make other conforming changes to the Planning Code and Zoning Control Tables, as required by Proposition O, passed by the voters in November 2024; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

[RECOMMENDED AS A COMMITTEE REPORT]

Vote: Supervisor Myrna Melgar – Aye
Supervisor Chyanne Chen – Aye
Supervisor Bilal Mahmood – Aye

Cc: Board of Supervisors
Angela Calvillo, Clerk of the Board
Alisa Somera, Legislative Deputy
Brad Russi, Deputy City Attorney

File No. 250385

Committee Item No. 1

Board Item No. 34

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Land Use and Transportation

Date: Dec. 15, 2025

Board of Supervisors Meeting:

Date: Dec. 16, 2025

Cmte Board

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OTHER

☒	☒	<u>Planning Commission Transmittal – July 1, 2025</u>
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Prepared by: John Carroll

Date: Dec. 11, 2025

Prepared by: John Carroll

Date: Dec. 15, 2025

Prepared by:

Date:

[Planning Code - Reproductive Health Clinics]

Ordinance amending the Planning Code to indicate districts where Reproductive Health Clinics are principally permitted and to make other conforming changes to the Planning Code and Zoning Control Tables, as required by Proposition O, passed by the voters in November 2024; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

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

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

Section 1. Environmental and Land Use Findings.

(a) The Planning Department has determined that the actions contemplated in this ordinance comply with the California Environmental Quality Act (California Public Resources Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. 250385 and is incorporated herein by reference. The Board affirms this determination.

(b) On June 5, 2025, the Planning Commission, in Resolution No. 21745, adopted findings that the actions contemplated in this ordinance are consistent, on balance, with the

1 City's General Plan and eight priority policies of Planning Code Section 101.1. The Board
2 adopts these findings as its own. A copy of said Resolution is on file with the Clerk of the
3 Board of Supervisors in File No. 250385, and is incorporated herein by reference.

4 (c) Pursuant to Planning Code Section 302, this Board finds that this ordinance will
5 serve the public necessity, convenience, and welfare for the reasons set forth in Planning
6 Commission Resolution No. 21745, and incorporates such reasons by this reference thereto.
7 A copy of said resolution is on file with the Clerk of the Board of Supervisors in File
8 No. 250385.

9
10 Section 2. Background and General Findings.

11 In November 2024, City voters passed Proposition O, which requires the Planning
12 Department to further implement Proposition O by submitting for introduction an ordinance
13 that "makes all changes necessary to conform the Planning Code to the requirements of
14 Section 202.5 . . . including but not limited to, amending Zoning Control Tables to list
15 Reproductive Health Clinics as a Principally Permitted use." This ordinance is intended to
16 satisfy the aforementioned requirements of Proposition O. Proposition O included the
17 following in its Purpose and Findings section:

18 (a) Comprehensive reproductive health care is a fundamental human right that should
19 not be taken away, restricted, or denied.

20 (b) Access to safe and legal abortions, contraception, in vitro fertilization, and accurate
21 information about reproductive health is a critical factor in the health, safety, and quality of life
22 of women and people with capacity for pregnancy.

23 (c) According to recent studies conducted at the University of California San
24 Francisco, people who obtained an abortion presented with fewer mental health struggles,

1 were more financially stable, and raised children under more stable conditions, as compared
2 to people who were unable to receive abortions.

3 (d) Despite the vital importance of women and people with the capacity for pregnancy
4 maintaining bodily autonomy and access to the reproductive health care services they need,
5 all around the country, many states and municipalities are taking away these critical services.

6 (e) The landmark Roe v. Wade decision protected access to abortion for nearly 50
7 years, and the United States Supreme Court's decision to overturn this long-established
8 precedent took our country backwards and dramatically reduced access to abortion for
9 millions of people. Many jurisdictions across the country have since weaponized their
10 newfound ability to limit abortions, by criminalizing the procedure, controlling and monitoring
11 pregnancies, and imposing onerous conditions on providers that make it harder and legally
12 risky for them to operate.

13 (f) Access to abortion is fundamental to comprehensive reproductive health care.
14 Abortion is a critical medical procedure that is the foundation of reproductive freedom and an
15 essential aspect of routine pregnancy care and miscarriage management. Pregnant patients
16 in states that restrict access to abortion are being forced to endure traumatic miscarriages,
17 carry non-viable pregnancies, and experience other complications that can be life-threatening
18 and dramatically risk their overall health and future fertility. Patients who need abortion care
19 also are often forced to travel hours to access that care. If San Francisco residents or visitors
20 experience difficulty or delays in obtaining care, it can lead them to seek more invasive and
21 expensive options, endangering their health, and costs may fall upon City health facilities that
22 provide medical services of last resort for patients who are indigent.

23 (g) San Francisco recognizes First Amendment protections including the freedom of
24 speech and religion. This measure is not intended to curtail those protections. Instead, this
25

1 measure is intended to ensure that factual, comprehensive, and science-based health care
2 services can be accessible to all San Francisco residents and visitors.

3 (h) San Francisco has always been and will continue to be a City that strives to protect
4 fundamental human rights.

5 (i) San Francisco will continue to be a beacon of hope, care, and compassion,
6 including by upholding the right to access unbiased, fact-based health care.

7 (j) The City supports the autonomy of all women and people with capacity for
8 pregnancy, including young people and members of the LGBTQ+ community, to exercise their
9 reproductive rights and freedoms at any point in their pregnancy.

10 (k) San Francisco is a welcoming place for abortion clinics and providers.

11 (l) People in San Francisco should always be able to access reproductive health care
12 services free from coercion, threat, violence, or fear.

13 (m) No person in San Francisco should be criminalized for the reproductive health
14 decisions they make.

15 (n) Governments should not be involved in a person's reproductive health care
16 decisions, as those decisions should be made by an individual, along with their provider and
17 any other natural supports they choose to include in these very personal decisions.

18 (o) San Francisco will remain a safe and secure place for women to access
19 comprehensive reproductive health care, including accurate medical information, in vitro
20 fertilization, contraception, and abortion.

21
22 Section 3. Article 2 of the Planning Code is hereby amended by revising Sections
23 209.3, 210.3, 211.1, and 249.5, to read as follows, with relevant portions of Sections 102 and
24 202.5 provided here for context only:

1 **SEC. 102. DEFINITIONS.**

2 * * * *

3 **Reproductive Health Clinic.** A Retail Sales and Service Use that is a clinic licensed
4 pursuant to applicable provisions of the California Health and Safety Code that meets both of
5 the following requirements: a) provides directly to patients medical services consisting of
6 Abortions or Emergency Contraception as those terms are defined in Administrative Code
7 Section 93.3; and b) primarily specializes in reproductive health services as defined in
8 California Penal Code 423.1. A Reproductive Health Clinic that meets the foregoing
9 requirements may also provide additional medical and allied health services by physicians or
10 other healthcare professionals.

11 * * * *

12
13 **SEC. 202.5. REPRODUCTIVE HEALTH CLINICS.**

14 Notwithstanding any other provision of this Code, a Reproductive Health Clinic is a
15 Principally Permitted use on all stories in all use districts, except the following residential
16 districts: Residential, House (Section 209.1); Residential, Mixed (Section 209.2); and
17 Residential, Transit-Oriented (Section 209.4). In the aforementioned residential districts,
18 Reproductive Health Clinics shall be permitted as a Limited Corner Commercial Use pursuant
19 to Section 231, to the same extent such uses were permitted under Section 231 as of the
20 effective date of this ordinance. If development of a Reproductive Health Clinic would require
21 Residential Conversion of a Residential Unit or Unauthorized Unit under Section 317, the
22 development shall be subject to Section 317 and may require Conditional Use authorization,
23 or may be prohibited in the aforementioned residential districts. It shall not be deemed a
24 change in use for a Health Services use or a use categorized as Institutional under this Code
25 to become a Reproductive Health Clinic use. For any Reproductive Health Clinic established

prior to the effective date of the ordinance adding this Section 202.5, it shall not be deemed a change in use to revert to the use in existence prior to the effective date of said ordinance, such as Health Services.

SEC. 209.3. RC (RESIDENTIAL-COMMERCIAL) DISTRICTS.

* * * *

Table 209.3

ZONING CONTROL TABLE FOR RESIDENTIAL-COMMERCIAL DISTRICTS

Zoning Category	§ References	RC-3	RC-4
* * * *			
NON-RESIDENTIAL STANDARDS AND USES			
* * * *			
Sales and Service Category			
Retail Sales and Service Uses*	§§ 102, 202.2(a)	P(4)	P(4)
* * * *			
<i>Reproductive Health Clinic</i>	<i>§§ 102, 202.5</i>	<i>P</i>	<i>P</i>
Storage, Self	§ 102	C	C
* * * *			

* * * *

(4) C required if located on the second floor or above.

* * * *

SEC. 210.3. PDR DISTRICTS.

* * * *

Table 210.3

ZONING CONTROL TABLE FOR PDR DISTRICTS

Zoning Category	§ References	PDR-1-B	PDR-1-D	PDR-1-G	PDR-2
* * * *					
NON-RESIDENTIAL STANDARDS AND USES					
* * * *					
Sales and Service Category					
Retail Sales and Service Uses*	§§ 102, 202.2(a)	P (1)	P (10)	P (9)	P (1)
* * * *					
<i>Reproductive Health Clinic</i>	<i>§§ 102, 202.5</i>	<i>P</i>	<i>P</i>	<i>P</i>	<i>P</i>
Services, Health	§ 102	P (3)	P (8)	P (8)	P (5)
* * * *					

* Not listed below.

(1) See Table 210.3A.

* * * *

(3) NP above 7,500 Gross Square Feet.

* * * *

(5) NP above 5,000 Gross Square Feet.

* * * *

(8) C if above 5,000 Gross Square Feet.

(9) In this District, all uses with this reference number are limited to a cumulative total of 2,500 Gross Square Feet per lot.

(10) In this District, except for Personal Service uses at Assessor's Parcel Block No. 3912, Lot 002, all uses with this reference number are limited to a cumulative total of 5,000 Gross Square Feet per lot. No use size limits shall apply to Personal Service uses at Assessor's Parcel Block No. 3912, Lot 002.

* * * *

1 **SEC. 211.1. PRINCIPAL USES PERMITTED, P DISTRICTS.**

2 The following uses are principally permitted in all P Districts when found to be in
3 conformity with the General Plan:

4 * * * *

5 (i) Residential Uses in 100% Affordable Housing Projects and Educator Housing
6 Projects, as defined in Section 206.9, unless such property is under the jurisdiction of the San
7 Francisco Recreation and Parks Department and used as a public park. Except for
8 modifications otherwise allowed by this Code, any such Residential Uses shall comply with
9 controls and notification requirements for the closest zoning district that allows Residential
10 Uses.

11 (j) Reproductive Health Clinics, as defined in Section 102 of this Code.

12
13 **SEC. 249.5. NORTH OF MARKET RESIDENTIAL SPECIAL USE DISTRICT.**

14 * * * *

15 (c) **Controls.** The following zoning controls are applicable in the North of Market
16 Residential Special Use District. Certain controls are set forth in other Sections of this Code
17 and are referenced herein.

18 * * * *

19 (2) Notwithstanding the Zoning Control Table for RC Districts found in Section
20 209.3 of this Code, commercial establishments shall be limited to the ground floor and the first
21 basement floor, except that such establishments may be permitted on the second story as a
22 conditional use if authorized pursuant to Section 303 and Section 249.5(c)(1) of this Code and
23 except as required by Section 202.5 of this Code.

24 * * * *

Section 4. Articles 7 and 8 of the Planning Code are hereby amended by revising the Zoning Control Tables of Sections 710, 711, 713-719, 721-736, 738, 741-743, 745, 746, 750, 751, 753, 755-759, 761-764, 811, and 812, individually listed below, to insert under the Retail Sales and Service Uses category, in alphabetical order among the other uses listed in the category, a new row listing “Reproductive Health Clinic” as Principally Permitted on all stories and referencing Sections 102 and 202.5, as shown in the sample chart below.

* * * *				
Zoning Category	§ References	Controls		
NON-RESIDENTIAL STANDARDS AND USES				
* * * *				
* * * *		Controls by Story		
		1st	2nd	3rd+
* * * *				
Sales and Service Use Category				
Retail Sales and Service Uses*	* * * *	* * * *	* * * *	* * * *
* * * *				
<i>Reproductive Health Clinic</i>	§§ 102, 202.5	<u>P</u>	<u>P</u>	<u>P</u>
* * * *				

SEC. 710. NC-1 – Neighborhood Commercial Cluster District.

SEC. 711. NC-2 – Small-Scale Neighborhood Commercial District.

SEC. 713. NC-S – Neighborhood Commercial Shopping Center District.

SEC. 714. Broadway Neighborhood Commercial District.

SEC. 715. Castro Street Neighborhood Commercial District.

SEC. 716. Inner Clement Street Neighborhood Commercial District.

SEC. 717. Outer Clement Street Neighborhood Commercial District.

- 1 SEC. 718. Upper Fillmore Street Neighborhood Commercial District.
- 2 SEC. 719. Haight Street Neighborhood Commercial District.
- 3 SEC. 721. Japantown Neighborhood Commercial District.
- 4 SEC. 722. North Beach Neighborhood Commercial District.
- 5 SEC. 723. Polk Street Neighborhood Commercial District.
- 6 SEC. 724. Sacramento Street Neighborhood Commercial District.
- 7 SEC. 725. Union Street Neighborhood Commercial District.
- 8 SEC. 726. Pacific Avenue Neighborhood Commercial District.
- 9 SEC. 727. Lakeside Village Neighborhood Commercial District.
- 10 SEC. 728. 24th Street – Noe Valley Neighborhood Commercial District.
- 11 SEC. 729. West Portal Avenue Neighborhood Commercial District.
- 12 SEC. 730. Inner Sunset Neighborhood Commercial District
- 13 SEC. 731. Noriega Street Neighborhood Commercial District.
- 14 SEC. 732. Irving Street Neighborhood Commercial District.
- 15 SEC. 733. Taraval Street Neighborhood Commercial District.
- 16 SEC. 734. Judah Street Neighborhood Commercial District.
- 17 SEC. 735. Inner Balboa Street Neighborhood Commercial District.
- 18 SEC. 736. Outer Balboa Street Neighborhood Commercial District.
- 19 SEC. 738. Cortland Avenue Neighborhood Commercial District.
- 20 SEC. 741. San Bruno Avenue Neighborhood Commercial District.
- 21 SEC. 742. Cole Valley Neighborhood Commercial District.
- 22 SEC. 743. Lower Haight Street Neighborhood Commercial District.
- 23 SEC. 745. Inner Taraval Street Neighborhood Commercial District.
- 24 SEC. 746. Leland Avenue Neighborhood Commercial District.
- 25 SEC. 750. NCT-1 – Neighborhood Commercial Transit Cluster District.

- SEC. 751. NCT-2 – Small-Scale Neighborhood Commercial Transit District.
- SEC. 753. Soma Neighborhood Commercial Transit District.
- SEC. 755. Ocean Avenue Neighborhood Commercial Transit District.
- SEC. 756. Glen Park Neighborhood Commercial Transit District.
- SEC. 757. Folsom Street Neighborhood Commercial Transit District.
- SEC. 758. Regional Commercial District.
- SEC. 759. Divisadero Street Neighborhood Commercial Transit District.
- SEC. 761. Hayes-Gough Neighborhood Commercial Transit District.
- SEC. 762. Valencia Street Neighborhood Commercial Transit District.
- SEC. 763. 24th Street – Mission Neighborhood Commercial Transit District.
- SEC. 764. Upper Market Street Neighborhood Commercial Transit District.
- SEC. 811. Chinatown Visitor Retail District.
- SEC. 812. Chinatown Residential Neighborhood Commercial District.

Section 5. Articles 7 and 8 of the Planning Code are hereby amended by revising the Zoning Control Tables of Sections 712, 737, 739, 740, 744, 752, 754, 760, and 810, individually listed below, to insert into the “Retail Sales and Services Uses*” row, in the “§ References” column, a reference to Section 202.5, as shown in the sample chart below.

* * * *			
Zoning Category	§ References	Controls	
* * * *			
NON-RESIDENTIAL STANDARDS AND USES			
* * * *			
* * * *		Controls by Story	
		1st	2nd

* * * *				
Sales and Service Use Category				
Retail Sales and Service Uses*	§§ 102, 202.2(a), 202.3, <u>202.5</u>	P	P	P
* * * *				

SEC. 712. NC-3 – Moderate-Scale Neighborhood Commercial District.

SEC. 737. Bayview Neighborhood Commercial District.

SEC. 739. Geary Boulevard Neighborhood Commercial District.

SEC. 740. Mission Bernal Neighborhood Commercial District.

SEC. 744. Lower Polk Street Neighborhood Commercial District.

SEC. 752. NCT-3 – Moderate-Scale Neighborhood Commercial Transit District.

SEC. 754. Mission Street Neighborhood Commercial Transit District.

SEC. 760. Fillmore Street Neighborhood Commercial Transit District.

SEC. 810. Chinatown Community Business District.

Section 6. Article 8 of the Planning Code is hereby amended by revising the Zoning Control Tables of Sections 830-832 and 834-840, individually listed below, to insert under the Retail Sales and Services Uses category, in alphabetical order among the other uses listed in this category, a new row listing “Reproductive Health Clinic” as Principally Permitted on all stories and referencing Sections 102 and 202.5, as shown in the sample chart below.

* * * *		
Zoning Category	§ References	* * * * Controls
* * * *		
NON-RESIDENTIAL STANDARDS AND USES		

* * * *		
Sales and Service Category		
Retail Sales and Service Uses*	* * * *	* * * *
* * * *		
<i>Reproductive Health Clinic</i>	<u>§§ 102, 202.5</u>	<u>P</u>
* * * *		

- * * * *
- SEC. 830. Central SoMa Mixed Use – Office District
 - SEC. 831. Mixed Use – General
 - SEC. 832. Mixed Use – Office
 - SEC. 834. Residential Enclave District
 - SEC. 835. Residential Enclave District – Mixed
 - SEC. 836. Service/Arts/Light Industrial
 - SEC. 837. South Park District
 - SEC. 838. Urban Mixed Use
 - SEC. 839. Western SoMa Mixed Use – General
 - SEC. 840. Western SoMa Mixed Use – Office

Section 7. Article 7 of the Planning Code is hereby amended by revising the Zoning Control Table of Section 720, to read as follows:

SEC. 720. EXCELSIOR OUTER MISSION NEIGHBORHOOD COMMERCIAL DISTRICT.

* * * *

Table 720. EXCELSIOR OUTER MISSION STREET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

* * * *				
Zoning Category	§ References	Controls		
* * * *				
NON-RESIDENTIAL STANDARDS AND USES				
* * * *				
* * * *		Controls by Story		
		1st	2nd	3rd+
* * * *				
Sales and Service Use Category				
Retail Sales and Service Uses*	§§ 102, 202.2(a), <u>202.5</u>	P	P	P
* * * *				

Section 8. Preexisting Rights.

Pursuant to Section 202.5, approved by the voters of the City in November 2024 as part of Proposition O, Reproductive Health Clinics are principally permitted in all districts in the City, except Residential, House (R-H); Residential, Mixed (R-M), and Residential, Transit-Oriented (RTO) districts, as specified. In connection with the application of this ordinance as it relates to development agreements or similar contracts, or approved development plans administered by the Office of Community Investment and Infrastructure, the Planning Department shall consult with the City Attorney to determine whether a decision on an authorization or approval would violate the terms of contracts that the City entered into before the effective date of this ordinance or the ordinance that enacted Section 202.5.

Section 9. Effective Date. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the

1 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
2 of Supervisors overrides the Mayor's veto of the ordinance.

3
4 Section 10. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
5 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
6 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
7 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
8 additions, and Board amendment deletions in accordance with the "Note" that appears under
9 the official title of the ordinance.

10
11
12 APPROVED AS TO FORM:
13 DAVID CHIU, City Attorney

14 By: /s/ HEATHER GOODMAN
15 HEATHER GOODMAN
Deputy City Attorney

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LEGISLATIVE DIGEST

[Planning Code - Reproductive Health Clinics]

Ordinance amending the Planning Code to indicate districts where Reproductive Health Clinics are principally permitted and to make other conforming changes to the Planning Code and Zoning Control Tables, as required by Proposition O, passed by the voters in November 2024; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

Existing Law

San Francisco voters passed Proposition O in November 2024. Among other things, Proposition O added Planning Code Section 202.5, providing that Reproductive Health Clinics, as defined, are principally permitted on all floors in all districts, except three residential districts. In those residential districts, Reproductive Health Clinics are principally permitted only on the ground floor on corner lots, where they are permitted as Limited Corner Commercial Uses. Proposition O directed the Planning Department to prepare an ordinance implementing Proposition O, as follows: the "Planning Department shall, within 120 days of the effective date of this ordinance, submit for introduction at the Board of Supervisors an ordinance that makes all changes necessary to conform the Planning Code to the requirements of Section 202.5 adopted herein, including but not limited to, amending Zoning Control Tables to list Reproductive Health Clinics as a Principally Permitted use."

Amendments to Current Law

This ordinance amends the Planning Code and its Zoning Control Tables to list Reproductive Health Clinics as a Principally Permitted use, as required by Proposition O.

Background Information

The State of California passed Assembly Bill 2085 (Bauer-Kahan) in late 2024, which requires ministerial approval of reproductive health clinics in many zoning districts, as further specified in the bill.

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July 1, 2025

Ms. Angela Calvillo, Clerk
Honorable Mayor Lurie
City and County of San Francisco
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

Re: **Transmittal of Planning Department Case Number 2025-003622PCA:**
Reproductive Health Clinics
Board File No. 250385

Planning Commission Recommendation: Approval

Dear Ms. Calvillo and Mayor Lurie,

On June 5, 2025, the Planning Commission conducted a duly noticed public hearing at a regularly scheduled meeting to consider the proposed Ordinance, introduced by Mayor Lurie that would amend Planning Code to indicate districts where Reproductive Health Clinics are principally permitted and to make other conforming changes to the Planning Code and Zoning Control Tables, as required by Proposition O, passed by the voters in November 2024. At the hearing the Planning Commission adopted a recommendation for approval.

The proposed amendments are not defined as a project under CEQA Guidelines Section 15060(c) and 15378 because they do not result in a physical change in the environment.

Please find attached documents relating to the actions of the Commission. If you have any questions or require further information please do not hesitate to contact me.

Sincerely,

Aaron D. Starr
Manager of Legislative Affairs

cc: Heather Goodman, Deputy City Attorney
Aly Bonde, Mayor's Office
Eileen Mariano, Mayor's Office
John Carroll, Office of the Clerk of the Board

ATTACHMENTS :

Planning Commission Resolution
Planning Department Executive Summary



PLANNING COMMISSION RESOLUTION NO. 21745

HEARING DATE: June 5, 2025

Project Name: Reproductive Health Clinics
Case Number: 2025-003622PCA [Board File No. 250385]
Initiated by: Mayor Lurie / Introduced April 15, 2025
Staff Contact: Aaron Starr, Legislative Affairs
aaron.starr@sfgov.org, 628-652-7533

RESOLUTION ADOPTING A RECOMMENDATION FOR APPROVAL OF A PROPOSED ORDINANCE THAT WOULD AMEND THE PLANNING CODE TO INDICATE DISTRICTS WHERE REPRODUCTIVE HEALTH CLINICS ARE PRINCIPALLY PERMITTED AND TO MAKE OTHER CONFORMING CHANGES TO THE PLANNING CODE AND ZONING CONTROL TABLES, AS REQUIRED BY PROPOSITION O, PASSED BY THE VOTERS IN NOVEMBER 2024; AFFIRMING THE PLANNING DEPARTMENT'S DETERMINATION UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; MAKING FINDINGS OF CONSISTENCY WITH THE GENERAL PLAN, AND THE EIGHT PRIORITY POLICIES OF PLANNING CODE, SECTION 101.1; AND MAKING FINDINGS OF PUBLIC NECESSITY, CONVENIENCE, AND WELFARE PURSUANT TO PLANNING CODE, SECTION 302.

WHEREAS, on April 15, 2025 Mayor Lurie introduced a proposed Ordinance under Board of Supervisors (hereinafter "Board") File Number 250385, which would Ordinance amending the Planning Code to indicate districts where Reproductive Health Clinics are principally permitted and to make other conforming changes to the Planning Code and Zoning Control Tables, as required by Proposition O, passed by the voters in November 2024;

WHEREAS, the Planning Commission (hereinafter "Commission") conducted a duly noticed public hearing at a regularly scheduled meeting to consider the proposed Ordinance on June 5, 2025; and,

WHEREAS, the proposed Ordinance has been determined to be categorically exempt from environmental review under the California Environmental Quality Act Section 15378 and 15060(c); and

WHEREAS, the Planning Commission has heard and considered the testimony presented to it at the public hearing and has further considered written materials and oral testimony presented on behalf of Department staff and other interested parties; and

WHEREAS, all pertinent documents may be found in the files of the Department, as the Custodian of Records, at 49 South Van Ness Avenue, Suite 1400, San Francisco; and

WHEREAS, the Planning Commission has reviewed the proposed Ordinance; and

WHEREAS, the Planning Commission finds from the facts presented that the public necessity, convenience, and general welfare requires the proposed amendment; and

MOVED, that the Planning Commission hereby adopts a **recommendation for approval** of the proposed ordinance.

Findings

Having reviewed the materials identified in the preamble above, and having heard all testimony and arguments, this Commission finds, concludes, and determines as follows:

The Commission supports the goals of this Ordinance because it will update the Planning Code so that affected zoning districts accurately reflect the changes made by Proposition O. Having accurate zoning control tables ensures that the code can be more effectively implemented.

General Plan Compliance

The proposed Ordinance is consistent with the following Objectives and Policies of the General Plan:

COMMUNITY FACILITIES ELEMENT

OBJECTIVE 7

DISTRIBUTION THROUGHOUT THE CITY OF DISTRICT PUBLIC HEALTH CENTERS TO MAKE THE EDUCATIONAL AND PREVENTIVE SERVICES OF THE DEPARTMENT OF PUBLIC HEALTH CONVENIENT TO THE PEOPLE, THEREBY HELPING TO ACHIEVE THE GOALS OF THE PUBLIC HEALTH PROGRAM IN SAN FRANCISCO.

The proposed ordinance will help facilitate Reproductive Health Clinics distribution throughout the city.

Planning Code Section 101 Findings

The proposed amendments to the Planning Code are consistent with the eight Priority Policies set forth in Section 101.1(b) of the Planning Code in that:

1. That existing neighborhood-serving retail uses be preserved and enhanced and future opportunities for resident employment in and ownership of such businesses enhanced;

The proposed Ordinance would not have a negative effect on neighborhood serving retail uses and will not have a negative effect on opportunities for resident employment in and ownership of

neighborhood-serving retail.

2. That existing housing and neighborhood character be conserved and protected in order to preserve the cultural and economic diversity of our neighborhoods;

The proposed Ordinance would not have a negative effect on housing or neighborhood character.

3. That the City's supply of affordable housing be preserved and enhanced;

The proposed Ordinance would not have an adverse effect on the City's supply of affordable housing.

4. That commuter traffic not impede MUNI transit service or overburden our streets or neighborhood parking;

The proposed Ordinance would not result in commuter traffic impeding MUNI transit service or overburdening the streets or neighborhood parking.

5. That a diverse economic base be maintained by protecting our industrial and service sectors from displacement due to commercial office development, and that future opportunities for resident employment and ownership in these sectors be enhanced;

The proposed Ordinance would not cause displacement of the industrial or service sectors due to office development, and future opportunities for resident employment or ownership in these sectors would not be impaired.

6. That the City achieve the greatest possible preparedness to protect against injury and loss of life in an earthquake;

The proposed Ordinance would not have an adverse effect on City's preparedness against injury and loss of life in an earthquake.

7. That the landmarks and historic buildings be preserved;

The proposed Ordinance would not have an adverse effect on the City's Landmarks and historic buildings.

8. That our parks and open space and their access to sunlight and vistas be protected from development;

The proposed Ordinance would not have an adverse effect on the City's parks and open space and their access to sunlight and vistas.

Planning Code Section 302 Findings.

The Planning Commission finds from the facts presented that the public necessity, convenience and general welfare require the proposed amendments to the Planning Code as set forth in Section 302.

NOW THEREFORE BE IT RESOLVED that the Commission hereby ADOPTS A RECOMMENDATION FOR APPROVAL the proposed Ordinance as described in this Resolution.

I hereby certify that the foregoing Resolution was adopted by the Commission at its meeting on June 5, 2025.



Jonas P. Ionin
Commission Secretary

Jonas P Ionin

Digitally signed by Jonas P Ionin
Date: 2025.06.30 17:21:22 -07'00'

AYES:	Campbell, McGarry, Williams, Braun, Imperial, Moore, So
NOES:	None
ABSENT:	None
ADOPTED:	June 5, 2025



EXECUTIVE SUMMARY

PLANNING CODE TEXT AMENDMENT

HEARING DATE: June 5, 2025

90-Day Deadline: July 22, 2025

Project Name: Reproductive Health Clinics
Case Number: 2025-003622PCA [Board File No. 250385]
Initiated by: Mayor Lurie / Introduced April 15, 2025
Staff Contact: aaron starr, Legislative Affairs
aaron.starr@sfgov.org, 628-652-7533
Environmental
Review: Not a Project Under CEQA

RECOMMENDATION: Adopt of Recommendation for Approval

Planning Code Amendment

The proposed Ordinance would amend the Planning Code to indicate districts where Reproductive Health Clinics are principally permitted and to make other conforming changes to the Planning Code and Zoning Control Tables, as required by Proposition O, passed by the voters in November 2024.

The Way It Is Now:

Prop O added Planning Code Section 202.5 to the Planning Code to more widely permit Reproductive Health Clinics in San Francisco; however, the ordinance did not amend individual zoning control tables to reflect these changes.

The Way It Would Be:

All relevant zoning districts would be amended to reflect the new status of Reproductive Health Clinics as principally permitted uses.

Background

In November 2024, City voters passed Proposition O, which requires the Planning Department to further implement Proposition O by submitting for introduction an ordinance that “makes all changes necessary to conform the Planning Code to the requirements of Section 202.5 . . . including but not limited to, amending Zoning Control Tables to list Reproductive Health Clinics as a Principally Permitted use.” This ordinance is intended to satisfy the requirements of Proposition O.

Issues and Considerations

Planning Code Legibility

Proposition O added Section 202.5 to the Planning Code to more broadly permit Reproductive Health Clinics throughout San Francisco. Section 202.5 provides:

Notwithstanding any other provision of this Code, a Reproductive Health Clinic is a Principally Permitted use on all stories in all use districts, except the following residential districts: Residential, House (Section 209.1); Residential, Mixed (Section 209.2); and Residential, Transit-Oriented (Section 209.4). In these residential districts, Reproductive Health Clinics are permitted as a Limited Corner Commercial Use pursuant to Section 231, to the same extent such uses were allowed under Section 231 as of the effective date of this ordinance. If the development of a Reproductive Health Clinic would require the residential conversion of a Residential Unit or Unauthorized Unit under Section 317, the development is subject to Section 317 and may require Conditional Use authorization, or may be prohibited in the aforementioned residential districts. Reclassifying a Health Services or Institutional Use as a Reproductive Health Clinic shall not be deemed a change in use under this Code. Similarly, any Reproductive Health Clinic in operation before the effective date of this ordinance may revert to its prior use—such as Health Services—without being considered a change in use.

While Section 202.5 fulfills the intent of Proposition O, initiatives are often drafted in general terms to enhance public understanding, and therefore did not include updates to individual zoning control tables. This ordinance performs the essential task of amending those tables across all relevant zoning districts to reflect the new status of Reproductive Health Clinics as principally permitted uses. Without these technical updates, the Planning Code would remain inconsistent and outdated, increasing the likelihood of administrative error and misapplication.

General Plan Compliance

This ordinance is consistent with the San Francisco General Plan as it will help ensure even distribution of reproductive health clinics throughout the city, as call for in the Community Facilities Element.

Racial and Social Equity Analysis

Equity Goals and Context

Proposition O, adopted by voters in November 2024, affirmed that access to reproductive health services—including abortion, contraception, in vitro fertilization, and accurate medical information—is a fundamental human right. The ordinance aligns with San Francisco’s stated goal of eliminating barriers to care, particularly for those most impacted by social and structural inequities, including:

- Black, Indigenous, and People of Color (BIPOC)
- Low-income and uninsured residents
- LGBTQ+ individuals
- Immigrants and non-English speakers
- Youth and individuals with limited access to transportation

Equity Advancements

The ordinance advances racial and social equity in the following ways:

- **Expanded Geographic Access:** By permitting clinics in nearly all commercial, industrial, and mixed-use zones, the ordinance helps reduce geographic disparities in care availability—particularly benefiting communities in historically underserved areas.
- **Reduced Bureaucratic Barriers:** Principally permitting Reproductive Health Clinics (as opposed to requiring Conditional Use authorization) removes procedural obstacles that have disproportionately impacted providers serving low-income and BIPOC communities.
- **Inclusive Definition of Services:** The ordinance’s definition encompasses not only abortion and contraception but also reproductive health services critical to LGBTQ+ individuals and those facing infertility—ensuring broader inclusivity in care.
- **Support for Patient Autonomy and Safety:** By emphasizing access to unbiased, science-based health services, the ordinance protects patients from coercive or deceptive practices that disproportionately target vulnerable populations.

Implementation

The Department has determined that this ordinance will not impact our current implementation procedures.

Recommendation

The Department recommends that the Commission ***adopt a recommendation for approval*** of the proposed Ordinance and adopt the attached Draft Resolution to that effect.

Basis for Recommendation

The Department supports the goals of this Ordinance because it will update the Planning Code so that affected zoning districts accurately reflect the changes made by Proposition O. Having accurate zoning control tables ensures that the code can be more effectively implemented.

Required Commission Action

The proposed Ordinance is before the Commission so that it may adopt a recommendation of approval, disapproval, or approval with modifications.

Environmental Review

The proposed amendments are not defined as a project under CEQA Guidelines Section 15060(c) and 15378 because they do not result in a physical change in the environment.

Public Comment

As of the date of this report, the Planning Department has not received any public comment regarding the proposed Ordinance.

ATTACHMENTS:

- Exhibit A: Draft Planning Commission Resolution
- Exhibit B: Board of Supervisors File No. 250385
- Exhibit C: Letters of Support/Opposition or other supporting documentation, etc.

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. (415) 554-5184
Fax No. (415) 554-5163
TDD/TTY No. (415) 554-5227

MEMORANDUM

Date: April 23, 2025
To: Planning Department/Planning Commission
From: John Carroll, Assistant Clerk, Land Use and Transportation Committee
Subject: Board of Supervisors Legislation Referral - File No. 250385
Planning Code - Reproductive Health Clinics

- ☒ California Environmental Quality Act (CEQA) Determination
(*California Public Resources Code, Sections 21000 et seq.*)
 - ☒ Ordinance / Resolution
 - ☐ Ballot Measure

Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it would not result in a direct or indirect physical change in the environment.
5/5/2025 
- ☒ Amendment to the Planning Code, including the following Findings:
(*Planning Code, Section 302(b): 90 days for Planning Commission review*)
 - ☒ General Plan
 - ☒ Planning Code, Section 101.1
 - ☒ Planning Code, Section 302
- ☐ Amendment to the Administrative Code, involving Land Use/Planning
(*Board Rule 3.23: 30 days for possible Planning Department review*)
- ☐ General Plan Referral for Non-Planning Code Amendments
(*Charter, Section 4.105, and Administrative Code, Section 2A.53*)
(Required for legislation concerning the acquisition, vacation, sale, or change in use of City property; subdivision of land; construction, improvement, extension, widening, narrowing, removal, or relocation of public ways, transportation routes, ground, open space, buildings, or structures; plans for public housing and publicly-assisted private housing; redevelopment plans; development agreements; the annual capital expenditure plan and six-year capital improvement program; and any capital improvement project or long-term financing proposal such as general obligation or revenue bonds.)
- ☐ Historic Preservation Commission
 - ☐ Landmark (*Planning Code, Section 1004.3*)
 - ☐ Cultural Districts (*Charter, Section 4.135 & Board Rule 3.23*)
 - ☐ Mills Act Contract (*Government Code, Section 50280*)
 - ☐ Designation for Significant/Contributory Buildings (*Planning Code, Article 11*)

Please send the Planning Department/Commission recommendation/determination to John Carroll at john.carroll@sfgov.org.



MYRNA MELGAR

DATE: December 10, 2025

TO: Angela Calvillo
Clerk of the Board of Supervisors

FROM: Supervisor Myrna Melgar, Chair, Land Use and Transportation Committee

RE: Land Use and Transportation Committee
COMMITTEE REPORTS

Pursuant to Board Rule 4.20, as Chair of the Land Use and Transportation Committee, I have deemed the following matters are of an urgent nature and request them be considered by the full Board on Tuesday, December 16, 2025.

File No. 250385

Planning Code - Reproductive Health Clinics

Sponsors: Mayor; Melgar, Chan and Mandelman

File No. 250887

Planning Code - Permitting Parking in Driveways

Sponsors: Mayor; Chen and Melgar

File No. 250926

Planning, Administrative Codes - Tenant Protections Related to Residential Demolitions and Renovations

Sponsors: Chen; Fielder, Walton, Chan, Dorsey, Sauter, Sherrill, Melgar, Mahmood and Mandelman

File No. 251116

Interim Zoning Controls - Conditional Use Authorization for Laboratory Uses in PDR-1-G

Sponsors: Fielder; Walton

These matters will be heard in the Land Use and Transportation Committee at a Regular Meeting on Monday, December 15, 2025.

OFFICE OF THE MAYOR
SAN FRANCISCO



DANIEL LURIE
MAYOR

TO: Angela Calvillo, Clerk of the Board of Supervisors
FROM: Adam Thongsavat, Liaison to the Board of Supervisors
RE: [Planning Code - Reproductive Health Clinics]
DATE: April 15, 2025

Ordinance amending the Planning Code to indicate districts where Reproductive Health Clinics are principally permitted and to make other conforming changes to the Planning Code and Zoning Control Tables, as required by Proposition O, passed by the voters in November 2024; and affirming the Planning Department's determination under the California Environmental Quality Act, making findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1, and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

Should you have any questions, please contact Adam Thongsavat at adam.thongsavat@sfgov.org