

City and County of San Francisco

*City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689*



MEETING MINUTES

Tuesday, May 24, 2005

2:00 PM

**Legislative Chamber - Second Floor
Regular Meeting**

Board of Supervisors

**AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE MCGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL**

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*

Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll Supervisors Alioto-Pier, Maxwell and McGoldrick were noted absent.

Supervisors Maxwell and McGoldrick were noted present at 2:08 p.m.

Supervisor Alioto-Pier was noted present at 2:10 p.m.

Quorum present.

APPROVAL OF MEETING MINUTES

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved to approve April 26, 2005 and May 3, 2005 Meeting Minutes. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Absent: 1 - Alioto-Pier

CONSENT AGENDA

Recommendations of the Budget and Finance Subcommittee

050350 [Appropriate funds to pay for litigation fees associated with the Residential Hotel Unit Conversion/Demolition Ordinance for FY2004-05] Supervisors Peskin, Sandoval, Ammiano

Ordinance appropriating \$300,000 from the Residential Preservation Fund Account, within the Building Inspection Fund's Repair & Demolition subfund, to pay for litigation fees associated with the defense of the Residential Hotel Unit Conversion and Demolition Ordinance for Fiscal Year 2004-2005.

(Fiscal impact.)

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 100-05

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050735 [Appropriate bond sale proceeds from the sale of 2000 Branch Library Improvement Program Bond - 3rd Series to fund the improvement and construction of San Francisco Public Library] Mayor, Supervisors Sandoval, Ammiano

Ordinance appropriating, and placing on reserve, \$35,801,823 of bond sale proceeds from the 2000 Branch Library Improvement Program Bond - 3rd Series to fund the improvement and construction of San Francisco Public Library facilities for current fiscal year 2004-05.

(Fiscal impact.)

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 105-05

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050736 [Appropriate General Obligation Bond sale proceeds to fund the acquisition, construction and/or reconstruction of San Francisco Zoo facilities and properties] Mayor, Supervisors Elsbernd, Sandoval, Ammiano

Ordinance appropriating, and placing on reserve, \$7,505,000 in General Obligation Bond sale proceeds to fund the acquisition, construction and/or reconstruction of San Francisco Zoo facilities, properties and all other works (as part of 1997 Proposition C) for current fiscal year 2004-05.

(Fiscal impact.)

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 103-05

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050734 [Appropriate bond sale proceeds from the 1995 Steinhart Aquarium Bond and 2nd series sale of the 2000 Academy Facility Improvement Bond to fund the reconstruction, renovation and other] Mayor, Supervisors Elsbernd, Sandoval, Ammiano

Ordinance appropriating, and placing on reserve, \$29,245,000 of 1995 Steinhart Aquarium (Series - 2005) and \$79,370,000 of 2000 Academy of Sciences (2nd Series - 2005) bond sales proceeds, for a total of \$108,615,000, to fund the reconstruction, renovation and other construction for California Academy of Sciences in Golden Gate Park for current fiscal year 2004-05.

(Fiscal impact.)

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 104-05

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050743 [Grant of Federal Funds - MTA] Supervisor Ammiano

Resolution authorizing the Municipal Transportation Agency to accept and expend \$744,000 of Federal Building Fund grant funds from the U.S. General Services Administration for the Municipal Railway's Radio System Replacement Project, excluding administrative overhead costs.

Enacted Number: 394-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the City Operations and Neighborhood Services Committee

050166 [Liquor License Transfer, 2118 Union Street]

Resolution determining that the transfer of a type 20 off-sale beer and wine license to Christina Lundberg and Jim Adams, for WineStyles located at 2118 Union Street from 335 Powell Street, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Enacted Number: 409-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050498 [Three-Way Stop at Frederick and Willard Streets] Supervisor McGoldrick

Resolution urging Department of Parking and Traffic to implement a three-way stop at Frederick and Willard Streets.

Enacted Number: 388-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050543 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Faxon Avenue, Elmwood Way and Southwood Drive, making this uncontrolled five-legged intersection an All-Way STOP;

Kansas Street at Vermont/22nd Street, making this uncontrolled intersection an All-Way STOP;

Persia Avenue and London Street, stopping Persia Avenue at London Street making this intersection an All-Way STOP; and,

17th Street and Alabama Street, stopping 17th Street at Alabama Street, making this intersection an all-way STOP. (Parking and Traffic Department)

(4/13/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 2976.)

Enacted Number: 389-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050544 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

PERPENDICULAR PARKING - ESTABLISH

Andover Street, east side, from the southern property line of 717 Andover Street to the northern property line of 779 Andover Street.

NO PARKING, 7 AM TO 6 PM, EXCEPT SUNDAY - RESCIND
TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Sheridan Street, south side, between 9th and 10th Streets.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
27th Street, north side, between the driveways of 318 and 322 - 324 27th Street (9 foot zone, accommodating 2 motorcycle parking spaces).

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Shotwell Street, east side, in front of 337-339 Shotwell Street (18 foot zone, accommodating 6 motorcycles).

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
York Street, east side, between 19th and 20th Streets (700 block); and,
Rhode Island Street, both sides, between 24th and 25th Streets (1300 block).

TOW-AWAY NO STOPPING, 7 AM TO 7 PM, MONDAY THROUGH SATURDAY - RESCIND
TOW-AWAY NO STOPPING ANYTIME - ESTABLISH
Harrison Street, south side, from Main Street to 35 feet westerly

NO PARKING ANYTIME - ESTABLISH
Main Street, west side, from Harrison Street to 22 feet northerly.

TOW-AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Front Street, east side, from Clay Street to 30 feet southerly.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Scott Street, east side, from the north crosswalk at Grove Street to 16 feet southerly.

TOW-AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Bush Street, north side, from Mason Street to Kearny Street

NO PARKING ANYTIME - RESCIND
Bush Street, north side, from St. George Alley to Kearny Street (maintaining 7 AM to 9 AM, Tow-Away Lane); and,
Persia Avenue, north side, from London Street to 20 feet westerly (in conjunction with STOP sign changes).

TOW-AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Bush Street, south side, between Grant Avenue and Kearny Street (Parking and Traffic Department)

(4/13/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 2976.)

Enacted Number: 417-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050545 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

MULTIPLE TURN LANES - RESCIND
Beale Street, southbound, at Mission Street;
Battery Street, southbound, at Clay Street;
Clay Street, eastbound, at Battery Street; and,
Kearny Street, northbound, at Bush Street.

NO TURN ON RED, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
NO TURN ON RED, 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
8th Street at Bryant Street

LEFT LANE MUST TURN LEFT - ESTABLISH
Franklin Street, northbound, at Bay Street (Parking and Traffic Department)

(4/13/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 2976.)

Enacted Number: 390-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050555 [Traffic Regulations - Bike Lanes on Lake Street]

Supervisor McGoldrick

Resolution enacting bike lanes on Lake Street.

BIKE LANES - ESTABLISH
Lake Street, both directions, between Arguello Boulevard and 3rd Avenue.

(3/24/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Enacted Number: 392-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050564 [Liquor License, 740 Clementina Street]

Resolution determining that the issuance of a type 20 off-sale beer and wine license to Peter W. Langenstein for Peloton Services, Inc., located at 740 Clementina Street, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Enacted Number: 387-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050618 [Liquor License, 1327 Polk Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine license to William Bigelow, for S.N.O.B. located at 1327 Polk Street, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Enacted Number: 393-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Land Use Committee

041741 **[Castro Street and Upper Market Neighborhood Commercial Districts - Exemption of certain entertainment permits from the conditional use process]** **Supervisor Dufty**

Ordinance amending the San Francisco Planning Code by amending Section 715.48 and Section 721.48 to provide that existing bars in the Castro Street and Upper Market Neighborhood Commercial Districts will be allowed to apply for and receive a place of entertainment permit from the Entertainment Commission without obtaining conditional use authorization from the Planning Commission if they can demonstrate to the satisfaction of the Entertainment Commission that they have been in regular operation as an entertainment use prior to January 1, 2004; adopting findings.

Enacted Number: 101-05

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Rules Committee

050662 **[Appointment - Urban Forestry Council]**

Resolution appointing Lena Miller, term ending April 5, 2007, to the Urban Forestry Council.

Lena Miller, succeeding Dhaya Lakshminarayanan, term expired, seat 8, must be a representative of the community, for the unexpired portion of a two-year term ending April 5, 2007.

Enacted Number: 407-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050809 [Appointment - Bicycle Advisory Committee]

Resolution appointing Andrew Bindman, term ending November 19, 2006, to the Bicycle Advisory Committee.

Andrew Bindman, succeeding Andrew Thornley, resigned, seat 1, must be a nominee of District 1 Supervisor. The member must serve a two-year term or for the tenure of the supervisor who nominated the member, whichever is shorter in duration, for the unexpired portion of a two-year term ending November 19, 2006.

Enacted Number: 395-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050813 [Appointment - Sunshine Ordinance Task Force]

Resolution appointing Bruce Wolfe and Nicholas Mueller, terms ending April 27, 2006 and Marjorie Ann Williams, term ending April 27, 2007, to the Sunshine Ordinance Task Force.

Bruce Wolfe, succeeding Garrett Jenkins, resigned, seat 8, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for the unexpired portion of a two-year term ending April 27, 2006 (can be designated for a disabled person). Nicholas Mueller, succeeding Alexandra Nickliss, resigned, seat 10, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for the unexpired portion of a two-year term ending April 27, 2006. Marjorie Ann Williams, succeeding herself, term expired, seat 11, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for the unexpired portion of a two-year term ending April 27, 2007 (can be designated for a disabled person).

Enacted Number: 396-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Absent: 1 - Alioto-Pier

Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved to rescind the previous vote.

Motion to rescind the previous vote carried without objection.

Supervisor Dufty requested that this matter be severed so that it might be considered separately.

Severed from the Consent Agenda

050806 [Appointment - Animal Control and Welfare Commission]

Resolution appointing Gerald Yeager, William Hamilton, Sherri Franklin and Richard Schulke, terms ending April 30, 2007, to the Animal Control and Welfare Commission, residency requirement waived.

Gerald Yeager, succeeding Elissa Eckman, term expired, seat 3, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2007. William Hamilton (residency requirement waived), succeeding Chin Chi, term expired, seat 4, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2007. Sherri Franklin, succeeding herself, term expired, seat 5, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2007. Richard Schulke, succeeding Susan Kendall Wheeler, term expired, seat 6, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2007.

Supervisor Dufty requested that the appointment of William Hamilton to the Animal Control and Welfare Commission be divided.

DIVIDED

Resolution appointing Gerald Yeager, Sherri Franklin and Richard Schulke, terms ending April 30, 2007, to the Animal Control and Welfare Commission.

Gerald Yeager, succeeding Elissa Eckman, term expired, seat 3, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2007. Sherri Franklin, succeeding herself, term expired, seat 5, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2007. Richard Schulke, succeeding Susan Kendall Wheeler, term expired, seat 6, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2007.

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050962 [Appointment - Animal Control and Welfare Commission]

Resolution appointing William Hamilton term ending April 30, 2007 to the Animal Control and Welfare Commission, residency requirement waived.

William Hamilton (residency requirement waived) succeeding Chin Chi, term expired, seat 4, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2007.

Enacted Number: 405-05

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval

Noes: 3 - Daly, Dufty, McGoldrick

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

050912 [Adopting findings related to affirming the categorical exemption for 2506 Union Street]

Motion adopting findings affirming the determination by the Planning Department that the 2506 Union Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

(Companion measure to Files 050664, 050665, 050666, 050667.

Enacted Number: M05-83

APPROVED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Absent: 1 - Alioto-Pier

050913 [Adopting findings related to affirming the categorical exemption for 755-22nd Avenue]

Motion adopting findings affirming the determination by the Planning Department that the 755-22nd Avenue project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Enacted Number: M05-84

APPROVED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Absent: 1 - Alioto-Pier

Recommendation of the Government Audit and Oversight Committee

050745 [Water Rates]

Mayor, Supervisor Ammiano

Ordinance approving revised schedule of rates to be charged by the San Francisco Public Utilities Commission for water service to its retail customers inside and outside the City and County of San Francisco.

(Fiscal impact.) (Supervisor Mirkarimi dissenting in committee.)

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 106-05

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Ma

Absent: 1 - Alioto-Pier

NEW BUSINESS

Supervisor Alioto-Pier was noted present at 2:10 p.m.

Recommendations of the Budget and Finance Committee

Recess

The Board recessed at the hour of 2:26 p.m.

Reconvening of the Board

The Board at the hour of 2:32 p.m. reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma,

Maxwell, Mirkarimi, Peskin, Sandoval - 10

Quorum present.

050329 [Parking Permits]

Ordinance amending San Francisco Traffic Code sections 308, 308.1, 308.3, and repealing section 314, to clarify the requirements for issuance of Residential Parking Permits; increase parking permit fees for Residential Parking Permits and Health Care Worker Permits to sixty dollars (\$60) if purchased in the first six months of the permit year or thirty dollars (\$30) if purchased in the last six months of the permit year; increase Educational Institution Permits to sixty dollars (\$60) for each permit regardless of the date of purchase or repurchase; increase temporary parking permit fees for Residential Parking Permits to twenty dollars (\$20) for each week for up to four weeks or forty dollars (\$40) for a four week permit; increase visitor parking permit fees for Residential Parking Permits to five dollars (\$5) per day, twenty dollars (\$20) for two consecutive weeks, thirty dollars (\$30) for four consecutive weeks, forty dollars (\$40) for six consecutive weeks, or fifty dollars (\$50) for eight consecutive weeks; and, delete previous permit fee amounts. (Municipal Transportation Agency)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick

050371 [Contractor Permit Fee]

Ordinance amending San Francisco Traffic Code section 202.C to add a provision that contractor permits may be issued for six consecutive months that begin on December 1st, to delete a provision that no more than five additional contractor permits may be issued to any contractor who is not eligible to apply for exclusive temporary use of parking meter zones, and to increase the contractor parking permit fee from \$325 to \$500 if purchased in the first six months of the year and from \$225 to \$250 if purchased in the last six months of the permit year. (Municipal Transportation Agency)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick

050372 [Parking Fine Penalty Schedule]

Ordinance amending San Francisco Traffic Code section 132 to increase penalties for various parking related violations, and to correct the penalties for Vehicle Code sections 22523A and 22523B by decreasing the penalties to \$200 and section 22526B by decreasing the penalty to \$100. (Municipal Transportation Agency)

(Supervisor Daly Dissenting in Committee)

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Alioto-Pier, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Peskin
Noes: 4 - Ammiano, Daly, Mirkarimi, Sandoval

050370 [Parking Meter Rates]

Ordinance amending the San Francisco Traffic Code by amending Section 203.1 to increase the rate for parking meters in Parking Meter Area Number One to three dollars (\$3.00) an hour, by amending Sections 203.2 and 203.4 to increase the rate for parking meters in Parking Meter Areas Numbers Two

and Four to two dollars and fifty cents (\$2.50) an hour, and by amending Section 203.3 to increase the rate for parking meters in Parking Meter Area Number Three to one dollar and fifty cents (\$1.50) an hour. (Municipal Transportation Agency)

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Alioto-Pier, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Peskin
Noes: 4 - Ammiano, Daly, Mirkarimi, Sandoval

Recommendations of the Budget and Finance Subcommittee

Supervisor McGoldrick was noted present at 2:34 p.m.

050215 [Revision of the recourse hearing procedures for public work prevailing wage violations] Supervisors Ammiano, Peskin

Ordinance amending San Francisco Administrative Code Section 6.22, at subsection 6.22(E)(8)(c), to revise the recourse hearing procedures for contractors challenging forfeitures for prevailing wage violations on public work projects.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

041766 [Airport Concession Lease]

Resolution approving Amendment No. 5 to the Post-Security Master Retail/Duty Free Concession in the New International Terminal Building Lease No. 99-0035 between DFS Group, L.P. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

(Fiscal impact.)

Enacted Number: 410-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the City Operations and Neighborhood Services Committee

050554 [Traffic Regulations - Potrero Avenue Corridor] Supervisors Ammiano, Maxwell

Resolution enacting and rescinding various parking and traffic regulations on the Potrero Avenue Corridor including lane reductions, crosswalk improvements, north and south bound bicycle lanes and a northbound bus lane at various locations on Potrero Avenue, between 17th and 25th Streets.

BIKE LANES - ESTABLISH

Potrero Avenue, northbound and southbound from 17th Street to 50 feet south of 25th Street;

BUS, TAXI AND RIGHT TURN ONLY LANE - ESTABLISH

Potrero Avenue, northbound, from 220 feet south of 23rd Street to 100 feet north of 22nd Street;

NO LEFT TURNS - ESTABLISH

Potrero Avenue, northbound, at 23rd Street;

Potrero Avenue, northbound, at 25th Street;

Potrero Avenue, southbound, into San Francisco General Hospital driveway south of 21st Street;

NO LEFT TURNS - RESCIND

Potrero Avenue, southbound, at 17th Street;

NO LEFT TURNS 3:30 PM TO 7 PM MONDAY THROUGH FRIDAY - RESCIND

Potrero Avenue, northbound, at 24th Street.

NO U-TURNS - ESTABLISH

Potrero Avenue, southbound, at 22nd Street;

Potrero Avenue, northbound, at 22nd Street.;

TOW-AWAY, NO STOPPING ANY TIME - ESTABLISH

Potrero Avenue, east side, from 50 feet south of 23rd Street to 23rd Street;

Potrero Avenue, east side, from 23rd Street to the existing bus bulb, 310 feet north of 23rd Street;

Potrero Avenue, east side from 50 feet south of 22nd Street to 22nd Street;

Potrero Avenue, east side, from 22nd Street north to 160 feet north of 22nd Street.

TOW-AWAY, NO STOPPING 7 AM - 9 AM and 4 PM - 6 PM, MONDAY - FRIDAY - ESTABLISH

23rd Street, north side, from Potrero Avenue to 75 feet easterly;

23rd Street, south side, from Potrero Avenue to 52 feet westerly;

CROSSWALK CLOSURE

Potrero Avenue, north side at 23rd Street (western leg);

MIDBLOCK CROSSWALK - ESTABLISH

Potrero Avenue, approximately 360 feet north of the 23rd Street (west) intersection.

Enacted Number: 391-05

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Absent: 1 - Daly

050547 [Soil Boring and Well Regulation Ordinance]

Supervisor Peskin

Ordinance amending the San Francisco Health Code by deleting Section 659 and adding a new Article 12B to establish a regulatory program for the construction, modification, operation, and destruction of soil borings and wells, including both non-production and water wells, to protect the public health and

safety and the integrity of the City's groundwater resources by requiring anyone who proposes to construct, modify, operate, maintain or destroy a well or soil boring to obtain a permit; amending Section 249.13 of the San Francisco Business and Tax Regulations Code to set forth the annual fee for the permit; and amending Section 3101 of the Health Code to renumber the reference to section 659 of the Health Code to Article 12B.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050592 [Supporting non-discrimination in health care services for Transgender people] Supervisors Dufty, Ammiano, McGoldrick

Resolution supporting non-discrimination in health care services for Transgender people, and endorsing AB 1586.

Enacted Number: 413-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050786 [Allocation of McKinney-Vento Funds] Supervisors Daly, Ammiano

Resolution urging the City to keep an open dialogue with the homeless community to ensure effective decision making and to comply with requests made by the McKinney Subcontractors for the allocation and oversight of the McKinney-Vento Targeted Homeless Assistance Grant funding.

(Supervisor Ma Dissenting in Committee.)

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 418-05

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 2 - Elsbernd, Ma

050573 [Deleting References to Traffic Zone No. 1]

Ordinance repealing San Francisco Traffic Code sections 3.6, 10, 20, 35, 88, and 89, and amending San Francisco Police Code section 1320.10, to delete references to Traffic Zone No. 1. (Parking and Traffic Department)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use Committee

050349 [Bicycle Plan Policy Framework adoption and related General Plan amendments]

**Mayor, Supervisors
McGoldrick, Mirkarimi,
Maxwell, Ammiano**

Ordinance amending the San Francisco General Plan in connection with the San Francisco Bicycle Plan: Policy Framework; adopting environmental findings and findings that the General Plan amendment is consistent with the General Plan and eight priority policies of Planning Code Section 101.1; adopting the Bicycle Plan: Policy Framework; and authorizing official acts in connection thereto.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050432 [Grant of Federal Funds - MTA]

Mayor

Resolution authorizing the Municipal Transportation Agency Board to accept and expend \$9,200,000 of Federal Formula Section 5307 Capital Assistance for the purchase of an Overhead Lines Maintenance Facility and for required renovations to the property, excluding administrative overhead costs.

Enacted Number: 408-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Rules Committee

050816 [Confirming Edwin Lee as City Administrator]

Mayor, Supervisor Elsbernd

Motion confirming Edwin Lee as City Administrator.

Supervisor Elsbernd requested to be added as a co-sponsor.

Enacted Number: M05-79

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050820 [Off-Site Government Audit and Oversight Committee Meeting on June 18, 2005, 2:00 p.m. to 4:00 p.m., at the California State Building Auditorium, 455 Golden Gate Avenue]

**Supervisors Peskin, Mirkarimi,
Elsbernd**

Motion scheduling a special off-site meeting of the Government Audit and Oversight Committee on Saturday, June 18, 2005, 2:00 p.m. to 4:00 p.m., at the California State Building Auditorium, 455 Golden Gate Avenue, for the purpose of receiving community input regarding the status of Laguna Honda

Hospital.

Supervisor Elsbernd requested to be added as a co-sponsor.

Enacted Number: M05-80

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Privilege of the Floor

Supervisor Dufty, seconded by Supervisor McGoldrick, moved to suspend Rule 4.28 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Peskin welcomed, introduced, and presented a Certificate of Honor to Colleen Montoya, Executive Director, Youth Commission.

Gloria L. Young, Clerk of the Board, expressed her gratitude for Ms. Montoya's leadership as Executive Director of the Youth Commission.

Supervisor McGoldrick welcomed, introduced, and presented a Certificate of Honor to Catherine Margerin.

SPECIAL ORDER 4:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

050823 [Hearing - Emergency ordinance reenacting a Disadvantaged Business Enterprise Program]

Hearing to consider the possible adoption of an Emergency ordinance reenacting a Disadvantaged Business Enterprise Program set forth in Chapter 14A of the San Francisco Administrative Code; suspending Chapter 12D.A; providing for data collection to ensure nondiscrimination in City contracting; and adopting a declaration of emergency. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board.

There were none.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Committee of the Whole Adjourn and Report Without Recommendation

050822 [Reenacting a Disadvantaged Business Enterprise Program] Supervisor Ammiano

Emergency ordinance reenacting a Disadvantaged Business Enterprise Program set forth in Chapter 14A of the San Francisco Administrative Code; suspending Chapter 12D.A; providing for data collection to ensure nondiscrimination in City contracting; and adopting a declaration of emergency.

Enacted Number: 102-05

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

Pursuant to the Board of Supervisors Rule No. 3.9

Supervisor Alioto-Pier provided the Board an update on the State Legislation Committee on which she represents the Board of Supervisors.

Supervisor Ammiano provided the Board an update on the Golden Gate Bridge District and LAFCO on which he represents the Board of Supervisors.

PUBLIC COMMENT

Richard Ow, reject MTA budget

Mr. Paulsen, concerns on various issues

Mary Bull, Greenwood Earth Alliance, reject MTA budget

Marilyn Amini, refer resolution on environmental guidelines to committee

Male speaker, concerns regarding poor treatment of citizens

Eugene Gordon, Jr., concerns with George Washington and Thomas Jefferson being honored

Jeromey Nelson, reject MTA budget

Sara Norr, reject MTA budget

Lee Boldman, reject MTA budget

Male speaker, reject MTA budget

Mark Solomon, reject MTA budget

Terri Frey, concerns regarding parking fees and fines

True Blue, reject MTA budget

Elizabeth Alexander, reject MTA budget

Lary Holt, Skycap, concerns regarding \$2 per bag charge by United Airlines

Jazzie Collins, reject MTA budget

Ellis McDonald, reject MTA budget

Casey Mills, Coalition for Transit Justice, reject MTA budget

Alice Mosley, Sierra Club, reject MTA budget

David, Central City Progressives, support Charter Amendment by Supervisor Ammiano and reject MTA budget

Bill Murphy, concerns for disabled Muni riders, reject MTA budget

Mr. Parker, reject MTA budget

Richard Marquez, reject MTA budget

Sue Vaughan, Green Party, reviewed with the Board the Muni's program to reduce emissions

Nichole Walters, Green Party, reject MTA budget

Bruce Wolfe, reject MTA budget and support discount Muni passes for college students

Rick Alberts, reject MTA budget

Female speaker, Visitacion Valley resident, reject MTA budget

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

050872 **[Declaring May 2005, Elder Abuse Awareness Month]** **Supervisors Ma, Ammiano**
Resolution declaring May 2005 to be "Elder Abuse Awareness Month" in the City and County of San Francisco.

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 397-05

ADOPTED

050873 **[Declaring May 2005, Hepatitis Awareness Month]** **Supervisors Ma, Ammiano**
Resolution declaring May 2005 to be "Hepatitis Awareness Month" in the City and County of San Francisco.

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 398-05

ADOPTED

050874 **[Commending Dave Garrison]** **Supervisor Maxwell**
Resolution commending Dave Garrison for his commitment to San Francisco and for his years of service on behalf of his family and the community.

Enacted Number: 399-05

ADOPTED

050885 **[Urging Municipal Transportation Agency to make all enrolled San Francisco High School students eligible for their youth rate]** **Supervisors Dufty, Ammiano, Ma**
Resolution urging the San Francisco Municipal Transportation Agency (SFMTA) to make all enrolled San Francisco High School students eligible for their youth rate and to allow all current student identification cards as valid forms of identification.

Supervisors Ammiano and Ma requested to be added as co-sponsors.

Enacted Number: 401-05

ADOPTED

050890 **[Commending the SF Food Bank, St. Anthony Foundation, and Project Open Hand]** **Supervisors Maxwell, Ammiano, Alioto-Pier, Elsbernd, Ma, McGoldrick, Dufty, Peskin, Mirkarimi**

Resolution commending the San Francisco Food Bank, St. Anthony Foundation and Project Open Hand as well as more than 450 programs that distribute food in recognizing June 7, 2005 As National Hunger Awareness Day in San Francisco.

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 403-05

ADOPTED

050892 [Public Scoping Meeting - 55 Laguna Street]

**Supervisors Mirkarimi, Dufty,
Daly**

Resolution urging the Planning Department to hold a public scoping meeting for the environmental review of the proposed project at 55 Laguna Street Housing Project.

Enacted Number: 419-05

ADOPTED

050895 [Opposing the Reauthorization of Patriot Act Provisions]

**Supervisors McGoldrick,
Ammiano**

Resolution urging Senator Barbara Boxer, Senator Dianne Feinstein and U.S. Representative Nancy Pelosi to oppose any attempts to expand the Patriot Act, to prevent the reauthorization of any Patriot Act provisions, and to allow Patriot Act provisions to expire.

Supervisor Ammiano requested to be added as a co-sponsor.

Enacted Number: 416-05

ADOPTED

050896 [Endorsing and expanding MTA "Class Pass" program by offering discount Muni Fast Passes to students/staff/faculty of local colleges and universities]

**Supervisors McGoldrick,
Elsbernd, Ammiano, Ma**

Resolution endorsing the expansion of the Municipal Transportation Agency's (MTA) "Class Pass" program by developing more fare-free transit partnerships with San Francisco colleges and universities.

Supervisors Ammiano and Ma requested to be added as co-sponsors.

Enacted Number: 415-05

ADOPTED

050898 [Endorsing State Legislation AB 749]

**Supervisors Peskin, Elsbernd,
Ammiano**

Resolution endorsing Assembly Bill 749, introduced by Assemblyman Mark Leno, and urging the California State Legislature and the Governor of California to support this bill.

Supervisors Elsbernd and Ammiano requested to be added as co-sponsors.

Enacted Number: 411-05

ADOPTED

050899 [Endorsing State Legislation AB 852]

**Supervisors Peskin, Elsbernd,
Ammiano**

Resolution endorsing Assembly Bill 852, introduced by Assemblyman Mark Leno, and urging the California State Legislature and the Governor of California to support this bill.

Supervisors Elsbernd and Ammiano requested to be added as co-sponsors.

Enacted Number: 412-05

ADOPTED

050900 [Sari Jo Wade Day]

Supervisor Peskin

Resolution declaring June 10, 2005 Sari Jo Wade Day in the City and County of San Francisco in honor of her extraordinary career and dedicated service toward improving the public welfare of the children and families of this City.

Enacted Number: 404-05

ADOPTED

050886 [Committee of the Whole - Health service reductions (Bielenson Hearing) June 21, 2005 at 3:00 p.m.]

Supervisor Ammiano

Motion scheduling the Board to sit as a Committee of the Whole to consider health service reductions (Bielenson Hearing), to be held on June 21, 2005 at 3:00 p.m.

Enacted Number: M05-81

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

050904 [Final Map for Blocks 9, 9A, 10 and 10A, Planned Development, Mission Bay South]

Motion approving Final Map, Planned Development, Mission Bay (Blocks 9, 9A, 10 and 10A), a five-lot subdivision, being a Planned Development of Assessor's Block 8719, Lot 1 and a merger and resubdivision of Block 8720, lots 1 and 11; approving a public improvement agreement and easements related to the final map; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan and Plan Documents. (Public Works and Public Protection Committee)

Enacted Number: M05-78

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Severed from Without Committee Reference

Supervisor Ammiano requested that this matter be severed so that it might be considered separately.

050888 [Arts Task Force Appointment] Supervisor Ammiano
Resolution adding a non-voting member from the Film Commission who shall be appointed by the Mayor of San Francisco.

Supervisor Ammiano, seconded by Supervisor Elsbernd, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Resolution adding a non-voting member from the Film Commission to the Arts Advisory Task Force who shall be appointed by the Mayor of San Francisco.

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Ammiano requested that this matter be severed so that it might be considered separately.

050884 [Congratulating S.F. Archbishop William Levada on his appointment as the new prefect of the Congregation for the Doctrine of Faith] Supervisors McGoldrick, Maxwell, Elsbernd

Resolution congratulating San Francisco Archbishop William Levada on his appointment as the highest-ranking American in Catholic church history, the prefect of the Congregation for the Doctrine of Faith.

Supervisor Ammiano requested that this matter be referred to Committee.

Supervisors Maxwell and Elsbernd requested to be added as co-sponsors.

REFERRED to the Government Audit and Oversight Committee.

Supervisor Alioto-Pier requested that this matter be severed so that it might be considered separately.

050897 [Adopting findings related to the final subdivision map] Supervisor Peskin

disapproval for property located at 400-410 Vallejo Street]

Motion adopting findings related to the disapproval of a final subdivision map for a 6-unit condominium subdivision for property located at 400-401 Vallejo Street (Assessor's Block 133, Lot 11).

Supervisor Peskin, seconded by Supervisor Alioto-Pier, moved to refer this matter to committee.

Motion to refer this matter carried without objection.

REFERRED to the Land Use Committee.

Supervisor Alioto-Pier requested that this matter be severed so that it might be considered separately.

050893 [Conform Environmental Guidelines to Transit First Policy] Supervisors Mirkarimi, Ammiano

Resolution urging the Planning Commission to set policy directing the Environmental Review Officer to modify local Environmental Review guidelines to remove the requirement that an Environmental Impact Report is required when a lane of automobile traffic is replaced with a bicycle or pedestrian facility under certain circumstances.

Supervisor Alioto-Pier requested that this matter be referred to Committee.

Supervisor Ammiano requested to be added as a co-sponsor.

REFERRED to the Land Use Committee.

Supervisor McGoldrick requested that this matter be severed so that it might be considered separately

050875 [Commending Saint Ignatius College Preparatory on its 150 years of Jesuit Education] Supervisors Elsbernd, Sandoval, Alioto-Pier, Ma, McGoldrick

Resolution commending Saint Ignatius College Preparatory on its 150 years of Jesuit Education in San Francisco.

Supervisor McGoldrick requested to be added as a co-sponsor.

Enacted Number: 400-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

050894 [Vigilante Border Patrol]

**Supervisors McGoldrick,
Maxwell, Dufty, Sandoval,
Ammiano**

Resolution condemning Governor Schwarzenegger's support of the Minuteman Project and urging the State Attorney General as well as the State Legislature to take any necessary actions to prevent any form of vigilante patrol at the California-Mexico border.

Amended on page 1, line 3, by replacing "condemning" with "opposing"; and on page 2, line 13, by replacing "condemns" with "opposes. New Title.

Supervisor Elsbernd, seconded by Supervisor McGoldrick, moved that this Resolution be AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Resolution opposing Governor Schwarzenegger's support of the Minuteman Project and urging the State Attorney General as well as the State Legislature to take any necessary actions to prevent any form of vigilante patrol at the California-Mexico border.

Supervisor Ammiano requested to be added as a co-sponsor.

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

050889 [Rejecting the MTA Budget]

**Supervisors Daly, Ammiano,
Mirkarimi**

Motion rejecting the Municipal Transportation Agency's proposed FY 2005-2006 budget, finding that the public was deprived access to the MTA budget decision making process, requesting the MTA Board of Directors act on its budget at its next meeting, and urging the MTA to present a revised budget that does not increase commuter fares or lay off transit operators by June 16th.

(Fiscal impact.)

NOT APPROVED by the following vote:

Ayes: 3 - Ammiano, Daly, Mirkarimi

Noes: 8 - Alioto-Pier, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Peskin, Sandoval

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

- 050915** [Appropriate funding from the General Fund Reserve to fund Homeless Drop-In Services for the Department of Human Services for fiscal year 2004-05] **Supervisor Daly**
Ordinance appropriating \$51,000 from the General Fund Reserve to fund Homeless Drop-In Services for the Department of Human Services for fiscal year 2004-05.
5/24/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 050917** [Planning Department fee increases and permit surcharge to cover costs of appeals to the Board of Supervisors] **Supervisor Peskin**
Ordinance amending the San Francisco Planning Code by amending Sections 352 and 355 and by amending the San Francisco Administrative Code by amending Section 31.22 to increase planning fees and add a surcharge to compensate the City for the costs of appeals to the Board of Supervisors; making environmental findings.
5/24/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 050919** [Capital Planning Fund] **Supervisor Elsbernd**
Ordinance establishing a Capital Planning Fund to Receive and Expend Funds for Preliminary Design, Planning and Cost-Estimating of Major Capital Expenditure Projects.
5/24/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 050920** [San Francisco Capital Planning Plan and Committee] **Supervisor Elsbernd**
Ordinance amending the San Francisco Administrative Code by repealing Sections 3.20, 3.21, 3.22 and 3.23 in their entirety; adding new Sections 3.20 and 3.21 to establish a requirement for a ten-year capital plan and to replace the Capital Improvements Advisory Committee with the Capital Planning Committee, to assign administrative responsibilities to the City Administrator, to broaden committee membership, and to clarify the committee's mission.
5/24/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

050921 [Waiver of payment of fees for police and fire services for 2004 Juneteenth Festival] Supervisor Mirkarimi

Ordinance waiving payment of police and fire services incurred by the San Francisco Juneteenth Committee for the production of the 2004 Juneteenth Festival.

5/24/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

050922 [Payroll Expense Tax Exclusion for Qualified Renewable Energy Businesses] Supervisors McGoldrick, Mirkarimi

Ordinance amending the Payroll Expense Tax Ordinance to establish a tax exclusion for qualified renewable energy businesses, as specified.

5/24/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

050932 [Street Resurfacing, Pedestrian Safety and Access Improvement Bond Special Election] Supervisors Ammiano, Peskin

Ordinance calling and providing for a special election to be held in the City and County of San Francisco (the "City") on Tuesday, November 8, 2005, for the purpose of submitting to the voters of the City a proposition to incur the following bonded debt of the City: Two Hundred and Eight Million Dollars (\$208,000,000) to finance street reconstruction, pavement renovation, disabled access curb ramp construction, sidewalk and street improvements, street structure rehabilitation and improvements, pedestrian safety street and signal improvements, street improvements for bicycle use and all other structures and improvements necessary or convenient for the foregoing purposes; finding that the estimated costs of such proposed projects are and will be too great to be paid out of the ordinary annual income and revenue of the City and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot questions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; and incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code.

(Fiscal impact.)

5/24/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

050935 [Increasing fee for Educational Institution Permits and authorizing exemption from Residential Parking Permit regulations for itinerant School District teachers and administrators] Supervisor Ammiano

Ordinance amending the San Francisco Traffic Code by amending section 308.3 to (1) increase the annual fee for Educational Institution Permits for teachers by tying the fee to the cost of Residential Parking permits issued to residents; and (2) authorize the Director of Parking and Traffic to issue permits that

would exempt itinerant teachers and designated school administrators employed by the San Francisco Unified School District from Residential Permit Parking regulations.

5/24/05, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 6/23/2005.

Resolutions

- 050884** **[Congratulating S.F. Archbishop William Levada on his appointment as the new prefect of the Congregation for the Doctrine of Faith]** **Supervisors McGoldrick, Maxwell, Elsbernd**
- Resolution congratulating San Francisco Archbishop William Levada on his appointment as the highest-ranking American in Catholic church history, the prefect of the Congregation for the Doctrine of Faith. 5/17/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 5/24/05, REFERRED to Government Audit and Oversight Committee. Supervisor Ammiano requested that this matter be referred to Committee. Supervisors Maxwell and Elsbernd requested to be added as co-sponsors.
- 050897** **[Adopting findings related to the final subdivision map disapproval for property located at 400-410 Vallejo Street]** **Supervisor Peskin**
- Motion adopting findings related to the disapproval of a final subdivision map for a 6-unit condominium subdivision for property located at 400-401 Vallejo Street (Assessor's Block 133, Lot 11). 5/17/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 5/24/05, REFERRED to Land Use Committee. Supervisor Peskin, seconded by Supervisor Alioto-Pier, moved to refer this matter to committee. Motion to refer this matter carried without objection.
- 050893** **[Conform Environmental Guidelines to Transit First Policy]** **Supervisors Mirkarimi, Ammiano**
- Resolution urging the Planning Commission to set policy directing the Environmental Review Officer to modify local Environmental Review guidelines to remove the requirement that an Environmental Impact Report is required when a lane of automobile traffic is replaced with a bicycle or pedestrian facility under certain circumstances. 5/17/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 5/24/05, REFERRED to Land Use Committee. Supervisor Alioto-Pier requested that this matter be referred to Committee. Supervisor Ammiano requested to be added as a co-sponsor.

- 050916** **[Community Choice Aggregation Implementation Plan]** **Supervisors Ammiano,
Mirkarimi**
- Resolution approving a Community Choice Aggregation (CCA) Implementation Plan (IP).

(Fiscal impact.)
5/24/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 050923** **[Resolution of Intention to form the Noe Valley Community
Benefit District (CBD)]** **Supervisor Dufty**
- Resolution declaring the intention of the Board of Supervisors to establish a property-based business improvement district to be known as the "Noe Valley Community Benefit District (CBD)," to order the levy and collection of a multi-year assessment, and setting a time and place for a public hearing thereon.
5/24/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 050924** **[Resolution of Intention to form the Castro/Upper Market
Community Benefit District (CBD)]** **Supervisor Dufty**
- Resolution declaring the intention of the Board of Supervisors to establish a property-based business improvement district to be known as the "Castro/Upper Market Community Benefit District (CBD)," to order the levy and collection of a multi-year assessment, and setting a time and place for a public hearing thereon.
5/24/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 050934** **[Ground Lease of Redevelopment Agency Land for 275 10th
Street Supportive Housing]** **Supervisor Daly**
- Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 3518, Lots 14, 17 and 29, San Francisco, California (the "Site"), to EPISCOPAL COMMUNITY SERVICES OF SAN FRANCISCO, a California nonprofit public benefit corporation, for 65 years for the purpose of developing housing for very low income households; adopting findings pursuant to Section 33433 of the California Community Redevelopment Law.
5/24/05, RECEIVED AND ASSIGNED to Board of Supervisors.
- 050936** **[Interdepartmental jurisdictional transfer of Hayes Green Park]** **Mayor**
- Resolution transferring jurisdiction over Hayes Green Park, located on Octavia Boulevard, between Hayes Street and Fell Street, from the Department of Public Works to the Recreation and Park Department for park and open space uses; adopting Findings pursuant to California Environmental Quality Act; and adopting Findings that the transfer of jurisdiction is consistent with the City's General Plan and the Eight Priority Policies of Planning Code Section 101.1.
5/24/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 050937** **[Accept-Expend Grant from Transportation Development Act (TDA) for Various Pedestrian and Bicycle Projects]** **Supervisor McGoldrick**
- Resolution authorizing the Director of Transportation of the Municipal Transportation Agency (or his designee) and the Director of the Department of Public Works to accept and expend state Transportation Development Act (TDA) Article 3 funds totaling \$900,000 for FY 2005-06 for various pedestrian and bicycle projects in the City and County of San Francisco.
- 5/24/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
-
- 050940** **[Supporting AB 772 and SB 437 - Health Coverage for Children]** **Supervisors Ammiano, Mirkarimi, Daly**
- Resolution supporting State Assembly Bill 772 and State Senate Bill 437.
- 5/24/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
-
- 050941** **[Supporting the Presidio Child Development Center]** **Supervisors Alioto-Pier, Elsbernd**
- Resolution supporting the Presidio Child Development Center, and urging the San Francisco Unified School District Superintendent and School Board not to close the Center.
- 5/24/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
-
- 050942** **[Commending GLAAD for moving the 16th Annual Media Awards to Fort Mason Pavilion]** **Supervisors Dufty, Ammiano, Daly**
- Resolution commending GLAAD for moving the 16th Annual Media Awards to Fort Mason Pavilion.
- 5/24/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
-
- 050943** **[Endorsing the elimination of the "Don't Ask, Don't Tell" policy and adoption of a policy of nondiscrimination on the basis of sexual orientation within the United States Armed Forces]** **Supervisors Dufty, Ammiano, Mirkarimi, Daly**
- Resolution endorsing Senate Joint Resolution 11, urging the President and the United States Congress to adopt the Military Readiness Enhancement Act of 2005 (H.R. 1059), which eliminates the "Don't Ask, Don't Tell" policy and adopts a policy of nondiscrimination on the basis of sexual orientation within the United States Armed Forces.
- 5/24/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 050944** **[Supporting AB 1605 (Wolk and Berg) and SB 1018 (Simitian)]** **Supervisors Ma, Maxwell, Dufty**
Resolution urging the support of AB 1605 (Wolk and Berg) and SB 1018 (Simitian), which would establish the Elder Financial Abuse Reporting Act of 2005.
5/24/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 050945** **[Supporting AB 22 (Lieber)]** **Supervisors Ma, Maxwell, Dufty, Mirkarimi**
Resolution urging the support of AB 22 (Lieber), the California Trafficking Victims Protection Act.
5/24/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 050946** **[Support Assembly Bill 528 - Public Health and Environmental Enforcement Law of 2005]** **Supervisor Mirkarimi**
Resolution urging San Francisco's legislative delegation to support, the California Legislature to pass, and the Governor to sign Assembly Bill 528 -- Public Health and Environmental Enforcement Law of 2005.
5/24/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 050947** **[Issuance and Sale of Revenue Bonds - Music Concourse Community Partnership]** **Supervisor Peskin**
Resolution approving the issuance and sale of revenue bonds and/or revenue bond anticipation notes by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$32,000,000 for the Music Concourse Community Partnership.
5/24/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 050948** **[Urging the 109th Congress to pass S 910 and HR 1849, the Breast Cancer Patient Protection Act of 2005]** **Supervisor Sandoval**
Resolution urging the 109th Congress to pass S 910 and HR 1849, the Breast Cancer Patient Protection Act of 2005, requiring a post-mastectomy hospital stay to be determined by the patient and her doctor, not an insurance company.
5/24/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 050963** **[Commending and congratulating Ignacio Chapela on receiving tenure at the University of California at Berkeley]** **Supervisors Sandoval, Mirkarimi, McGoldrick,**

Resolution commending and congratulating Ignacio Chapela on his receipt of tenure at the University of California at Berkeley.

5/24/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

050964 [Accept-Expend Federal Grant - Mayor's Office of Criminal Justice] Mayor

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of \$250,000 from the Office of Justice Programs, Bureau of Justice Assistance (BJA) for the purpose of enhancing and implementing sex offender management practices for offenders under community supervision through the 2004 Sex Offender Management Discretionary Grant Program.

5/24/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

050965 [Accept-Expend Private Grant - Mayor's Office of Criminal Justice] Mayor

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend a grant in the amount of \$15,000 from the Northern California Mechanical Contractors Association (MCA) for the purpose of the arrest and conviction of Mr. Victor Bach's murderer.

5/24/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

050933 [Hearing - Ground Lease of Redevelopment Agency Land for 275 10th Street Supportive Housing]

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 3518, Lots 14, 17 and 29, which is located on the southeast corner of Folsom and Dore Streets and fronts 10th Street, San Francisco, California (the "Site"), to EPISCOPAL COMMUNITY SERVICES OF SAN FRANCISCO, a California nonprofit public benefit corporation, for 65 years for the purpose of developing housing for very low income households; adopting findings pursuant to Section 33433 of the California Community Redevelopment Law. (Clerk of the Board)

5/24/05, SCHEDULED FOR PUBLIC HEARING. Board to sit as a Committee of the Whole on _____ at ____p.m.

050938 **[Catering Permitted Around Schools]** **Supervisors Ma, Maxwell, Dufty**
Hearing to review catering trucks located near schools, including the total number of licenses and routes permitted around schools and licensing requirement enforcement.
5/24/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
06/03/05 - Referred to the Youth Commission for comment.

050939 **[Controller's Laguna Honda Replacement Project Report]** **Supervisor Elsbernd**
Hearing on the Controller's Laguna Honda Replacement Project Report.
5/24/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Motion

050914 **[Needle Exchange Emergency]** **Supervisors Ammiano, Daly,
Peskin, McGoldrick, Maxwell,
Dufty**
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.
Version.
5/24/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendments

050918 **[Charter Amendment - Requiring that one-time revenues be spent only for one-time uses, unless otherwise authorized by the Board of Supervisors]** **Supervisor Elsbernd**
Charter Amendment (First Draft) to add Section 9.120 to require that one-time revenues be spent only for one-time uses, unless the Board of Supervisors appropriates the revenues for another purpose by a two-thirds' vote.
5/24/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2005. 6/3/05 - Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Administrative Services Director; Planning, Environmental Review Officer; Budget Analyst.

050925 **[Charter Amendment - Minimum qualifications for members of** **Supervisor Alioto-Pier**

City bodies that oversee and administer election, campaign finance, lobbying, conflict of interest, open meeting and public records

Charter Amendment (First Draft) to add Section 15.104 to create minimum qualifications for members of City bodies that oversee and administer election, campaign finance, lobbying, conflict of interest, open meeting and public records laws.

5/24/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2005. 6/3/05 - Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Administrative Services Director; Planning, Environmental Review Officer; Budget Analyst; Clerk of the Board; Elections.

050926 [Charter Amendment - Neighborhood Parking Meter Improvement Districts] Supervisor Alioto-Pier

Charter Amendment (First Draft) to add Section 8A.114 to provide that the Board of Supervisors may create "Neighborhood Parking Meter Improvement Districts" by ordinance, require the operation of parking meters on Sundays in specified Neighborhood Parking Meter Improvement Districts, and require that the revenue raised from the Sunday operation of parking meters in a Neighborhood Parking Meter Improvement District, less any operational costs for enforcement, be used for pedestrian, street, and neighborhood improvements in that district.

(Fiscal impact.)

5/24/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2005. 6/3/05 - Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Administrative Services Director; Planning, Environmental Review Officer; Budget Analyst; Clerk of the Board; Small Business Commission; DPT; SFPD.

050927 [Charter Amendment - Imposing term limits and a new residency requirement for members of City boards and commissions; limiting hold-over appointments] Supervisor Peskin

Charter Amendment (First Draft) to add Section 4.101.5 to impose term limits and a new residency requirement for members of City boards and commissions and to limit hold-over appointments.

5/24/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2005. 6/3/05 - Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Administrative Services Director; Planning, Environmental Review Officer; Budget Analyst; Clerk of the Board.

050928 [Charter Amendment - Ethics Commission Charter Amendment] Supervisor Mirkarimi

Charter Amendment (First Draft) to amend section C3.699-14 to establish a budget process for the Ethics Commission and add section C3.99.15 to authorize the hiring of outside counsel for specified conflicts.

(Fiscal impact.)

5/24/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2005. 6/3/05 - Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Administrative Services Director; Planning, Environmental Review Officer; Budget Analyst.

050929 [Charter Amendment - MTA budget to be accountable to Mayor and Board of Supervisors; Board of Supervisors to approve Director's contract; MTA compliance with voter-approved ordinances; **Supervisor Sandoval**

Charter Amendment (First Draft) to amend Sections 8A.102, 8A.103, 8A.106, and 8A.107, to provide that: the Municipal Transportation Agency's budget shall be subject to the City's normal budget process; the Board of Supervisors must approve the contract between the Municipal Transportation Agency and the Director of Transportation; the Municipal Transportation Agency must comply with voter-approved ordinances; and, the Controller, rather than the Agency, shall administer the biennial municipal transportation quality review survey and study.

5/24/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2005. 6/3/05 - Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Administrative Services Director; Planning, Environmental Review Officer; Budget Analyst; Elections; MTA.

050930 [Charter Amendment - Authorizing City departments, including the Board of Supervisors, to post notices on the department's website rather than publishing them in the official newspaper] **Supervisor McGoldrick**

Charter Amendment (First Draft) to amend Sections 2.103, 2.108, 2.117, 16.112, and Article XVII, to: (1) authorize City departments, including the Board of Supervisors, to post various notices on the department's website rather than publishing them in the City's official newspaper; and (2) assign individual section numbers to the definitions contained in Article XVII.

5/24/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2005. 6/3/05 - Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Administrative Services Director; Planning, Environmental Review Officer; Budget Analyst; Clerk of the Board.

050931 [Charter Amendment - Provide retirement benefits for City employees on a par with other Bay Area cities and counties] **Supervisor Daly**

Charter Amendment (First Draft) to amend sections A8.509, A8.526, A8.587, and 12.100 relating to retirement benefits for miscellaneous officers and employees.

(Fiscal impact.)

5/24/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2005. 6/3/05 - Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Administrative Services Director; Planning, Environmental Review Officer; Budget Analyst; Retirement System; Civil Service; DHR; DHR-ERD; Health Service.

PROPOSED ORDINANCES

050862 [Rincon Hill Area Plan Amendments]

Ordinance amending the San Francisco General Plan by amending the Rincon Hill Area Plan, the Urban Design Element, the Recreation and Open Space Element, the Downtown Plan, the South of Market Area Plan, and the Land Use Index to conform them with proposed Rincon Hill Downtown Residential District; adopting environmental findings that the proposed amendments are consistent with the General Plan and the eight priority policies of Planning Code Section 101.1. (Planning Department)

5/9/05, ASSIGNED UNDER 30 DAY RULE to Land Use Committee.

050863 [Zoning Map Amendments - Rincon Hill Downtown Residential District]

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco to change Maps 1, 1H, and 1SU for the area generally bounded by Folsom Street to the north, The Embarcadero to the east, Bryant Street and the north side of the Bay Bridge to the south, and Essex Street to the west for the blocks and lots described below; adopting findings. (Planning Department)

5/9/05, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 6/23/2005.

050864 [Downtown Residential Districts]

Ordinance amending the San Francisco Planning Code by adding Sections 825, 825.1, 826, and 827 to create Downtown Residential (DTR) districts, establish DTR districts in Transbay and Rincon Hill, and specify the uses permitted in Downtown Residential districts; by adding Sections 145.4, 151.1, 152.2, 155.5, 166, 167, 175.7 and 263.19 to impose requirements for street frontages, permitted off-street parking and loading, allowed off-street freight loading and service vehicle spaces, bicycle parking, car sharing, separating parking costs from housing costs, exempting certain pipeline projects from the new controls, and limiting podium and tower heights in the R bulk district; by adding Section 309.1 establishing procedures for permit review in DTR districts; and by amending Section 102.5 (District), Section 135 (Usable Open Space for Dwelling Units and Group Housing), Section 141 (Screening of Rooftop Features), Section 151 (Required Off-Street Parking Spaces), Section 152 (Schedule of Required Off-Street Freight Loading Spaces in Districts Other Than C-3 or South of Market), Section 153 (Rules for Calculation of Required Spaces), Section 154 (Dimensions for Off-Street Parking, Freight Loading and Service Vehicle Spaces), Section 155 (General Standards as to Location and Arrangement of Off-Street Parking, Freight Loading and Service Vehicle Facilities), Section 182 (Nonconforming Uses), Section 201 (Classes of Use Districts), Section 207.5 (Density of Dwelling Units in Mixed Use Districts), Section 209 (Uses Permitted in R Districts), Section 249.1 (Rincon Hill Special use District), Section 260 (Height Limits; Measurement), Section 270 (Bulk Limits; Measurement), Section 608.13 (Rincon Hill Area), Section 802.1 (Mixed Use Districts), Section 803 (Mixed Use District Requirements), Section 803.5 (Additional Provisions Governing Uses in Mixed Use Districts), and Section 809 (Guide to Understanding the Mixed Use District Zoning Controls) to conform these sections with the new DTR district controls; adopting environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1. (Planning Department)

5/9/05, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 6/23/2005.

050865 [Imposing development impact fees for the provision of necessary community infrastructure in DTR Districts]

Ordinance amending the Planning Code by adding Section 318 to impose community improvement impact fees on residential development in the DTR districts to provide necessary community improvements and enhance property values in the district by helping to fund the construction and reconstruction of streets, streetscaping, parks, community centers, and other public infrastructure. (Planning Department)

5/9/05, RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

050858 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Shotwell Street, west side, between the driveways of 908 and 910 Shotwell Street (a 13-foot zone accommodating 2 motorcycle parking spaces).

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 8 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Hillpoint Street, both sides, north of Parnassus Avenue.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Paulding Street, north side, from Arago Street to 115 feet westerly.

2-HOUR PARKING, 9 AM TO 6 PM, EXCEPT SUNDAY - ESTABLISH

Bayshore Boulevard, west side, from 130 feet to 333 feet north of Costa Street (in front of addresses 220 - 232 Bayshore Boulevard).

1-HOUR PARKING, 7 AM TO 6 PM, EXCEPT SUNDAY - ESTABLISH

5th Street, west side, between Brannan and Bryant Streets.

NO PARKING ANYTIME - ESTABLISH

Vidal Street, both sides, between the north and south intersections with Higuera Avenue.

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND

Valencia Street, west side, between 26th Street and Cesar Chavez Street.

1-HOUR PARKING, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - RESCIND

Capitol Avenue, both sides, from Ocean Avenue to DeMontefort Avenue.

2-HOUR PARKING, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH

Capitol Avenue, east side, from Ocean Avenue to DeMontefort Avenue.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

PARKING METER AREA NO.1 - ESTABLISH

Mission Street, south side, between Beale Street and Main Street

ANGLE PARKING (45 DEGREES) - RESCIND

ANGLE PARKING (60 DEGREES) - ESTABLISH

Ulloa Street, south side, from 33rd Avenue to 110 feet westerly (converts angle parking from 45 degrees to 60 degrees, gaining three parking spaces).

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

25th Street at Kansas Street, along the western terminus. (Parking and Traffic Department)

(5/10/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 2999.)

5/10/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
05/23/05 - Parking and Traffic notified to post notices and ad place in the 05/28/05 edition of the SF Chronicle.

050859 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Front and Vallejo Streets, stopping Front Street at Vallejo Street, making this intersection an All-Way STOP;

Alabama and Mariposa Streets, stopping Mariposa at Alabama Street, making intersection an All-Way STOP;

Manchester and Stoneman, stopping Manchester at Stoneman, establishing two-way STOP control;

Quintara and 15th Avenue, stopping eastbound Quintara at 15th Avenue and Fanning Way, making this intersection an All-Way STOP; and,

24th and York Streets, stopping 24th Street at York Street, making this intersection an All-Way STOP.
(Parking and Traffic Department)

(5/10/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 2999.)

5/10/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
05/23/05 - Parking and Traffic notified to post notices and ad place in the 05/28/05 edition of the SF Chronicle.

050860 [Settlement of Claim - John Yee]

Resolution approving the settlement of the unlitigated Claim No. 05-00923 filed by John Yee on September 15, 2004, against the City and County of San Francisco for \$46,500.00. (City Attorney)

5/16/05, RECEIVED AND ASSIGNED to Rules Committee.

050903 [Settlement of Claim - Food Service & Management LP]

Resolution approving the settlement of the unlitigated Claim No. 05-02866 filed by Food Service &

Management LP on March 8, 2005, against the City and County of San Francisco for \$25,038.57. (City Attorney)

5/16/05, RECEIVED AND ASSIGNED to Rules Committee.

050905 [Acceptance of Gift - Police Department's K-9 Unit]

Resolution authorizing the Chief of Police to accept, on behalf of the San Francisco Police Department, the gift of fifty thousand (\$50,000.00) to use for the betterment of dogs in the Department's K-9 Units. (Police Department)

5/16/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Requests Granted

From: Supervisor Mirkarimi

To: Director, MTA

Requesting/Inquiring: To report on the feasibility of establishing a three-way stop sign at the intersection of Willard and Frederick Streets.

Cc: Mr. Larry Burgheimer

611 Frederick Street

San Francisco, CA 94118

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of the repair of the street light that is out at 2024 Hayes Street.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the feasibility of the implementation of traffic calming on 12th Avenue between Lincoln and Irving.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the feasibility of the implementation of traffic calming on Laguna between Bush and Pine.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of the repair of the broken main cover on the south side of Grove and Fillmore.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of the abandoned bicycle locked to a sign at the intersection of Grove and Fillmore.

From: Supervisor Daly

To: Auditor, City Services

Requesting/Inquiring: Inquiring about the process of non-profit contractor selection for audit schedule.

In Memoriams

Judge Richard Bancroft (Supervisor Maxwell)

Robert Davolt (Supervisor Dufty)

Raymond Bergez (Supervisor Elsbernd)

Dr. Robert J. Lull (Entire Board)

Charles Baker (Supervisor Maxwell)

Bruce Franks (Supervisor Maxwell)

Cheyenne Bell (Supervisor Maxwell)

ADJOURNMENT

There being no further business the Board adjourned at the hour of 6:58 p.m.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee. Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber. Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. USING LAPTOP COMPUTERS FOR

PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. Agenda are available on the internet at www.sfgov.org/bdsupvrs.bos.htm. THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.



Disability access

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision 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 information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Adele Destro by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org Citizens may obtain a free copy of the Sunshine Ordinance by contacting Ms. Destro or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.org/sunshine.htm>

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