

File No. 201067

Committee Item No. _____

Board Item No. 111

COMMITTEE/BOARD OF SUPERVISORS

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Committee: _____

Date: _____

Board of Supervisors Meeting

Date: September 22, 2020

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OTHER

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Prepared by: Lisa Lew

Date: September 18, 2020

Prepared by: _____

Date: _____

1 [Urging Governor’s Office to Extend Eviction Protections and Financial Support for Small
2 Businesses and Their Employees]

3 **Resolution urging the Office of the Governor of the State of California to extend**
4 **eviction protections and financial support for small businesses and their employees**
5 **beyond September 30, 2020, to facilitate a healthier economic recovery from the**
6 **COVID-19 pandemic.**

7
8 WHEREAS, On February 25, 2020, under California Government Code, Sections 8550
9 et seq., San Francisco Charter, Section 3.100(14) and Chapter 7 of the San Francisco
10 Administrative Code, San Francisco Mayor London N. Breed issued a Proclamation (the
11 “Proclamation”) declaring a local emergency in connection with the imminent spread within the
12 City of a novel (new) coronavirus (“COVID-19”); and

13 WHEREAS, On March 16, 2020, California Governor Gavin Newsom issued Executive
14 Order N-28-20, finding that it is necessary to promote stability among commercial tenancies to
15 further public health and mitigate the economic pressures of the emergency, and waiving
16 certain provisions of state law so that local jurisdictions may achieve these purposes; and

17 WHEREAS, Specifically, Executive Order N-28-20 temporarily suspended state laws
18 that restrict a local government’s exercise of its police power to substantively limit residential
19 or commercial evictions based on nonpayment of rent arising out of a substantial decrease in
20 business income; and

21 WHEREAS, On May 29, 2020, Governor Newsom issued Executive Order N-66-20,
22 which extended the protections set forth in Executive Order N-28-20 for 60 days until July 28,
23 2020, and June 30, 2020, Governor Newsom issued Executive Order N-71-20, which
24 extended those same protections to September 30, 2020; and

25

1 WHEREAS, On March 18, 2020, the Mayor issued a Fourth Supplement to the
2 Proclamation, imposing a temporary moratorium on eviction for non-payment of rent by
3 commercial tenants directly impacted by the COVID-19 crisis, with which the Board of
4 Supervisors concurred; and

5 WHEREAS, The Mayor subsequently issued Executive Orders extending the
6 commercial eviction moratorium for 30-day periods on April 15, 2020, May 17, 2020, June 12,
7 2020, July 10, 2020, and August 12, 2020, with which the Board of Supervisors concurred;
8 and

9 WHEREAS, On September 11, 2020, the Mayor issued an Executive Order once again
10 extending the commercial eviction moratorium to September 30, 2020, the current expiration
11 date of the protections authorizing San Francisco’s local eviction moratorium set forth in the
12 Governor’s Executive Order N-71-20; and

13 WHEREAS, On September 14, 2020, San Francisco Mayor N. Breed issued a public
14 statement calling for an extension of the commercial eviction protections beyond September
15 30, 2020, noting that, “The virus has not gone away, and our economy has not yet recovered,”
16 and, “Without these protections, it will take us even longer for our economy to recover;” and

17 WHEREAS, While San Francisco has made significant strides to lower COVID-19
18 transmission rates, which has in turn enabled the gradual reopening and limited operation of
19 many small businesses in San Francisco, many of the businesses who suffered losses related
20 to COVID-19 remain unable to pay back rent that came due while they were partially or
21 completely shut down by the government’s pandemic response; and

22 WHEREAS, As stated in the Governor’s Executive Order N-66-20 and in Executive
23 Order N-71-20, many Californians (including San Francisco residents) are continuing to
24 experience substantial losses of income, hindering their ability to keep up with their rent, and
25

1 there is an ongoing need to promote security and stability in order to reduce the spread of
2 COVID-19; and

3 WHEREAS, San Francisco government and the government of the State of California
4 share an obligation to extend efforts to stabilize commercial tenancies and to create pathways
5 for agreements between property owners and their commercial tenants that are mutually
6 agreeable and facilitate the continued operation of small businesses across the state; now,
7 therefore, be it

8 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
9 joins Mayor London N. Breed's efforts to work together with the Office of California Governor
10 Gavin Newsom to extend eviction protections and financial support for small businesses and
11 their employees beyond September 30, 2020; and, be it

12 FURTHER RESOLVED, That this Resolution be forwarded to San Francisco's State
13 legislative delegation and to the Office of California Governor Gavin Newsom.

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Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor inquiries"
- 5. City Attorney Request.
- 6. Call File No. from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No.
- 9. Reactivate File No.
- 10. Topic submitted for Mayoral Appearance before the BOS on

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.

Sponsor(s):

Subject:

The text is listed:

Signature of Sponsoring Supervisor:

For Clerk's Use Only