

LEGISLATIVE DIGEST

[General Plan - San Francisco Bicycle Transportation Plan]

Ordinance re-adopting the 2009 San Francisco Bicycle Transportation Plan; rescinding Ordinance No. 0109-05 in its entirety; amending the General Plan in connection with the San Francisco Bicycle Plan; adopting modified environmental findings, and findings that the General Plan amendment is consistent with the General Plan and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection thereto.

Existing Law

Currently, the San Francisco General Plan includes policies related to bicycle transportation.

Amendments to Current Law

This Ordinance would re-adopt the 2009 San Francisco Bicycle Transportation Plan and related General Plan amendments previously adopted in Ordinance 188-09.

Background Information

In August 2009, the San Francisco Board of Supervisors adopted Ordinance 188-09, which adopted the 2009 San Francisco Bicycle Transportation Plan and amended the Transportation Element, the Downtown Area Plan and made corresponding revisions to the Land Use Index of the San Francisco General Plan. In adopting Ordinance 188-09, the Board also made findings required by the California Environmental Quality Act (CEQA), Public Resources Code section 21000 et seq., including a mitigation monitoring and reporting program and a statement of overriding considerations.

On January 14, 2013, in *Anderson v. City and County of San Francisco*, A129910, the California Court of Appeal found that the environmental impact report (EIR) for the 2009 Bicycle Plan complied with CEQA in all respects. However, the Court also found that the findings adopted pursuant to CEQA in connection with the General Plan Amendments did not adequately set forth the reasons for rejecting as infeasible the alternatives identified in the EIR, and did not adequately discuss several significant environmental impacts that cannot be mitigated. This action re-adopts the previously adopted General Plan Amendments as described above, and makes environmental findings under CEQA modified to address the Court of Appeal's concerns.

This Ordinance only re-adopts the General Plan Amendments previously adopted in Ordinance 188-09 with the modified environmental findings. No other amendments to the General Plan are proposed.