



SMALL BUSINESS COMMISSION
OFFICE OF SMALL BUSINESS



CITY AND COUNTY OF SAN FRANCISCO
EDWIN M. LEE, MAYOR

March 23, 2011

Ms. Angela Calvillo, Clerk of the Board
Board of Supervisors
City Hall room 244
1 Carlton B. Goodlett Place
San Francisco, CA 94102-4694

Re: File No. 110152 [Planning Code - Zoning - Self-Service Restaurants, Retail Coffee Stores, and Video Stores]

Small Business Commission Recommendation: **Approval with modification**

Dear Ms. Calvillo:

On March 14, 2011, the Small Business Commission unanimously voted to recommend approval of Board of Supervisors File No. 110152 with modification. The SBC found that these proposed changes are necessary in order to provide new and exciting opportunities for restaurant uses in Neighborhood Commercial Districts. A relic of the past, the differentiation between Small Self Service and Large Fast Food restaurants were initially put in place to address Formula Retail fast food establishments. With the addition of Formula Retail controls in the past decade, changing these definitions is both pragmatic and past due.

The Commission recommends one modification.

The ordinance currently proposes to eliminate Section 790.102 (n)(1)(J)

“No on site food preparation, and no equipment to cook or reheat food or prepare meals other than that connected to beverage preparation, except where a conditional use is granted for an exception in the West Portal NCD pursuant to the “Specific Provisions for the West Portal District.”

Section 790.102 (n)(1)(I) states that, *“Limited amount of nonprepackaged food goods may be served, such as pastries or similar goods”* in Retail coffee stores. The Commission requests that the ordinance be amended to include and specify that equipment for food preparation, cooking and reheating may be used only for the limited nonprepackaged food goods permitted by section 790.120 (n)(1)(I). This will provide clarity to businesses that wish to operate these Retail Coffee Stores.



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The Commission commends Supervisor Mirkarimi for addressing a topic that takes up an integral part of the cornerstone recommendations of the NC@20 report published in 2009 by the Planning Department. These important recommendations followed careful analysis of past and current NC Zoning trends and the SBC looks forward to supporting future planning code amendments that continue to implement these recommendations.

Sincerely,

A handwritten signature in black ink, which appears to read "Regina Dick-Endrizzi". The signature is fluid and cursive.

Regina Dick-Endrizzi
Director, Office of Small Business

cc. Supervisor Ross Mirkarimi
Jason Elliott, Mayor's Office
AnMarie Rogers, Planning Department