File No	151077	Committee Item Board Item No.	No. 1
	COMMITTEE/BOAR AGENDA PACKE		
Committee:	Land Use and Transporta	ation Dat	te November 16, 2015
Board of Su	pervisors Meeting	Dat	te December 1,2015
Cmte Boa	Motion Resolution Ordinance Legislative Digest Budget and Legislative A Youth Commission Repolation Form Department/Agency Cove Memorandum of Unders Grant Information Form Grant Budget Subcontract Budget Contract/Agreement Form 126 - Ethics Commander Award Letter Application Form 700 Vacancy Notice Information Sheet Public Correspondence	ort er Letter and/or I tanding (MOU)	Report
OTHER	(Use back side if additio	nal space is need	ded)
			\

Date November 13, 2015

Date November 25, 2015

Completed by: Alisa Somera
Completed by: Alisa Somera

NOTE:

[Administrative Code - Advertising Sugar-Sweetened Beverages on City Property]

Ordinance amending the Administrative Code to remove prohibition on the advertising of sugar-sweetened beverages on City property.

25

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

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

Section 1. The Administrative Code is hereby amended by revising Section 4.20 to read as follows:

SEC. 4.20. TOBACCO PRODUCT, AND ALCOHOLIC BEVERAGE, AND SUGAR-SWEETENED BEVERAGE ADVERTISING PROHIBITION.

- (a) No advertising of cigarettes or tobacco products, or alcoholic beverages, or Sugar-Sweetened Beverages shall be allowed on any property owned by or under the control of the City and County of San Francisco, except as exempted stated in subsections (c) and (d) below. For purposes of this Section 4.20, "alcoholic beverage" shall be as defined in California Business and Professions Code section 23004 and shall not include cleaning solutions, medical supplies, and other products and substances not intended for drinking, and "Sugar-Sweetened" Beverages" shall be as defined in subsection (e) below.
- (b) This prohibition shall include the placement of the name of a company producing, selling, or distributing cigarettes or tobacco products or alcoholic beverages, the name of a

company producing Sugar-Sweetened Beverages, or the name of any cigarette or tobacco product, or alcoholic beverages, or Sugar Sweetened Beverages, in any promotion of any event or promotion of any product or beverage on property owned by or under the control of the City and County of San Francisco. This prohibition shall not apply to any advertisement sponsored by a state, local, nonprofit or other entity designed to (1) communicate the health hazards of cigarettes and tobacco-products, alcoholic beverages or Sugar-Sweetened Beverages, (2) encourage people not to smoke or to stop smoking, or encourage people not to drink or to stop drinking alcohol or Sugar-Sweetened Beverages, or (3) provide or publicize drug or alcohol treatment or rehabilitation services; nor shall this prohibition apply to the inclusion of the name of a company producing Sugar Sweetened Beverages, or the name of a charitable foundation containing any such company's name, on signage listing sponsors of a charitable event occurring on City property.

- (c) All leases, permits, or agreements awarded by the City and County of San Francisco allowing any person to use City property shall specifically provide that there shall be no advertising of cigarettes or tobacco products, <u>or</u> alcoholic beverages, <u>or Sugar Sweetened</u>

 Beverages as set forth in this Section 4.20. These prohibitions on advertising shall only apply to those leases, permits, or agreements entered into, renewed, or materially amended from and after the effective date of the ordinance establishing the prohibition.
- (d) City property used for operation of a restaurant, concert or sports venue, or other facility or event where the sale, production, or consumption of alcoholic beverages is permitted, shall be exempt from the alcoholic beverage advertising prohibition in subsections (a) through (c) above, and City property used for operation of a restaurant, concert or sports venue, or other facility or event where the sale or production of Sugar Sweetened Beverages is permitted, shall be exempt from the Sugar Sweetened Beverage advertising prohibition in subsections (a) through (c) above, but either of the prohibitions may be made applicable by lease, permit, or agreement.
 - (e) For purposes of this Section 4.20,

- (2) Milk alternatives, including but not limited to non-dairy creamers or beverages

 primarily consisting of plant-based ingredients (such as soy, rice, or almond milk products), regardless

 of sugar content.
- (3) Any beverage that contains solely 100 percent Natural Fruit Juice, Natural Vegetable

 Juice, or combined Natural Fruit Juice and Natural Vegetable Juice.
- (4) Any product sold for consumption by infants, which is commonly referred to as "infant formula," or any product whose purpose is infant rehydration.
 - (5) Medical Food.
- (6)—Any product designed as supplemental, meal replacement, or sole-source nutrition that includes proteins, carbohydrates, and multiple vitamins and minerals.
- (7)—Any product sold in liquid form designed for use as an oral nutritional therapy for persons who may have a limited ability to absorb or metabolize dietary nutrients from traditional food or beverages.
 - (8) Any product sold in liquid form designed for use for weight reduction.

Section 2. Effective Date. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance.

Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal Code that are explicitly shown in this ordinance as additions, deletions, Board amendment

- 1	
1	additions, and Board amendment deletions in accordance with the "Note" that appears under
2	the official title of the ordinance.
3	
4	
5	APPROVED AS TO FORM:
6	APPROVED AS TO FORM: DENNIS J. HERRERA, City Attorney
7	By: Junnesca Lessue
8	FRANCESCA GESSNER Deputy City Attorney
9	n:\legana\as2015\1600082\01047389.docx
10	
11	
12	
13	
14	
15	
16	1
17	
18	
19	
20	
21	
22	
23	
24	

Supervisor Cohen BOARD OF SUPERVISORS

25

LEGISLATIVE DIGEST

[Administrative Code - Advertising Sugar-Sweetened Beverages on City Property]

Ordinance amending the Administrative Code to remove prohibition on the advertising of sugar-sweetened beverages on City property.

Existing Law

City law generally prohibits the advertising of cigarettes or tobacco products, alcoholic beverages, and Sugar-Sweetened Beverages ("SSBs") on City property, subject to certain exceptions.

Amendments to Current Law

The proposed legislation would remove the prohibition on advertising SSBs on City property, as well as the accompanying exceptions that apply to SSBs. The legislation would also clarify that the existing prohibition on advertising cigarettes or tobacco products or alcoholic beverages applies to the placement of the name of a company producing such products or the name of such a product, but does not apply to the name of a company that only sells or distributes such products (*i.e.*, a grocery store). The ordinance would also remove an exception for certain types of messages pertaining to cigarettes or tobacco products or alcoholic beverages.

n:\legana\as2015\1600082\01048366.doc

Youth Commission

City Hall ~ Room 345 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102~4532



(415) 554-6446 (415) 554-6140 FAX www.sfgov.org/youth_commission

YOUTH COMMISSION MEMORANDUM

TO:

Honorable Mayor Edwin M. Lee

Honorable Members, Board of Supervisors

CC:

Angela Calvillo, Clerk of the Board of Supervisors

Hydra Mendoza, Mayor's Families & Children's Advisor

Nicole Wheaton, Mayor's Legislative Director and Commission & Board Liaison

Maria Su, Director, Department of Children, Youth, and their Families

FROM: DATE:

2015-2016 Youth Commission Tuesday, November 17, 2015

RE:

Seven Youth Commission actions at the November 16, 2015 meeting: Support BOS File Numbers 151082, 151077, 150868, 150940, 150944, 151109; Election

of District 7 commissioner, Jessica Calderon as YC Media and Outreach Officer

At our regular meeting of Monday, November 16, 2015, the Youth Commission voted to support BOS file no. 150940 [Charter Amendment - Park, Recreation and Open Space Fund] with comment and recommendation. Youth Commissioners shared recommendations regarding the need for equity in park funding, attention to park safety, and reopening resources available by only by reservation or rental under the current revenue-generating needs of the department. A full record of their response is available in 1516-RBM-08.

The Youth Commission also voted to support BOS file no. 150944 [Administrative Code – Establishing the Safer Schools Sexual Assault Task Force] with comment and recommendation. A full record of their response is available in 1516-RBM-09.

The Youth Commission also voted to support BOS file numbers 151109 [Establishing the SoMA Pilipinas – Filipino Cultural Heritage District in San Francisco]; 151082 [Health Code - Amendment to Sugar-Sweetened Beverage Warning Ordinance]; 151077 [Administrative Code - Advertising Sugar-Sweetened Beverages on City Property]; 150868 [Edgewood Center for Children and Families Psychiatric Facility Designation Agreement]. Records of their responses are available in 1516-RBM-10, 1516-RBM-05, 1516-RBM-06, 1516-RBM-07.

.

Finally, the Youth Commission elected District 7 Youth Commissioner, Jessica Calderon, as Communications and Outreach Officer.

Please do not hesitate to contact Youth Commissioners or Youth Commission staff (415) 554-6446 with any questions. Thank you.

1516-RBM-06

Youth Commission

City Hall ~ Room 345 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4532



(415) 554-6446 (415) 554-6140 FAX www.sfgov.org/youth_commission

YOUTH COMMISSION

MEMORANDUM

TO:

Alisa Somera, Assistant Clerk, Land Use and Transportation Committee

FROM:

Youth Commission

DATE:

Tuesday, November 17, 2015

RE:

Referral response to BOS Files No. 151077

At our **Monday, November 16, 2015 meeting**, the Youth Commission voted to support the following motion:

To support BOS File No. 151077 – Ordinance amending the Administrative Code to remove prohibition on the advertising of sugar-sweetened beverages on City property.

Youth Commissioners thank the Board of Supervisors for their attention to issue of curbing sugar-sweetened beverage consumption, and look forward to working with members of the Board to continue to explore solutions. If you have any questions, please contact our office at (415) 554-6446, or your Youth Commissioner.

Chair, Luis Avalos-Nunez

Adopted on November 16, 2015

2015-2016 San Francisco Youth Commission

BOS-11, PSNS, LTI

Dep crty catty, COB;

City Hall Leg Dep., many

1 Dr. Carlton B. Goodlett Place, Room 244 of free
San Francisco 94102-4689

Tel. No. 554-7630

Tel. No. 554-7630 Fax No. 554-7634 TDD/TTY No. 544-5227

Til 151077

President, District 5 BOARD of SUPERVISORS



London Breed

	PRESIDENTIAL.	ACTION	1	• • • • • • • • • • • • • • • • • • • •
Date:	11/2/2015		8.7	00 E
То:	Angela Calvillo, Clerk of the Board	l of Supervisors		
Madam Cl Pursuant t	erk, o Board Rules, I am hereby:			The second secon
	Waiving 30-Day Rule (Board Rule No. 3	1.23)·		
	File No.	(Primary Sponsor)	·	
×	Title. Transferring (Board Rule No. 3.3)		2	
	File No. 151077	Cohen (Primary Sponsor)		
	Title. Ordinance amending the	Administrative Code	L	
	From: Public Safety & Neighbo	orhood Services	Committee	
	To: Land Use & Transportat	ìon	Committee	
. 🗆	Assigning Temporary Committee I	Appointment (Board Ru	le No. 3.1)	
	Supervisor	· 		
	Replacing Supervisor			
	For:	/Camadaga N		Meeting
	(Date)	(Committee)		

London Breed, President Board of Supervisors

BOARD of SUPERVISORS

No Comment

Recommendation Attached

TO:

Youth Commission



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

Chairperson, Youth Commission

MEMORANDUM

FROM:	Angela Calvillo, Clerk of the Board
DATE:	November 3, 2015
SUBJECT:	REFERRAL FROM BOARD OF SUPERVISORS
Commission recommenda	f Supervisors has received the following, which at the request of the Youth is being referred as per Charter Section 4.124 for comment and ation. The Commission may provide any response it deems appropriate as from the date of this referral.
File No. 151	077
	amending the Administrative Code to remove prohibition on the of sugar-sweetened beverages on City property.
	n this cover sheet with the Commission's response to Alisa Somera, lerk, Land Use and Transportation Committee.
RESPONSE	FROM YOUTH COMMISSION Date:

Major, Erica (BOS)

∵om:

Major, Erica (BOS)

Sent:

Tuesday, November 03, 2015 4:33 PM

To:

Carpenter, Adele

Cc:

Guzman, Monica (BOS); Lu, Allen

Subject:

REFERRAL YC (151077) Administrative Code - Advertising Sugar-Sweetened Beverages on

City Property

Attachments:

151077 YC.pdf

Greetings,

Attached is a referral for the Youth Commission for comment and recommendation. Please forward your response to me as soon as it is available.

Best.

Erica Major

Assistant Committee Clerk

Board of Supervisors 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244 San Francisco, CA 94102

Phone: (415) 554-4441 | Fax: (415) 554-5163 <u>Erica.Major@sfgov.org</u> | www.sfbos.org



Click <u>here</u> to complete a Board of Supervisors Customer Service Satisfaction form.

The Legislative Research Center provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors website or in other public documents that members of the public may inspect or copy.

BOARD of SUPERVISORS



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

MEMORANDUM

TO:

Regina Dick-Endrizzi, Director

Small Business Commission, City Hall, Room 448

FROM:

Erica Major, Assistant Committee Clerk, Board of Supervisors

DATE:

November 3, 2015

SUBJECT:

REFERRAL FROM BOARD OF SUPERVISORS

Land Use and Transportation Committee

The Board of Supervisors' Land Use and Transportation Committee has received the following substitute legislation, which is being referred to the Small Business Commission for comment and recommendation. The Commission may provide any response it deems appropriate within 12 days from the date of this referral.

File No. 151077

Ordinance amending the Administrative Code to remove prohibition on the advertising of sugar-sweetened beverages on City property.

Please return this cover sheet with the Commission's response to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

**************************************	!ESS COMMISSION - Date:
No Comment	
Recommendation Attached	
	Chairmaraan Small Business Commission

Major, Erica (BOS)

≀om:

Major, Erica (BOS)

Sent:

Tuesday, November 03, 2015 4:44 PM

To:

Dick-Endrizzi, Regina (ECN)

Cc:

Somera, Alisa (BOS)

Subject:

REFERRAL SBC (151077) Administrative Code - Advertising Sugar-Sweetened Beverages on

City Property

Attachments:

151077 SBC.pdf

Greetings:

This matter is being referred to the Small Business Commission for comment and recommendation. Please forward the Commission's response as soon as it is available.

Best,

Erica Major

Assistant Committee Clerk

Board of Supervisors 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244 San Francisco, CA 94102 Phone: (415) 554-4441 | Fax: (415) 554-5163 Erica.Major@sfgov.org | www.sfbos.org



Dick here to complete a Board of Supervisors Customer Service Satisfaction form.

The Legislative Research Center provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors website or in other public documents that members of the public may inspect or copy.

BOARD of SUPERVISORS



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

MEMORANDUM

TO:

Mohammed Nuru, Director, Public Works

Nicole Elliott, Mayor's Office

FROM:

Erica Major, Assistant Committee Clerk, Government Audit and Oversight

Committee, Board of Supervisors

DATE:

November 3, 2015

SUBJECT:

LEGISLATION INTRODUCED

The Board of Supervisors' Land Use and Transportation Committee has received the following proposed legislation, introduced by Supervisor Cohen on October 20, 2015:

File No. 151077

Ordinance amending the Administrative Code to remove prohibition on the advertising of sugar-sweetened beverages on City property.

If you have any comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

C:

Todd Rydstrom, Office of the Controller Crezia Tano, Office of Economic and Workforce Development

Major, Erica (BOS)

rom:

Major, Erica (BOS)

Sent:

Tuesday, November 03, 2015 4:44 PM

To: Cc: Nuru, Mohammed (DPW); Elliott, Nicole (MYR) Rydstrom, Todd (CON); Tano, Crezia (ECN)

Subject:

REFERRAL FYI (151077) Administrative Code - Advertising Sugar-Sweetened Beverages on

City Property

Attachments:

151077 FYI.pdf

Greetings:

This matter is being forwarded to your department for informational purposes. If you have any comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

Thank you.

Erica Maior

Assistant Committee Clerk

Board of Supervisors 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244 San Francisco, CA 94102 Phone: (415) 554-4441 | Fax: (415) 554-5163 Erica.Major@sfgov.org | www.sfbos.org



Click <u>here</u> to complete a Board of Supervisors Customer Service Satisfaction form.

The Legislative Research Center provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors website or in other public documents that members of the public may inspect or copy.

Bos-11 Cors Leg. Dop Org. File

President, District 5 BOARD of SUPERVISORS



City Hall 1 Dr. Carlton B. Goodlett Place, Room 244 San Francisco 94102-4689 Tel. No. 554-7630 Fax No. 554-7634 TDD/TTY No. 544-5227

London Breed

			1	
	PRESIDENTIA	AL ACTION		205
Date:	11/12/2015			•
To:	Angela Calvillo, Clerk of the Bo	oard of Supervisors		
Madam Cl				
Pursuant t	o Board Rules, I am hereby:			•
\boxtimes	Waiving 30-Day Rule (Board Rule)	No. 3.23)		
	File No. 151077	Cohen		
		(Primary Sponsor)		
	Title. Ordinance amending	the Administrative Code	Ì a	
. 🗆	Transferring (Board Rule No. 3.3)			
	File No.			
		(Primary Sponsor)		
	Title.		_	
3	From:		_ Committee	
	То:		_Committee	
	Assigning Temporary Committee	ee Appointment (Board Ru	ıle No. 3.1)	
	Supervisor			•
	Replacing Supervisor	*		
	For:			_Meeting
	(Date)	(Committee)		

London Breed, President Board of Supervisors

BOS-11, PSNS, LM

Dep cry arty, (OB)

City Hall Leg Dep., manor

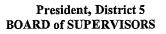
1 Dr. Carlton B. Goodlett Place, Room 244

San Francisco 94102-4689

Tel. No. 554-7630

Til 151077 Tel. No. 554-7630

Fax No. 554-7634 TDD/TTY No. 544-5227





London Breed

	PRESIDENTIAL ACTION	1.5 ± 2.5
Date:	11/2/2015	A GE
То:	Angela Calvillo, Clerk of the Board of Supervisors	
Madam Cl Pursuant t	erk, o Board Rules, I am hereby:	
	Waiving 30-Day Rule (Board Rule No. 3.23)	
	File No(Primary Sponsor) Title.	
☒	Transferring (Board Rule No. 3.3) File No. 151077 Cohen (Primary Sponsor)	
	Title. Ordinance amending the Administrative Code From: Public Safety & Neighborhood Services Committee	
· П	To: Land Use & Transportation Committee Assigning Temporary Committee Appointment (Board Rule No. 3.1)	
_	Supervisor	
	Replacing Supervisor	
	For: (Committee)	Meeting

London Breed, President Board of Supervisors



Introduction Form

By a Member of the Board of Supervisors or the Mayor

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

Time stamp or meeting date

	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 inquires"
	5. City Attorney request.
	6. Call File No. from Committee.
	7. Budget Analyst request (attach written motion).
	8. Substitute Legislation File No.
	9. Reactivate File No.
	10. Question(s) submitted for Mayoral Appearance before the BOS on
	se check the appropriate boxes. The proposed legislation should be forwarded to the following: Small Business Commission Planning Commission Building Inspection Commission For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative Form.
Cohe	
L	
Subje	
Admi	nistrative Code - Advertising Sugar-Sweetened Beverages on City Property
The t	ext is listed below or attached:
Attac	hed // /
	Signature of Sponsoring Supervisor:
For C	Clerk's Use Only: