



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, March 29, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND,
MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfgbos.org

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

Budget and Finance Sub-Committee
Supervisors Chu, Mirkarimi, Kim

City and School District Select Committee
Supervisors Cohen, Avalos, Chu, Fewer, Maufas, Norton

City Operations and Neighborhood Services Committee
Supervisors Avalos, Mar, Elsbernd

Government Audit and Oversight Committee
Supervisors Campos, Farrell, Chiu

Land Use and Economic Development Committee
Supervisors Mar, Cohen, Wiener

Public Safety Committee
Supervisors Mirkarimi, Cohen, Campos

Rules Committee
Supervisors Kim, Elsbernd, Farrell

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

2nd and 4th Thursday
3:30 PM

2nd and 4th Monday
10:00 AM

2nd and 4th Thursday
10:00 AM

Monday
1:00 PM

1st and 3rd Thursday
10:30 AM

1st and 3rd Thursday
1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Meeting Procedures

Board procedures do not permit: 1) persons in the audience at a Board meeting 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; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

**翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719**

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, 5, 21, 47, 49, 71, 71L, J, K, L, M, N, T (exit at Van Ness Station). MUNI bus lines also serving the area are the 6, 7, and 9 San Bruno. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

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 by mail 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 printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 6

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

1. [110169](#) **[Appointment, Transbay Joint Powers Authority - Carter R. Rohan]**
Resolution confirming the appointment of Carter R. Rohan, R. A., to serve on the Transbay Joint Powers Authority as an Alternate Member for Nathaniel P. Ford, Sr. (Municipal Transportation Agency)

Attachments: [Board Packet 032911](#)
[Comm Packet 031711](#)
[Board Packet 032911](#)

Question: Shall this Resolution be ADOPTED?

2. [110067](#) **[Appointments, Shelter Monitoring Committee - Judy Kerns, Amanda Colson Heier, Maxine Pauson, and Will Daley]**

Motion appointing Judy Kerns, Amanda Colson Heier, Maxine Pauson, and Will Daley, terms ending November 23, 2012, to the Shelter Monitoring Committee. (Clerk of the Board)

Attachments: [Comm Packet 020311](#)
[Comm Packet 031711](#)
[Legislation Ver1](#)
[Board Packet 032911](#)

Question: Shall this Motion be APPROVED?

3. [110219](#) **[Appointment, Citizens' General Obligation Bond Oversight Committee - Thea Selby]**

Motion appointing Thea Selby, term ending November 21, 2012, to the Citizen's General Obligation Bond Oversight Committee. (Clerk of the Board)

Attachments: [Comm Packet 031711](#)
[Legislation Ver1](#)
[Board Packet 032911](#)

Question: Shall this Motion be APPROVED?

4. [110267](#) **[Appointment, Assessment Appeals Board No. 1 - Mark Watts]**

Motion appointing Mark Watts, term ending September 3, 2012, to Assessment Appeals Board No. 1. (Clerk of the Board)

Attachments: [Comm Packet 031711](#)
[Legislation Ver1](#)
[Board Packet 032911](#)

Question: Shall this Motion be APPROVED?

5. [110272](#) **[Appointment, Assessment Appeals Board No. 2 - Mervin Conlan, and Joyce Lewis]**

Motion appointing Mervin Conlan, term ending September 2, 2013, and Joyce Lewis, term ending September 3, 2012, to Assessment Appeals Board No. 2. (Clerk of the Board)

Attachments: [Comm Packet 031711](#)
[Legislation Ver1](#)
[Board Packet 032911](#)

Question: Shall this Motion be APPROVED?

- 6. [110306](#) **[Appointments, Veterans Affairs Commission - Eduardo Ramirez, John Caldera, Edwin Wilkerson, Stephen Noetzel, and Regaldo Baldonado]**
 Motion appointing Eduardo Ramirez, John Caldera, Edwin Wilkerson, Stephen Noetzel, and Regaldo Baldonado, terms ending January 31, 2015, to the Veterans Affairs Commission. (Clerk of the Board)

Attachments: [Comm Packet 031711](#)
[Legislation Ver1](#)
[Board Packet 032911](#)

Question: Shall this Motion be APPROVED?

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

- 7. [100962](#) **[Appropriating \$1,300,000 of General Fund Reserve - Ethics Commission Public Election Campaign Finance Fund for FY2010-2011]**
Sponsors: Avalos; Mirkarimi and Campos
 Ordinance appropriating \$1,300,000 of General Fund Reserve for the Ethics Commission in the Public Election Campaign Finance Fund for FY2010-2011.

(Fiscal Impact.)
 (Supervisors Chu and Wiener dissented in Committee.)

Attachments: [Comm Packet 030911](#)
[Budget Analyst 030911](#)
[Board Packet 031511](#)
[Board Packet 032911](#)

03/15/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

From the Budget and Finance Sub-Committee Without Recommendation

Present: Supervisors Chu, Mirkarimi, Kim

8. [110184](#) **[De-Appropriating \$15,479,251 of Market Rate Bond Proceeds and Re-Appropriating to Below Market Rate - Seismic Safety Loan Program - FY2010-2011]**

Sponsor: Mayor

Ordinance de-appropriating \$15,479,251 of Market Rate General Obligation Bond Proceeds, Series 2007A, and re-appropriating \$15,479,251 to the Below Market Rate Seismic Safety Loan Program in the Mayor's Office of Housing for FY2010-2011 and maintaining on Controller's reserve the appropriation equal to the unsold portion of the bonds.

(Fiscal Impact.)

Attachments: [Legislation ver1](#)

[Comm Packet 031611](#)

[Board Packet 032211](#)

[Board Packet 032911](#)

03/22/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

From the City Operations and Neighborhood Services Committee Without Recommendation

Present: Supervisors Avalos, Elsbernd

9. [110283](#) **[Urging Avalon Bay Communities to Utilize Sub-Contractors that Compensate Workers Consistent with Area Standard Wages]**

Sponsor: Avalos

Resolution encouraging Avalon Bay Communities to sub-contract all carpentry crafts to a responsible contractor that pays area standard wages and benefits and has a State of California certified apprenticeship program and journeyman upgrade training.

Attachments: [Legislation_Ver1](#)

[Comm Packet 031411f](#)

[Board Packet 031511](#)

[Board Packet 032911](#)

03/15/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

10. [110024](#) [Planning Code - Zoning Map Amendment - Correction to Market and Octavia Area Plan Zoning]

Sponsor: Mirkarimi

Ordinance amending Zoning Map Sheet No. 2 of the San Francisco Planning Code to include parcels inadvertently excluded from the Zoning Map amendment adopted to implement the Market and Octavia Plan (Ordinance No. 72-08) affecting the area roughly bounded by a line beginning at the intersection of Buchanan and Fell Street, continuing northwest, thence northeast on Grove Street, continuing northwest at Laguna Street, thence heading northeast on Turk Street, continuing southeast at Franklin Street, thence continuing southwest at Fell Street to the starting point at the intersection of Buchanan Street, to eliminate use districts within the Market and Octavia Plan Area and replace them with revised use districts, consistent with those proposed in the Market and Octavia Area Plan; and making various findings, including CEQA findings and findings of consistency with the General Plan and Planning Code Section 101.1.

- Attachments:** [Legislation_Ver1](#)
[Leg_Digest_Ver1](#)
[Response_PLN_021911](#)
[Comm_Packet_030711](#)
[Board_Packet_031511](#)
[Board_Packet_032211](#)
[Board_Packet_032911](#)

03/15/2011; CONTINUED ON FIRST READING.

03/22/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Kim, Farrell

11. [110117](#) **[Administrative Code - Publication Requirements]**

Sponsor: Mirkarimi

Ordinance amending San Francisco Administrative Code Section 2.97 to define "Summary" for the purpose of publishing "Public Notices."

Attachments: [Legislation Ver1](#)

[Comm Packet 030311](#)

[Board Packet 031511](#)

[Board Packet 032211](#)

[Board Packet 032911](#)

03/15/2011; CONTINUED ON FIRST READING.

03/22/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

12. [110256](#) **[Opposing Elimination of Adult Day Health Center Programs]**
Sponsors: Kim; Avalos, Mar, Campos, Mirkarimi and Chiu
Resolution opposing the proposed elimination of Medi-Cal funding for Adult Day Health Center programs in the State of California.

(Supervisor Chu dissented in committee.)
Attachments: [Legislation_Ver1](#)
[Board_Packet_030811](#)
[Comm_Packet_032311](#)
[Board_Packet_032911](#)

03/08/2011; REFERRED to the Budget and Finance Committee.

Question: Shall this Resolution be ADOPTED?

13. [110284](#) **[Ten Year Capital Expenditure Plan - FYs 2012-2021]**
Sponsors: Mayor; Chiu
Resolution adopting the City's ten year capital expenditure plan for FYs 2012-2021.

(Fiscal Impact.)
Attachments: [Legislation_Ver1](#)
[Comm_Packet_032311](#)
[Board_Packet_032911](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Mirkarimi, Kim

14. [110236](#) **[Accept and Expend Grant - Buffer Zone Protection Program - \$579,090]**
Sponsor: Elsbernd
Resolution authorizing the Department of Emergency Management, for the City and County of San Francisco, as fiscal agent for the Bay Area region, to retroactively accept and expend a FY2008 Buffer Zone Protection Program Grant in the amount of \$579,090 from the U.S. Department of Homeland Security through the California Emergency Management Agency to fund critical planning and infrastructure protection needs.

Attachments: [Legislation Ver1](#)
[Comm Packet 032311](#)
[Board Packet 032911](#)

Question: Shall this Resolution be ADOPTED?

15. [110237](#) **[Approval of TEFRA Hearing for Issuance of Tax-Exempt Revenue Bonds - Episcopal Senior Communities - Not to Exceed \$120,000,000]**
Sponsor: Farrell
Resolution approving the issuance of tax-exempt revenue bonds, by the ABAG Finance Authority for Nonprofit Corporations, for purposes of Section 147(f) of the Internal Revenue Code in an aggregate principal amount not to exceed \$120,000,000 to finance and refinance various capital facilities owned by Episcopal Senior Communities.

Attachments: [Legislation Ver1](#)
[Comm Packet 032311](#)
[Board Packet 032911](#)

Question: Shall this Resolution be ADOPTED?

16. [110240](#) **[Accept and Expend Grant - Electric Vehicle Charging Equipment - \$251,000]**
Sponsor: Mayor
Resolution authorizing the San Francisco Department of the Environment to accept forty seven (47) electric vehicle chargers and three (3) years of service from Coulomb Technologies, Inc., as a sub-award under Grant DE-EE0003391 using Federal Recovery Act Funds from the U.S. Department of Energy to Coulomb for these purposes.

Attachments: [Legislation Ver1](#)
[Comm Packet 032311](#)
[Board Packet 032911](#)

Question: Shall this Resolution be ADOPTED?

17. [110286](#) **[Accept and Expend Grant - San Francisco Bridge to Success Program - \$3,000,000]**

Sponsor: Mayor

Resolution authorizing the Department of Children, Youth and Families to retroactively accept and expend grant funding in the amount of \$3,000,000 from the Bill and Melinda Gates Foundation to fund the San Francisco Bridge to Success Program, a partnership between the City and County of San Francisco, City College of San Francisco, and the San Francisco Unified School District, to double the number of low income youth who earn post-secondary credentials by age 26 for the period of August 13, 2010, through August 31, 2013.

Attachments: [Legislation Ver1](#)

[Comm Packet 032311](#)

[Board Packet 032911](#)

Question: Shall this Resolution be ADOPTED?

18. [110287](#) **[Equipment Lease - 2011 Finance Corporation Equipment Program - Revenue Bonds - Not to Exceed \$16,500,000]**

Sponsor: Mayor

Resolution approving the form of and authorizing execution and delivery by the City and County of San Francisco of an Equipment Lease Supplement No. 17 (Series 2011A Bonds) between the City and County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee, with respect to certain equipment to be used for city purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of lease revenue bonds by said nonprofit corporation in an amount not to exceed \$16,500,000; approving the form of the official statement and the distribution thereof in preliminary and final form; providing for reimbursement to the City and County of San Francisco of certain city expenditures incurred prior to the issuance of lease revenue bonds; and providing for the execution of documents in connection therewith.

(Fiscal Impact.)

Attachments: [Legislation ver1](#)

[Comm Packet 032311](#)

[Board Packet 032911](#)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

19. [101053](#) [Planning Code - Zoning - Establishing Consistent Setback, Street Frontage, Off-Street Parking, and Other Planning Code Requirements and Procedures Across Various Use Districts]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Planning Code by amending Sections 124, 132.2, 136, 144, 145, 145.1, 145.5, 150, 151.1, 155, 161, 186, 206.3, 209.8, 210.3, 212, 231, 243, 253, 253.2 and 307, and by repealing Sections 175.1, 175.2, 175.3, 175.4, 175.5, 209.10, and 249.26 to: 1) create comprehensive and consistent street frontage controls for residential districts; 2) create consistent ground floor controls for industrial districts; 3) permit certain small corner commercial uses in RM-3 and RM-4 districts; 4) modify floor area ratio controls in the Van Ness Special Use District; 5) modify conditional use requirements for buildings over 40 feet in RM and RC districts; 6) amend the procedure for granting exceptions from off-street parking and loading requirements; 7) allow parking and loading exceptions to preserve historic buildings and landmark trees; 8) make certain Planning Code controls consistent across C-3 Districts; and 9) streamline language and correct out-of-date Code references; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

- Attachments:** [Legislation Ver1](#)
[Leg Digest Ver1](#)
[Response PLN 092010](#)
[Response SBC 120110](#)
[Comm Packet 121310](#)
[Response PLN 121310](#)
[Response PLN 012511](#)
[Legislation Ver2](#)
[Leg Digest Ver2](#)
[Response Fire 030911](#)
[Comm Packet 032111](#)
[Board Packet 032911](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. [110010](#) **[Planning Code - Zoning - NC-3 District of Fillmore Street between Bush and McAllister Streets]**

Sponsor: Mirkarimi

Ordinance: 1) amending Section 145.4 of the San Francisco Planning Code to require active ground-floor commercial uses in properties fronting on Fillmore Street between Bush and McAllister Streets in the NC-3 District; and 2) adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Attachments: [Legislation_Ver1](#)

[Leg_Digest_Ver1](#)

[Response_PLN_011411](#)

[Response_PLN_030911](#)

[Legislation_Ver2](#)

[Leg_Digest_Ver2](#)

[Comm_Packet_032111](#)

[Board_Packet_032911](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. [110114](#) **[Environment Code - Yellow Pages Distribution Pilot Program]**

Sponsors: Chiu; Mar, Mirkarimi, Wiener and Cohen

Ordinance adding Chapter 20 to the Environment Code to establish a three-year pilot program to reduce waste in the distribution of Yellow Pages phone directories to private residences and businesses in San Francisco, and to reduce neighborhood blight, by restricting distribution to circumstances where: 1) there is personal delivery of the directory to a human being, 2) there has been a request for delivery of the directory to the residence or business, or 3) directories are maintained for pick-up at a distribution center or business open to the public; mandating a public outreach program to educate the public about the environmental harms associated with excessive distribution of Yellow Pages phone directories, develop and publicize alternatives to private possession of such directories, and inform the public of the option and means of obtaining such directories; and making environmental findings.

Attachments: [Legislation_Ver1](#)

[Leg_Digest_Ver1](#)

[Response_PLN_021011](#)

[Response_SBC_022811](#)

[Legislation_Ver2](#)

[Leg_Digest_Ver2](#)

[Comm_Packet_032111](#)

[Legislation_Ver3](#)

[Leg_Digest_Ver3](#)

[Board_Packet_032911](#)

Question: Shall this Ordinance be PASSED ON FIRST READING?

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

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.

22. [110261](#) [Public Hearing - Appeal of Final Environmental Impact Report - 350 Mission Street Project]

Hearing of persons interested in or objecting to the decision of the Planning Commission's February 10, 2011, Certification of a Final Environmental Impact Report identified as Planning Case No. 2006.1524E, through its Motion No. 18265, for the proposed 350 Mission Street Project. (Appellant: Alex DeGood, on behalf of the owners of 50 Beale Street).

(Filed March 2, 2011; Companion File Nos. 110262,110263,110264.)

Attachments: [Board Packet 032911](#)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

23. [110262](#) [Affirming Certification of 350 Mission Street Project Final Environmental Impact Report]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the 350 Mission Street Project.

Attachments: [Legislation Ver1](#)

[Board Packet 032911](#)

Question: Shall this Motion be APPROVED?

24. [110263](#) **[Reversing Certification of 350 Mission Street Project Final Environmental Impact Report]**
Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 350 Mission Street Project.

Attachments: [Legislation Ver1](#)
[Board Packet 032911](#)

Question: Shall this Motion be APPROVED?

25. [110264](#) **[Preparation of Findings to Reverse Certification of 350 Mission Street Project Final Environmental Impact Report]**
Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 350 Mission Street Project.

Attachments: [Legislation Ver1](#)
[Board Packet 032911](#)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

26. [110206](#) **[Public Hearing - Appeal of Final Environmental Impact Report - Parkmerced Project]**
Hearing of persons interested in or objecting to the decision of the Planning Commission's February 10, 2011, Certification of a Final Environmental Impact Report identified as Planning Case No. 2008.0021E, through its Motion No. 18629, for the proposed Parkmerced Project located at 3711-19th Avenue. (Appellants: Julian P. Lagos, on behalf of Coalition to Save Parkmerced, Filed March 1, 2011; Healani Ting, on behalf of Parkmerced Action Coalition, Filed March 2, 2011; Bernard Choden, on behalf of San Francisco Tomorrow, Filed March 2, 2011; and Maria Elena Guerrero Engber, Filed March 2, 2011).

(Filed March 1 and 2, 2011; Companion to File Nos. 110207, 110208, 110209.)

Attachments: [Board Packet 032911](#)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

27. [110207](#) **[Affirming Certification of Parkmerced Project Final Environmental Impact Report]**

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Parkmerced Project.

Attachments: [Legislation Ver1](#)

[Board Packet 032911](#)

Question: Shall this Motion be APPROVED?

28. [110208](#) **[Reversing Certification of Parkmerced Project Final Environmental Impact Report]**

Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the Parkmerced Project.

Attachments: [Legislation Ver1](#)

[Board Packet 032911](#)

Question: Shall this Motion be APPROVED?

29. [110209](#) **[Preparation of Findings to Reverse Certification of Parkmerced Project Final Environmental Impact Report]**

Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the Parkmerced Project.

Attachments: [Legislation Ver1](#)

[Board Packet 032911](#)

Question: Shall this Motion be APPROVED?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

Items 30 through 33

30. [110317](#) **[Apply for Grants - Caltrans Transportation Planning]**
Sponsors: Mayor; Wiener
Resolution authorizing the San Francisco Planning Department to apply for planning grants from the California Department of Transportation (Caltrans).
Attachments: [Legislation Ver1](#)
[Board Packet 032911](#)
- 03/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.
03/24/2011; TRANSFERRED to the Board of Supervisors.
- Question: Shall this Resolution be ADOPTED?**
31. [110353](#) **[Multifamily Housing Revenue Indebtedness - Not to Exceed \$41,000,000]**
Sponsor: Cohen
Resolution declaring the intent of the City and County of San Francisco (City) to: 1) reimburse certain expenditures from proceeds of future indebtedness; 2) authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocations Committee (CDLAC) for an allocation of indebtedness (Allocation) in an aggregate principal amount not to exceed \$41,000,000 for Hunters View Phase IA; 3) authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; 4) authorizing the Director to certify to CDLAC that the City has on deposit the required amount; 5) authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to use such Allocation; 6) approving, for purposes of the Internal Revenue Code of 1986, as amended, the execution and delivery of a mortgage revenue note by the City in an aggregate principal amount not to exceed \$41,000,000; 7) authorizing and directing the execution of any documents necessary to implement this Resolution; and 8) ratifying and approving any action heretofore taken in connection with the Project as defined herein and the Application as defined herein.
Attachments: [Legislation Ver1](#)
[Board Packet 032911](#)
- 03/22/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

32. [110354](#) [Extension of 30 Days for Planning Commission Review - Self-Service Restaurants]

Sponsor: Mirkarimi

Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance amending the San Francisco Planning Code by amending Sections 710, 730, 733A, 733A.1, 790.90, 790.91, and 790.102 to: 1) increase the maximum use size for Small Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district and eliminate the limit on the number of seats; 2) increase the minimum size for Large Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district; 3) principally permit Small Self-Service Restaurants and Video Stores in Neighborhood Commercial Cluster (NC-1) and Neighborhood Commercial Transit Cluster (NCT-1) Districts; 4) conditionally permit Large Self-Service Restaurants in the Inner Sunset Neighborhood Commercial District; 5) require that mechanical noise and vibration from Self-Service Restaurants be confined to the premises; and 6) remove the prohibition of on-site food preparation and cooking and reheating equipment in Retail Coffee Stores; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Attachments: [Legislation Ver1](#)
[Board Packet 032911](#)

03/22/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

33. [110355](#) [Protection of Safely Produced and Well Managed Youth Events]

Sponsor: Wiener

Resolution calling for the protection of safely produced and well managed youth events, including music oriented events, in the City and County of San Francisco.

Attachments: [Legislation Ver1](#)
[Board Packet 032911](#)

03/22/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

Questions on the For Adoption Without Committee Reference Agenda: _____

34. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED RESOLUTION

Proposed resolution received from March 15, 2011, through March 21, 2011, for reference by President to appropriate committee on March 29, 2011.

110304**[Mental Health Services Act FY2011-2012 I Plan Annual Update]**

Resolution authorizing adoption of the Mental Health Services Act FY2011-2012 Plan Update for community services and support, prevention and early intervention, workforce education and training, innovation, capital facilities and technological needs, and modification of the Mental Health Services Act Agreement with the California Department of Mental Health, Contract No. 07-77338-000, to include this Annual Update. (Public Health Department)

Attachments: [Legislation_Ver1](#)

03/16/2011; RECEIVED AND ASSIGNED to the City Operations and Neighborhood Services Committee.

110369 [Petitions and Communications]

Petitions and Communications received from March 15, 2011, through March 21, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on March 29, 2011.

From SafetyBeltSafe, USA, urging the Board of Supervisors to proclaim April 10 -16, 2011, as Safety Seat Checkup Week. (1)

From concerned citizens, submitting support for the Parkmerced project. File No. 110206, 9 letters (2)

*From concerned citizens, submitting opposition to the Parkmerced project. File No. 110206, approximately 135 letters (3)

From concerned citizens, submitting support for proposed legislation that bans the delivery of unwanted Yellow Pages in San Francisco. File No. 110114, 14 letters (4)

*From concerned citizens, submitting opposition to proposed legislation that bans the delivery of unwanted Yellow Pages in San Francisco. File No. 110114, 30 letters (5)

From Department of Public Health, submitting an information sheet regarding radiation concerns in San Francisco. (6)

From Department of Human Services Agency, submitting a line item summary of the resources allocated to District 11. (7)

From the Capital Planning Committee, regarding the proposed FY2012-2021 Capital Plan. File No. 110284, Copy: Each Supervisor, Budget and Finance Committee Clerk (8)

From Office of the Controller, submitting the FY2009-2010 Fire Department Audit Report concerning payroll expenditures. (9)

From Office of the Controller, regarding the Central Market Street/Tenderloin Area payroll expense tax exclusion. File No. 110155 (10)

From Department of Elections, regarding disclaimer requirements for local ballot measures. (11)

From T Mobile, submitting notification of three cellular antennas to be installed at 68 Garcia Avenue. (12)

From T Mobile, submitting notification of three cellular antennas to be installed at 297 States Street. (13)

From State Public Utilities Commission, submitting notice that PG&E has filed an application for recovery of costs of PG&E's Demand Response Programs for 2012-2014. Copy: Each Supervisor (14)

From Clerk of the Board, the following individuals have submitted a Form 700 Statement: (15)

Angela Calvillo, Clerk of the Board - annual
Severin Campbell, Budget Analyst - annual
Harvey Rose, Budget Analyst - annual
Matthew McOmber, LAFCo - assuming
Christiane Layton, LAFCo - assuming
Jennifer Gore, LAFCo - leaving

Madeline Miller, LAFCo - annual
Nancy Miller, LAFCo - annual
Daniel Calvert, LAFCo - annual

From Office of the Treasurer and Tax Collector, submitting their January 2011, Investment Report. (16)

From Office of the Controller, regarding authorization for the San Francisco Finance Corporation to issue lease revenue bonds. File No. 110287 (17)

From James Chaffee, regarding National Sunshine Week. (18)

From Miraloma Park Improvement Club, urging the Board to overturn the Planning Department's exemption from the proposed project at 795 Foerster Street. File No. 110044, Copy: Each Supervisor (19)

From State Fish and Game Commission, submitting notice of proposed emergency regulatory action relating to incidental take of Mountain yellow-legged frog. (20)

From State Fish and Game Commission, concerning emergency regulations on ocean salmon sport fishing. (21)

From Chantal Handley, regarding Sharp Park. (22)

From Aaron Goodman, regarding the upcoming Parkmerced hearing. File No. 110206 (23)

From SF Bay Conservation and Development Commission, regarding the Treasure Island Environmental Impact Report. Copy: Each Supervisor, Land Use Committee Clerk (24)

From Professor Glen Chase, submitting support to stop further installation of PG&E Wireless smart meters in San Francisco. (25)

From Karla McElroy, submitting support for continued funding of the Neighborhood Emergency Response Training program provided by the Fire Department. (26)

From Local 21, regarding the Redevelopment Agency. Copy: Each Supervisor (27)

From Brightline Defense Project, regarding proposed legislation that urges Avalon Bay Communities to utilize sub-contractors that compensate workers consistent with area standard wages. File No. 110283 (28)

From Claire Beven, regarding the sidewalk sitting ban. (29)

From David Tornheim, regarding retailers' duty to disclose specific absorption rate values from cell phones. File No. 101419 (30)

From State Department of Mental Health, regarding the community placement of a person committed as a sexually violent predator. Copy: Each Supervisor (31)

From concerned citizen, regarding shark fin soup. (32)

ADJOURNMENT