



City and County of San Francisco

Meeting Agenda

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

Land Use and Economic Development Committee

Members: Eric Mar, Malia Cohen, Scott Wiener

Clerk: Alisa Miller (415) 554-4447

Monday, October 22, 2012

1:00 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

AGENDA CHANGES

REGULAR AGENDA

- 110548** **[Planning Code - Uses, Signs, Building Features, Floor Area Ratio, Parking, and Compliance in Specified Use Districts]**
Sponsors: Chiu; Olague
Ordinance amending the San Francisco Planning Code by repealing Sections 136.2, 136.3, 158, 187, 249.15, 263.2, 263.3, 602.25, 602.26, 607.3, and 607.4 and amending various other Sections to: 1) increase the amount of principally permitted parking spaces for dwellings in RC-4 and C-3 Districts; 2) make off-street parking requirements in the Van Ness Special Use District and RC-3 Districts consistent with those of RC-4 Districts; 3) eliminate minimum parking requirements for the Chinatown Mixed Use Districts and North Beach Neighborhood Commercial Districts; 4) allow exceptions from required parking under specified circumstances; 5) amend the restrictions on off-street parking rates and extend them to additional zoning districts; 6) revise sign, awning, canopy and marquee controls in specified zoning districts; 7) increase the permitted use size for limited corner commercial uses in RTO and RM districts, and allow reactivation of lapsed limited commercial uses in R Districts; 8) revise the boundaries of and modify parking and screening requirements in the Washington-Broadway and Waterfront Special Use Districts; 9) modify controls for uses and accessory uses in Commercial and Residential-Commercial Districts; 10) permit certain exceptions from exposure and open space requirements for historic buildings; and 11) modify conformity requirements in various use districts; and 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 SBC 101311](#)

[Response PLN 040912](#)

[Response PLN 053112](#)

[Comm Packet 102212](#)

5/3/11; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

5/12/11; REFERRED TO DEPARTMENT.

8/25/11; RESPONSE RECEIVED.

10/13/11; RESPONSE RECEIVED.

4/9/12; RESPONSE RECEIVED.

5/31/12; RESPONSE RECEIVED.

9/6/12; REMAIN ACTIVE.

The Chair will entertain a request to divide Item No. 1 (File No. 110548), after which the Committee will consider recommendation of an ordinance that would amend Planning Code Section 231, to allow for greater size and depth from the corner for limited commercial uses in the Residential Transit Oriented Mission (RTO-M) District. If the Committee recommends such an ordinance, the Chair will entertain a motion to continue the remaining portions of File No. 110548 to the call of the Chair.

2. [120220](#) **[Planning Code - Signage Requirements for Privately-Owned Public Open Spaces]**

Sponsor: Chiu

Ordinance amending the San Francisco Planning Code to: 1) consolidate into Section 138 the requirements for privately-owned public open space; 2) create a new Zoning Administrator Bulletin that will contain detailed design and graphics requirements for the required informational plaques; and 3) make environmental findings, Planning Code Section 302 findings, and findings of consistency with General Plan and Planning Code Section 101.1.

Attachments: [Legislation Ver1](#)

[Leg Digest Ver1](#)

[Response PLN 031512](#)

[Response PLN 071112](#)

[Legislation Ver2](#)

[Leg Digest Ver2](#)

[Comm Packet 102212](#)

3/6/12; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

3/15/12; REFERRED TO DEPARTMENT.

3/15/12; RESPONSE RECEIVED.

7/11/12; RESPONSE RECEIVED.

10/2/12; SUBSTITUTED AND ASSIGNED to the Land Use and Economic Development Committee.

10/9/12; REFERRED TO DEPARTMENT.

3. [120882](#) **[Administrative Code - Board of Supervisors Review of Affordable Housing Trust Fund]**

Sponsor: Chiu

Ordinance amending the San Francisco Administrative Code by adding Section 1.60 to require the Mayor's Office of Housing and the Planning Department to report to the Board of Supervisors every five years on the implementation of Charter Section 16.110, the Affordable Housing Trust Fund Charter Amendment.

Attachments: [Legislation Ver1](#)

[Legislation Ver2](#)

[Leg Digest Ver2](#)

[Response PLN 101812](#)

[Comm Packet 102212](#)

9/4/12; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

9/14/12; REFERRED TO DEPARTMENT.

10/9/12; SUBSTITUTED AND ASSIGNED to the Land Use and Economic Development Committee.

10/18/12; REFERRED TO DEPARTMENT.

10/18/12; RESPONSE RECEIVED.

ADJOURNMENT

NOTE: Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the general plan amendments or planning code and zoning map amendments 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.

LEGISLATION UNDER THE 30-DAY RULE

NOTE: The following legislation will not be considered at this meeting. Board Rule 5.40 provides that when an Ordinance or Resolution is introduced which would CREATE OR REVISE MAJOR CITY POLICY, the Committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general, the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply URGE action to be taken.

120959**[Building Code - Fees and Permit Extensions]**

Ordinance amending the San Francisco Building Code Sections 106A.3.7, 106A.3.8.1, 106A.4.1, and 106A.4.4 to address permit expirations and extensions and Tables 1A-A, 1A-B, 1A-F, 1A-G, 1A-J, 1A-K, and 1A-L of Section 110A to modify various fees; and making environmental findings. (Building Inspection Department)

Attachments: [Legislation_Ver1](#)

[Leg_Digest_Ver1](#)

[Response_PLN_101112](#)

9/24/12; RECEIVED FROM DEPARTMENT.

10/2/12; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

10/10/12; REFERRED TO DEPARTMENT.

10/11/12; RESPONSE RECEIVED.

120966**[Administrative Code - Healthy Food Retailer Incentives Program]**

Sponsors: Mar; Olague

Ordinance amending the San Francisco Administrative Code by adding Chapter 59 (Sections 59.1-59.9) to establish a Healthy Food Retailer Incentives Program to oversee and coordinate the City's incentive and assistance programs for Healthy Food Retailers.

Attachments: [Legislation_Ver1](#)

[Leg_Digest_Ver1](#)

9/25/12; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

10/10/12; REFERRED TO DEPARTMENT.

120967 [Transportation, Police, and Business and Tax Regulations Codes - Motor Vehicles for Hire]**Sponsor: Wiener**

Ordinance: 1) amending the San Francisco Transportation Code, Division I, by: a) adding Section 1.4 confirming the transfer of jurisdiction over taxicabs to the San Francisco Municipal Transportation Agency (SFMTA) as originally memorialized in former Police Code Section 1075; b) adding Section 1.5, which is former Section 7.4 of the Transportation Code, requiring SFMTA to report quarterly to the Board of Supervisors on its progress increasing and improving taxi service; c) adding Section 1.6 consisting of former Section 1135.1(d) of the Police Code; d) amending Section 3.1(e) to clarify the authority of the Director of Transportation to designate staff who may enforce parking laws, and deleting Section 3.1(f), which makes such designations; e) adding Section 3.5 granting the SFMTA authority to subpoena evidence and testimony relevant to its enforcement of motor vehicle for hire regulations; f) amending Article 7 by renumbering existing Sections 7.3.1 - 7.3.11; g) amending Section 7.3.50 to increase the penalty for driving or operating a taxi without a permit; h) adding Section 7.3.56 making it a misdemeanor to operate a taxi without a functioning taximeter; i) adding Section 7.3.57 making it a misdemeanor for an operator of a charter party carrier to refuse to produce a waybill; and j) deleting Section 7.4; 2) amending the San Francisco Police Code by repealing Article 16 in its entirety; and 3) amending the San Francisco Business and Tax Regulations Code by repealing Section 76.5.

Attachments: [Legislation Ver1](#)
[Leg Digest Ver1](#)

9/25/12; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

10/10/12; REFERRED TO DEPARTMENT.

120996 [Planning Code - Efficiency Dwelling Units - Numerical Cap and Open/Common Space Requirements]**Sponsor: Wiener**

Ordinance amending the San Francisco Planning Code by: 1) adding Section 318 to put a cap on the number of Efficiency Dwelling Units, as defined in the Building Code, that can be constructed with reduced square footage unless the units are group housing, affordable housing, or student housing; 2) amending Section 135(d) and adding Section 135.4 to impose open space and common space requirements on Efficiency Dwelling Units with reduced square footage; and 3) making 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](#)

10/9/12; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

10/17/12; REFERRED TO DEPARTMENT.

121002 [Liquor License Transfer - 550 Montgomery Street]

Hearing to consider that the transfer of a Type 57 special on-sale general license from 2100 Market Street to 550 Montgomery Street (District 3), to Ami Arad for Wingtip, will serve the public convenience of the City and County of San Francisco.

10/10/12; RECEIVED AND ASSIGNED to the City Operations and Neighborhood Services Committee.

10/11/12; REFERRED TO DEPARTMENT.

121018**[Housing Code - Telephone Jacks and Grab Bars]****Sponsors: Mar, Olague, Chiu, Campos, Kim and Avalos**

Ordinance amending the San Francisco Housing Code by: 1) amending Section 206 to add Section 1002 to the list of retroactive provisions; 2) amending Section 505 to require grab bars in hotel common-use water closets and bathing facilities; 3) amending Section 1002 to include as a substandard housing condition the failure to provide a usable telephone jack and telephone wiring as required by the California Civil Code; and 4) making environmental findings, legislative findings, and findings pursuant to California Health and Safety Code Section 17958.5.

Attachments: [Legislation_Ver1](#)
[Leg_Digest_Ver1](#)

10/16/12; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

121019**[Administrative Code - California Environmental Quality Act Procedures]****Sponsor: Wiener**

Ordinance amending the San Francisco Administrative Code Chapter 31 to reflect revisions in the California Environmental Quality Act and to update and clarify certain procedures provided for in Chapter 31.

Attachments: [Legislation_Ver1](#)
[Leg Digest_Ver1](#)

10/16/12; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

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 City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience 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; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, 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. 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.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

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, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. Meetings are broadcast live on KPOO 89.5 FM. 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 Derek Evans (415) 554-7702.

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 (Room 250) and the Committee Room (Room 263) 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, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. 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; phone at (415) 554-7724; 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 <http://www.sfgov.org/ethics>