

File No. 160381

Committee Item No. 2

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Rules Committee

Date June 30, 2016

Board of Supervisors Meeting

Date July 29, 2016

Cmte Board

- | | | |
|-------------------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Introduction Form (for hearings) |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 - Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

- | | | |
|-------------------------------------|-------------------------------------|--|
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Charter Amendment (Third Draft)</u> |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |

Completed by: Derek Evans Date June 27, 2016

Completed by: Derek Evans Date 7/5/16

An asterisked item represents the cover sheet to a document that exceeds 25 pages.
The complete document can be found in the file.

1 ~~[Charter Amendment - City Responsibility for Maintaining Street Trees]~~

2
3 Describing and setting forth a proposal to the voters at an election to be held on
4 November 8, 2016, to amend the Charter of the City and County of San Francisco to
5 transfer responsibility for the maintenance of street trees to the City, establish the Street
6 Tree Maintenance Fund primarily to pay for such maintenance and the maintenance of
7 trees on San Francisco Unified School District property, and require an annual
8 contribution by the City to the Fund of \$19 million, adjusted annually for changes in
9 aggregate discretionary City revenues; and to affirm the Planning Department's
10 determination under the California Environmental Quality Act.

11
12 Section 1. The Planning Department has determined that the actions contemplated in this
13 proposed Charter Amendment comply with the California Environmental Quality Act (California
14 Public Resources Code Sections 21000 *et seq.*). Said determination is on file with the Clerk of
15 the Board of Supervisors in File No. 160381 and is incorporated herein by reference. The Board
16 affirms this determination.

17
18 Section 2. The Board of Supervisors hereby submits to the qualified voters of the City
19 and County, at an election to be held on November 8, 2016, a proposal to amend the Charter of
20 the City and County by adding Section 16.129, to read as follows:

21
22 NOTE: Unchanged Charter text and uncodified text are in plain font.
23 Additions are *single-underline italics Times New Roman font*.
24 Deletions are *strike-through italics Times New Roman font*.
25 Asterisks (* * * *) indicate the omission of unchanged Charter subsections.

1 SEC. 16.129. STREET TREE MAINTENANCE.

2 (a) Definitions. For purposes of this Section 16.129:

3 "City" shall mean the City and County of San Francisco.

4 "Maintenance" (and its root "Maintain.") shall mean those actions necessary to promote
5 the life, growth, health, or beauty of a Tree. Maintenance includes both routine maintenance,
6 and major maintenance. Routine maintenance includes adequate watering to ensure the Tree's
7 growth and sustainability; weed control; removal of Tree-well trash; staking; fertilizing; routine
8 adjustment and timely removal of stakes, ties, Tree guards, and Tree grates; bracing; and
9 Sidewalk repairs related to the Tree's growth or root system. Major maintenance includes
10 structural pruning as necessary to maintain public safety and to sustain the health, safety, and
11 natural growth habit of the Tree; pest and disease-management procedures as needed and in a
12 manner consistent with public health and ecological diversity; and replacement of dead or
13 damaged Trees. Pruning practices shall be in compliance with International Society of
14 Arboriculture Best Management Practices and ANSI Pruning Standards, whichever is more
15 protective of Tree preservation, or any equivalent standard or standards selected by the Director
16 of the Department of Public Works.

17 "Planting" shall mean putting or setting into the ground or into a container to grow, and
18 irrigating until self-sufficient.

19 "Removal" shall mean any intentional or negligent moving, carrying away, elimination,
20 or taking away of part or all of a Tree.

21 "Sidewalk" shall mean the area between the curbing and the abutting private property
22 lot line, whether paved or unpaved, as legislated by the Board of Supervisors and as reflected in
23 the official maps of the Department of Public Works.

24 "Street Tree" shall mean any Tree growing within the public right-of-way, including
25 unimproved public streets and Sidewalks, and any Tree growing on land under the jurisdiction of

1 the Department of Public Works. "Street Tree" does not include any other forms of
2 landscaping.

3 "Tree" shall mean any perennial, woody or fibrous plant species or cultivar, which
4 reaches a height exceeding 10 feet at maturity, and which supports a branched or un-branched
5 leaf canopy.

6 (b) City Responsibility to Maintain Street Trees. Beginning on July 1, 2017, and except
7 as otherwise required by supervening law, the City shall be responsible for Maintaining Street
8 Trees, including Street Trees planted both before and after July 1, 2017. The City may not adopt
9 any ordinance making it the duty of owners of lots or portions of lots immediately abutting on,
10 fronting on, or adjacent to any Street Tree to Maintain such Street Tree on or after July 1, 2017.
11 Any such ordinance in existence on July 1, 2017, shall, to the extent it conflicts with this Section
12 16.129, be void.

13 (c) Limitations of Transfer of Responsibility. Nothing in this Section 16.129 shall:
14 (1) affect the rights or responsibilities of the City or property owners with respect to the
15 Removal, establishment, or relocation of a Street Tree; (2) prevent the City from entering into
16 voluntary agreements with third parties for them to assume responsibility for Street Tree
17 Maintenance or continuing to abide by any such prior agreement; (3) prevent the City from
18 imposing any legally permitted penalties or fees on persons who injure, damage, or destroy
19 Trees; or (4) relieve abutting property owners from their responsibility for the care and
20 Maintenance of the Sidewalk and Sidewalk areas adjacent to any Street Tree, other than the
21 responsibility for Sidewalk repairs related to the Tree's growth or root system, which shall be
22 the responsibility of the City.

23 (d) Limitation of Liability. Beginning on July 1, 2017, any local law imposing liability
24 on property owners that do not Maintain Street Trees for injury or property damage shall not
25 apply to the extent that the injury or property damage occurred on or after July 1, 2017, and was

1 proximately caused by the City's failure to Maintain a Street Tree under this Section 16.129; but
2 shall otherwise remain applicable. Nothing in this Section 16.129 shall be construed to impose
3 liability on the City for injury or property damage that occurred as a result of the property
4 owner's responsibility to Maintain a Street Tree prior to July 1, 2017. To the extent that the
5 Maintenance of a Street Tree requires that the City access private property, the City shall
6 attempt in good faith to obtain permission from the owner of the private property. If the owner
7 refuses to grant the City permission to access the private property for the purpose of
8 Maintaining the Street Tree, the City shall have no liability for any damages related to the
9 Maintenance of that Street Tree, and the property owner shall be subject to liability for such
10 damages.

11 (e) No later than April 1, 2017, the Department of Public Works shall submit to the
12 Board of Supervisors recommended amendments to Public Works Code Article 16, including but
13 not limited to Section 805, to conform to this Section 16.129.

14 (f) Creating the Street Tree Maintenance Fund: Annual City Contributions. There shall
15 be a Street Tree Maintenance Fund (the "Fund"). Each fiscal year, beginning in fiscal
16 year 2017-2018, the City shall contribute \$19 million to the Fund. The Fund shall also include
17 any other monies appropriated or allocated to the Fund. Beginning in fiscal year 2018-2019,
18 the Controller shall adjust the amount of the City's annual \$19 million contribution to the Fund
19 under this subsection (f) by the percentage increase or decrease in aggregate City discretionary
20 revenues, as determined by the Controller, based on calculations consistent from year to year.
21 In determining aggregate City discretionary revenues, the Controller shall only include revenues
22 received by the City that are unrestricted and may be used at the option of the Mayor and the
23 Board of Supervisors for any lawful City purpose. The method used by the Controller to
24 determine discretionary revenues shall be the same as the method used by the Controller to
25 determine the Library and Children's Fund Baseline calculations, as provided in Charter

1 Section 16.108(h). The change in aggregate discretionary revenues will be adjusted following
2 the end of the fiscal year when final revenues are known. The Controller is authorized to
3 increase or reduce budgetary appropriations as required under this subsection (f) to reflect
4 changes in aggregate discretionary revenues following the end of the fiscal year when final
5 revenues are known. The Controller shall set aside and maintain the above amounts, together
6 with any interest earned thereon, in the Fund, which shall be subject to appropriation. Any
7 amount unspent or uncommitted at the end of the fiscal year shall be deemed to have been
8 devoted exclusively to a specified purpose within the meaning of Charter Section 9.113 (a), shall
9 be carried forward to the next fiscal year, and, subject to the budgetary and fiscal limitations of
10 this Charter, shall be appropriated, then or thereafter for the purposes set forth in this Section
11 16.129.

12 (g). Beginning in fiscal year 2018-2019, the City may suspend growth in the City's
13 \$19 million contribution to the Fund under subsection (f) of this Section 16.129 if the City's
14 projected budget deficit for the upcoming fiscal year at the time of the Joint Report or Update to
15 the five-year financial plan as prepared jointly by the Controller, the Mayor's Budget Director,
16 and the Board of Supervisors' Budget Analyst exceeds \$200 million adjusted annually by
17 changes in aggregate discretionary revenues as defined in subsection (f) of this Section 16.129.

18 (h). Administration and Use of the Fund. The Department of Public Works shall
19 administer the Fund. Monies in the Fund shall only be used for the following purposes:

20 (1) Maintenance and Removal of Street Trees;

21 (2) Necessary costs of administering the Fund; and

22 (3) Making grants totaling up to \$500,000 annually to the San Francisco Unified

23 School District exclusively to fund Maintenance and Removal of Trees on School District
24 property.

1 Monies in the Fund shall not be used for Planting new Street Trees, or for grants to the
2 San Francisco Unified School District for the Planting of new Trees on School District property,
3 but may be used to pay the costs of Maintaining and Removing Street Trees that were planted
4 before or after July 1, 2017, and to make grants to the School District to Maintain and Remove
5 Trees that were planted before or after July 1, 2017.

6 (i) Annual Reports. Commencing with a report filed no later than January 1, 2019,
7 covering the fiscal year ending June 30, 2018, the Department of Public Works shall file
8 annually with the Board of Supervisors, by January 1 of each year, a report containing the
9 amount of monies collected in and expended from the Fund during the prior fiscal year, and such
10 other information as the Director of the Department of Public Works, in the Director's sole
11 discretion, shall deem relevant to the operation of this Section 16.129.

12 (j) Early Termination. At any time before January 1, 2017, the Mayor, after consulting
13 with his or her Budget Director and the Controller, and after taking into account the City's
14 projected revenues and expenditures in the City's financial plans, may terminate implementation
15 of this Section 16.129 by issuing a written notice to the Board of Supervisors and the Controller.
16 The termination shall be irrevocable and apply to this entire Section. Upon the Mayor's
17 submittal of the notice to the Controller and the Board of Supervisors, this Section 16.129 shall
18 by operation of law, become inoperative, and the City Attorney shall cause this Section to be
19 removed from the Charter.

20 APPROVED AS TO FORM:
21 DENNIS J. HERRERA, City Attorney

22
23 By:


24 Scott M. Reiber
Deputy City Attorney

25 n:\eganzas\2016\1600190\01124209.docx

LEGISLATIVE DIGEST

(Amended at Board - 7/26/16 - Fourth Draft)

[Charter Amendment - City Responsibility for Maintaining Street Trees]

Describing and setting forth a proposal to the voters at an election to be held on November 8, 2016, to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City, establish the Street Tree Maintenance Fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property, and require an annual contribution by the City to the Fund of \$19 million, adjusted annually for changes in aggregate discretionary City revenues; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Existing Law

Section 805 of Article 16 of the Public Works Code currently makes it the duty of certain property owners whose properties abut on, front on, or are adjacent to a street tree to maintain that tree. These abutting property owners are also responsible for the care and maintenance of the sidewalk and sidewalk areas adjacent to the street trees.

Section 805 further provides that if a person suffers an injury or property damage as a result of the abutting property owner's failure to maintain a street tree or sidewalk as required, the injured person has a cause of action against the abutting property owner, and the abutting property owner must indemnify the City for any damages the City is required to pay as a result of any claim that results from an injury to a person or property as a result of the failure of the abutting property owner to maintain a street tree or sidewalk.

Amendments to Current Law

Effective July 1, 2017, this ordinance would add a provision to the City's charter to transfer to the City the responsibility for the maintenance of street trees, including any sidewalk damage caused by the tree's growth or root system. The charter provision would not: (1) affect the rights or responsibilities of the City or property owners with respect to the removal, establishment, or relocation of street trees; (2) prevent the City from entering into voluntary agreements with third parties for them to assume responsibility for street tree maintenance or continuing to abide by any such prior agreement; (3) prevent the City from imposing penalties or fees on persons who injure, damage, or destroy trees; or (4) relieve abutting property owners of their responsibility for the care and maintenance of the sidewalk areas adjacent to any street tree, other than the transfer to the City of the responsibility for sidewalk repairs related to the tree's growth or root system.

Under the proposed charter provision, abutting property owners would no longer be liable for injury or property damage to the extent that the injury or property damage was caused by the

City's failure to maintain a street tree under the new law. However, the City would not be responsible for any injury or damages related to the maintenance of a street tree if the injury or damages occurred as a result of the abutting property owner's responsibility to maintain the street tree prior to July 1, 2017, or if the maintenance of such tree required that the City access private property, and the private property owner refused to grant access to the tree after the City's good faith effort to obtain permission to access the tree.

To fund the City's maintenance of the street trees and the removal of any street trees, this ordinance would add a provision to the City's charter to create a general fund set-aside of \$19 million per year, adjusted annually by the percentage increase or decrease in the City's discretionary revenues.

In addition to funding the City's maintenance of street trees and removal of any street trees, the \$19 million general fund set-aside could also be used to make grants totaling up to \$500,000 annually to the San Francisco Unified School District exclusively to fund the maintenance and removal of trees on School District property. The \$19 million general fund set-aside could not be used to plant new trees.

Up until January 1, 2017, the Mayor would have the one-time authority to terminate the set-aside immediately, based on his or her review of the City's financial condition.

Background Information

This legislative digest reflects amendments made in committee on June 8, 2016. The amendments added a \$5,000 cap on a parcel tax that was originally included in the ordinance and made other, non-substantive changes.

This legislative digest also reflects amendments made in committee on June 23, 2016. The amendments increased the tax rate for parcels with frontage of at least 25 feet but less than 150 feet from \$1.42 per linear foot of frontage to \$1.47 per linear foot of frontage. They also added a special tax calculation for parcels on corner lots in RH-1(D), RH-1, RH-1(S) and RH-2 Districts that would otherwise be subject to an annual tax of less than \$250, and made other, non-substantive changes.

This legislative digest also reflects amendments made at the Board of Supervisors on July 26, 2016. The amendments deleted the proposed parcel tax, increased the general fund set-aside from \$8 million to \$19 million, made other changes related to these revisions, and authorized the Mayor to terminate the set-aside before January 1, 2017, based on his or her review of the City's financial condition..

n:\vegana\as2016\1600190\01124218.docx

BOARD of SUPERVISORS



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

July 26, 2016

File No. 160381

Sarah Jones
Environmental Review Officer
Planning Department
1650 Mission Street, 4th Floor
San Francisco, CA 94103

Dear Ms. Jones:

On April 19, 2016, Supervisor Wiener introduced the following proposed Charter Amendment, which was amended at the July 26, 2016, Board of Supervisors meeting, for the November 8, 2016, Election:

File No. 160381 Charter Amendment - City Responsibility for Maintaining Street Trees

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City, establish the Street Tree Maintenance Fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property, and require an annual contribution by the City to the Fund of \$19 million, adjusted annually for changes in aggregate discretionary City revenues; and to affirm the Planning Department's determination under the California Environmental Quality Act.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board

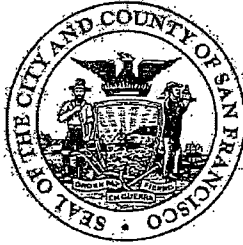
A handwritten signature in black ink, appearing to be "DE" or similar initials.

By: Derek Evans, Assistant Clerk
Rules Committee

Attachment

c: Joy Navarrete, Environmental Planner
Jeanie Poling, Environmental Planner

BOARD of SUPERVISORS



City Hall
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: Ben Rosenfield, City Controller

FROM: *DE* Derek Evans, Clerk, Rules Committee
Board of Supervisors

DATE: July 26, 2016

SUBJECT: CHARTER AMENDMENT INTRODUCED
November 8, 2016 Election

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 8, 2016, Election, introduced by Supervisor Wiener on April 19, 2016, and amended at the July 26, 2016, Board of Supervisors meeting. This matter is being referred to you in accordance with Rules of Order 2.22.4.

File No. 160381 Charter Amendment - City Responsibility for Maintaining Street Trees

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City, establish the Street Tree Maintenance Fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property, and require an annual contribution by the City to the Fund of \$19 million, adjusted annually for changes in aggregate discretionary City revenues; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Please review and prepare a financial analysis of the proposed measure prior to the first Rules Committee hearing.

If you have any questions or concerns, please call me at (415) 554-7702 or email: derek.evans@sfbgov.org. To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Todd Rydstrom, Deputy City Controller
Peg Stevenson, City Performance Director
Natasha Mihal, Controller's Office

BOARD of SUPERVISORS



City Hall
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: Nicole Elliott, Mayor's Office
Jon Givner, Office of the City Attorney
John Armitz, Director, Department of Elections
Richard Carranza, San Francisco Unified School District
Mohammed Nuru, Public Works

FROM: *DE* Derek Evans, Clerk, Rules Committee
Board of Supervisors

DATE: July 26, 2016

SUBJECT: CHARTER AMENDMENT INTRODUCED
November 8, 2016 Election

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 8, 2016, Election, introduced by Supervisor Wiener on April 19, 2016, and amended at the July 26, 2016, Board of Supervisors meeting. This matter is being referred to you in accordance with Rules of Order 2.22.4.

File No. 160381 Charter Amendment - City Responsibility for Maintaining Street Trees

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City, establish the Street Tree Maintenance Fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property, and require an annual contribution by the City to the Fund of \$19 million, adjusted annually for changes in aggregate discretionary City revenues; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Please review and submit any reports or comments you wish to be included with the legislative file.

If you have any questions or concerns, please call me at (415) 554-7702 or email: derek.evans@sfbgo.org. To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: AnMarie Rodgers, Planning Department
Aaron Starr, Planning Department
Chris Armentrout, San Francisco Unified School District
Jamila Brooks, San Francisco Unified School District
Esther Casco, San Francisco Unified School District
Frank Lee, Public Works
Fuad Swiss, Public Works

New section 2604.
Starts on Page 10, line 7
Amendments prepared for 6/23/2016

SEC. 2604. IMPOSITION; DEPOSIT OF PROCEEDS.

(a) Unless otherwise provided in this Article 26, on July 1 of each Fiscal Year there is hereby imposed an annual special Tax on each Parcel in the City for the purposes described in Section 2611.

(b) Except as provided in subsection (c), the Tax shall be imposed at the following rates:

(1) Parcels with less than 25 feet of Frontage, including Parcels with no Frontage, and all condominiums, shall be subject to an annual Tax of \$29.50 per Parcel.

(2) Parcels with Frontage of 25 feet or more but less than 150 feet shall be subject to an annual Tax of \$1.42 ~~\$1.47~~ per linear foot of Frontage.

(3) Parcels with Frontage of 150 feet or more shall be subject to an annual Tax of \$2 per linear foot of Frontage, up to a maximum of \$5,000 per Parcel per Fiscal Year.

(c) The Tax on each Parcel that meets all three of the following criteria shall be calculated under subsection (b) using only 70% of the Parcel's total Frontage:

(1) The Parcel is in a RH-1(D), RH-1, RH-1(S), or RH-2 District, as defined in Section 209.1 of the Planning Code, as amended from time to time;

(2) The Parcel has Frontage on two adjoining Public Rights-of-Way; and

(3) The Parcel would otherwise be subject to a Tax of less than \$250, calculated under subsection (b) but without regard to this subsection (c);

(d) Commencing with Fiscal Year 2018-2019, the dollar amounts described in subsection (b) of this Section 2604 shall be adjusted annually in accordance with the increase in the appropriate consumer price index, to be determined by the Controller, as of the prior December 31, and such increase shall take effect when: (1) notice of the increase is given by the Controller to the Board of Supervisors in the manner generally used by the Controller for notification of fee or tax changes; and (2) such increase is approved by the Mayor and Board of Supervisors by resolution.

(e) All monies collected pursuant to the Tax shall be deposited to the credit of the Fund. The Fund shall be maintained separate and apart from all other City funds and shall be subject to appropriation.

BOARD of SUPERVISORS



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

June 24, 2016

File No. 160381

Sarah Jones
Environmental Review Officer
Planning Department
1650 Mission Street, 4th Floor
San Francisco, CA 94103

Dear Ms. Jones:

On April 19, 2016, Supervisor Wiener introduced the following proposed Charter Amendment, which was amended at the June 23, 2016, Rules Committee meeting, for the November 8, 2016, Election:

File No. 160381 Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board

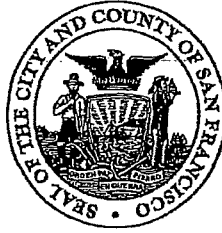
A handwritten signature in black ink, appearing to read "Derek Evans".

By: Derek Evans, Assistant Clerk
Rules Committee

Attachment

c: Joy Navarrete, Environmental Planner
Jeanie Poling, Environmental Planner

BOARD of SUPERVISORS



City Hall
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: Ben Rosenfield, City Controller

FROM: Derek Evans, Clerk, Rules Committee
Board of Supervisors

DATE: June 24, 2016

SUBJECT: CHARTER AMENDMENT INTRODUCED
November 8, 2016 Election

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 8, 2016, Election, introduced by Supervisor Wiener on April 19, 2016, and amended at the June 23, 2016, Rules Committee meeting. This matter is being referred to you in accordance with Rules of Order 2.22.4.

File No. 160381 Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Please review and prepare a financial analysis of the proposed measure prior to the first Rules Committee hearing.

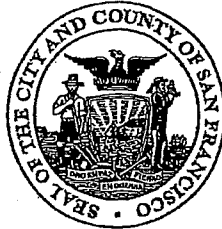
If you have any questions or concerns, please call me at (415) 554-7702 or email: derek.evans@sfbgov.org. To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Todd Rydstrom, Deputy City Controller
Peg Stevenson, City Performance Director

1601

22

BOARD of SUPERVISORS



City Hall
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: Nicole Elliott, Mayor's Office
Jon Givner, Office of the City Attorney
John Arntz, Director, Department of Elections
Richard Carranza, San Francisco Unified School District
Mohammed Nuru, Public Works

FROM: Derek Evans, Clerk, Rules Committee
Board of Supervisors

DATE: June 24, 2016

SUBJECT: CHARTER AMENDMENT INTRODUCED
November 8, 2016 Election

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 8, 2016, Election, introduced by Supervisor Wiener on April 19, 2016, and amended at the June 23, 2016, Rules Committee meeting. This matter is being referred to you in accordance with Rules of Order 2.22.4.

File No. 160381 Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Please review and submit any reports or comments you wish to be included with the legislative file.

If you have any questions or concerns, please call me at (415) 554-7702 or email: derek.evans@sfbgov.org. To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: AnMarie Rodgers, Planning Department
Aaron Starr, Planning Department
Chris Armentrout, San Francisco Unified School District
Jamila Brooks, San Francisco Unified School District
Esther Casco, San Francisco Unified School District
Frank Lee, Public Works
Fuad Swiss, Public Works

Evans, Derek

From: Evans, Derek
Sent: Friday, June 24, 2016 5:24 PM
To: Arntz, John (REG); Givner, Jon (CAT); Elliott, Nicole (MYR); Carranza, Richard (MYR); Nuru, Mohammed (DPW)
Cc: Somera, Alisa (BOS); Rodgers, AnMarie (CPC); Starr, Aaron (CPC); 'Armentrout, Chris'; 'Brooks, Jamila'; 'Casco, Esther'; Lee, Frank (DPW); Sweiss, Fuad (DPW)
Subject: BOS Referral: File No. 160381 - Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees (Third Draft)
Attachments: 160381-3 Referral - Mandated.pdf

Hello,

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 8, 2016, Election, introduced by Supervisor Wiener on April 19, 2016. This matter is being referred to you in accordance with Rules of Order 2.22.4.

File No. 160381 Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street-trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Please review and submit any reports or comments you wish to be included with the legislative file.

If you have any questions or concerns please call me at (415) 554-7702 or email derek.evans@sfgov.org. To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

Regards,

Derek K. Evans
Assistant Clerk, Board of Supervisors
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244
San Francisco, CA 94102
Phone: (415) 554-7702 | Fax: (415) 554-5163
Derek.Evans@sfgov.org | www.sfbos.org



Click [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.

Evans, Derek

From: Evans, Derek
Sent: Friday, June 24, 2016 5:23 PM
To: Rosenfield, Ben (CON)
Cc: Rydstrom, Todd (CON); Lane, Maura (CON); Somera, Alisa (BOS); Stevenson, Peg (CON)
Subject: BOS Referral: File No. 160381 - Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees (Third Draft)
Attachments: 160381-3 Referral - Controller.pdf

Hello,

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 8, 2016, Election, introduced by Supervisor Wiener on April 19, 2016. This matter is being referred to you in accordance with Rules of Order 2.22.4.

File No. 160381 Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Please review and prepare a financial analysis of the proposed measure prior to the first Rules Committee hearing.

If you have any questions or concerns please call me at (415) 554-7702 or email derek.evans@sfgov.org. To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

Regards,

Derek K. Evans
Assistant Clerk, Board of Supervisors
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244
San Francisco, CA 94102
Phone: (415) 554-7702 | Fax: (415) 554-5163
Derek.Evans@sfgov.org | www.sfbos.org



Click [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.

Evans, Derek

From: Evans, Derek
Sent: Friday, June 24, 2016 5:23 PM
To: Jones, Sarah (CPC)
Cc: Navarrete, Joy (CPC); Poling, Jeanie (CPC); Rahaim, John (CPC); Rodgers, AnMarie (CPC); Somera, Alisa (BOS)
Subject: BOS Referral: File No. 160381 - Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees (Third Draft) (Environmental Review)
Attachments: 160381-3 Referral - CEQA.pdf

Hello,

The following legislation is being transmitted to you for environmental review:

File No. 160381 Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Regards,

Derek K. Evans
Assistant Clerk, Board of Supervisors
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244
San Francisco, CA 94102
Phone: (415) 554-7702 | Fax: (415) 554-5163
Derek.Evans@sfgov.org | www.sfbos.org

 Click [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

June 14, 2016

File No. 160381

Sarah Jones
Environmental Review Officer
Planning Department
1650 Mission Street, 4th Floor
San Francisco, CA 94103

Dear Ms. Jones:

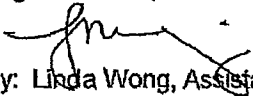
On June 8, 2016, the Budget and Finance Committee amended the following proposed Charter Amendment that was introduced by Supervisor Scott Wiener:

File No. 160381

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board


By: Linda Wong, Assistant Clerk

Attachment

c: Joy Navarrete, Environmental Planning
Jeanie Poling, Environmental Planning

*Statutorily exempt from
CEQA under CEQA
Guidelines Section 15273 -
Rates, Tolls, Fares, and Charges.*

*-Jeanne Poling
611416*



CITY AND COUNTY OF SAN FRANCISCO
OFFICE OF THE CONTROLLER

Ben Rosenfield
Controller

Todd Rydstrom
Deputy Controller

June 8, 2016

Mr. John Arntz
Department of Elections
City Hall, Room 48
San Francisco, CA 94102-4689

RE: File 160381 – Charter amendment regarding City responsibility and parcel tax for trees (first draft)

Dear Mr. Arntz,

Should the proposed charter amendment be approved by the voters, in my opinion, it would have a significant impact on the cost of government.

The proposed amendment would transfer responsibility for the maintenance of street trees to the City on July 1, 2017 and establish a Tree Maintenance Fund which would include funds from a new parcel tax, estimated to generate \$10.9 million, and an \$8.0 million General Fund baseline funding requirement, for a total of \$18.9 million in fiscal year (FY) 2017-18. Net of existing General Fund spending and administration costs, this amendment would increase spending on street tree maintenance by \$14.0 million in FY 2017-18, including \$3.4 million in increased General Fund expenditures.

The proposed amendment would establish a parcel tax based on feet of frontage for city parcels, with exceptions for parcels on which no ad valorem property tax is levied for the fiscal year and when the parcel's owner is over 65 years of age and the parcel is the owner's primary residence. The parcel tax would take effect on July 1, 2017 and continue until June 30, 2037.

Additionally, the proposed amendment would create a new baseline funding requirement, binding on the Mayor and Board of Supervisors, of \$8 million per year. Each year this baseline amount would be adjusted at the same rate as the percentage increase or decrease in the City's discretionary revenues. The amendment allows the City to temporarily suspend growth in baseline funding in years when the City forecasts a budget deficit of \$200 million or greater. The proposed amendment does not include a sunset date.

This proposed amendment is not in compliance with a non-binding, voter-adopted city policy regarding set-asides. The policy seeks to limit set-asides which reduce General Fund dollars that could otherwise be allocated by the Mayor and the Board of Supervisors in the annual budget process.

Sincerely,


Ben Rosenfield
Controller

File # 110381 Recreation Committee - 10/8/14



**STREET TREE &
SIDEWALK
MAINTENANCE:
SOLUTIONS**

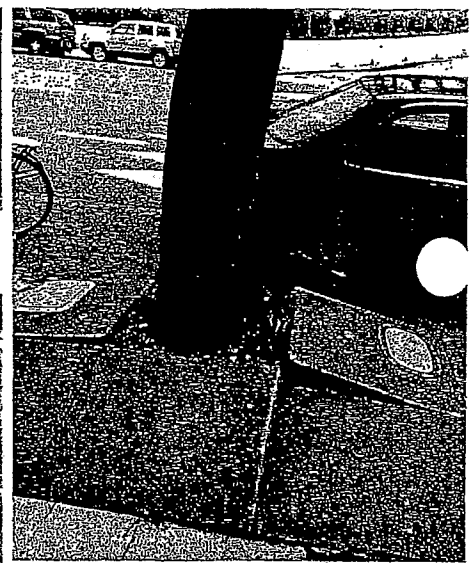
URBAN FOREST TODAY



Canopy decline



Maintenance
funding limits
planting



Sidewalk
repair needs

TREE MAINTENANCE TRANSFER



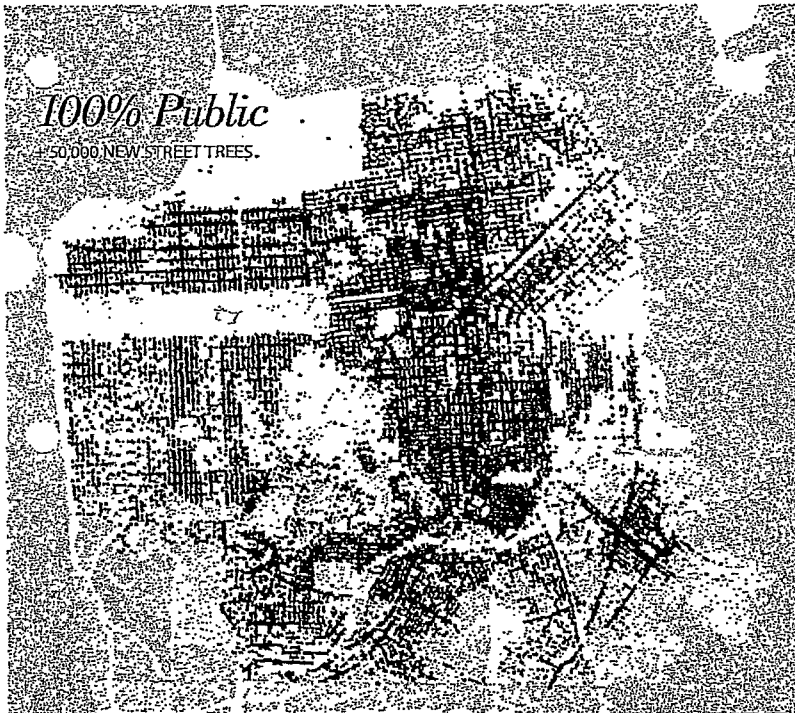
- Public Works' resources for tree maintenance continue to decline
- Unable to care for all trees under Public Works' responsibility
- Lack of maintenance = threats to public safety and property (sidewalk damage)
- Necessary but NOT ideal to transfer maintenance to property owners

URBAN FOREST PLAN



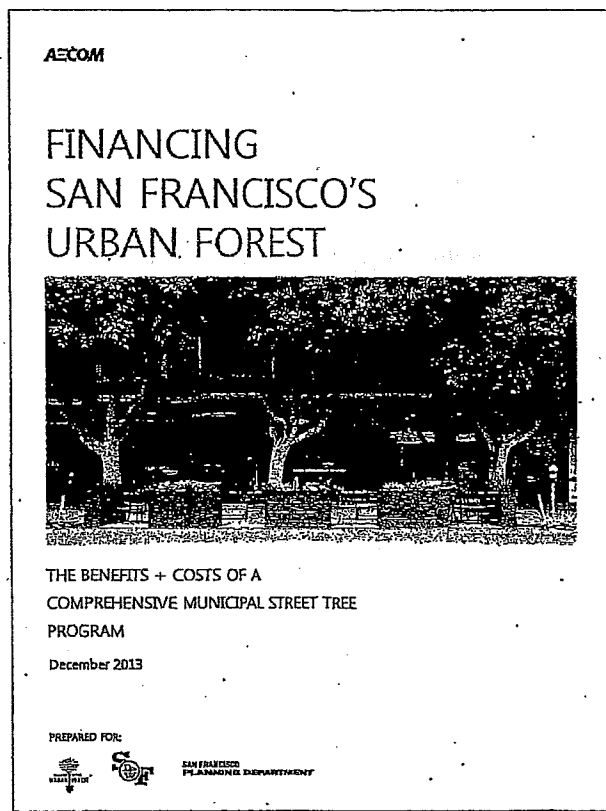
- Two-year community planning process
- Provides long-term vision & strategy for street trees
- Unanimously adopted by Board of Supervisors (2015)

A MUNICIPAL PROGRAM



- Public Works would maintain 100% of San Francisco's 110,000 street trees
 - ✓ Regular pruning
 - ✓ Sidewalk repairs
 - ✓ Routine inspections
- Maintain additional 50,000 new street trees over 20 years

COSTS & FUNDING



- Stable long-term funding for maintenance
- Annual program cost: **\$19M**
- Recommend parcel tax based on street frontage

Sustainable Urban Forest Fund (\$19M)

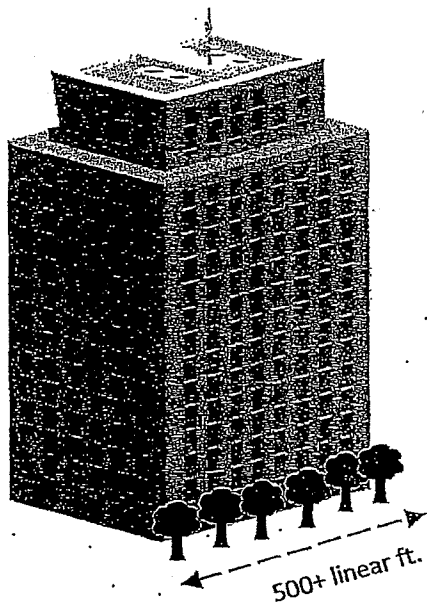
\$8 Million
City Contribution



\$11 Million
Parcel Tax

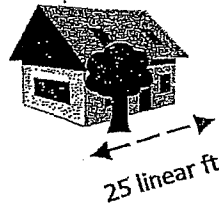


PROPOSED PARCEL TAX



more street frontage

(\$\$\$)



less street frontage

(\$)

PARCEL TAX

Typical Residential Lot



25 ft

\$35.50

PROPERTY OWNER COSTS TODAY



Sidewalk Repair

\$2,700 - \$3,500



Pruning

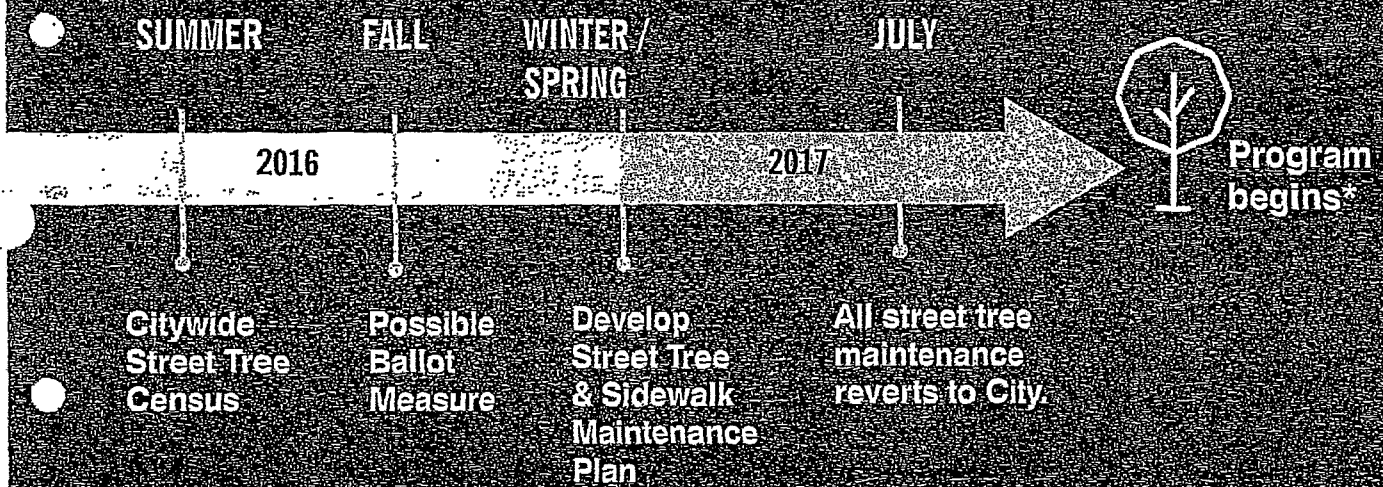
\$300 - \$1,000+



Tree Liability

Cost Varies

PROGRAM TIMELINE



* Annual Program Audits

Date / Time: 2016-04-20 10:26:37.95

Service Request Number:
5781631

Request for City Services

CUSTOMER CONTACT INFORMATION:

Name: Alice Tom
Phone: 415-665-16565
Address: 548 CASTENADA SF
Email: alicejtom@hotmail.com

DEPARTMENTS:

Department: * Board of Supervisors (BOS)
Sub-Division:* Clerk of the Board

Department Service Levels: The City's goal is to respond to these types of requests within 7-21 calendar days. 21 days for request for service, 7 days for all other categories.

PROPERTY ADDRESS:

Point of Interest:	
Street Number:	
Street Name:	
Street Name 2:	
City:	
ZIP Code:	
X coordinate:	
Y coordinate:	
Latitude:	
Longitude:	
CNN:	
Unverified Address:	<input type="checkbox"/>

ADDITIONAL LOCATION INFORMATION:

Location Description:

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

June 14, 2016

File No. 160381

Sarah Jones
Environmental Review Officer
Planning Department
1650 Mission Street, 4th Floor
San Francisco, CA 94103

Dear Ms. Jones:

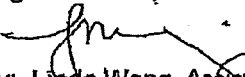
On June 8, 2016, the Budget and Finance Committee amended the following proposed Charter Amendment that was introduced by Supervisor Scott Wiener:

File No. 160381

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act:

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board


By: Linda Wong, Assistant Clerk

Attachment

c: Joy Navarrete, Environmental Planning
Jeanie Poling, Environmental Planning

Statutorily exempt from
CEQA under CEQA
Guidelines Section 15273 -
Rates, Tolls, Fares, and Charges.

- Jeanie Poling
611416

Wong, Linda (BOS)

From: Wong, Linda (BOS)
Sent: Tuesday, June 14, 2016 9:28 AM
To: Givner, Jon (CAT); Elliott, Nicole (MYR); Tavakoli, Shahde (MYR)
Subject: BOS Referral: File No. 160381 - Charter Amendment and Business Tax Regulations Code (SECOND DRAFT)
Attachments: 160381.pdf

From: Wong, Linda (BOS)
Sent: Tuesday, June 14, 2016 9:26 AM
To: Arntz, John (REG) <john.arntz@sfgov.org>; Rodgers, AnMarie (CPC) <anmarie.rodgers@sfgov.org>; Starr, Aaron (CPC) <aaron.starr@sfgov.org>; 'armentroutc@sfusd.edu' <armentroutc@sfusd.edu>; 'brooks1@sfusd.edu' <brooks1@sfusd.edu>; Lee, Frank (DPW) <frank.w.lee@sfdpw.org>; Sweiss, Fuad (DPW) <fuad.sweiss@sfdpw.org>
Subject: BOS Referral: File No. 160381 - Charter Amendment and Business Tax Regulations Code (SECOND DRAFT)

Good morning,

On June 8, 2016, the Budget and Finance Committee amended the proposed Charter Amendment regarding the subject matter referenced below for the November 8, 2016, Election. . This is being referred to you in accordance with Rules of Order 2.22.5.

File No. 160381

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

If you have any comments or reports to be included with the file, please respond to this email or forward them to me at the address listed.

Sincerely,

Linda Wong
Board of Supervisors
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244
San Francisco, CA 94102-4689
Phone: 415.554.7719 | Fax: (415) 554-5163
Linda.Wong@sfgov.org | www.sfbos.org

Please complete a Board of Supervisors Customer Service Satisfaction form by clicking [here](#).

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

Wong, Linda (BOS)

From: Wong, Linda (BOS)
Sent: Tuesday, June 14, 2016 9:44 AM
To: Jones, Sarah (CPC)
Cc: Navarrete, Joy (CPC); Poling, Jeanie (CPC)
Subject: BOS File No. 160381 - Environmental Review (URGENT)
Attachments: 160381 er.pdf

Hi Sarah,

Attached is a referral for BOS File No. 160381, which is being referred to the Planning Department for environmental review. *(This proposed Charter Amendment was amended in Budget and Finance Committee on June 8, 2016.)*

File No. 160381

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Thank you kindly,

Linda Wong
Board of Supervisors
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244
San Francisco, CA 94102-4689
Phone: 415.554.7719 | Fax: (415) 554-5163
Linda.Wong@sfgov.org | www.sfbos.org

Please complete a Board of Supervisors Customer Service Satisfaction form by clicking [here](#).

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

June 14, 2016

File No. 160381

Sarah Jones
Environmental Review Officer
Planning Department
1650 Mission Street, 4th Floor
San Francisco, CA 94103

Dear Ms. Jones:

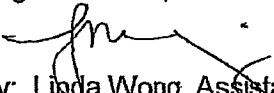
On June 8, 2016, the Budget and Finance Committee amended the following proposed Charter Amendment that was introduced by Supervisor Scott Wiener:

File No. 160381

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board


By: Linda Wong, Assistant Clerk

Attachment

c: Joy Navarrete, Environmental Planning
Jeanie Poling, Environmental Planning

BOARD of SUPERVISORS



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

April 22, 2016

File No. 160381

Sarah Jones
Environmental Review Officer
Planning Department
1650 Mission Street, 4th Floor
San Francisco, CA 94103

Dear Ms. Jones:

On April 19, 2016, Supervisor Wiener introduced the following proposed Charter Amendment for the November 8, 2016, Election:

File No. 160381 Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board

By: Derek Evans, Assistant Clerk
Rules Committee

Attachment

Statutorily Exempt under CEQA Guidelines Section
15273 - Rates, Tolls, Fares, and Charges.

c: Joy Navarrete, Environmental Planner
Jeanie Poling, Environmental Planner

Joy
Navarrete

Digitally signed by Joy Navarrete
DN: cn=Joy Navarrete, o=Planning,
ou=Environmental Planning,
email=joy.navarrete@sf.gov, c=US
Date: 2016.05.06 12:06:41 -0700

BOARD of SUPERVISORS



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

April 22, 2016

File No. 160381

Sarah Jones
Environmental Review Officer
Planning Department
1650 Mission Street, 4th Floor
San Francisco, CA 94103

Dear Ms. Jones:

On April 19, 2016, Supervisor Wiener introduced the following proposed Charter Amendment for the November 8, 2016, Election:

File No. 160381 Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board

By: Derek Evans, Assistant Clerk
Rules Committee

Attachment

c: Joy Navarrete, Environmental Planner
Jeanie Poling, Environmental Planner

BOARD of SUPERVISORS



City Hall
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: Ben Rosenfield, City Controller

FROM: Derek Evans, Clerk, Rules Committee
Board of Supervisors

DATE: April 22, 2016

SUBJECT: CHARTER AMENDMENT INTRODUCED
November 8, 2016 Election

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 8, 2016, Election, introduced by Supervisor Wiener on April 19, 2016. This matter is being referred to you in accordance with Rules of Order 2.22.4.

File No. 160381 Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Please review and prepare a financial analysis of the proposed measure prior to the first Rules Committee hearing.

If you have any questions or concerns, please call me at (415) 554-7702 or email: derek.evans@sfbgov.org. To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Todd Rydstrom, Deputy City Controller
Peg Stevenson, City Performance Director

Evans, Derek

From: Evans, Derek
Sent: Friday, April 22, 2016 5:31 PM
To: Jones, Sarah (CPC)
Cc: Navarrete, Joy (CPC); Poling, Jeanie (CPC); Rahaim, John (CPC); Rodgers, AnMarie (CPC); Somera, Alisa (BOS)
Subject: BOS Referral: File No. 160381 - Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees
Attachments: 160381 Referral - CEQA.pdf

Hello,

The following legislation is being transmitted to you for environmental review:

**File No. 160381 Charter Amendment and Business and Tax Regulations
Code - City Responsibility and Parcel Tax for Street Trees**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Regards,

Derek K. Evans
Assistant Clerk, Board of Supervisors
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244
San Francisco, CA 94102
Phone: (415) 554-7702 | Fax: (415) 554-5163
Derek.Evans@sfgov.org | www.sfbos.org

 Click [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.

Evans, Derek

From: Evans, Derek
Sent: Friday, April 22, 2016 5:35 PM
To: Amtz, John (REG); Givner, Jon (CAT); Elliott, Nicole (MYR); Carranza, Richard (MYR); Nuru, Mohammed (DPW)
Cc: Somera, Alisa (BOS); Rodgers, AnMarie (CPC); Starr, Aaron (CPC); 'Armentrout, Chris'; 'Brooks, Jamila'; 'Casco, Esther'; Lee, Frank (DPW); Sweiss, Fuad (DPW)
Subject: BOS Referral: File No. 160381 - Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees
Attachments: 160381 Referral - Mandated.pdf

Hello,

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 8, 2016, Election, introduced by Supervisor Wiener on April 19, 2016. This matter is being referred to you in accordance with Rules of Order 2.22.4.

File No. 160381 Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Please review and submit any reports or comments you wish to be included with the legislative file.

If you have any questions or concerns please call me at (415) 554-7702 or email derek.evans@sfgov.org. To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

Regards,

Derek K. Evans
Assistant Clerk, Board of Supervisors
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244
San Francisco, CA 94102
Phone: (415) 554-7702 | Fax: (415) 554-5163
Derek.Evans@sfgov.org | www.sfbos.org

 Click [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.

Evans, Derek

From: Evans, Derek
Sent: Friday, April 22, 2016 5:36 PM
To: Rosenfield, Ben (CON)
Cc: Rydstrom, Todd (CON); Lane, Maura (CON); Somera, Alisa (BOS); Stevenson, Peg (CON)
Subject: BOS Referral: File No. 160381 - Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees
Attachments: 160381 Referral - Controller.pdf

Hello,

The Board of Supervisors' Rules Committee has received the following Charter Amendment for the November 8, 2016, Election, introduced by Supervisor Wiener on April 19, 2016. This matter is being referred to you in accordance with Rules of Order 2.22.4.

File No. 160381 Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Please review and prepare a financial analysis of the proposed measure prior to the first Rules Committee hearing.

If you have any questions or concerns please call me at (415) 554-7702 or email derek.evans@sfgov.org. To submit documentation, please forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

Regards,

Derek K. Evans
Assistant Clerk, Board of Supervisors
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244
San Francisco, CA 94102
Phone: (415) 554-7702 | Fax: (415) 554-5163
Derek.Evans@sfgov.org | www.sfbos.org

 Click [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.

President, District 5
BOARD of SUPERVISORS



London Breed

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

*orig: B/F Clerk
Copy: Rules Clerk, COB,
Leg. Dep., BOS-11, Aides*

PRESIDENTIAL ACTION

Date: 6/1/2016

To: Angela Calvillo, Clerk of the Board of Supervisors

Madam Clerk,
Pursuant to Board Rules, I am hereby:

Waiving 30-Day Rule (Board Rule No. 3.23)

File No. _____
(Primary Sponsor)

Title.

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2016 JUN -2 PM 2:34

Transferring (Board Rule No 3.3)

File No. 160381 Wiener
(Primary Sponsor)

Title. Charter Amendment and Business and Tax Regulations Code - City
Responsibility and Parcel Tax for Street Trees

From: Rules _____ Committee

To: Budget & Finance _____ Committee

Assigning Temporary Committee Appointment (Board Rule No. 3.1)

Supervisor _____

Replacing Supervisor _____

For: _____ Meeting
(Date) (Committee)

London Breed
London Breed, President
Board of Supervisors



Introduction Form

By a Member of the Board of Supervisors or the Mayor

RECEIVED W
BOARD
1-19-16
Time stamp
or meeting date

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

- 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. Request for Closed Session (attach written motion).
- 10. Board to Sit as A Committee of the Whole.
- 11. Question(s) submitted for Mayoral Appearance before the BOS on []

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission Youth Commission Ethics Commission
- Planning Commission Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative

Sponsor(s):

Supervisor Wiener

Subject:

Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

The text is listed below or attached:

Describing and setting forth a proposal to the voters at an election to be held on November 8, 2016, to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; and to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; and to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

Signature of Sponsoring Supervisor:

Scott Wilson

For Clerk's Use Only:

BOARD OF SUPERVISORS



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

June 24, 2016

File No. 160381

Sarah Jones
Environmental Review Officer
Planning Department
1650 Mission Street, 4th Floor
San Francisco, CA 94103

Dear Ms. Jones:

On April 19, 2016, Supervisor Wiener introduced the following proposed Charter Amendment, which was amended at the June 23, 2016, Rules Committee meeting, for the November 8, 2016, Election:

File No. 160381 Charter Amendment and Business and Tax Regulations Code - City Responsibility and Parcel Tax for Street Trees

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to transfer responsibility for the maintenance of street trees to the City and establish a special fund primarily to pay for such maintenance and the maintenance of trees on San Francisco Unified School District property; to amend the Business and Tax Regulations Code to add a special parcel tax primarily to fund the City's maintenance of street trees and the maintenance of trees on San Francisco Unified School District property; to increase the City's appropriations limit by the amount of the parcel tax for four years from November 8, 2016; and to affirm the Planning Department's determination under the California Environmental Quality Act.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board

A handwritten signature in black ink, appearing to read "Derek Evans".

By: Derek Evans, Assistant Clerk
Rules Committee

Attachment

Statutorily Exempt under CEQA Guidelines Section
15273 - Rates, Tolls, Fares, and Charges.

c: Joy Navarrete, Environmental Planner
Jeanie Poling, Environmental Planner

Joy Navarrete

Digitally signed by Joy Navarrete
DN: cn=Joy Navarrete, o=Planning,
ou=Environmental Planning,
email=joy.navarrete@sf.gov, c=US
Date: 2016.06.30 08:13:05 -0700

