

1 [The purpose of this resolution is to expedite the process of filling the four remaining seats on
2 the Planning Commission and the three remaining seats on the Board of Appeals left vacant
by Proposition D, which set the terms of the prior members to expire on July 1, 2002.]

3 **Resolution to expedite the process of appointing the remaining four seats of the**
4 **Planning Commission and the three seats on the Board of Appeals.**

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6 WHEREAS, Voters of the City and County of San Francisco passed Proposition D in
7 March of 2002, and,

8 WHEREAS, Proposition D amended the Charter to change the manner in which
9 members of the Planning Commission and Board of Appeals are appointed and removed;
10 and,

11 WHEREAS, Proposition D empowered the Mayor to nominate four members of the
12 Planning Commission and empowered the President of the Board of Supervisors to nominate
13 three members of the Planning Commission, and required that the Board of Supervisors
14 approve all seven members of the Planning Commission; and,

15 WHEREAS, Proposition D empowered the Mayor to nominate three members of the
16 Board of Appeals and empowered the President of the Board of Supervisors to nominate two
17 members of the Board of Appeals, and required that the Board of Supervisors approve all five
18 members of the Board of Appeals; and,

19 WHEREAS, Proposition D mandates that the terms of office of the members of the
20 prior Planning Commission and Board of Appeals expire July 1st, 2002 at 12 o'clock noon;
21 and,

22 WHEREAS, The terms of the prior Planning Commission and the Board of Appeals
23 have now expired and their seats have remained vacant for three weeks; and,
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1 WHEREAS, On June 26th, the President of the Board of Supervisors and the Mayor
2 submitted their respective nominees to the Planning Commission; and,

3 WHEREAS, On July 15th, the Board of Supervisors approved the three members
4 nominated for the Planning Commission by the President of the Board of Supervisors; and,

5 WHEREAS, On July 15th, the Mayor withdrew his nominees for the Planning
6 Commission before the Board of Supervisors had the opportunity to vote on confirmation of
7 the appointments; and,

8 WHEREAS, On June 26th, the President of the Board of Supervisors and the Mayor
9 submitted their respective nominees to the Board of Appeals; and,

10 WHEREAS, On July 22nd, the Board of Supervisors approved the two members of the
11 Board of Appeals nominated by the President of the Board of Supervisors; and,

12 WHEREAS, On July 22nd, the Mayor withdrew his nominees to the Board of Appeals
13 before the Board of Supervisors had the opportunity to vote on confirmation of the
14 appointments; and,

15 WHEREAS, The Mayor has failed to submit further nominees for both bodies; and,

16 WHEREAS, The Planning Commission and Board of Appeals play a significant role in
17 the approval of permits for development and oversees land use regulation in the City; and,

18 WHEREAS, These functions are crucial to the welfare of residents and businesses in,
19 and to the economic vitality of, the City and County of San Francisco; and,

20 WHEREAS, The Charter requires that the Planning Commission act by at least four
21 votes on all matters presented to it and it requires the Board of Appeals act by at least three
22 votes on all matters presented to it; and,

23 WHEREAS, The current membership of the Planning Commission and the Board of
24 Appeals is unable to discharge the Commission's functions; and,

1 WHEREAS, The absence of a quorum of Planning Commissioners and Board of
2 Appeals creates severe delays of uncertain duration for citizens and businesses with
3 significant detrimental effects; now, therefore, be it

4 RESOLVED, That it is the policy of the City and County of San Francisco that
5 whenever there is any vacancy on the Planning Commission and the Board of Appeals, the
6 Mayor and President of the Board of Supervisors must act promptly and diligently to nominate
7 candidates; and be it

8 WHEREAS, that it is the policy of the City and County of San Francisco that the Board
9 of Supervisors promptly and diligently calendar and conduct hearings and confirmation votes
10 on all nominees of the Planning Commission and the Board of Appeals.

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