

1 [Planning Code—Conditional Use Requirement for Nail Salons in the West Portal Avenue
2 Neighborhood Commercial District]

3 **Ordinance amending the Planning Code by amending Section 729 to add new**
4 **Subsection 729.52A and adding new Section 790.115 to require conditional use**
5 **authorization in the West Portal Avenue Neighborhood Commercial District for certain**
6 **personal service nail salons, as defined; and making findings, including environmental**
7 **findings and findings of consistency with the priority policies of Planning Code Section**
8 **101.1 and the General Plan.**

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10 NOTE: Additions are *single-underline italics Times New Roman*;
11 deletions are ~~*strike-through italics Times New Roman*~~.
12 Board amendment additions are double-underlined;
13 Board amendment deletions are ~~strikethrough normal~~.

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

15 Section 1. Findings. The Board of Supervisors of the City and County of San
16 Francisco hereby finds and determines that:

17 (a) General Plan and Planning Code Findings.

18 (1) On _____ at a duly noticed public hearing, the Planning Commission
19 in Resolution No. _____ found that the proposed Planning Code amendments
20 contained in this ordinance were consistent with the City’s General Plan and with Planning
21 Code Section 101.1(b). In addition, the Planning Commission recommended that the Board
22 of Supervisors adopt the proposed Planning Code amendments. A copy of said Resolution is
23 on file with the Clerk of the Board of Supervisors in File No. _____ and is
24 incorporated herein by reference. The Board finds that the proposed Planning Code
25 amendments contained in this ordinance are consistent with the City’s General Plan and with
Planning Code Section 101.1(b) for the reasons set forth in said Resolution.

(2) Pursuant to Planning Code Section 302, the Board finds that the proposed ordinance will serve the public necessity, convenience and welfare for the reasons set forth in Planning Commission Resolution No. _____, which reasons are incorporated herein by reference as though fully set forth.

(b) Environmental Findings. The Planning Department has determined that the actions contemplated in this Ordinance are in compliance with the California Environmental Quality Act (California Public Resources Code section 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. _____ and is incorporated herein by reference.

Section 2. The San Francisco Planning Code is hereby amended by amending Section 729 to add new subsection 729.52A, to read as follows:

SEC. 729. WEST PORTAL AVENUE NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE.

No.	Zoning Category	§ References	West Portal Avenue		
			Controls by Story		
		§ 790.118	st	nd	rd
§ <u>729.52A</u>	<u>Personal Service, Nail Salon</u>	<u>§ 790.115</u>			

1 Section 3. The San Francisco Planning Code is hereby amended by adding new
2 Section 790.115, to read as follows:

3 **SEC. 790.115. SERVICE, PERSONAL, NAIL SALON.**

4 For the West Portal Avenue Neighborhood Commercial District only, a retail use that provides
5 personal nail grooming services to the individual, including manicures and pedicures and related
6 personal nail grooming services.

7 APPROVED AS TO FORM:
8 DENNIS J. HERRERA, City Attorney

9 By: _____
10 Marlena G. Byrne
11 Deputy City Attorney