

City and County of San Francisco

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



MEETING MINUTES

Monday, June 8, 2009

1:00 PM

City Hall, Room 263

Regular Meeting

Land Use and Economic Development Committee

Members: Sophie Maxwell, Eric Mar, David Chiu

Clerk: Linda Laws (415) 554-4441

Members Present: *Sophie Maxwell, Eric Mar, David Chiu.*

Members Excused: *None.*

Members Absent: *None.*

MEETING CONVENED

The meeting convened at 1:04 p.m.

REGULAR AGENDA

090392 [Zoning - Ordinance amending Planning Code Section 309.1]

Ordinance amending Section 309.1 to the Planning Code to allow a design review exception for Downtown Residential districts permitting minor height measurement modifications that could otherwise be modified as a Planned Unit Development pursuant to Section 304. (Planning Department)

4/6/09, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/14/2009.

Heard in Committee. Speaker: Joshua Switzky, Planning Department.

RECOMMENDED by the following vote:

Ayes: 3 - Maxwell, Mar, Chiu

090420 [India Basin Industrial Park, Special Use District Amendment]

Supervisor Maxwell

Ordinance amending the San Francisco Planning Code by amending Section 249.42 to exempt the India Basin Industrial Park Special Use District from minimum off-street parking requirements; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

4/7/09, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee,

expires on 5/7/2009.

4/10/09, REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review.

4/10/09, REFERRED TO DEPARTMENT. Referred to the Planning Commission for public hearing and recommendation.

4/20/09, RESPONSE RECEIVED. Non-physical per CEQA Guidelines Section 15050 (c)(2).

5/28/09, RESPONSE RECEIVED. Planning Commission Resolution No. 17883 recommending approval.

Heard in Committee. Speaker: AnMarie Rodgers, Planning Department.

RECOMMENDED by the following vote:

Ayes: 3 - Maxwell, Mar, Chiu

090402 [Zoning - New Controls for Massage Establishments] Mayor, Supervisors Chu, Chiu

Ordinance amending Planning Code Sections 790.60, 890.60 and 218.1 to restrict permitted accessory massage uses and to make all other massage establishments, as defined, except chair massage in plain view of the public, subject to a conditional use permit; amending Planning Code Section 303 to list additional criteria for the Planning Commission to consider when analyzing conditional use applications for massage establishments; amending the tables at Sections 218.1, 714.1, 715.1, 810.1, 811.1, and 812.1, to change massage establishments from a permitted use to a conditional use in the PDR 1, or Light Industrial Buffer, and PDR 2, or Production, Distribution, and Repair Districts, and in the Broadway Neighborhood Commercial District, the Castro Neighborhood Commercial District, and the Chinatown Mixed Use Districts; amending Planning Code Sections 790.114 and 890.114, to add massage establishments that employ only state-certified massage practitioners to the definitions of Medical Services in the Neighborhood Commercial Districts and Mixed Use Districts, respectively; and adopting findings, including environmental

3/31/09, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 4/30/2009.

4/3/09, REFERRED TO DEPARTMENT. Referred to Planning Commission for public hearing and recommendation; referred to Small Business Commission for review and comment.

4/20/09, RESPONSE RECEIVED. Non-physical per CEQA Guidelines Section 15050 (c)(2).

5/19/09, SUBSTITUTED. Supervisor Chu submitted a substitute ordinance bearing new title.

5/19/09, ASSIGNED to Land Use and Economic Development Committee.

5/22/09, REFERRED TO DEPARTMENT. Referred to Planning Commission for public hearing and recommendation; referred to Small Business Commission for review and comment.

5/28/09, RESPONSE RECEIVED. Planning Commission Resolution No. 17882 recommending approval with modifications.

Heard in Committee. Speakers: Supervisor Chu; AnMarie Rodgers, Planning Department; Catherine Dodd, Department of Public Health; Andrea Ruiz-Esquide, Deputy City Attorney; Timothy Paul, The Ellis Room; Ruthie Kim, Because Justice Matters; David Batstone, Not for Sale Campaign; Rachael Wesv, U.S. Prostitute Collective; Steve Currier, Outer Mission Merchants Association; Lenore Anderson, District Attorney's Office; Slava Osowska; Dolly Sithounnolut, Ocean Avenue Revitalization Collaborative; Dr. Amy Bacharach, SF Women's Political Committee; Nell Myhand,

AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

RECOMMENDED AS AMENDED by the following vote:

Ayes: 3 - Maxwell, Mar, Chiu

090403 [Penalties for violation of Massage Practitioner Licensing and Regulation Ordinance] Mayor, Supervisor Chu

Ordinance amending Health Code Sections 1918 and 1928 to change the hours of permitted operation for massage establishments and to revise the penalties for violating Health Code Sections 1900 et seq., adding Health Code Section 1928.1 to provide for payment of the costs of administrative and other proceedings, and adding Health Code Section 1928.2 to provide for criminal penalties.

3/31/09, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 4/30/2009.

4/16/09, REFERRED TO DEPARTMENT. Referred to Small Business Commission for review and comment; and Department of Public Health for informational purposes.

Heard in Committee. Speakers: Supervisor Chu; AnMarie Rodgers, Planning Department; Catherine Dodd, Department of Public Health; Andrea Ruiz-Esquide, Deputy City Attorney; Timothy Paul, The Ellis Room; Ruthie Kim, Because Justice Matters; David Batstone, Not for Sale Campaign; Rachael Wesv, U.S. Prostitute Collective; Steve Currier, Outer Mission Merchants Association; Lenore Anderson, District Attorney's Office; Slava Osowska; Dolly Sithounnolut, Ocean Avenue Revitalization Collaborative; Dr. Amy Bacharach, SF Women's Political Committee; Nell Myhand,

AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

RECOMMENDED AS AMENDED by the following vote:

Ayes: 3 - Maxwell, Mar, Chiu

090022 [Streamlining the regulation of small businesses] Supervisors Chiu, Chu, Maxwell

Hearing on streamlining the regulation of small businesses: a review of the roles and responsibilities of the fifteen City departments that interface with small businesses, pursuant to Administrative Code Section 2A.241 as enacted by Proposition I in November 2007.

1/13/09, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

4/6/09, CONTINUED. Heard in Committee. Speakers: Diane Wesley Smith; Francisco Da Costa; Steven Cornell; Jim Lazarus; Espanola Jackson; Ann Garrison; Willie Ratcliff. Continued to May 4, 2009.

5/4/09, CONTINUED. Heard in Committee. Speaker: Francisco Da Costa, EJA. Continued to May 11, 2009.

5/11/09, CONTINUED TO CALL OF THE CHAIR. Speakers: None.

Heard in Committee. Speakers: Fire Marshal Barbara Schultheis, SFFD; Barbara Moy, Department of Public Works; Officer Stewart and Lt. Jeanne Schlotz, SFPD; Richard Lee, Department of Public Works; Regina Dick-Endrizzi, Small Business Commission; Howard Duffee; Steven Cornell, Small Business Advocates.

Continued to June 15, 2009.

CONTINUED by the following vote:

Ayes: 3 - Maxwell, Mar, Chiu

090670 [Temporary Parking Restrictions]

Ordinance amending San Francisco Transportation Code, Division I, by amending Sections 3.4, 7.2.12, 7.2.26, 7.2.28, 7.2.29, 7.2.71, 7.2.101, 7.3.3, and 8.1 to change existing posting requirements for temporary parking restriction signs; provide a three minute time limit for noncommercial vehicles parked in yellow zones; provide a three consecutive day on-street parking restriction instead of seven consecutive days; provide that exceeding the permissible use of a Special Traffic Permit is a violation of Section 7.2.71; provide that obstructing traffic four or more times within one year without a Special Traffic Permit, or in violation of the terms of a Special Traffic Permit, is a misdemeanor; provide that persons are prohibited from boarding a Municipal Railway vehicle in revenue service through the rear exit while the

vehicle is operating on a transit line; and to repeal noticing requirements for towing vehicles on public streets; repealing Section 7.2.44 prohibiting parking on designated streets near Candlestick Park; and making revisions to clarify applicable restrictions and references to Division II.

5/21/09, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Heard in Committee. Speakers: Jack Fleck, SFMTA; Lt. J. Greely, SFPD.
See File No. 090780.

DIVIDED.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Ordinance amending San Francisco Transportation Code, Division I, by amending Section 3.4 to change existing posting requirements for temporary parking restriction signs for parades, public assemblies, film production, conflagrations, building collapses and street obstructions and repairs. (Municipal Transportation Agency)

RECOMMENDED AS AMENDED AS A COMMITTEE REPORT by the following vote:

Ayes: 3 - Maxwell, Mar, Chiu

090780 [Revisions to Division I of the San Francisco Transportation Code]

Ordinance amending San Francisco Transportation Code, Division I, by amending Sections 3.4, 7.2.12, 7.2.26, 7.2.28, 7.2.29, 7.2.71, 7.2.101, 7.3.3, and 8.1 to change existing posting requirements for temporary parking restriction signs; provide a three minute time limit for noncommercial vehicles parked in yellow zones; provide a three consecutive day on-street parking restriction instead of seven consecutive days; provide that exceeding the permissible use of a Special Traffic Permit is a violation of Section 7.2.71; provide that obstructing traffic four or more times within one year without a Special Traffic Permit, or in violation of the terms of a Special Traffic Permit, is a misdemeanor; provide that persons are prohibited from boarding a Municipal Railway vehicle in revenue service through the rear exit while the vehicle is operating on a transit line; and to repeal noticing requirements for towing vehicles on public streets; repealing Section 7.2.44 prohibiting parking on designated streets near Candlestick Park; and making revisions to clarify applicable restrictions and references to Division II.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 3 - Maxwell, Mar, Chiu

ADJOURNMENT

The meeting adjourned at 3:31 p.m.