



City and County of San Francisco
Meeting Minutes
Land Use and Transportation Committee

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

Members: Malia Cohen, Scott Wiener, Aaron Peskin

Clerk: Alisa Somera (415) 554-7711

Monday, October 17, 2016

1:30 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Malia Cohen, Scott Wiener, and Aaron Peskin

The Land Use and Transportation Committee met in regular session on Monday, October 17, 2016, with Chair Malia Cohen presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Cohen called the meeting to order at 1:36 p.m. On the call of the roll, Chair Cohen, Vice Chair Wiener, and Member Peskin were noted present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

160962 [Police Code - Limited Live Performance Permits - Union Street Neighborhood Commercial District]

Sponsor: Farrell

Ordinance amending the Police Code to allow the Director of the Entertainment Commission to extend from 10:00 p.m. until 11:00 p.m. the hours during which Live Performances may be presented at Limited Live Performance Locales in the Union Street Neighborhood Commercial District; and affirming the Planning Department's determination under the California Environmental Quality Act.

09/06/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/6/2016.

09/15/16; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; and Entertainment Commission and Police Department for informational purposes.

10/05/16; RESPONSE RECEIVED. 10/4/2016 - The Entertainment Commission held a meeting and voted to endorse the proposed Ordinance.

10/13/16; RESPONSE RECEIVED. Not defined as a project under CEQA Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

10/13/16; RESPONSE RECEIVED. 9/26/2016 - The Small Business Commission voted unanimously to recommend approval of the proposed legislation.

Heard in Committee. Speakers: Kanishka Karunaratne (Office of Supervisor Mark Farrell); presented information and answered questions raised throughout the discussion. Robert Bardell; Lesley Leonhardt; Gabe Ferroni; spoke in support of the hearing matter.

Vice Chair Wiener moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Peskin

160965 [Planning, Green Building Codes - Better Roof Requirements, Including Living Roofs]**Sponsor: Wiener**

Ordinance amending the Planning Code and Green Building Code to establish requirements for certain new building construction facilitating development of renewable energy facilities and living roofs; setting an operative date of January 1, 2017; providing findings as to local conditions pursuant to the California Health and Safety Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

09/06/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/6/2016.

09/15/16; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Commission for public hearing and recommendation (per Planning Code, Section 302(b)); Building Inspection Commission for public hearing and recommendation (per Charter, Section D33750-5); and Department of the Environment and Public Works for informational purposes.

09/20/16; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment. Individual future projects under these proposed amendments would be subject to CEQA on a case-by-case basis.

09/23/16; RESPONSE RECEIVED. 9/21/2016 - The Building Inspection Commission held a public hearing and unanimously supported the proposed legislation.

10/07/16; RESPONSE RECEIVED. 9/15/2016 - The Planning Commission held a public hearing and recommended approval of the proposed legislation; Resolution No. 19734.

Heard in Committee. Speakers: Anne Brask (Planning Department); Barry Cooper (Department of the Environment); presented information and answered questions raised throughout the discussion. Avi Smith; Eli Zigas; spoke in support of the hearing matter.

Vice Chair Wiener moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 19-21, by striking 'The Commission on the Environment considered the applicable sections of this ordinance at a duly noticed public hearing on ____.'; on Page 6, Lines 12-13, by adding 'meets all four of the following criteria:', Line 14, by adding 'The building', Line 16, by adding 'The building', Line 17, by adding 'The building', and Line 18, by adding 'The project sponsor'; and on Page 7, Lines 7-10, by adding 'The Planning Department, after consulting with the San Francisco Public Utilities Commission and the Department of the Environment, shall adopt rules and regulations to implement these provisions and coordinate compliance with the Stormwater Management Ordinance.' The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Peskin

Vice Chair Wiener moved that this Ordinance be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Peskin

160989 [Interim Zoning Controls - Large Residential Projects in RH-1, RH-2, and RH-3 Zoning Districts]**Sponsor: Wiener**

Resolution extending, for an additional six-month period, interim zoning controls in the RH-1, RH-2, and RH-3 zoning districts within a perimeter established by Market Street, Clayton Street, Ashbury Street, Clifford Terrace, Roosevelt Way, Museum Way, the eastern property line of Assessor's Parcel Block No. 2620, Lot No. 063, the eastern property line of Assessor's Parcel Block No. 2619, Lot No. 001A, and Douglass Street, requiring Conditional Use authorization for: any residential development on a vacant parcel that will result in total residential square footage exceeding 3,000 gross square feet; any new residential development on a developed parcel that will increase the existing gross square footage in excess of 3,000 square feet and by more than 75% without increasing the existing legal unit count, or more than 100% if increasing the existing legal unit count; and for any residential development that results in greater than 55% total lot coverage; and affirming the Planning Department's determination under the California Environmental Quality Act.

09/13/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/13/2016.

09/20/16; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Mayor's Office of Housing and Community Development for informational purposes.

09/20/16; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

10/07/16; NOTICED. 9-Day Mailed Notice published in the Examiner, but no 10-Day Mailed Notice required since the affected area is more than 30 acres (Planning Code Section 306.7(g)).

Heard in Committee. Speaker: Gilbert Criswell; spoke in opposition to the hearing matter.

Vice Chair Wiener moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Peskin

160999 [Hearing - Update on the Subway Master Plan]**Sponsor: Wiener**

Hearing on the state of the Subway Master Plan; and requesting the San Francisco Municipal Transportation Agency, the San Francisco County Transportation Authority, and the Planning Department to report.

09/13/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

09/20/16; REFERRED TO DEPARTMENT. Referred to Municipal Transportation Agency, County Transportation Authority, and Planning Department for informational purposes.

Heard in Committee. Speakers: Sarah Jones (Municipal Transportation Agency); Michael Schwartz (San Francisco County Transportation Authority); presented information and answered questions raised throughout the discussion. Quan Tan; Shirley Lee; Brian Stoho; Peter Strauss; Howard Stanford; Gilbert Criswell; Tom Gilbert; spoke on various concerns regarding the hearing matter.

Vice Chair Wiener moved that this Hearing be HEARD AND FILED. The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Peskin

ADJOURNMENT

There being no further business, the Land Use and Transportation Committee adjourned at the hour of 3:55 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Land Use and Transportation Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.