

1 [Zoning – Extension of Interim Zoning Requiring Conditional Use Authorization for Internet
2 Services Exchanges]

3 **Resolution extending for an additional six (6) month period interim controls to define**
4 **internet services exchanges, include internet services exchanges within the utility**
5 **installation use category and establish a requirement for a conditional use**
6 **authorization for internet services exchanges in commercial and industrial zones,**
7 **including without limitation, the C-1, C-2, C-3-G, C-3-S, C-M, M-1, M-2, SLI and SSO**
8 **zones exclusive of lots under the jurisdiction of the San Francisco Port Commission or**
9 **in a redevelopment project area with an adopted redevelopment plan under the**
10 **jurisdiction of the San Francisco Redevelopment Agency Commission.**

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13 WHEREAS, In May 2001, the Board of Supervisors adopted Resolution No. 405-01,
14 imposing for six (6) months interim controls that prohibit any City agency, board, commission,
15 officer or employee from approving any site permit, building permit or any other permit or
16 license authorizing the construction or establishment of internet services exchanges unless
17 the action is consistent with existing provisions of the Planning Code and the interim controls
18 which define internet services exchanges, include internet services exchanges within the
19 utility installation use category and establish a requirement for a conditional use authorization
20 for internet services exchanges in commercial and industrial zones, including without
21 limitation, the C-1, C-2, C-3-G, C-3-S, C-M, M-1, M-2, SLI and SSO zones exclusive of lots
22 under the jurisdiction of the San Francisco Port Commission or in a redevelopment project
23 area with an adopted redevelopment plan under the jurisdiction of the San Francisco
24 Redevelopment Agency Commission; and,
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1 WHEREAS, The interim controls went into effect on June 1, 2001, when the Mayor
2 signed Resolution 405-01; and,

3 WHEREAS, The interim controls will expire on December 1, 2001; and,

4 WHEREAS, On August 6, 2001, Supervisor Maxwell introduced permanent legislation
5 for internet services exchanges and the legislation is pending review by the Planning
6 Department and the Board of Supervisors; and,

7 WHEREAS, An extension of the interim controls for internet services exchanges is
8 needed to bridge the gap between the initial interim controls and the development and
9 enactment of permanent controls; and,

10 WHEREAS, The Board of Supervisors is authorized by Planning Code Section 306.7 to
11 extend the duration of interim controls for internet services exchanges for an additional six (6)
12 months pending the enactment of permanent zoning controls; and,

13 WHEREAS, The Board of Supervisors has balanced the hardship on property owners
14 from extending the interim moratorium against the detriment to the public if no extension were
15 adopted; now, therefore be it

16 RESOLVED, That the Board of Supervisors hereby extends the six (6) month interim
17 controls for internet services exchanges set forth in Board Resolution 405-01 for an additional
18 six (6) months pending the development and enactment of permanent legislation; and be it

19 FURTHER RESOLVED, That the extension of the interim controls will become effective
20 upon the enactment of this Resolution and the interim controls on internet services exchanges

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1 shall remain in effect until June 1, 2002, or until the adoption of permanent legislation,
2 whichever shall first occur.

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APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: 

ELAINE C. WARREN
Deputy City Attorney



City and County of San Francisco

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Tails

Resolution

File Number: 011967

Date Passed:

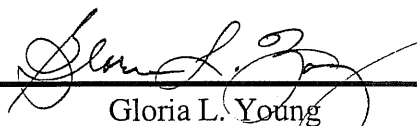
Resolution extending for an additional six (6) month period interim controls to define internet services exchanges, include internet services exchanges within the utility installation use category and establish a requirement for a conditional use authorization for internet services exchanges in commercial and industrial zones, including without limitation, the C-1, C-2, C-3-G, C-3-S, C-M, M-1, M-2, SLI and SSO zones exclusive of lots under the jurisdiction of the San Francisco Port Commission or in a redevelopment project area with an adopted redevelopment plan under the jurisdiction of the San Francisco Redevelopment Agency Commission.

November 5, 2001 Board of Supervisors — ADOPTED

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick,
Newsom, Peskin, Sandoval, Yee

File No. 011967

I hereby certify that the foregoing Resolution was ADOPTED on November 5, 2001 by the Board of Supervisors of the City and County of San Francisco.

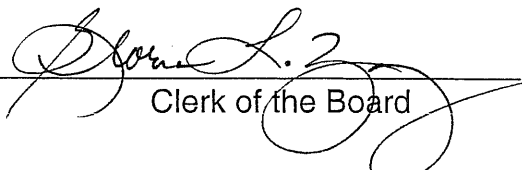

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Willie L. Brown Jr.

Date: November 16, 2001

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.


Clerk of the Board

File No.
011967

