



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: Katy Tang, Jane Kim, Ahsha Safai

Clerk: Erica Major (415) 554-4441

Monday, April 16, 2018

1:30 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Katy Tang, Jane Kim, and Ahsha Safai

The Land Use and Transportation Committee met in regular session on Monday, April 16, 2018, with Chair Katy Tang presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Tang called the meeting to order at 1:33 p.m. On the call of the roll, Chair Tang, Vice Chair Kim, and Member Safai were noted present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

180365 [Approve Project List - California State Senate Bill 1- Local Streets and Road Program Road Maintenance and Rehabilitation Account Funds]

Sponsor: Mayor

Resolution approving the list of projects to be funded with FY2018-2019 Road Maintenance and Rehabilitation Account funds as established by California State Senate Bill 1, the Road Repair and Accountability Act of 2017. (Public Works)

04/10/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

Heard in Committee. Speaker: Rachel Alonzo (Public Works); presented information and answered questions raised throughout the discussion.

Member Safai moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

171284 [Building Code - Slope Protection Act]**Sponsor: Peskin**

Ordinance amending the Building Code to revise the City's Slope Protection Act by clarifying the scope of its application to properties exceeding an average slope of 25% grade, updating the map references, mandating review by the Department of Building Inspection's Structural Advisory Committee, and re-enacting and modifying a paragraph in the scope section regarding the type of proposed construction that triggers application of the Act which was omitted inadvertently in the adoption of the 2016 Code; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.

12/05/17; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/4/2018.

12/12/17; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Department of Building Inspection for public hearing and recommendation, pursuant to Charter, Section D3.750-5; and Planning Department, Public Works, and Fire Department for informational purposes.

01/22/18; 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.

04/12/18; RESPONSE RECEIVED. On March 21, 2018, the Building Inspection Commission held a public hearing and voted unanimously to support the proposed legislation.

Heard in Committee. Speakers: Supervisor Aaron Peskin (Board of Supervisors); Dan Lawry (Department of Building Inspection); presented information and answered questions raised throughout the discussion. Bob Planthold; spoke in support of the hearing matter. Pat Buscovich; spoke neither in support nor against the hearing matter.

Member Safai moved that this Ordinance be AMENDED, AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Line 9, by replacing 'approved' with 'submitted'; on Page 3, Line 7, by adding 'either (1)' after 'property'; and '(2)' before 'lies'. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

Member Safai moved that this Ordinance be CONTINUED AS AMENDED to the April 23, 2018, Land Use and Transportation Committee meeting. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

Member Safai moved to rescind the previous votes. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

Member Safai moved that this Ordinance be AMENDED, AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Line 9, by replacing 'approved' with 'submitted'; on Page 3, Line 7, by adding 'either (1)' after 'property'; and '(2)' before 'lies'. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

Member Safai moved that this Ordinance be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

180190 [Planning Code - Lower Polk Street Alcohol Restricted Use District]**Sponsor: Peskin**

Ordinance amending the Planning Code to extend the Lower Polk Street Alcohol Restricted Use District to June 1, 2023; to expand the circumstances in that District when temporary closures of liquor establishments are not considered abandonment of such uses, and provide that such temporary closures in that District are not considered an enlargement, alteration, intensification, abandonment, or change of use, provided that any demolition permits required for the repair, renovation, or remodeling work have been approved by January 1, 2018; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

02/27/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/29/2018.

03/06/18; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Planning Commission for public hearing and recommendation, pursuant to Planning Code, Section 302(b); Small Business Commission for comment and recommendation; and to Planning Department and Police Department for informational purposes.

03/20/18; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee. Supervisor Peskin introduced a substitute Ordinance bearing a new title.

03/26/18; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Planning Commission for public hearing and recommendation, pursuant to Planning Code, Section 302(b); Small Business Commission for comment and recommendation; and to Planning Department and Police Department for informational purposes.

04/09/18; 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.

Heard in Committee. Speakers: Supervisor Aaron Peskin (Board of Supervisors); Aaron Starr (Planning Department); presented information and answered questions raised throughout the discussion. Chris Schulman; spoke in support of the hearing matter.

Vice Chair Kim move that this Ordinance be AMENDED, AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 9, by replacing 'approved' with 'submitted'; on Page 3, Line 9, by striking 'on' before 'remodedling' and adding 'or demolition' before 'work'; on Page 4, Line 16-17, by adding 'located within the Lower Polk Alcohol Restricted Use District' before 'establishments'; and on Page 4, Line 21, by replacing 'approved' with 'submitted'. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

Ordinance amending the Planning Code to extend the Lower Polk Street Alcohol Restricted Use District to June 1, 2023; to expand the circumstances in that District when temporary closures of liquor establishments are not considered abandonment of such uses, and provide that such temporary closures in that District are not considered an enlargement, alteration, intensification, abandonment, or change of use, provided that any demolition permits required for the repair, renovation, or remodeling work have been submitted by January 1, 2018; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

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

Ayes: 3 - Tang, Kim, Safai

180214 [Transportation, Public Works Codes - Unauthorized Powered Scooter Violations, Powered Scooter Share Program]

Sponsors: Peskin; Kim, Ronen, Fewer, Cohen and Sheehy

Ordinance amending Division I of the Transportation Code to establish a violation for motorized scooters that are a part of a Motorized Scooter Share Program, to be parked, left standing, or left unattended on a sidewalk, street, or public right-of-way under the jurisdiction of the Municipal Transportation Agency (MTA) or Department of Public Works (DPW) without an MTA-issued permit authorizing the scooter to be parked, left standing, or left unattended at that location; amending the Public Works Code to authorize DPW to take enforcement action to abate or remove unauthorized motorized scooters that are not a part of a permitted Motorized Scooter Share Program and are parked, left standing, or left unattended on a sidewalk, street, or public right-of-way under the jurisdiction of DPW or the MTA; and affirming the Planning Department's determination under the California Environmental Quality Act.

03/06/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/5/2018.

03/15/18; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; and to Municipal Transportation Agency and Public Works for informational purposes.

04/09/18; 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.

Heard in Committee. Speakers: Supervisor Aaron Peskin (Board of Supervisors); Jaime Parks (San Francisco Municipal Transportation Agency); presented information and answered questions raised throughout the discussion. Bob Planthold and Pierre Nancy (Senior and Disability Action); Timothy Waters (Young Community Developers); John Lowell (Alamo Square Neighborhood Association); Cathy DeLuca (Walk SF); Fran Taylor; Rodney Hampton, Jr. (We Help Our People); Brandon Lewer; Sam Monica; Sam Dreiman (LimeBike); Sherry Max; Theodore Alonzo III; Adam Zethraeus; Male Speaker; Karen Beskin (Senior Disability Action); Alice Rogers; Matt Prozino; Queen Chen (Chinatown TRIP); John DeCastro; Jessica Lanmen and Evelyn (Senior Disability Action); Todd; spoke in support of the hearing matter. Andrew Lee; Male Speaker; Justin Job; Alex Escalante; Katie Ruby; spoke in opposition of the hearing matter. Sammy Glandy; Moses; Joel Bilazon; David Nunez; Zachary Smith; Brian (SPIN); Mere Brotovich; Jeremy Lynch; Lewis; Eugene; Anthony Jones; Brandon Brown; Carl Hansen (Bird); Tim; Edel San; Taylor Aldrin; Joseph; Jim Fish; Manez; Jack Strawn; Darren Weinburg; Calvin Quick; spoke neither in support nor against the hearing matter.

Vice Chair Kim moved that this Ordinance be AMENDED, AMENDMENT OF THE WHOLE BEARING NEW TITLE, by replacing "Motorized" with "Powered" throughout the legislation; and adding other clarifying verbiage. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

Ordinance amending Division I of the Transportation Code to establish a violation for Powered Scooters that are a part of a Powered Scooter Share Program, to be parked, left standing, or left unattended on a sidewalk, street, or public right-of-way under the jurisdiction of the Municipal Transportation Agency (MTA) or Department of Public Works (DPW) without an MTA-issued permit authorizing the scooter to be parked, left standing, or left unattended at that location; amending the Public Works Code to authorize DPW to take enforcement action to abate or remove unauthorized Powered Scooters that are not a part of a permitted Powered Scooter Share Program and are parked, left standing, or left unattended on a sidewalk, street, or public right-of-way under the jurisdiction of DPW or the MTA; and affirming the Planning Department's determination under the California Environmental Quality Act.

Member Safai, seconded by Vice Chair Kim, moved that this Ordinance be RECOMMENDED AS AMENDED AS A COMMITTEE REPORT. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

ADJOURNMENT

There being no further business, the Land Use and Transportation Committee adjourned at the hour of 3:43 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.