



City and County of San Francisco
Meeting Minutes
Land Use and Economic Development Committee

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

Members: Scott Wiener, Jane Kim, Malia Cohen

Clerk: Andrea Ausberry (415) 554-4442

Monday, January 13, 2014

1:30 PM

City Hall, Committee Room 263

Regular Meeting

Present: 3 - Scott Wiener, Jane Kim, and Malia Cohen

MEETING CONVENED

The meeting convened at 1:39 p.m.

REGULAR AGENDA

131214 [Multifamily Housing Revenue Bonds - 227-228 West Point Road - Not to Exceed \$45,000,000]

Sponsor: Cohen

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$45,000,000 for 227-228 West Point Road (Assessor's Parcel No. 4624, Lot Nos. 29 and 31); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$45,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the project, as defined herein, and the application, as defined herein.

12/17/13; RECEIVED AND ASSIGNED to Budget and Finance Committee.

01/07/14; TRANSFERRED to Land Use and Economic Development Committee.

Heard in Committee. Speakers: Pam Sims (Mayor's Office of Housing and Community Development); presented information concerning the matter and answered questions raised throughout the hearing. Francisco Da Costa; Espanola Jackson; Patricia Vaughey; spoke in opposition to the hearing matter.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 3 - Wiener, Kim, Cohen

Supervisor Kim was noted absent at 5:09 p.m. and for the remainder of the meeting.

131202 [Hearing - AT&T Sidewalk Utility Boxes]

Sponsors: Wiener; Kim, Farrell and Avalos

Hearing, directed to AT&T, the Department of Public Works, and the Planning Department to discuss the roll-out of the AT&T U-verse telecommunications upgrade, focusing on the permitting and site installation of the sidewalk cabinets, and to discuss the current community outreach and permitting process and suggest improvements.

12/10/13; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

01/08/14; REFERRED TO DEPARTMENT. Referred to the Planning Department and Department of Public Works for informational purposes.

Heard in Committee. Speakers: Lynn Fong and John Kwong (Department of Public Works); Marc Blakemen (AT&T); presented information concerning the matter and answered questions raised throughout the hearing. Bob Planthold; Patricia Vaughey; Kenbo Lee; John Morris; Erika Ehmsen; Rose Hillson; Michael Albert; Jim Warshell; Shari Steiner; Jan Blum; Houman Forood; Steven Currier; Kearstin Krehbiel; David Troup; Nancy Barsotti; Bruce Bonacker; Daniel Boucher; Lawrence Rosenfeld; Andrea O'Leary; Tony Kelly; Male Speaker; Brad Andersen; Del Seymour; Craig Issod; Ames Mic; David Crommie; Rachelle Russell-Clayton; Mike; Tony Yu; Paul Wells; Katherine Fong; Marian Laffan; Karen Chang; Kathleen Soper; Thomas Soper; Gary Weiss; Michael Rothrock; Alice Rogers; Male Speaker; Steve Walker; Female Speaker; Ilyse Magy; William Wilson; Marian Munz; Ron Blum; Dan Keller; Kathleen Courtney; Komal Panjwani; Sida Li; Erin Durkee; Joelle Kameli; Judy Berkowitz; Female Speaker; spoke on various concerns regarding the hearing matter.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 2 - Wiener, Cohen

Absent: 1 - Kim

Supervisor Wiener, seconded by Supervisor Cohen, moved to excuse Supervisor Kim from the remainder of the January 13, 2014, Land Use and Economic Development Committee meeting. The motion carried by the following vote:

Ayes: 2 - Wiener, Cohen

Excused: 1 - Kim

131085 [Planning Code - Fulton Street Grocery Store Special Use District]

Sponsor: Breed

Ordinance amending Planning Code, Section 249.35A, to extend the effective date for the Fulton Street Grocery Store Special Use District; provide controls for business signs; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

11/05/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 12/4/2013.

12/05/13; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Commission for public hearing and recommendation.

12/06/13; RESPONSE RECEIVED. FMND finalized May 13, 2010, by Motion No. 18082, and MMRP adopted.

12/06/13; RESPONSE RECEIVED. On October 3, 2013 the item was heard. Recommends the Board approve the proposed Planning Code Amendment.

12/17/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

12/23/13; REFERRED TO DEPARTMENT. Re-referred to the Planning Department for environmental review and Planning Commission for public hearing and recommendation.

01/06/14; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Kevin Guy (Planning Department); presented information concerning the matter and answered questions raised throughout the hearing. Douglas Yep; spoke in support of the proposed legislation.

01/06/14; CONTINUED AS AMENDED.

Heard in Committee. Speakers: Supervisor London Breed (Board of Supervisors); presented information concerning the matter and answered questions raised throughout the hearing. Gail Baugh; Ace "On the Case" Washington; spoke in opposition to the hearing matter.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Wiener, Cohen

Excused: 1 - Kim

131118 [Planning Code - Landmark Designation - 1712-1716 Fillmore Street (aka Marcus Books and Jimbo's Bop City)]**Sponsor: Breed**

Ordinance designating 1712-1716 Fillmore Street (aka Marcus Books and Jimbo's Bop City), Assessor's Block No. 0684, Lot No. 020, as a landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

11/19/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 12/19/2013.

12/05/13; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Historic Preservation Commission for informational purposes.

12/05/13; RESPONSE RECEIVED. Not a project per CEQA guidelines Section 15060(c)(2).

Heard in Committee. Speakers: Supervisor London Breed (Board of Supervisors); presented information concerning the matter and answered questions raised throughout the hearing. Desiree Smith; Karen Kai; Ace "On the Case" Washington; Karen Johnson; spoke in support of the hearing matter.

RECOMMENDED by the following vote:

Ayes: 2 - Wiener, Cohen

Excused: 1 - Kim

131162 [General Plan - Adjacent Parcels to the Western South of Market, East South of Market, and Market and Octavia Area Plans]**Sponsor: Kim**

Ordinance amending the General Plan by amending the boundaries of the East South of Market Area Plan to incorporate 40 nearby parcels on Mission Street, generally bounded by 7th Street to the east, 9th Street to the west, and Minna Street to the south; amending the Market and Octavia Planning Area to incorporate nine adjacent parcels along Mission Street and 10th Street, generally bound by Washburn Street to the east, and Minna Street to the south; amending the Western South of Market Area Plan to remove one parcel on 10th Street; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

11/19/13; RECEIVED FROM DEPARTMENT.

12/10/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 1/9/2014.

12/30/13; REFERRED TO DEPARTMENT. Referred to Planning Department for informational purposes and Small Business Commission for comment and recommendation.

01/03/14; NOTICED.

Heard in Committee. Speakers: April Veneracion Ang (Office of Supervisor Jane Kim); Corey Teague (Planning Department); presented information concerning the matter and answered questions raised throughout the hearing.

AMENDED on Page 3, Lines 2-7, by adding 'On September 25, 2013, the Planning Department issued an Addendum to Environmental Impact Report (Addendum), analyzing minor modifications to the Rezoning of Adjacent Parcels. The Addendum concluded that the conclusions of the EIR remained valid, and that no additional environmental review was required, because the revisions to the project would not cause any new significant impacts not identified in the EIR, and no new mitigation measures would be necessary to reduce significant impacts.', and Line 8, by deleting 'and' after 'Motion'; and Page 3, Lines 8, 10, 14, and 22, and Page 4, Lines 6-7, by adding ', and Addendum' after 'Final EIR', by the following vote:

Ayes: 2 - Wiener, Cohen

Excused: 1 - Kim

RECOMMENDED AS AMENDED by the following vote:

Ayes: 2 - Wiener, Cohen

Excused: 1 - Kim

131161 [Planning Code, Zoning Map - Adjacent Parcels and Western South of Market Cleanup]**Sponsor: Kim**

Ordinance amending Zoning Map, Sheets ZN01, ZN07, ZN08, HT07, HT08, and SU07, to revise use districts and height and bulk districts for parcels adjacent to and within the Western South of Market Plan Area; to extend the Van Ness and Market Downtown Residential Special Use District; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

11/19/13; RECEIVED FROM DEPARTMENT.

12/10/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 1/9/2014.

12/24/13; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Commission for public hearing and recommendation and Small Business for comment and recommendation.

01/03/14; NOTICED.

Heard in Committee. Speakers: April Veneracion Ang (Office of Supervisor Jane Kim); Corey Teague (Planning Department); presented information concerning the matter and answered questions raised throughout the hearing.

RECOMMENDED by the following vote:

Ayes: 2 - Wiener, Cohen

Excused: 1 - Kim

131145 [Competitive Selection Process - Landfill Disposal Provider]

Sponsors: Avalos; Farrell, Chiu, Tang, Breed, Kim, Yee, Wiener, Campos, Cohen and Mar
Ordinance making findings that the City's competitive process for selecting a preferred contractor for landfill disposal was adequate, fair, and consistent with the request for proposals; ratifying the selection of Recology San Francisco (Recology) as the preferred contractor; ratifying the termination of the landfill disposal and facilitation agreements with Recology; endorsing environmental review under the California Environmental Quality Act (CEQA) of the Recology proposal as the City's preferred project alternative; clarifying that, consistent with prior practice and existing law, the definition of "services" contained in Administrative Code, Chapter 21, excludes the agreements resulting from the competitive selection process; and making environmental findings under CEQA.

11/26/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

12/05/13; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Department of Public Works; and Department of the Environment for informational purposes.

01/07/14; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

01/08/14; REFERRED TO DEPARTMENT. Substitute - Re-referred to Planning Department for environmental review; Department of Public Works; and Department of the Environment for informational purposes.

01/08/14; RESPONSE RECEIVED. Not a project per CEQA guidelines Sec. 15060(c).

Heard in Committee. Speakers: Jeremy Pollock (Office of Supervisor John Avalos); Tom Owen (Office of the City Attorney); presented information concerning the matter and answered questions raised throughout the hearing.

AMENDED on Page 8, Line 3, by changing '(e)' to '(f)', by the following vote:

Ayes: 2 - Wiener, Cohen

Excused: 1 - Kim

RECOMMENDED AS AMENDED by the following vote:

Ayes: 2 - Wiener, Cohen

Excused: 1 - Kim

ADJOURNMENT

The meeting adjourned at 6:02 p.m.