

BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, CA 94102-4689  
Tel. No. (415) 554-5184  
Fax No. (415) 554-5163  
TDD/TTY No. (415) 554-5227

October 14, 2021

The Honorable Gavin Newsom  
Governor of the State of California  
1303-10th Street, Suite 1173  
Sacramento, CA 95814

Re: Board of Supervisors Resolution No. 407-21

Dear Governor Newsom:


On September 7, 2021, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 407-21 (Urging California Governor Gavin Newsom to Extend COVID-Related Eviction Protections), which was enacted on September 17, 2021.

The Board of Supervisors directs the Clerk of the Board to forward the following document to your attention:

- One copy of Resolution No. 407-21 (File No. 210884)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: [board.of.supervisors@sfgov.org](mailto:board.of.supervisors@sfgov.org).

Sincerely,

  
Angela Calvillo  
Clerk of the Board

jw:ll:ams

- c. Members of the Board of Supervisors, Supervisors Dean Preston, Hillary Ronen, Shamann Walton, Aaron Peskin, Connie Chan, Matt Haney, Rafael Mandelman, Ahsha Safai  
Tom Paulino, Mayor's Liaison to the Board of Supervisors  
Eddie McCaffrey, Mayor's Manager of State and Federal Legislative Affairs  
Andres Power, Mayor's Policy Director  
Rebecca Peacock, Mayor's Office  
Paul Yoder, Karen Lange, Erica Smith, City Lobbyists - Shaw/Yoder/Antwih Inc.

1 [Urging California Governor Gavin Newsom to Extend COVID-Related Eviction Protections]

2

3 **Resolution urging California Governor Gavin Newsom to extend COVID-related eviction**  
4 **protections to December 31, 2021, or later.**

5

6 WHEREAS, On February 25, 2020, Mayor London N. Breed declared a state of  
7 emergency in San Francisco based on coronavirus (COVID-19); and

8 WHEREAS, On March 4, 2020, California Governor Gavin Newsom issued a  
9 proclamation of a State of Emergency based on COVID-19; and

10 WHEREAS, On March 6, 2020, the San Francisco Department of Public Health issued  
11 Recommendations to Reduce the Spread of the Coronavirus, which advise that vulnerable  
12 populations should limit outings, and non-essential large gatherings should be cancelled or  
13 postponed, among other recommendations; and

14 WHEREAS, On March 11, 2020, the San Francisco Health Officer issued a Declaration  
15 of Local Health Emergency, Order No. C19-05; and

16 WHEREAS, On March 13, 2020, Mayor Breed issued a directive banning certain  
17 nonpayment evictions arising from COVID-19 and the state of emergency; and

18 WHEREAS, On March 16, 2020, the Governor issued Executive Order N-28-20  
19 suspending state laws that would pre-empt or otherwise restrict a local government's power to  
20 impose substantive limitations on residential or commercial evictions where the basis for the  
21 eviction is nonpayment of rent arising from substantial decrease in household or business  
22 income or substantial out of pocket medical expenses, caused by the COVID-19 pandemic of  
23 any local, state, or federal response; and

24 WHEREAS, On June 16, 2020, the Board of Supervisors adopted Ordinance No. 93-20  
25 to protect tenants from being evicted due to an inability to pay rent, if the tenant could not pay

1 due to the financial impacts of COVID-19 and the missed rent payments originally came due  
2 between March 16, 2020, and September 30, 2020; and

3 WHEREAS, On January 28, 2021, the California State Legislature adopted the Tenant,  
4 Homeowner, and Small Landlord Relief and Stabilization Act of 2020 (“SB 91”), which enacted  
5 additional eviction protections for tenants who were unable to pay their rent due to COVID-19  
6 that originally came due between March 1, 2020, and June 30, 2021; and

7 WHEREAS, On June 28, 2021, the California State Legislature adopted AB 832, which  
8 extended certain eviction protections of SB 91 through September 30, 2021; and

9 WHEREAS, When AB 832 was adopted, COVID-19 rates nationwide had fallen to  
10 about 11,000 new cases per day, one of the lowest numbers since the beginning of the  
11 pandemic and a 96% decline from the peak of more than 252,000 cases a day reported in  
12 early January 2021, according to data reported in the *Los Angeles Times*; and

13 WHEREAS, Since that time, new cases of COVID-19 have increased dramatically, with  
14 the rate of Delta-variant infections increasing from 53% of sequenced cases in June to 83%  
15 the first three weeks of this month, according to the California Department of Public Health;  
16 and

17 WHEREAS, On June 8, 2021, Supervisor Dean Preston introduced File No. 210601,  
18 prohibiting landlords from evicting residential tenants for nonpayment of rent that came due  
19 between July 1, 2021, and December 31, 2021, that was not paid due to the COVID-19  
20 pandemic, provided the tenant has paid at least 25 percent of the rent owed; and

21 WHEREAS, In addition to extending eviction protections, AB 832 extended preemption  
22 of local city and county COVID-related nonpayment eviction ordinances through March 31,  
23 2022, prohibiting cities like San Francisco from creating COVID-related nonpayment eviction  
24 protections for their residents; and

25

1           WHEREAS, COVID-19 incidence and mortality increased steadily in other states after  
2           eviction moratoriums expired, and were associated with doubling of COVID-19 incidence and  
3           a five-fold increase in COVID-19 mortality 16 weeks after moratoriums lapsed, according to a  
4           July 2021 study published in the *American Journal of Epidemiology*; now, therefore, be it

5           RESOLVED, That the San Francisco Board of Supervisors, in light of a resurgence in  
6           COVID vases statewide, because state law has taken authority away from localities to extend  
7           eviction protections, and for the purpose of avoiding unnecessary health risk and mortality,  
8           urges Governor Newsom to extend current protections against COVID-related nonpayment  
9           evictions to December 31, 2021, or later; and, be it

10          FURTHER RESOLVED, That the San Francisco Board of Supervisors hereby directs  
11          the Clerk of the Board to transmit a copy of this Resolution to Governor Gavin Newsom.



City and County of San Francisco

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

Tails
Resolution

File Number: 210884

Date Passed: September 07, 2021

Resolution urging California Governor Gavin Newsom to extend COVID-related eviction protections to December 31, 2021, or later.

September 07, 2021 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 210884

I hereby certify that the foregoing Resolution was ADOPTED on 9/7/2021 by the Board of Supervisors of the City and County of San Francisco.

Handwritten signature of Angela Calvillo

Angela Calvillo
Clerk of the Board

Unsigned

London N. Breed
Mayor

09/17/2021

Date Approved

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, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Handwritten signature of Angela Calvillo

Angela Calvillo
Clerk of the Board

9/17/2021

Date