

BOARD of SUPERVISORS



City Hall  
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## MEMORANDUM

TO: Rich Hillis, Director, Planning Department  
Joaquin Torres, Director, Office of Economic and Workforce Development  
Jeffrey Tumlin, Executive Director, Municipal Transportation Agency  
Jeanine Nicholson, Chief, Fire Department  
Alaric Degrafinried, Interim Director, Public Works  
Phil Ginsburg, General Manager, Recreation and Parks Department

FROM: Erica Major, Assistant Clerk, Land Use and Transportation Committee

DATE: January 5, 2021

SUBJECT: LEGISLATION INTRODUCED

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The Board of Supervisors' Land Use and Transportation Committee has received the following proposed legislation, introduced by Supervisor Haney on December 22, 2020:

**File No. 201422**

**Resolution urging the Office of Economic and Workforce Development, Planning Department, Municipal Transportation Agency, Department of Public Works, Fire Department, and Recreation and Parks Department to develop a proposal for a permanent Shared Spaces Program; and affirming the Board of Supervisors' support for creating a permanent version of the program.**

If you have comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: [erica.major@sfgov.org](mailto:erica.major@sfgov.org).

cc: Corey Teague, Planning Department  
Dan Sider, Planning Department  
Laura Lynch, Planning Department  
Scott Sanchez, Planning Department  
Lisa Gibson, Planning Department  
Devyani Jain, Planning Department  
Adam Varat, Planning Department  
AnMarie Rodgers, Planning Department  
Aaron Starr, Planning Department  
Andrea Ruiz-Esquide, Deputy City Attorney

Board of Supervisors  
Land Use and Transportation Committee  
Referral  
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Joy Navarrete, Planning Department

J'Wel Vaughn, Office of Economic and Workforce Development  
Anne Taupier, Office of Economic and Workforce Development  
Lisa Pagan, Office of Economic and Workforce Development  
Kate Breen, Municipal Transportation Agency  
Janet Martinsen, Municipal Transportation Agency  
Joel Ramos, Municipal Transportation Agency  
Theresa Ludwig, Fire Department  
David Steinberg, Public Works  
Jeremy Spitz, Public Works  
John Thomas, Public Works  
Lena Liu, Public Works  
Sarah Madland, Recreation and Parks Department

1 [Urging Departments to Create a Permanent Shared Spaces Program]

2

3 **Resolution urging the Office of Economic and Workforce Development, Planning**  
4 **Department, Municipal Transportation Agency, Department of Public Works, Fire**  
5 **Department, and Recreation and Parks Department to develop a proposal for a**  
6 **permanent Shared Spaces Program; and affirming the Board of Supervisors' support**  
7 **for creating a permanent version of the program.**

8

9 WHEREAS, The global pandemic, caused by COVID-19, has led to an economic crisis  
10 of an unprecedented magnitude; and

11 WHEREAS, The City and County of San Francisco and the State of California are  
12 under a State of Emergency that has required businesses to cease certain operations for  
13 various, often predictable, periods of time; and

14 WHEREAS, As of December 6, 2020, given the recent increase in COVID-19 cases in  
15 San Francisco, most small business activities have been paused indefinitely, including  
16 outdoor dining; and

17 WHEREAS, According to the California Employment Development Department, the  
18 City's restaurant sector, which pre-COVID employed roughly 60,000, has lost more than  
19 30.5% of it's workforce and observed dramatic losses in sales; and

20 WHEREAS, The City's arts and entertainment and recreation sectors, which pre-  
21 COVID, employed 14,000 has lost more than 30% of its workforce and observed dramatic  
22 losses in sales; and

23

24

25

1           WHEREAS, Although San Francisco and California do not currently report which  
2 activities contribute to the spread of COVID, New York City recently released data indicating  
3 that private household and social gatherings were the largest contributor to COVID spread at  
4 74%; and

5           WHEREAS, The local San Francisco Health Officer has presented to the Small  
6 Business Commission that while indoor dining increases the risk of COVID spread, there is no  
7 clear linkage between outdoor dining and the spread of the virus; and

8           WHEREAS, The distribution of local, State, and Federal relief to small businesses has  
9 been limited and uneven; and

10          WHEREAS, Aside from direct cash stimulus, the use of public outdoor space is one of  
11 the few options left to save small businesses from permanent closure during the pandemic  
12 and its aftermath; and

13          WHEREAS, The Shared Spaces program launched in June 2020 and allows local  
14 businesses to apply to temporarily use public spaces to operate outside in a safe, socially  
15 distanced way in order to promote public health, help struggling businesses survive, and  
16 contribute to a vibrant street life on our commercial corridors; and

17          WHEREAS, The program is a multi-agency collaboration born out of the city's  
18 Economic Recovery Task Force; and

19          WHEREAS, The Shared Spaces program has been in effect for approximately six  
20 months and has generated 2,281 applications with nearly 2,000 approved or partially  
21 approved to create Shared Spaces; and

22          WHEREAS, There are currently seven different types of permits that businesses can  
23 apply for under the Shared Spaces Program: Sidewalk Permits, Curbside Lane Permits,  
24 Street Closure Permits, Private Property Permits, Port Property Permits, Recreation and  
25 Parks Department Property Permits, and Just Add Music (JAM) Permits; and

1           WHEREAS, The Shared Spaces program has provided a lifeline to small businesses,  
2 activated neighborhoods, beautified commercial corridors, and created community; and

3           WHEREAS, From the Shared Spaces Impact survey of 1,600 small business owners in  
4 San Francisco, 80% wanted to continue operating outdoors and 90% said these shared  
5 outdoor spaces have kept them from closing permanently; and

6           WHEREAS, Shared Spaces permits were initially scheduled to expire at the end of  
7 2020, but in October, permits were extended through June 30, 2021; and

8           WHEREAS, On October 8, 2020, Mayor London Breed established her support for  
9 moving forward on creating a plan to make elements of the Shared Spaces program  
10 permanent, and an analysis of how to make parts of the program permanent is currently  
11 underway; and

12           WHEREAS, The Small Business Commission has unanimously established their  
13 support for a more permanent Shared Spaces program to last at least three years via SBC  
14 Resolution No. 2020-002 in July of 2020; and

15           WHEREAS, The Economic Recovery Task Force established their support for a more  
16 permanent Shared Spaces program for long-term economic recovery in their October 2020  
17 Report, recommending that the Program be extended three years until December 31, 2023,  
18 “so as to give businesses an incentive to make their spaces attractive, and give them certainty  
19 that the program will be a worthwhile investment;” and

20           WHEREAS, The Board of Supervisors unanimously established their support for the  
21 Shared Spaces program via Resolution No. 495-20; and

22           WHEREAS, The Board also unanimously passed an Ordinance (File No. 200786)  
23 waiving permit and renewal fees in the Public Works Code for café tables and chairs in public  
24 sidewalks and roadway areas, and waiving fees for use of parklets until April 2022; and  
25

1           WHEREAS, Other metro areas with programs similar to Shared Spaces, like New York  
2 City, have already established permanent programs to support small businesses; now,  
3 therefore, be it

4           RESOLVED, That the Board of Supervisors supports a permanent Shared Spaces  
5 program; and, be it

6           FURTHER RESOLVED, That the Board urges the Office of Economic and Workforce  
7 Development, Municipal Transportation Agency, Planning Department, Fire Department,  
8 Department of Public Works, and Recreation and Parks Department to develop a proposal to  
9 make permanent a Shared Spaces program in early 2021; and, be it

10          FURTHER RESOLVED, That the Board supports streamlined and timely permitting in a  
11 permanent program that are currently core tenets of the Shared Spaces program; and, be it

12          FURTHER RESOLVED, That Board urges Departments to work together to prioritize  
13 equitable City-wide participation in a permanent Shared Spaces program.

# Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor  inquiries"
- 5. City Attorney Request.
- 6. Call File No.  from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No.
- 9. Reactivate File No.
- 10. Topic submitted for Mayoral Appearance before the BOS on

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.**

Sponsor(s):

Haney

Subject:

Urging Departments to Create a Permanent Shared Spaces Program

The text is listed:

Resolution urging the Office of Economic and Workforce Development, San Francisco Planning Department, San Francisco Municipal Transportation Authority, Department of Public Works, San Francisco Fire Department, and Recreation and Parks Department to develop a proposal for a permanent Shared Spaces Program; and affirming the Board of Supervisors' support for creating a permanent version of the program.

Signature of Sponsoring Supervisor: /s/ Matt Haney