

1 [Administrative Code - Chestnut Street Entertainment Zone]

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3 **Ordinance amending the Administrative Code to create the Chestnut Street**
 4 **Entertainment Zone, on Chestnut Street from Divisadero Street to Fillmore Street,**
 5 **Steiner Street from Chestnut Street to Lombard Street, Pierce Street from Chestnut**
 6 **Street to Lombard Street, and Scott Street from Chestnut Street to Lombard Street; and**
 7 **affirming the Planning Department's determination under the California Environmental**
 8 **Quality Act.**

9 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
 10 **Additions to Codes** are in *single-underline italics Times New Roman font*.
 11 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
 12 **Board amendment additions** are in double-underlined Arial font.
 13 **Board amendment deletions** are in ~~strikethrough Arial font~~.
 14 **Asterisks (* * * *)** indicate the omission of unchanged Code
 15 subsections or parts of tables.

13

14 Be it ordained by the People of the City and County of San Francisco:

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16 Section 1. Environmental Findings.

17 The Planning Department has determined that the actions contemplated in this
 18 ordinance comply with the California Environmental Quality Act (California Public Resources
 19 Code Sections 21000 *et seq.*). Said determination is on file with the Clerk of the Board of
 20 Supervisors in File No. _____ and is incorporated herein by reference. The Board affirms
 21 this determination.

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23 Section 2. Chapter 94B of the Administrative Code is hereby amended by revising
 24 Section 94B.4, to read as follows. Section 94B.2 is reprinted in part, for informational
 25 purposes only.

1 **SEC. 94B.2. ENTERTAINMENT ZONE CONTROLS.**

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3 (c) All open alcoholic beverages consumed during an Entertainment Zone
4 Event shall be purchased only from a premises located within the Entertainment Zone that is
5 authorized under California Business and Professions Code Section 23357, 23358, or 23396,
6 as may be amended from time to time, to permit consumers to leave the premises with open
7 containers of alcoholic beverages for consumption off the premises, or an organization that is
8 authorized by an ABC special event permit or license to make such sales within the
9 Entertainment Zone.

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11 **SEC. 94B.4. ENTERTAINMENT ZONE LOCATIONS.**

12 * * * *

13 (b) **Additional Entertainment Zones.**

14 * * * *

15 **(18) Chestnut Street Entertainment Zone.**

16 (A) All public streets, public rights-of-way, and sidewalks abutting both sides of
17 Chestnut Street from Divisadero Street to Fillmore Street, Steiner Street from Chestnut Street to
18 Lombard Street, Pierce Street from Chestnut Street to Lombard Street, and Scott Street from Chestnut
19 Street to Lombard Street, and all premises specified in Section 94B.2(c) that are adjacent thereto, are
20 hereby designated as the Chestnut Street Entertainment Zone under Sections 23039.5 and 25690 of the
21 California Business and Professions Code.

22 (B) Notwithstanding subsection (c), if an Entertainment Zone Event within the
23 Chestnut Street Entertainment Zone does not involve the closure of a public street, it need not receive a
24 permit for the use of a public street under Transportation Code Division I, Section 6.6 or 6.16 or
25 Transportation Code Division II, Section 206, or other applicable authority of the SFMTA.

1 (c) Except as otherwise specified in this Section 94B.4, an Entertainment Zone Event
2 must receive a permit for the use of a public street under Transportation Code Division I,
3 Section 6.6 or 6.16 or Transportation Code Division II, Section 206, or other applicable
4 authority of the SFMTA.

5 (d) Outdoor consumption of alcoholic beverages is authorized within an Entertainment
6 Zone during any Entertainment Zone Event on any day of the year between the hours of
7 11:00 a.m. and 11:59 p.m., inclusive, subject to any additional limitations imposed by any
8 ABC permit or license and by the Management Plan, or if none, the Downtown Activation
9 Permit, for the Entertainment Zone, including but not limited to more restrictive days and
10 hours during which outdoor consumption of alcoholic beverages is authorized.

11 * * * *

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13 Section 3. Scope of Ordinance. The Board of Supervisors intends to amend only
14 those words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation
15 marks, charts, diagrams, or any other constituent parts of the Municipal Code that are
16 explicitly shown in this ordinance as additions, deletions, Board amendment additions, and
17 Board amendment deletions in accordance with the "Note" that appears under the official title
18 of the ordinance.

1 Section 4. Effective Date. This ordinance shall become effective on the 31st day after
2 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
3 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
4 of Supervisors overrides the Mayor's veto of the ordinance.

5 APPROVED AS TO FORM:
6 DAVID CHIU, City Attorney

7 By: /s/ _____
8 VICTORIA WONG
9 Deputy City Attorney

10 4929-7940-1395, v. 1