



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: Malia Cohen, Scott Wiener, Aaron Peskin

Clerk: Alisa Somera (415) 554-4447

Monday, April 4, 2016

1:30 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Malia Cohen, Scott Wiener, and Aaron Peskin

The Land Use and Transportation Committee met in regular session on Monday, April 4, 2016, with Chair Malia Cohen presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Cohen called the meeting to order at 1:43 p.m. On the call of the roll, Chair Cohen, Vice Chair Wiener, and Member Peskin were noted present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

160155 [Public Works Code - Stormwater Management Requirements]

Sponsor: Wiener

Ordinance amending the Public Works Code to incorporate changes to ensure consistency and compliance with California's municipal stormwater permit requirements; to revise application of the requirements from projects disturbing 5,000 square feet of ground surface area to projects that include construction or remodeling of 5,000 square feet of impervious surface area; and affirming the Planning Department's determination under the California Environmental Quality Act.

02/23/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/24/2016.

03/01/16; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; and Public Works, Public Utilities Commission, and Port of San Francisco for informational purposes.

03/04/16; RESPONSE RECEIVED. Not considered a project under CEQA Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

Heard in Committee. Speaker: Sarah Minick (Public Utilities Commission); provided an overview and responded to questions raised throughout the discussion.

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

Ayes: 3 - Cohen, Wiener, Peskin

File Nos. 151081 and 151085 were called together.

151081 [Building Code - Permit Suspension for Repeat Violations]

Sponsor: Wiener

Ordinance amending the Building Code to authorize the Director of the Department of Building Inspection to stop all work on a construction project whenever there are repeated violations of City codes on the project; and affirming the Planning Department's determination under the California Environmental Quality Act.

10/20/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 11/19/2015.

10/27/15; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Building Inspection Commission for public hearing and recommendation; and Public Works and Planning Department for informational purposes.

11/23/15; 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.

03/22/16; RESPONSE RECEIVED. Revised - The Building Inspection Commission voted unanimously to support the proposed amendment; response mandated by Charter Sec. D3.750-5.

Heard in Committee. Speakers: Bill Strawn (Public Works); Karen Hu (Department of Public Health); Diego Sanchez (Planning Department); Dan De Cossio, Fire Marshall (Fire Department); Jon Givner, Deputy Attorney (City Attorney's Office); provided an overview and responded to questions raised throughout the discussion. Jan Knew (San Francisco Apartment Association); Debra Walker (Building Inspection Commission); Brook Turner (Coalition for Better Housing); Male Speaker; spoke in support of the hearing matter.

Vice Chair Wiener moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 13, adding 's'. The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Peskin

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

Ayes: 3 - Cohen, Wiener, Peskin

151085 [Various Codes - Code Enforcement Procedures]**Sponsor: Wiener**

Ordinance amending the Building, Housing, Electrical, Plumbing, Fire, Health, Planning, and Administrative Codes to clarify and standardize enforcement procedures for violations of Municipal Codes relating to buildings and property, to require departments to report on code enforcement activities, and to direct the City Administrator to coordinate the preparation of standard Citywide model forms for code enforcement proceedings; setting an operative date of June 1, 2016; and affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

10/20/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 11/19/2015.

10/27/15; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Commission for public hearing and recommendation (per Planning Code, Section 302(b)); Building Inspection Commission for public hearing and recommendation (per Charter, Section D33750-5); and Fire Department and Department of Public Health for informational purposes.

11/23/15; 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.

01/26/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

02/01/16; REFERRED TO DEPARTMENT. Re-referred substitute legislation (Version 2) to the Planning Department for environmental review; Planning Commission for public hearing and recommendation (per Planning Code, Section 302(b)); Building Inspection Commission for public hearing and recommendation (per Charter, Section D33750-5); and Office of the City Administrator, Fire Department, Office of the Assessor-Recorder, and Department of Public Health for informational purposes.

02/05/16; RESPONSE RECEIVED. 2/4/2016 - The Planning Commission held a public hearing and recommended approval; Resolution No. 19554.

02/08/16; 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.

03/01/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

03/04/16; REFERRED TO DEPARTMENT. Re-referred substitute legislation (Version 3) to the Planning Department for environmental review; Planning Commission for public hearing and recommendation (per Planning Code, Section 302(b)); Building Inspection Commission for public hearing and recommendation (per Charter, Section D33750-5); and Office of the City Administrator, Fire Department, Office of the Assessor-Recorder, and Department of Public Health for informational purposes.

03/22/16; RESPONSE RECEIVED. Revised - The Building Inspection Commission voted unanimously to support the proposed amendment; response mandated by Charter Sec. D3.750-5.

03/22/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

03/29/16; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Planning Commission for public hearing and recommendation (per Planning Code, Section 320(b)); Building Inspection Commission for public hearing and recommendation (per Charter, Section D33750-5); and Office of the City Administrator; Fire Department; Office of the Assessor-Recorder; and Department of Public Health for informational purposes.

Heard in Committee. Speakers: Bill Strawn (Public Works); Karen Hu (Department of Public Health); Diego Sanchez (Planning Department); Dan De Cossio, Fire Marshall (Fire Department); Jon Givner, Deputy Attorney (City Attorney's Office); provided an overview and responded to questions raised throughout the discussion. Jan Knew (San Francisco Apartment Association); Debra Walker (Building Inspection Commission); Brook Turner (Coalition for Better Housing); Male Speaker; spoke in support of the hearing matter.

Vice Chair Wiener moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 5, Lines 19 - 20, adding "The Hearing Officer shall not be the same individual who signed the NOV.;" Page 41, Line 4, adding 'the Planning Director'. The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Peskin

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

Ayes: 3 - Cohen, Wiener, Peskin

151109 [Establishing the SoMa Pilipinas - Filipino Cultural Heritage District in San Francisco]

Sponsors: Kim; Mar, Wiener, Avalos, Campos, Peskin, Cohen and Yee

Resolution establishing the SoMa Pilipinas - Filipino Cultural Heritage District in the City and County of San Francisco.

10/27/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

11/03/15; REFERRED TO DEPARTMENT. Referred to the Youth Commission for review and recommendation (per Charter Section 4.124); and Office of Civic Engagement and Immigrant Affairs for informational purposes.

11/17/15; RESPONSE RECEIVED. 11/16/2015 - The Youth Commission held a public hearing and recommended to support the proposed legislation.

03/01/16; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

03/04/16; REFERRED TO DEPARTMENT. Referred substitute (Version 2) to the Youth Commission for review and recommendation (per Charter Section 4.124); and Office of Civic Engagement and Immigrant Affairs for informational purposes.

03/28/16; RESPONSE RECEIVED. The Youth Commission voted unanimously to support the matter.

Heard in Committee. Speakers: Supervisor Jane Kim (Board of Supervisors); Jon Givner, Deputy City Attorney (City Attorney's Office); provided an overview and responded to questions raised throughout the discussion. Supervisor Jane Kim (Board of Supervisors); Jon Givner, Deputy City Attorney (City Attorney's Office); provided an overview and responded to questions raised throughout the discussion. Helen Monte-Bautista (International Hotel Senior Housing); Desi Danganan; Bernadette Borja Sy (Filipino American Development Foundation); Marilyn Mondejar (Filipina Women's Network); Juuy Barbonio; Cecile Ascalin (Filipino Senior Resource Center); Charm Consolacion (Galing Bata Afterschool Program); Dyan Ruiz (SoMa Action Network); Desiree Smith (SF Heritage); Steve Acoalo; Caroline Calderon (Veterans Equity Center); Carlos Zialcita (SF Filipino American Jazz Festival); Tony Kelly; Jasen Ildefonze (SoMa Action Network); Olivia (Filipino Multi-Resource Center); Theresa Imperial (Equity Center); Al Perez (Filipino American Arts Exposition); Emil De Guzman; Rayman Castillo (SoMa Action Network); Romerico Riemedio (Bayanihan); Tony Robles (Manila Town Heritage Foundation); Ada Chan (SoMa Pilipinas); Angelica Cabande (SoMa Action Network); spoke in support of the hearing matter.

Member Peskin moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, by removing the establishment of a Working Group; and adding that the Planning Department shall work with SoMa Pilipinas Working Group, to develop and implement a plan to promote community development, stabilization, and visibility. The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Peskin

Supervisor Peskin moved that this Resolution be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Peskin

The Meeting was Recessed from 3:32 p.m. - 3:44 p.m.

160188 [General Plan Amendment - Downtown Area Plan Map 5 - Portions of Transbay Redevelopment Plan Blocks 1 and 2]

Ordinance amending the General Plan by revising Map 5 of the Downtown Area Plan to include a note stating that the proposed Height and Bulk Districts on Block 1 (Assessor's Parcel Block No. 3740, Lot Nos. 027, 029, 030, 031, and 032), on Folsom Street between Main and Spear Streets, and a portion of Block 2 (Assessor's Parcel Block No. 3739, Lot No. 004), on Folsom and Main Streets, of the Transbay Redevelopment Project Area shall be consistent with those provided in the Transbay Redevelopment Plan Development Controls; and making findings, including findings under the California Environmental Quality Act, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

02/29/16; RECEIVED FROM DEPARTMENT.

03/08/16; ASSIGNED to Land Use and Transportation Committee. March 10, 2016 - President Breed waived the 30-day hold pursuant to Board Rule 3.22.

03/25/16; NOTICED. General Plan Notice; mandated by Government Code 65090(a)

Heard in Committee. Speakers: Joshua Switzky (Planning Department); Jon Givner, Deputy City Attorney (City Attorney's Office); provided an overview and responded to questions raised throughout the discussion. Rob Poole (SFHAC); Carlos Duran (Carpenters Union Local 22); Robert Devlin (Polaris Pacific); Peter Hartman and Lauren Post (Transbay Citizens Advisor Committee); spoke in support of the hearing matter. Jerry Dotson; spoke in opposition to the hearing matter.

The Meeting was Recessed from 4:00 p.m. - 4:01 p.m.

Member Peskin moved that this Ordinance be CONTINUED to the Land Use and Transportation meeting of April 11, 2016. The motion carried by the following vote:

Ayes: 2 - Cohen, Peskin

Noes: 1 - Wiener

ADJOURNMENT

There being no further business, the Land Use and Transportation Committee adjourned at the hour of 4:04 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.