



City and County of San Francisco

Meeting Agenda

Land Use and Economic Development Committee

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

Members: Scott Wiener, Jane Kim, David Chiu

Clerk: Alisa Miller (415) 554-4447

Monday, December 9, 2013

1:30 PM

City Hall, Committee Room 263

Regular Meeting

AGENDA CHANGES

REGULAR AGENDA

1. [120062](#) **[Hearing - San Francisco Public Utilities Commission's Street Light Plan, Maintenance, and Reliability]**
Sponsors: Wiener; Avalos, Campos, Cohen and Chiu
Hearing with the San Francisco Public Utilities Commission, General Services Agency - 311 Customer Service Center, Department of Public Works, Planning Department, San Francisco Municipal Transportation Agency, and Pacific Gas and Electric Company to: 1) participate and provide an update on the SFPUC's Street Light Plan; and 2) review the City's policies and practices relating to the lighting of the public right-of-way, including street light maintenance, and reliability, the system of responding to and addressing street light outages, ways to improve the maintenance system, and best practices for lighting per the Better Streets Plan and other City policies.

Attachments: [Comm Pkt 052112](#)

[Comm Pkt 060412](#)

[Comm Pkt 120913](#)

1/24/12; RECEIVED AND ASSIGNED to the City Operations and Neighborhood Services Committee.

5/21/12; CONTINUED.

6/4/12; CONTINUED TO CALL OF THE CHAIR.

2/27/13; TRANSFERRED to the Neighborhood Services and Safety Committee.

4/30/13; REMAIN ACTIVE.

11/19/13; TRANSFERRED to the Land Use and Economic Development Committee.

2. [130041](#) **[Planning Code - Conversion, Demolition, Merger, and Conformity of Residential Uses]**

Sponsor: Avalos

Ordinance amending the Planning Code to revise the criteria for residential demolition, merger and conversion, and to standardize those definitions across use districts and prohibit residential mergers where certain evictions of tenants have occurred; establish a strong presumption in favor of preserving dwelling units in enforcement of code requirements; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg Ver1](#)

[Leg Dig Ver1](#)

[Cat Ex 012213](#)

[Response Planning 072613](#)

[Comm Packet 072913](#)

[Leg Ver2](#)

[Leg Dig Ver2](#)

[Cat Ex 080913](#)

[Response SBC 091213](#)

[Response Planning 102513](#)

[Comm Pkt 112513](#)

[Leg Ver3](#)

[Comm Pkt 120913](#)

1/15/13; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

1/22/13; REFERRED TO DEPARTMENT.

1/22/13; RESPONSE RECEIVED.

3/12/13; REMAIN ACTIVE.

7/26/13; RESPONSE RECEIVED.

7/29/13; CONTINUED TO CALL OF THE CHAIR.

7/30/13; SUBSTITUTED AND ASSIGNED to the Land Use and Economic Development Committee.

8/6/13; REFERRED TO DEPARTMENT.

8/9/13; RESPONSE RECEIVED.

9/12/13; RESPONSE RECEIVED.

10/25/13; RESPONSE RECEIVED.

11/25/13; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

11/25/13; CONTINUED AS AMENDED.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on December 10, 2013.

3. [130783](#) **[Planning Code - Nonconforming Uses: Enlargement, Alteration or Reconstruction]**

Sponsor: Avalos

Ordinance amending the Planning Code to permit the enlargement, alteration or reconstruction of a dwelling or other housing structure that exceeds the permitted density of the district if dwelling units are principally permitted in the district and the enlargement, alteration or reconstruction does not extend beyond the building envelope as it existed on January 1, 2013, and if no tenants were evicted under certain provisions of the Rent Ordinance; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg_Ver1](#)

[Leg_Dig_Ver1](#)

[Cat_Ex_081413](#)

[Response_Planning_092313](#)

[Comm_Pkt_112513](#)

[Leg_Ver2](#)

[Comm_Pkt_120913](#)

7/30/13; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

8/7/13; REFERRED TO DEPARTMENT.

8/14/13; RESPONSE RECEIVED.

9/23/13; RESPONSE RECEIVED.

11/25/13; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

11/25/13; CONTINUED AS AMENDED.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on December 10, 2013.

4. [130998](#) [Planning Code - Cottage Food Operation Controls]**Sponsor: Chiu**

Ordinance amending the Planning Code, by adding Section 102.37 and amending Section 204.1, to allow Cottage Food Operation as an accessory use for dwelling units and increase the allowable area for accessory uses in dwelling units; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg Ver1](#)

[Leg Dig Ver1](#)

[CA AB 1616](#)

[Cat Ex 101613](#)

[Response PLN Commission 112513](#)

[Comm Pkt 120913](#)

10/8/13; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

10/15/13; REFERRED TO DEPARTMENT.

10/16/13; RESPONSE RECEIVED.

11/25/13; RESPONSE RECEIVED.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on December 10, 2013.

5. [131149](#) [Adding the Name "Donaldina Cameron Alley" to Old Chinatown Lane]**Sponsor: Chiu**

Resolution adding the name "Donaldina Cameron Alley" to Old Chinatown Lane in recognition of Donaldina Cameron and her many contributions to San Francisco.

Attachments: [Comm Pkt 120913](#)

[Leg Ver1](#)

11/26/13; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on December 10, 2013.

6. [131150](#) [Adding the Name "Harold 'Bud' Moose Lane" to Merchant Street]**Sponsor: Chiu**

Resolution adding the name "Harold 'Bud' Moose Lane" to Merchant Street in recognition of Bud Moose and his many contributions to San Francisco.

Attachments: [Leg Ver1](#)

[Comm Pkt 120913](#)

11/26/13; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on December 10, 2013.

7. [131151](#) **[Adding the Name “Enid Ng Lim Alley” to Bartol Street]**
Sponsor: Chiu
Resolution adding the name “Enid Ng Lim Alley” to Bartol Street in recognition of Enid Ng Lim and her many contributions to San Francisco.

Attachments: [Leg_Ver1](#)
[Comm_Pkt_120913](#)

11/26/13; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on December 10, 2013.

ADJOURNMENT

NOTE: Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the general plan amendments or planning code and zoning map amendments described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

LEGISLATION UNDER THE 30-DAY RULE

NOTE: The following legislation will not be considered at this meeting. Board Rule 5.40 provides that when an Ordinance or Resolution is introduced which would CREATE OR REVISE MAJOR CITY POLICY, the Committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general, the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply URGE action to be taken.

[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.

Attachments: [Leg_Ver1](#)

11/19/13; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

131120 **[Planning Code, Zoning Map - Broadway Alcohol Restricted Use District]**
Sponsor: Chiu
Ordinance amending the Planning Code, by adding a new Section 789, to establish the Broadway Alcohol Restricted Use District on parcels with street frontage on Broadway, between Columbus Avenue and Montgomery Street; amending the Zoning Map, Sheet SU-02, to designate the Broadway Alcohol Restricted Use District; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg Ver1](#)
[Leg Dig Ver1](#)

11/19/13; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

11/26/13; REFERRED TO DEPARTMENT.

131121 **[Planning Code - Amending the Third Street Alcohol Restricted Use District]**

Sponsor: Cohen
Ordinance amending the Planning Code, to amend the Third Street Alcohol Restricted Use District, to allow Alcoholic Beverage Control (ABC) Type 2, "Winegrower" licenses; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg Ver1](#)
[Leg Dig Ver1](#)

11/19/13; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

131145 **[Competitive Selection Process for 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 the 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.

Attachments: [Leg Digest Ver1](#)

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

131146**[Subdivision Code - Condominium Conversion Appeals]****Sponsor: Breed**

Ordinance amending the Subdivision Code to authorize the Clerk of the Board of Supervisors to reject appeals of the condominium conversion fee when the appeal does not challenge the relationship or nexus between the impact of development and the amount of the fee charged.

Attachments: [Leg_Ver1](#)

[Leg_Dig_Ver1](#)

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

131148**[Planning, Building, Administrative Codes - Authorization of Dwelling Units Installed Without a Permit]****Sponsors: Chiu; Wiener and Cohen**

Ordinance amending the Planning and Building Codes to provide a process for granting legal status to existing dwelling units constructed without the required permits, and establishing a fee for administering the authorization program; amending the Administrative Code to provide that a dwelling unit that was subject to the Rent Ordinance before legalization will remain under the Rent Ordinance, and requiring the property owner to provide relocation assistance to displaced tenants; making environmental findings, and findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk to submit this Ordinance to the California Department of Housing and Community Development in accordance with state law.

Attachments: [Leg_Dig_Ver1](#)

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

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. Meetings are broadcast live on KPOO 89.5 FM. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Derek Evans (415) 554-7702.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>