



City and County of San Francisco

Meeting Minutes

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

Present: 3 - Scott Wiener, Jane Kim, and David Chiu

MEETING CONVENED

The meeting convened at 1:37 p.m.

REGULAR AGENDA

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.

01/24/12; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

05/21/12; CONTINUED. Heard in Committee. Speakers: Supervisor Wiener; Francisco Da Costa.

06/04/12; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Supervisor Wiener; Barbara Hale, Assistant General Manager, Power Enterprise, Public Utilities Commission; Nancy Alfaro, Director, 311 Customer Service Center; Adam Varat, Planning Department; Ontario, Pacific Gas and Electric Company; Mike Swan, Restoration and Control Director, Pacific Gas and Electric Company; provided an overview and responded to questions raised throughout the discussion. Blair Moser, Fair Oaks Community Coalition; Nash Hirjee; Andrew Segal, Fair Oaks Community Coalition; discussed issues related to pedestrian grade lighting on 17th Street.

02/27/13; TRANSFERRED to Neighborhood Services and Safety Committee. Transferred pursuant to File No. 130050 (M13-025), approved 2/26/13.

04/30/13; REMAIN ACTIVE. (4/30/13 - Supervisor Wiener requested that the item remain open for an additional six months; 10/30/13)

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

Heard in Committee. Speakers: Barbara Hale (Public Utilities Commission); Ontario Smith (Pacific Gas and Electric); Carrie Chester (Pacific Gas and Electric); presented information concerning the matter and answered questions raised throughout the hearing. Male Speaker; Angie Minkin; Blair Moser; Tom Radulovich; Nicole Schneider; Brian Hill; Susan Tuoly; spoke on various concerns regarding the hearing matter.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

File Nos. 130041 and 130783 were called together.

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.

01/15/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/14/2013.

01/22/13; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Commission for public hearing and recommendation; Small Business Commission for review and recommendation; and Department of Building Inspection for informational purposes.

01/22/13; RESPONSE RECEIVED. Not a project pursuant to CEQA Guidelines Section 15060(c)(2). Individual projects will undergo physical environmental review.

03/12/13; REMAIN ACTIVE. 3/5/2013 - The Board approved by Resolution No. 67-13 a 60-day extension for Planning Commission consideration; 6/22/2013.

07/26/13; RESPONSE RECEIVED. 7/18/2013 - The Planning Commission held a public hearing and recommended approval with modifications; Resolution No. 18927.

07/29/13; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Jeremy Pollock (Office of Supervisor John Avalos); presented information concerning the matter and answered questions raised throughout the hearing. David Elliott Lewis; spoke in support of the hearing matter.

07/30/13; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

08/06/13; REFERRED TO DEPARTMENT. Re-referred the substitute legislation (version 2) to the Planning Department for environmental review; Planning Commission for review and possible recommendation; Small Business Commission for review and recommendation; and Department of Building Inspection for informational purposes.

08/09/13; RESPONSE RECEIVED. Not a project per CEQA Guidelines Section 15060(c)(2), individual projects will undergo environmental review.

09/12/13; RESPONSE RECEIVED. The Small Business Commission provided "No Comment" on the proposed legislation.

10/25/13; RESPONSE RECEIVED. 10/24/13 - The Planning Commission held a public hearing and recommended approval with modifications; Resolution No. 19009.

11/25/13; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Jeremy Pollock (Office of Supervisor Avalos); Jon Givner (Office of the City Attorney); presented information concerning the matter and answered questions raised throughout the hearing.

11/25/13; CONTINUED AS AMENDED.

Heard in Committee. Speakers: Sophie Hayward (Planning Department); presented information concerning the matter and answered questions raised throughout the hearing. Ira Dorter; Tom Radulovich; Noni Richen; John Kevlin; Janan New; Maria Knight; Brook Turner; Mr. Collier; Peter Wright; spoke in support of the proposed legislation. Female Speaker; spoke in opposition to the proposed legislation.

REFERRED WITHOUT RECOMMENDATION AS COMMITTEE REPORT by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

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.

07/30/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

08/07/13; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Commission for public hearing and recommendation; and Department of Public Works and Department of Building Inspection for informational purposes.

08/14/13; RESPONSE RECEIVED. Non-physical exemption per CEQA Section 15060(c)(2).

09/23/13; RESPONSE RECEIVED. 9/19/2013 - The Planning Commission held a public hearing and recommended approval; Resolution No. 18967.

11/25/13; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Jeremy Pollock (Office of Supervisor Avalos); Jon Givner (Office of the City Attorney); presented information concerning the matter and answered questions raised throughout the hearing.

11/25/13; CONTINUED AS AMENDED.

Heard in Committee. Speakers: Sophie Hayward (Planning Department); presented information concerning the matter and answered questions raised throughout the hearing. Ira Dorter; Tom Radulovich; Noni Richen; John Kevlin; Janan New; Maria Knight; Brook Turner; Mr. Collier; Peter Wright; spoke in support of the proposed legislation. Female Speaker; spoke in opposition to the proposed legislation.

REFERRED WITHOUT RECOMMENDATION AS AMENDED AS A COMMITTEE REPORT by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

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.

10/08/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 11/7/2013.

10/15/13; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; and Planning Commission for public hearing and recommendation.

10/16/13; RESPONSE RECEIVED. Not a project pursuant to CEQA Guidelines Sections 15060 and 15273.

11/25/13; RESPONSE RECEIVED. The proposed amendment to the Planning Code was found to be categorically exempt from environmental review under the California Environmental Quality Act Section 15060(c)(2). RECOMMENDING THAT THE BOARD OF SUPERVISORS ADOPT A PROPOSED ORDINANCE.

Heard in Committee. Speakers: Aaron Starr (Planning Department); presented information concerning the matter and answered questions raised throughout the hearing.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

File Nos. 131149, 131150, and 131151 were called together.

131149 [Adding the Name “Donaldina Cameron Alley” to Old Chinatown Lane]

Sponsors: Chiu; Mar

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

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

Heard in Committee. Speakers: Lillian Ng; Doreen McLerd; Jeanine Lim; Harry Chuck; Cathie Lam; Kevin O'Brian; Shirley Freeman; spoke in support of the proposed legislation.

AMENDED on Page 1, Line 21, deleting 'That, consistent with San Francisco Public Works Code Section 701, the;' Line 22, adding 'There shall be an;' Line 25, adding 'honorary;' deleting 'new;' adding 'existing;' Page 2, Line 1, deleting 'former;' adding 'honorary;' deleting 'new;' Line 2, adding 'smaller;' deleting 'large;' adding 'existing;' deleting 'old;' adding 'larger;' deleting 'smaller;' Line 3, adding 'honorary;' deleting 'new;' Line 5, adding 'and be it;' Lines 6 - 8 adding ' FURTHER RESOLVED, That the Department of Public Works is directed to add the honorary street name to its official list of Commemorative Street Names in accordance with Public Works Code 789 et seq.;' by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

CONTINUED AS AMENDED to December 16, 2013 by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

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.

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

Heard in Committee. Speakers: Lillian Ng; Doreen McLerd; Jeanine Lim; Harry Chuck; Cathie Lam; Kevin O'Brian; Shirley Freeman; spoke in support of the proposed legislation.

AMENDED on Page 1, Line 21, deleting 'That, consistent with San Francisco Public Works Code Section 701, the;' Line 22, adding There shall be an;' deleting 'be;' Page 2, Line 2, adding 'honorary;' deleting 'new;' adding 'existing;' Line 3, deleting 'former;' adding 'honorary;' deleting 'new;' adding 'smaller;' Line 4, deleting 'large;' adding 'existing;' deleting 'old;' adding 'large;' deleting 'smaller;' Line 5, adding 'honorary;' deleting 'new;' Line 7, adding 'and be it;' Line 8 - 10 adding 'FURTHER RESOLVED, That the Department of Public Works is directed to add the honorary street name to its official list of Commemorative Street Names in accordance with Public Works Code 789 et seq.;' 'by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

CONTINUED AS AMENDED to December 16, 2013 by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

131151 [Adding the Name “Enid Ng Lim Alley” to Bartol Street]**Sponsors: Chiu; Mar**

Resolution adding the name “Enid Ng Lim Alley” to Bartol Street in recognition of Enid Ng Lim and her many contributions to San Francisco.

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

Heard in Committee. Speakers: Lillian Ng; Doreen McLerd; Jeanine Lim; Harry Chuck; Cathie Lam; Kevin O'Brian; Shirley Freeman; spoke in support of the proposed legislation.

AMENDED Page 1, Line 10, deleting 'That, consistent with San Francisco Public Works Code Section 701, the;' Line 11, adding There shall be an;' deleting 'be;' Line 14 adding 'honorary;' deleting 'new;' adding 'existing;' 'large;' Line 15, deleting 'former;' adding 'honorary;' deleting 'new;' adding 'smaller;' deleting 'large;' Line 16, adding 'existing;' deleting 'old;' Line 17, adding 'honorary;' deleting 'new;' Line 19 adding 'and be it;' Lines 20 - 22, adding 'FURTHER RESOLVED, That the Department of Public Works is directed to add the honorary street name to its official list of Commemorative Street Names in accordance with Public Works Code 789 et seq.;' by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

CONTINUED AS AMENDED to December 16, 2013 by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

ADJOURNMENT

The meeting adjourned at 4:43 p.m.