

City and County of San Francisco
City Operations and Neighborhood Services Committee

City Hall, Room 263



Meeting Agenda
Thursday, March 22, 2007
1:00 PM
Regular Meeting

Members: Jake McGoldrick, Michela Alioto-Pier, Ed Jew

Clerk: Deborah Muccino (415) 554-4447

Note: Each item on the Consent or Regular agenda may include the following documents: 1) Legislation 2) Budget Analyst report 3) Legislative Analyst report

Each member of the public will be allotted the same maximum number of minutes to speak as set by the Chair at the beginning of each item, 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.

REGULAR AGENDA

1. 061513 [Liquor License Transfer, 450 Rhode Island]

Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 1801 San Jose Avenue to 450 Rhode Island Street, and the issuance of a Type 41 on-sale beer and wine eating place license at the same location, to Anthony M. Gilmore for Whole Foods Market California, Inc. dba Whole Foods Market, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

11/3/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

11/6/06, REFERRED TO DEPARTMENT. Referred to Planning and Police Depts. for review and

comment.

11/14/06, RESPONSE RECEIVED. Planning Department - Recommend approval per Planning Code Section 781.10.

1/11/07, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speaker: Inspector Dave Falzon, SFPD.

2. 061662 [Liquor License Transfer, 83 First Street]

Resolution determining that the transfer of a Type 48 on-sale general public premises license from 7404 Mission Street to 83 First Street to Mark E. Rennie for The Bar Downtown, LLC dba The Bar Downtown, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

12/18/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

1/10/07, REFERRED TO DEPARTMENT. Referred to Planning and Police Depts. for review and comment.

2/2/07, RESPONSE RECEIVED. Planning Department - Type 48 ABC license permitted per Section 218(b).

3. 070043 [Liquor License Transfer, 46 Minna Street]

Resolution determining that the transfer of a Type 48 on-sale general public premises license from 877 Bryant Street to 46 Minna Street (District 6) to Robert Nunez, Martel Tolor, Jacek Ostoya, and Nabil Musleh for Harlot will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

1/8/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

1/10/07, REFERRED TO DEPARTMENT. Referred to Planning and Police Depts. for review and comment.

3/9/07, RESPONSE RECEIVED. Planning Department - Full bar (Type 47 or 48 ABC licenses) permitted per Section 218(b).

The Chair intends to entertain a motion to send this item to Board as a Committee Report for consideration on March 27, 2007.

4. 070229 [Amending certain Traffic Code penalty provisions to delete outdated penalties and provisions that are repetitive of state law] Supervisor McGoldrick

Ordinance amending the Traffic Code by amending Sections 33.5, 37(c) and 56, and repealing Sections 38.F, 58 ½, and 130 to eliminate provisions that are repetitive of state law and remove outdated penalty provisions for school bus loading zone violations, violations of parking prohibitions for street cleaning, red, green, white and blue zone violations, and parking violations on median dividers and traffic islands. (Municipal Transportation Agency)

2/23/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

5. **070228** **[County Refugee Services Plan]**
Resolution approving the City and County of San Francisco's Refugee Services Annual Plan for federal fiscal year 2006-2007. (Human Services Department)
- 2/26/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
6. **070078** **[Healthy Products, Healthy Children Ordinance]** **Supervisor Alioto-Pier**
Ordinance amending the San Francisco Health Code by re-numbering and amending Sections 34.1 through 34.3 and adding new Sections 34.1, 34.2, and 34.6 through 34.9, to: re-state the ban on toys, child care products, and child feeding products made with certain phthalates; repeal the ban on toys, child care products, and child feeding products made with Bisphenol-A, pending State action; add a new title and findings; provide for implementation and enforcement, including administrative and criminal penalties; and, add disclaimer of liability and severability clauses.
- 1/23/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 3/8/07, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Dr. Rajiv Bhatia, Director of Environmental Health, Department of Public Health; Jared Blumenfeld, Director, Department of the Environment; Rachel Gibson, Environmental Health Program, Environment California; Richard Woo, Owner, Citikids; Lorenz Rhomberg, Toxicologist, Gradient Corporation; Sarah Janssen; Steven Hentges, Polycarbonate/BPA Global Group; Sherri Boone, American Chemistry Council (On Behalf of the Toy Industry Association); Marian Stanley, Manager, American Chemistry Council; Mary Brere, MOMS; Neil Gendel, Project Director, Healthy Children Organizing Project; Gretchen Lee, Breast Cancer Fund; Joan Reinhardt Reiss, Bay Area Working Group; Brent Plater. Amendment of the Whole prepared in Committee. Continued to March 22, 2007.
- 3/8/07, CONTINUED AS AMENDED.
7. **070085** **[Plastic Bag Reduction Ordinance]** **Supervisors Mirkarimi, Ammiano, McGoldrick, Daly, Sandoval, Peskin, Maxwell, Alioto-Pier**
Ordinance amending the San Francisco Environment Code by adding Chapter 17, sections 1701 through 1709, to: (1) require the use of compostable plastic, recyclable paper and/or reusable checkout bags by stores located in the City and County of San Francisco, and (2) provide penalties for violations.
- 1/23/07, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 2/22/2007.
- 2/13/07, SUBSTITUTED. Supervisor Mirkarimi submitted a substitute ordinance bearing new title.
- 3/8/07, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Supervisor Mirkarimi; Jared Blumenfeld, Director, Department of the Environment; Monique Zmuda, Controller's Office; Paul Giusti, Sunset Scavenger Company; Denise D'Anne, San Francisco Tomorrow; Jan Lundberg, Culture Change; Commissioner Alan Mok, Commission on the Environment; Ania Moniuszko, My Own Bags; Ivy Wan, Charity Cultural Services Center; Scott Cardiff, Green Peace; Kim Shamira, Vice President, Arab Grocers

Association; Gwynn Mackellen, Real Food Co.; Allen King, President, Excellent Packaging & Supply; John Rizzo, Sierra Club; Linda Hunter, Executive Director, Farallones Marine Sanctuary Association; Lisa Gautier, Matter of Trust; Jim Rhoads, Haight Ashbury Neighborhood Council; Nancy Wuerfel; Ruth Gravanis; Sue Vaughan; Tim James, California Grocers Association; Catherine Powell, Gray Panthers; Emily Utter, The Ocean Conservancy; Brent Plater; Katherine Howard, Chair, SPUR Sustainable Development Committee; Mark Williams, Bio Bag USA; Tim Rayburn, Representative, Cortec Corporation; Eric Brooks, Our City; Nia Crowder, Commissioner, Emeritus, Commission on the Environment; Ian McIntyre; Cheryl Adams.

3/8/07, CONTINUED AS AMENDED.

The Chair intends to entertain a motion to send this item to Board as a Committee Report for consideration on March 27, 2007.

ADJOURNMENT

IMPORTANT INFORMATION

NOTE: 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. Any written comments should be sent to: Committee Clerk of the City Operations and Neighborhood Services Committee, San Francisco Board of Supervisors, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102 by 5:00 p.m. on the day prior to the hearing. Comments which cannot be delivered to the committee clerk by that time may be taken directly to the hearing at the location above.

LEGISLATION UNDER THE 30-DAY RULE

(Not to be considered at this meeting)

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.

There are no items pending under the 30-day rule.

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 at a Committee meeting 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) signs to be brought into the meeting or displayed in the room; 4) standing in the meeting room.

Citizens are encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE FOR REVIEW AT CITY HALL, ROOM 244, RECEPTION DESK.

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Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

Requests for language interpreters at a meeting 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 en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.



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 J, K, L, M, N, and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

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 decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine 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 Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102 by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.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 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics