

1 [Administrative Code - Fillmore Entertainment Zone]

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3 **Ordinance amending the Administrative Code to create the Fillmore Entertainment**
4 **Zone, on Fillmore Street between Sutter and McAllister Streets and O'Farrell Street**
5 **between Steiner and Fillmore Streets; and affirming the Planning Department's**
6 **determination under the California Environmental Quality Act.**

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

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

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14 Section 1. Environmental Findings.

15 The Planning Department has determined that the actions contemplated in this
16 ordinance comply with the California Environmental Quality Act (California Public Resources
17 Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of
18 Supervisors in File No. 251082 and is incorporated herein by reference. The Board affirms
19 this determination.

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

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

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

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

11 * * * *

12 (b) Additional Entertainment Zones.

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14 **(12) Fillmore Entertainment Zone.**

15 (A) All public streets, public rights-of-way, and sidewalks abutting both sides of
16 Fillmore Street between Sutter and McAllister Streets and O’Farrell Street between Steiner and
17 Fillmore Streets, and all premises specified in Section 94B.2(c) that are adjacent thereto, are hereby
18 designated as the Fillmore Entertainment Zone under Sections 23039.5 and 25690 of the California
19 Business and Professions Code.

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

24 **(C) Fillmore Turk Mini Park.**

25 (i) Notwithstanding subsection (b)(12)(A) above, the Fillmore

1 Entertainment Zone shall not include any portion of the park known as Fillmore Turk Mini Park,
2 located at Fillmore Street between Turk Street and Golden Gate Avenue.

3 (ii) To the extent there is any inconsistency between the provisions of
4 this Chapter 94B and the provisions of the Park Code applicable to Fillmore Turk Mini Park, the Park
5 Code shall control.

6 (iii) Any Management Plan for the Fillmore Entertainment Zone shall
7 contain measures to address the impacts of entertainment zone events on Fillmore Turk Mini Park,
8 including but not limited to alcohol consumption in and around the playground area, sanitation, and
9 security. Before adopting such a Management Plan, OEWD shall obtain approval from the Recreation
10 and Park Department regarding the provisions of the Management Plan that relate to impacts on
11 Fillmore Turk Mini Park.

12 (c) Except as otherwise specified in this Section 94B.4, an Entertainment Zone
13 Event must take place in conjunction with a permit for the use of a public street under
14 Transportation Code Division I, Section 6.6 or 6.16 or Transportation Code Division II, Section
15 206, or other applicable authority of the SFMTA.

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18 Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
19 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
20 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
21 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
22 additions, and Board amendment deletions in accordance with the “Note” that appears under
23 the official title of the ordinance.

