



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) 554-7711

Monday, October 31, 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, October 31, 2016, with Chair Malia Cohen presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Cohen called the meeting to order at 1:32 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

Chair Cohen requested File Nos. 160944, 160945, 160946, 160947, 160948, 160949, and 160950 be heard together.

160944 [Building Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]

Ordinance repealing the 2013 Building Code in its entirety and enacting a 2016 Building Code consisting of the 2016 California Building Code and the 2016 California Residential Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2017; and directing the Clerk of the Board to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

08/29/16; RECEIVED FROM DEPARTMENT.

09/06/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/6/2016.

10/06/16; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review.

10/20/16; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because they do not result in a physical change in the environment.

Heard in Committee. Speaker: Kirk Means (Department of Building Inspection); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Cohen, Wiener, Peskin

160945 [Building Code - Residential Building Requirements]

Ordinance adding the provisions of the 2016 California Residential Code with local amendments into various chapters of the 2016 San Francisco Building Code, and adding Chapter 36 to the Building Code to serve as a directory of where such provisions may be found; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2017; and directing the Clerk of the Board to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

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Heard in Committee. Speaker: Kirk Means (Department of Building Inspection); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Cohen, Wiener, Peskin

160946 [Electrical Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]

Ordinance repealing the 2013 Electrical Code in its entirety and enacting a 2016 Electrical Code consisting of the 2016 California Electrical Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2017; and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

08/29/16; RECEIVED FROM DEPARTMENT.

09/06/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/6/2016.

10/06/16; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review.

10/20/16; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because they do not result in a physical change in the environment.

Heard in Committee. Speaker: Kirk Means (Department of Building Inspection); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Cohen, Wiener, Peskin

160947 [Existing Building Code - Enactment of New Code]

Ordinance enacting a 2016 San Francisco Existing Building Code consisting of the 2016 California Existing Building Code with San Francisco amendments; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2017; and directing the Clerk of the Board to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

08/29/16; RECEIVED FROM DEPARTMENT.

09/06/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/6/2016.

10/06/16; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review.

10/20/16; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because they do not result in a physical change in the environment.

Heard in Committee. Speaker: Kirk Means (Department of Building Inspection); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Cohen, Wiener, Peskin

160948 [Green Building Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]

Ordinance repealing the 2013 Green Building Code in its entirety and enacting a 2016 Green Building Code consisting of the 2016 California Green Building Standards Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2017; and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

08/29/16; RECEIVED FROM DEPARTMENT.

09/06/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/6/2016.

10/06/16; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review.

10/20/16; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because they do not result in a physical change in the environment.

Heard in Committee. Speaker: Kirk Means (Department of Building Inspection); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Cohen, Wiener, Peskin

160949 [Mechanical Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]

Ordinance repealing the 2013 Mechanical Code in its entirety and enacting a 2016 Mechanical Code consisting of the 2016 California Mechanical Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2017; and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

08/29/16; RECEIVED FROM DEPARTMENT.

09/06/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/6/2016.

10/06/16; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review.

10/20/16; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because they do not result in a physical change in the environment.

Heard in Committee. Speaker: Kirk Means (Department of Building Inspection); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Cohen, Wiener, Peskin

160950 [Plumbing Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]

Ordinance repealing the 2013 Plumbing Code in its entirety and enacting a 2016 Plumbing Code consisting of the 2016 California Plumbing Code as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2017; and directing the Clerk of the Board of Supervisors to forward the legislation to the California Building Standards Commission as required by State law. (Building Inspection Commission)

08/29/16; RECEIVED FROM DEPARTMENT.

09/06/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/6/2016.

10/06/16; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review.

10/20/16; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because they do not result in a physical change in the environment.

Heard in Committee. Speaker: Kirk Means (Department of Building Inspection); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Cohen, Wiener, Peskin

161082 [Fire Code - Repeal of Existing 2013 Code and Enactment of 2016 Edition]

Ordinance repealing the current San Francisco Fire Code in its entirety and enacting a new 2016 San Francisco Fire Code, consisting of the 2016 California Fire Code, as amended by San Francisco, and portions of the 2015 International Fire Code, with an operative date of January 1, 2017; adopting findings of local conditions pursuant to California Health and Safety Code, Section 17958.7; directing the Clerk of the Board of Supervisors to forward San Francisco's amendments to the California Building Standards Commission and State Fire Marshal; and making environmental findings. (Fire Department)

10/06/16; RECEIVED FROM DEPARTMENT.

10/18/16; ASSIGNED to Land Use and Transportation Committee. 10/26/2016 - President Breed waived the 30-day hold on this Ordinance.

10/27/16; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review.

Heard in Committee. Speakers: Fire Marshal Daniel E. de Cossio (Fire Department); presented information and answered questions raised throughout the discussion. Nicole Ferrera (Walk San Francisco); Brian Wiedenmeier (San Francisco Bicycle Coalition); spoke neither in support nor opposition to the hearing matter. Tom O'Connor; spoke in support of the hearing matter.

Vice Chair Wiener moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, to make clarifying amendments. The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Peskin

RECOMMENDED AS AMENDED AS A COMMITTEE REPORT by the following vote:

Ayes: 3 - Cohen, Wiener, Peskin

161024 [Extending Interim Zoning Controls - New Ground Floor Office Uses Facing 2nd Street - King and Folsom Streets]**Sponsor: Kim**

Resolution extending interim zoning controls that require conditional use authorization for new office uses facing 2nd Street, from King to Folsom Streets, for specified Assessor's Parcel Block and Lot Nos. listed herein, for six months; and making environmental findings, including findings of consistency with the eight priority policies of Planning Code, Section 101.1.

09/20/16; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/20/2016.

09/27/16; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; to Small Business Commission for comment and recommendation; to Planning Department and Department of Building Inspection for informational purposes.

10/13/16; RESPONSE RECEIVED. The Small Business Commission reported that they had no comment on the proposed legislation.

10/20/16; 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.

10/21/16; NOTICED. Notice for the 10/31/2016 Land Use and Transportation Committee hearing was published in the Examiner and mailed to property owners and interested parties (per Planning Code Section 306.7(g)).

Heard in Committee. Speakers: Supervisor Jane Kim (Board of Supervisors); presented information and answered questions raised throughout the discussion. Patrick Valentino (South Beach Merchants); Alice Rogers; Kris Rasso; spoke in support of the hearing matter.

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

Ayes: 3 - Cohen, Wiener, Peskin

161078 [Hearing - Status of SoMa Pilipinas Strategic Plan]**Sponsor: Kim**

Hearing on the status of the SoMa Pilipinas Strategic Plan; and requesting the Planning Department and SoMa Pilipinas Workgroup to report.

10/04/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

10/13/16; REFERRED TO DEPARTMENT. Referred to Planning Department for informational purposes.

Heard in Committee. Speakers: Supervisor Jane Kim (Board of Supervisors); Shelley Caltagirone (Planning Department); Ada Chan (SoMa Pilipinas Workgroup); Bernadette Sy, Executive Director (Filipino American Development Foundation); presented information and answered questions raised throughout the discussion. Caroline C.; Alice Rodgers; Raymond Costodio; Tony Lopez; Adele; Kris Rasso; T..J. Basa; Elizabeth Pisa; spoke on various concerns regarding the hearing matter.

Member Peskin moved that this Hearing be HEARD AND FILED. The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Peskin

Member Peskin was noted absent at 3:36 p.m. and for the remainder of the meeting.

161079 [Hearing - Cannabis State Legalization Task Force Update]

Sponsor: Wiener

Hearing on the local impacts of the Adult Use of Marijuana Act if approved by the voters in November, including areas of legislative and administrative need; and requesting the Cannabis State Legalization Task Force to report.

10/04/16; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

10/13/16; REFERRED TO DEPARTMENT. Referred to the Cannabis State Legalization Task Force for informational purposes.

Heard in Committee. Speakers: Mavis Asiedu-Frimpong (Department of Public Health); Terrance Alan, Chair (San Francisco Cannabis Legalization Task Force); presented information and answered questions raised throughout the discussion. Ron Deziel; spoke on the hearing matter.

Vice Chair Wiener moved that this Hearing be HEARD AND FILED. The motion carried by the following vote:

Ayes: 2 - Cohen, Wiener

Absent: 1 - Peskin

ADJOURNMENT

There being no further business, the Land Use and Transportation Committee adjourned at the hour of 3:39 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.