



City and County of San Francisco

Meeting Minutes

Public Safety and Neighborhood Services Committee

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

Members: Rafael Mandelman, Catherine Stefani, Shamann Walton

Clerk: John Carroll (415) 554-4445

Friday, November 8, 2019

11:00 AM

City Hall, Committee Room 263

Special Meeting

Present: 3 - Rafael Mandelman, Catherine Stefani, and Shamann Walton

The Public Safety and Neighborhood Services Committee met in special session on Friday, November 8, 2019, with Chair Rafael Mandelman presiding. Chair Mandelman called the meeting to order at 11:03 a.m.

ROLL CALL AND ANNOUNCEMENTS

On the call of the roll, Chair Mandelman, Vice Chair Stefani, and Member Walton were noted present.

A quorum was present.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

190756 [Police Code - Cannabis Retailers at Permitted Cannabis Events]

Sponsors: Mandelman; Walton

Ordinance amending the Police Code to require that cannabis retailers at permitted events hold Cannabis Business Permits issued by the City, that applicants for Cannabis Event Permits identify the retailers that will be selling cannabis goods at such events and affirm that said retailers hold City-issued Cannabis Business Permits, and that recipients of Cannabis Event Permits take steps to reasonably ensure that only said retailers will sell cannabis goods at such events; to require that Cannabis Event Permit applicants commit to specific actions to support the City's equity goals as a condition of permit issuance; and to provide that a material false statement made in connection with an application for a Cannabis Event Permit may be subject to administrative penalty, cause for denial of a pending or future application for a Cannabis Business Permit, and cause for suspension or revocation of an existing Cannabis Business Permit; and affirming the Planning Department's determination under the California Environmental Quality Act.

07/09/19; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 8/8/2019.

07/17/19; REFERRED TO DEPARTMENT. Referred to the Office of Cannabis, the San Francisco Police Department, the Recreation and Parks Department, and the Board of Appeals for informational purposes. Referred to the Small Business Commission for review and comment. Referred to the Planning Department for environmental review.

07/25/19; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it would not result in a physical change in the environment.

09/23/19; RESPONSE RECEIVED. On September 23, 2019, the Small Business Commission voted unanimously to recommend approval of the ordinance.

10/24/19; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: None.

Supervisor Walton requested to be added as a co-sponsor.

10/24/19; CONTINUED AS AMENDED.

Heard in Committee. Speakers: None.

Chair Mandelman moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Mandelman, Stefani, Walton

190888 [Liquor License Transfer - 1690 Folsom Street - Target]

Hearing to consider that the premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to the Target Corporation, doing business as Target located at 1690 Folsom Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

08/23/19; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

08/27/19; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

08/29/19; RESPONSE RECEIVED. The Planning Department submitted their recommendation for approval; Recommend approval of PC/N for Type-21 ABC license for Formula Retail use permitted in the WMUG Zoning District and authorized under Planning Commission M-20303. See case no. 2017-013974CUA.

10/10/19; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following conditions:

- 1) Sales and service of alcoholic beverages shall be permitted only between the hours of 7:00 a.m. and 12:00 a.m. (midnight) each day of the week; and
- 2) Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on ABC-253.

10/18/19; CONTINUED. Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); Beth Aboulafia (Hinman & Carmichael LLP); John Dewes (Target Corporation); presented information and answered questions raised throughout the discussion.

Heard in Committee. Speaker: Honey Mahogany (Office of Supervisor Matt Haney); presented information and answered questions raised throughout the discussion.

A determination that the public convenience or necessity would be served was recommended by the committee.

PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to the applicant. The motion carried by the following vote:

Resolution determining that the premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to the Target Corporation, doing business as Target located at 1690 Folsom Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Chair Mandelman moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Mandelman, Stefani, Walton

190923 [Liquor License Transfer - 1262 Stockton Street - Xing Ye Trading]

Hearing to consider that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Xing Ye Trading, Inc., doing business as Xing Ye Trading located at 1262 Stockton Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

09/06/19; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

09/09/19; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

09/11/19; RESPONSE RECEIVED. The Planning Department submitted their recommendation for approval; Transfer of ABC License 21 (as approved under 2019-015085MIS) for Retail Sales and Service Use (dba Xing Ye Trading) permitted in the CCB Zoning District per Planning Code, Section 810.

10/10/19; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following conditions:

- 1) Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on the most recently certified ABC-253; and
- 2) Sales, service and consumption of alcoholic beverages shall be permitted between the hours of 8:00 a.m. and 10:00 p.m. daily.

Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); Raymond Wu (Applicant); presented information and answered questions raised throughout the discussion.

A determination that the public convenience or necessity would be served was recommended by the committee.

PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to the applicant. The motion carried by the following vote:

Ayes: 3 - Mandelman, Stefani, Walton

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Xing Ye Trading, Inc., doing business as Xing Ye Trading located at 1262 Stockton Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Chair Mandelman moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Mandelman, Stefani, Walton

190924 [Liquor License Transfer - 1235-9th Avenue - Queens SF]

Hearing to consider that the premise-to-premise transfer of a Type-20 off-sale beer and wine liquor license to Queens SF, LLC, doing business as Queens SF located at 1235-9th Avenue (District 5), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

09/06/19; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

09/09/19; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

09/13/19; RESPONSE RECEIVED. The Planning Department submitted their recommendation for approval; ABC License Type-20 is permitted in conjunction with the grocery store use per Planning Code, Section 730.)

10/10/19; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following conditions:

- 1) Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on the most recently certified ABC-253; and
- 2) Sales, service and consumption of alcoholic beverages shall be permitted between the hours of 8:00 a.m. and 9:00 p.m. daily.

Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); Eddo Kim (Applicant); presented information and answered questions raised throughout the discussion.

A determination that the public convenience or necessity would be served was recommended by the committee.

PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the premise-to-premise transfer of a Type-20 off-sale beer and wine liquor license to the applicant. The motion carried by the following vote:

Ayes: 3 - Mandelman, Stefani, Walton

Resolution determining that the premise-to-premise transfer of a Type-20 off-sale beer and wine liquor license to Queens SF, LLC, doing business as Queens SF located at 1235-9th Avenue (District 5), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Chair Mandelman moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Mandelman, Stefani, Walton

191029 [Declaring a State of Urgency - Expanding the City's Emergency Firefighting Water System]**Sponsors: Mar; Fewer, Yee, Safai and Walton**

Resolution declaring a state of urgency to rapidly expand the City's Emergency Firefighting Water System (EFWS) to protect all neighborhoods in the event of a major earthquake and fire, and calling for a comprehensive EFWS action plan to expand the City's EFWS to cover all unprotected neighborhoods by 2034; to expand the Fire Department's firefighting apparatus such as portable hose tenders to provide interim protection to neighborhoods not currently covered by the EFWS; and to require an annual report to the Board of Supervisors on the state of the City's EFWS preparedness for a major earthquake and fire.

10/08/19; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

10/16/19; REFERRED TO DEPARTMENT. Referred to the Budget and Legislative Analyst, the City Administrator, the Department of Emergency Management, the Fire Department, and the San Francisco Public Utilities Commission for informational purposes.

Heard in Committee. Speakers: Supervisors Gordon Mar and Ahsha Safai (Board of Supervisors); John Scarpulla (San Francisco Public Utilities Commission); Brian Strong (Office of the City Administrator); Chief Jose Velo (Fire Department); presented information and answered questions raised throughout the discussion. Nancy Wuerfel; Eileen Boken; Albert Chow; David Hietze (Pine Lake Neighborhood Association); Joe Litehiser; Alan Wong; David Hooper (New Mission Terrace Improvement Association); spoke on various concerns related to the hearing matter.

Supervisor Walton requested to be added as a co-sponsor.

Chair Mandelman moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Mandelman, Stefani, Walton

190929 [Health Code - Sugar-Sweetened Beverage Warning for Advertisements]**Sponsors: Walton; Brown**

Ordinance amending the Health Code by amending the Sugar-Sweetened Beverage Warning Ordinance to update the statement of findings and purpose; revise the definition of Advertiser; reduce the required warning size; modify the required warning text; and revise the enforcement provisions.

09/10/19; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 10/10/2019.

09/18/19; REFERRED TO DEPARTMENT. Referred to the Department of Public Health, the Treasurer & Tax Collector and the City Attorney for informational purposes. Referred to the Youth Commission and the Small Business Commission for review and comment.

09/23/19; RESPONSE RECEIVED. On September 23, 2019, the Youth Commission voted unanimously to support the ordinance.

10/29/19; RESPONSE RECEIVED. On October 28, 2019, the Small Business Commission met and made no recommendation on the ordinance.

Heard in Committee. Speakers: Blythe Young (American Heart Association); John Maa (San Francisco Marin Medical Society); Ken; spoke on various concerns related to the hearing matter.

Member Walton moved that this Ordinance be CONTINUED TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 3 - Mandelman, Stefani, Walton

190912 [Hearing - Status of San Francisco's Use of Lanterman-Petris Short Conservatorships]**Sponsor: Mandelman**

Hearing on the 2019 Budget and Legislative Analyst Report on Lanterman-Petris Short Conservatorships; and requesting the Department of Public Health and the Office of Public Conservator to report.

09/03/19; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

09/11/19; REFERRED TO DEPARTMENT. Referred to the Department of Public Health, and the Office of the Public Conservator for informational purposes.

10/16/19; TRANSFERRED to Public Safety and Neighborhood Services Committee. President Yee transferred this matter from the Government Audit and Oversight Committee to the Public Safety and Neighborhood Services Committee.

Heard in Committee. Speakers: Severin Campbell (Office of the Budget and Legislative Analyst); Jill Nielsen (Department of Aging and Adult Services); Angelica Almeida (Department of Public Health); Dr. Mark Leary (San Francisco Zuckerberg General Hospital); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Mandelman, Stefani, Walton

ADJOURNMENT

There being no further business, the Public Safety and Neighborhood Services Committee adjourned at the hour of 1:40 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Public Safety and Neighborhood Services Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.