



**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: Myrna Melgar, Dean Preston, Aaron Peskin*

*Clerk: Erica Major (415) 554-4441*

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**Monday, May 3, 2021**

**1:30 PM**

**Regular Meeting**

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**Present:** 3 - Myrna Melgar, Dean Preston, and Aaron Peskin

*The Land Use and Transportation Committee met in regular session through videoconferencing, and provided public comment through teleconferencing, on Monday, May 3, 2021, with Chair Myrna Melgar presiding. Chair Melgar called the meeting to order at 1:30 p.m.*

**Remote Access to Information and Participation**

*In accordance with Governor Newsom's Executive Order No. N-33-20 declaring a State of Emergency regarding the COVID-19 outbreak and Mayor London N. Breed's Proclamation declaring a Local Emergency issued on February 25, 2020, including the guidance for gatherings issued by the San Francisco Department of Public Health Officer, aggressive directives were issued to reduce the spread of COVID-19. On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely (via Microsoft Teams) and will allow remote public comment via teleconference. Visit the SFGovTV website at ([www.sfgovtv.org](http://www.sfgovtv.org)) to stream the live meetings, or to watch meetings on demand. Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at: <https://sfbos.org/remote-meeting-call>.*

*Members of the public may participate by phone or may submit their comments by email to: [Erica.Major@sfgov.org](mailto:Erica.Major@sfgov.org); all comments received will be made a part of the official record. Regularly scheduled Land Use and Transportation Committee Meetings begin at 1:30 p.m. every Monday of each month. Committee agendas and their associated documents are available at <https://sfbos.org/committees>.*

**ROLL CALL AND ANNOUNCEMENTS**

*On the call of the roll, Chair Melgar, Vice Chair Preston, and Member Peskin were noted present. A quorum was present.*

**AGENDA CHANGES**

*There were no agenda changes.*

## REGULAR AGENDA

### **210259 [Fire, Existing Building Codes - Fire Alarm Systems Upgrade Deadline]**

**Sponsors: Stefani; Peskin and Safai**

Ordinance amending the Fire Code and Existing Building Code to extend the deadline for building owners to upgrade existing fire alarm systems from July 1, 2021, to July 1, 2023; making findings under the California Health and Safety Code; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.

03/09/21; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/8/2021.

03/17/21; REFERRED TO DEPARTMENT. Referred to the Building Inspection Commission for comment and recommendation; Fire Department for informational purposes.

04/21/21; RESPONSE RECEIVED. The Commission met and held a public hearing and voted to recommend the proposed legislation.

04/26/21; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Michelle Turgee; Jean Novak; Brenda Bazzard; Megan Spearman; Catherine Snyder; Kierra Rob; Karen O'Neil; Anastasia Yovanopoulos; spoke in support of the hearing matter.

04/26/21; CONTINUED AS AMENDED.

*Heard in Committee. Speakers: None.*

**Member Peskin moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 4, Line 21, by striking '4D' and replacing it with '5E'. The motion carried by the following vote:**

Ayes: 3 - Melgar, Preston, Peskin

**Member Peskin moved that this Ordinance be RECOMMENDED AS AMENDED. The motion carried by the following vote:**

Ayes: 3 - Melgar, Preston, Peskin

**210353 [Supporting California State Senate Bill No. 37 (Cortese) - Contaminated Sites]****Sponsors: Mar; Walton, Melgar, Peskin, Preston, Chan, Haney and Safai**

Resolution supporting California State Senate Bill No. 37, Contaminated Sites: The Hazardous Waste Site Cleanup and Safety Act, authored by Senator David Cortese, expressly prohibiting the use of the common sense exemption to be applied to construction projects located on contaminated sites identified on the state's Cortese List.

04/06/21; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

04/13/21; REFERRED to Land Use and Transportation Committee. Supervisor Haney requested to be added as a co-sponsor.

*Heard in Committee. Speakers: Supervisor Gordon Mar (Board of Supervisors); Ryan Mickle (Office of Senator David Cortese); Lisa Gibson and Tania Sheyner (Planning Department); Richard Dury (Lozeau Drury, LLP); Kate Stacy (Office of the City Attorney); presented information and answered questions raised throughout the discussion. Eileen Boken (Richmond Review/Sunset Beacon); Bradley Angel (Green Action for Health and Environmental Justice); Chuck Head; Corey Smith (San Francisco Housing Coalition); Travis Parsons; Antonio Dias (PODER); Catherine Howard (Sierra Club); Ozzie Rohm and George Foreland (San Francisco Land Use Coalition); Dr. Heidi Lido; Leticia Yang; spoke in support of the hearing matter.*

**Member Peskin moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by striking 'Sites: The Hazardous Waste' on Page 1, Lines 1-2; on Page 2, Line 5, by striking 'whether open or closed'; on Page 2, Lines 17-18, by striking 'contaminated Cortese List'; on Page 3, Lines 1-2, by striking 'CEQA requires that' and replacing it with 'A preliminary mitigated negative declaration under CEQA requires' and adding 'that' after 'site'; on Page 4, Line 3, and Lines 5-7, by striking 'claimed' and replacing it with 'indicated', striking subsequently deeming its prior practice "regrettable"; and replacing it with 'stating that the confusion that resulted from the conflicting guidance from the state is "regrettable"; on Page 5, Lines 1-2, by striking 'Hazardous Waste Site and Cleanup' and replacing it with 'Contaminated Site Cleanup and Safety'; on Page 5, Lines 7-9, by striking 'the "consolidated List created and distributed by the Secretary of Environmental Protection;"' and replacing it with "a list compiled pursuant to the Contaminated Site Cleanup and Safety Act;"'; and on Page 5, Lines 16-17, by striking 'Senate's Environmental Quality Committee' and replacing it with 'the Senate's Appropriations Committee'. The motion carried by the following vote:**

Ayes: 3 - Melgar, Preston, Peskin

Resolution supporting California State Senate Bill No. 37, Contaminated Site Cleanup and Safety Act, authored by Senator David Cortese, expressly prohibiting the use of the commonsense exemption to be applied to construction projects located on contaminated sites identified on the state's Cortese List.

**Member Peskin moved that this Resolution be RECOMMENDED AS AMENDED AS A COMMITTEE REPORT. The motion carried by the following vote:**

Ayes: 3 - Melgar, Preston, Peskin

## ADJOURNMENT

*There being no further business, the Land Use and Transportation Committee adjourned at the hour of 3:28 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.*