

File No. 171285

Committee Item No. 4

Board Item No. \_\_\_\_\_

# COMMITTEE/BOARD OF SUPERVISORS

## AGENDA PACKET CONTENTS LIST

Committee: Land Use and Transportation Committee Date January 29, 2018

Board of Supervisors Meeting

Date \_\_\_\_\_

Cmte Board

- Motion
- Resolution
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- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract/Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER

(Use back side if additional space is needed)

- CEQA Determination
- Planning Resolution
- \_\_\_\_\_
- \_\_\_\_\_
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- \_\_\_\_\_

Completed by: Victor Young Date January 24, 2018

Completed by: \_\_\_\_\_ Date \_\_\_\_\_

[Housing Code - All-Gender Bathrooms in Hotels]

**Ordinance amending the Housing Code to require that single-stall bathroom facilities in hotels be made available for the use of all residents, regardless of gender or gender identity, and to require that signage be posted to indicate the same; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.**

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

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

Section 1. Pursuant to Charter Section D3.750-5, the Building Inspection Commission considered this ordinance at a duly noticed public hearing held on January 17, 2018.

Section 2. California Health and Safety Code section 17958.7.

No finding is required under California Health and Safety Code Section 17958.7 because the ordinance does not amend a "building standard" as defined in Section 18909 of that Code.

Section 3. The Housing Code is hereby amended by revising Section 505, to read as follows:

\* \* \* \*

1 (b) **Hotels.** Hotel guestrooms shall be provided with a water-closet, a lavatory, and  
2 a bathtub or shower, within the guest room or said facilities may be situated off the exit  
3 corridor on the same floor pursuant to the table indicated below.

4 Single-user water-closets, lavatories, bathtubs, and showers that are situated off the exit  
5 corridors shall be made available for the use of all residents, regardless of gender or gender identity,  
6 and shall be identified as all-gender facilities by signage that complies with Title 24 of the California  
7 Code of Regulations.

8 The following table will be used in determining the minimum number of public  
9 sanitary facilities required per floor when guest rooms do not contain the requisite sanitary  
10 facilities:

11 Total Number of Public Sanitary Facilities Required for Guest Rooms (per Floor)

12 *Existing Number of Guest Rooms per Floor	Public Sanitary Facilities Required
13 2 - 20	2
14 21 - 30	3
15 31 - 40	4
16 41 - 50	5
17 51 - 60	6
18 61 - 70	7

19 Etc.

20 \* \* \* \*

21  
22 \*NOTE: Existing guest rooms with private sanitation facilities are not part of the  
23 guest room floor total for purposes of this requirement.

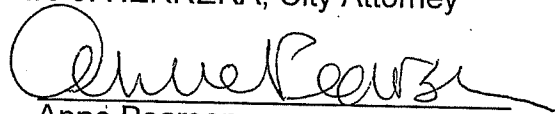
1 Section 4. Effective Date. This ordinance shall become effective 30 days after  
2 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the  
3 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board  
4 of Supervisors overrides the Mayor's veto of the ordinance.

5  
6 Section 5. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors  
7 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,  
8 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal  
9 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment  
10 additions, and Board amendment deletions in accordance with the "Note" that appears under  
11 the official title of the ordinance.

12  
13 Section 6. Directions to Clerk. The Clerk of the Board of Supervisors is hereby directed  
14 to forward a copy of this ordinance to the California Building Standards Commission upon final  
15 passage.

16  
17 APPROVED AS TO FORM:  
18 DENNIS J. HERRERA, City Attorney

19 By:



20 Anne Pearson  
21 Deputy City Attorney

22 n:\legana\as2017\1800007\01238050.docx

**LEGISLATIVE DIGEST**

[Housing Code - All-Gender Bathrooms in Hotels]

**Ordinance amending the Housing Code to require that single-stall bathroom facilities in hotels be made available for the use of all residents, regardless of gender or gender identity, and to require that signage be posted to indicate the same; and directing the Clerk of the Board of Supervisors to forward this ordinance to the California Building Standards Commission upon final passage.**

Existing Law

Section 4.1-3 of the San Francisco Administrative Code provides that City buildings that are newly constructed or subject to extensive renovations must provide all-gender toilet facilities.

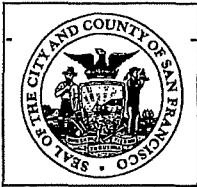
Section 3305.3 of the San Francisco Police Code provides that toilet facilities in business establishments or places of public accommodation that are (1) single-user facilities and (2) open to the public or to employees of the establishment must be identified as all-gender through appropriate signage, and made available for use by persons of any gender identity.

Amendments to Current Law

The proposed ordinance would amend the Housing Code to require hotels to ensure that single-user bathrooms that are located in hotel corridors and made available to hotel guests are: 1) available for the use of all hotel residents, regardless of gender or gender identity; and 2) identified as all-gender facilities by appropriate signage.

In addition, the ordinance would direct the Clerk of the Board of Supervisors to forward the ordinance to the California Building Standards Commission upon final passage, as required by State law.

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**BUILDING INSPECTION COMMISSION (BIC)**

Department of Building Inspection                      Voice (415) 558-6164 - Fax (415) 558-6509  
1660 Mission Street, San Francisco, California 94103-2414

January 17, 2018

City and County of  
San Francisco

Ms. Angela Calvillo  
Clerk of the Board  
Board of Supervisors, City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, CA 94102-4694

**COMMISSION**

Angus McCarthy  
President

Debra Walker  
Vice-President

Kevin Clinch  
Gail Gilman  
John Konstin  
Frank Lee  
James Warshell

Sonya Harris  
Secretary

Tom C. Hui  
Director

Dear Ms. Calvillo:

**RE: File No. 171285**

**Ordinance amending the Housing Code to require that single-stall bathroom facilities in hotels be made available for the use of all residents, regardless of gender or gender identity, and to require that signage be posted to indicate the same; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.**

The Building Inspection Commission met and held a public hearing on January 17, 2018 regarding File No. 171285 on the proposed amendment to the San Francisco Housing Code referenced above. The Commissioners voted unanimously to support the ordinance.

The Commissioners voted as follows:

President McCarthy	Yes	Vice-President Walker	Yes
Commissioner Clinch	Excused	Commissioner Gilman	Excused
Commissioner Konstin	Yes	Commissioner Lee	Yes
Commissioner Warshell	Yes		

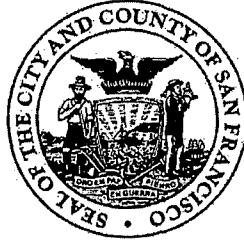
Should you have any questions, please do not hesitate to call me at 558-6164.

Sincerely,

Sonya Harris  
Commission Secretary

cc: Tom C. Hui, S.E., Director  
Supervisor Hillary Ronen  
Supervisor Jane Kim  
Supervisor Jeff Sheehy  
Supervisor Aaron Peskin  
Board of Supervisors

BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

# MEMORANDUM

TO: Adele Carpenter, Director  
Youth Commission

FROM: *ll*  
*for* Angela Calvillo, Clerk of the Board

DATE: December 14, 2017

SUBJECT: REFERRAL FROM BOARD OF SUPERVISORS

The Board of Supervisors has received the following proposed legislation which is being referred to the Youth Commission as per Charter, Section 4.124 for comment and recommendation. The Commission may provide any response it deems appropriate within 12 days from the date of this referral.

File No. 171285

**Ordinance amending the Housing Code to require that single-stall bathroom facilities in hotels be made available for the use of all residents, regardless of gender or gender identity, and to require that signage be posted to indicate the same; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.**

Please return this cover sheet with the Commission's response to **Alisa Somera, Legislative Deputy Director, Land Use and Transportation Committee.**

\*\*\*\*\*

RESPONSE FROM YOUTH COMMISSION

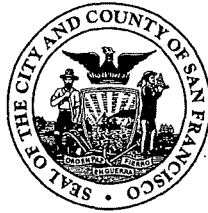
Date: December 20, 2017

No Comment  
 Recommendation Attached

Chairperson, Youth Commission



Youth Commission  
City Hall ~ Room 345  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4532



(415) 554-6446  
(415) 554-6140 FAX  
www.sfgov.org/youth\_commission

**YOUTH COMMISSION**  
**MEMORANDUM**

**TO:** Alisa Somera, Legislative Deputy Director, Clerk of the Board of Supervisors  
**FROM:** Youth Commission  
**DATE:** Wednesday, December 20, 2017  
**RE:** Referral response to BOS File No. 171285 - [Housing Code – All Gender Bathrooms in Hotels]

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At our **Monday, December 18, 2017, meeting**, the Youth Commission voted unanimously to support the following motion:

**To support BOS File No. 171285** – Ordinance amending the Housing Code to require that single-stall bathroom facilities in hotels be made available for the use of all residents, regardless of gender or gender identity, and to require that signage be posted to indicate the same; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.

\*\*\*

Youth Commissioners thank the Board of Supervisors for their attention to this issue. If you have any questions, please contact our office at (415) 554-6446, or your Youth Commissioner.

A handwritten signature in cursive script, appearing to read "Chiara Lind", written over a horizontal line.

---

Chiara Lind, Chair  
Adopted on December 18, 2017  
2017-2018 San Francisco Youth Commission

BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

# MEMORANDUM

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**File No. 171285**

**Ordinance amending the Housing Code to require that single-stall bathroom facilities in hotels be made available for the use of all residents, regardless of gender or gender identity, and to require that signage be posted to indicate the same; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.**

Please return this cover sheet with the Commission's response to **Alisa Somera, Legislative Deputy Director, Land Use and Transportation Committee.**

\*\*\*\*\*

**RESPONSE FROM YOUTH COMMISSION**      Date: \_\_\_\_\_

- \_\_\_\_\_ No Comment
- \_\_\_\_\_ Recommendation Attached

\_\_\_\_\_  
**Chairperson, Youth Commission**

BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

## MEMORANDUM

TO: Tom Hui, Director, Department of Building Inspection  
Sonya Harris, Secretary, Building Inspection Commission

FROM: *ms* Alisa Somera, Legislative Deputy Director  
*fr* Land Use and Transportation Committee

DATE: December 12, 2017

SUBJECT: LEGISLATION INTRODUCED

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The Board of Supervisors' Land Use and Transportation Committee has received the following legislation, introduced by Supervisor Ronen on December 5, 2017:

**File No. 171285**

**Ordinance amending the Housing Code to require that single-stall bathroom facilities in hotels be made available for the use of all residents, regardless of gender or gender identity, and to require that signage be posted to indicate the same; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.**

The proposed ordinance is being transmitted pursuant to Charter, Section D3.750-5, for public hearing and recommendation. It is pending before the Land Use and Transportation Committee and will be scheduled for hearing upon receipt of your response.

Please forward me the Commission's recommendation and reports at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: [alisa.somera@sfgov.org](mailto:alisa.somera@sfgov.org).

c: William Strawn, Department of Building Inspection  
Carolyn Jayin, Department of Building Inspection

# Introduction Form

By a Member of the Board of Supervisors or the Mayor

RECEIVED  
BOARD OF SUPERVISORS  
2017 DEC 5 PM 4:33

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee.  
An ordinance, resolution, motion, or charter amendment.
- 2. Request for next printed agenda without reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor [ ] inquires"
- 5. City Attorney request.
- 6. Call File No. [ ] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. [ ]
- 9. Request for Closed Session (attach written motion).
- 10. Board to Sit as A Committee of the Whole.
- 11. Question(s) submitted for Mayoral Appearance before the BOS on [ ]

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission     Youth Commission     Ethics Commission
- Planning Commission     Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative**

**Sponsor(s):**

Ronen, Kim, Sheehy, *Peskin*

**Subject:**

Housing Code- All-Gender Bathrooms in Hotels

**The text is listed below or attached:**

Please see attached.

Signature of Sponsoring Supervisor:

For Clerk's Use Only: