



# City and County of San Francisco

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

## Meeting Agenda - Final

### Land Use and Economic Development Committee

*Members: Sophie Maxwell, Eric Mar, David Chiu*

*Clerk: Alisa Somera (415) 554-4447*

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Monday, August 9, 2010

1:00 PM

City Hall, Committee Room 263

### Regular Meeting

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*Note: Each item on the Consent or Regular agenda may include the following documents:*

- 1) Legislation*
- 2) Budget and Legislative Analyst report*
- 3) Department or Agency cover letter and/or report*
- 4) Public correspondence*

*These items will be available for review at City Hall, Room 244, Reception Desk.*

*Each member of the public will be allotted the same maximum number of minutes to speak as set by the Chair at the beginning of each item, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

## AGENDA CHANGES

## REGULAR AGENDA

1. [100971](#) **[Accept and Expend Grant - Lowe's Local Hiring Agreement - \$750,000]**  
**Sponsor: Mayor**  
Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$750,000 from Lowe's HIW, Inc., to plan and manage an employment program.

**Attachments:** [Legislation Ver1](#)

[Comm Packet 080910](#)

7/20/10; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

*The Chair will entertain a motion to send this item forward as a Committee Report to the full Board on August 10, 2010.*

2. [100972](#) **[Accept and Expend Grant - Office of Economic and Workforce Development - Green Jobs - \$400,000]**  
**Sponsor: Mayor**  
Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$400,000 from Wal-Mart Foundation to plan and manage an employment program.  
**Attachments:** [Legislation Ver1](#)  
[Comm Packet 080910](#)  
  
7/20/10; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.  
  
*The Chair will entertain a motion to send this item forward as a Committee Report to the full Board on August 10, 2010.*
3. [100973](#) **[Accept and Expend Grant - Office of Economic and Workforce Development - California's Low Income Energy Efficiency Program - \$100,000]**  
**Sponsors: Mayor; Maxwell**  
Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$100,000 from the California Public Utilities Commission to support CityBuild's implementation of California's Low Income Energy Efficiency Program in San Francisco.  
**Attachments:** [Legislation Ver1](#)  
[Comm Packet 080910](#)  
  
7/20/10; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.  
  
*The Chair will entertain a motion to send this item forward as a Committee Report to the full Board on August 10, 2010.*
4. [100974](#) **[Accept and Expend Grant - Office of Economic and Workforce Development - CityBuild Program - \$200,000]**  
**Sponsors: Mayor; Maxwell**  
Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$200,000 from the Evelyn and Walter Haas, Jr., Fund to support the CityBuild Program.  
**Attachments:** [Legislation Ver1](#)  
[Comm Packet 080910](#)  
  
7/20/10; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.  
  
*The Chair will entertain a motion to send this item forward as a Committee Report to the full Board on August 10, 2010.*

5. [101011](#) **[Accept and Expend Grant - Diesel Emissions Reduction Act - Pier 27 Shoreside Power - \$1,000,000]**  
**Sponsors: Alioto-Pier; Chiu**  
Resolution authorizing the San Francisco Port Commission to accept and expend a grant from the U.S. Environmental Protection Agency in the amount of \$1,000,000 under the Diesel Emissions Reduction Act, to assist in the installation of a shoreside power facility for cruise ships at Pier 27.  
**Attachments:** [Legislation Ver1](#)  
[Comm Packet 080910](#)  
  
7/27/10; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.  
  
*The Chair will entertain a motion to send this item forward as a Committee Report to the full Board on August 10, 2010.*
6. [100880](#) **[Landmark Tree Designation of Redwood Tree Located at 46 Stillings Avenue]**  
**Sponsor: Dufty**  
Ordinance designating the redwood tree (sequoia sempervirens) located at 46 Stillings Avenue (Assessor's Block No. 6734, Lot No. 023) as a landmark tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.  
**Attachments:** [Legislation Ver1](#)  
[Comm Packet 080910](#)  
  
6/29/10; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.  
  
7/21/10; REFERRED TO DEPARTMENT. Referred to the Department of Public Works for informational purposes.
7. [101005](#) **[Exceptions to Seismic Safety Loan Program Requirements to Allow for a \$15,000,000 Loan to Arlington Residence - 480 Ellis Street]**  
**Sponsors: Chu; Alioto-Pier**  
Ordinance approving exceptions to requirements of the Seismic Safety Loan Program pursuant to San Francisco Administrative Code Sections 66 and 66A and the Program Regulations, dated May 2006, adopted by the Board of Supervisors through Ordinance No. 122-06, to allow for a \$15,000,000 Seismic Safety Loan Program loan for an existing affordable housing project at the Arlington Residence, 480 Ellis Street, San Francisco, California.  
**Attachments:** [Legislation Ver1](#)  
[Leg\\_Digest\\_Ver1](#)  
[Comm Packet 080910](#)  
  
7/27/10; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.  
08/03/2010 - The President of the Board of Supervisors waived the 30-day rule.

**8. [100870](#) [Establishing Area Plan Infrastructure Finance Committee]****Sponsor: Maxwell**

Resolution establishing an Area Plan Infrastructure Finance Committee to supervise a consultant study to develop policy criteria and recommendations on the use of Infrastructure Finance Districts (IFDs) in newly adopted area plans, including within the Eastern Neighborhoods Area Plans, to determine the appropriate steps to form IFDs, and to supervise the formation of a pilot Infrastructure Finance District in Rincon Hill.

**Attachments:** [Legislation Ver1](#)

[Response PLN 072610](#)

[Comm Packet 080910](#)

6/22/10; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

6/29/10; REFERRED TO DEPARTMENT. Referred to the Planning Department, Office of Economic and Workforce Development, Office of Public Policy and Finance, and the Office of the Controller for informational purposes.

7/26/10; RESPONSE RECEIVED. Planning Commission Resolution No. 18150 recommended approval with modifications.

## ADJOURNMENT

## IMPORTANT INFORMATION

*NOTE: Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Any written comments should be sent to: Committee Clerk of the Land Use Committee, San Francisco Board of Supervisors, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102 by 5:00 p.m. on the day prior to the hearing. Comments which cannot be delivered to the committee clerk by that time may be taken directly to the hearing at the location above.*

*NOTE:*

*Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the general plan amendments or planning code and zoning map amendments described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.*

## LEGISLATION UNDER THE 30-DAY RULE

### (Not to be considered at this meeting)

*Rule 5.40 provides that when an ordinance or resolution is introduced which would CREATE OR REVISE MAJOR CITY POLICY, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general, the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply URGE action to be taken.*

**100917 [Planning Code - Area Plan Impact Fee and Jobs-Housing Linkage Program Modifications]**

Ordinance amending the San Francisco Planning Code sections related to Area Plan Impact Fees (Rincon Hill, Market and Octavia, Eastern Neighborhoods, and Balboa Park) and Jobs-Housing Linkage Fee to improve Planning Code readability and ease of application with regard to impact fees; to create consistent definitions and application across the Area Plan Impact Fee and Jobs-Housing Linkage Fee provisions; to better recognize and account for the impact of existing conditions of development sites affected by the Area Plan Impact Fees and the Jobs-Housing Linkage Fee; to promote adaptive re-use of existing buildings in the Eastern Neighborhoods; to clarify the impact fees associated with the Eastern Neighborhoods' on-going "legitimization" program; and adopting findings, including Section 302, environmental findings, and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Department)

**Attachments:** [Legislation Ver1](#)  
[Leg Digest Ver1](#)

7/8/10; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

7/26/10; REFERRED TO DEPARTMENT. Referred to the Mayor's Office of Housing and Department of Building Inspection for informational purposes.

**100921 [San Francisco Public Housing Tenant Protection Ordinance]**  
**Sponsors: Mirkarimi; Campos**

Ordinance amending the San Francisco Administrative Code by adding a new Chapter 39 to establish the San Francisco Public Housing Tenant Protection Ordinance and set City policy regarding Financial Assistance to development projects that involve the demolition, disposition, rehabilitation, and/or conversion of Public Housing Units and/or the relocation of tenants from Public Housing Units.

**Attachments:** [Legislation Ver1](#)  
[Leg Digest Ver1](#)  
[Response PLN 080510](#)

7/13/10; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

8/4/10; REFERRED TO DEPARTMENT. Referred to the Planning Department for review and comment; and the Housing Authority and Mayor's Office of Housing for informational purposes.

8/5/10; RESPONSE RECEIVED. Project not subject to CEQA per CEQA Guidelines Section 15060(c)(2).

**101006 [Revisions to Local Business Enterprise Ordinance]****Sponsors: Chu; Chiu**

Ordinance amending Administrative Code Chapter 14B to set a separate minimum competitive amount applicable to general services contracts; to clarify ownership requirements for certification of local businesses with no single majority owner; to limit the SBA-LBE program to construction and construction-related contracting; to clarify requirements for setting aside contracts under the mandatory Micro-LBE Set-Aside program; to revise subcontracting goals for professional services contracts to apply to contracts that exceed the minimum competitive amount; to revise good faith efforts outreach and documentation requirements to apply to contracts that exceed the threshold amount or minimum competitive amount; to simplify reporting requirements; and to make technical corrections.

**Attachments:** [Legislation Ver1](#)[Leg Digest Ver1](#)

7/27/10; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

**101007 [Revising Requirements for Purchasing Goods and Services]****Sponsors: Chu; Chiu**

Ordinance amending Administrative Code Chapters 21 and 21C to conform Purchasing requirements to Administrative Code Chapter 14B by defining minimum competitive amounts of \$100,000 for professional services and commodities contracts and \$400,000 for general services contracts, clarify "bid-splitting," and make miscellaneous changes to City procurement requirements; to clarify information technology purchases; to update and conform references to Administrative Code Chapter 14B; to rescind the Sealer of Weights and Measures' authority under Section 21.32 to donate food purchases; to rescind the local tax adjustment set forth in Administrative Code Chapter 21C; to enact a new Section 21.32 to adjust bids likely to result in local sales tax revenue; to reenact and renumber Administrative Code Sections 21.25, 21.25-1, 21.25-2, 21.25-3, 21.25-4, and 21.25-x regarding prevailing wage requirements as Chapter 21C; and to make certain technical corrections.

**Attachments:** [Legislation Ver1](#)[Leg Digest Ver1](#)

7/27/10; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

**101053 [Zoning - Consistent Street Frontages Controls]****Sponsor: Mirkarimi**

Ordinance amending the San Francisco Planning Code by amending Sections 124, 132.2, 144, 145, 145.1, 145.5, 150, 151.1, 155, 161, 186, 209.8, 210.3, 212, 231, 243, 253, and 253.2, and by repealing Sections 175.1, 175.2, 175.3, 175.4, 175.5, and 249.26, to create comprehensive and consistent street frontage controls for residential districts, to create consistent ground floor controls for industrial districts, to permit certain small corner commercial uses in RM-3 and RM-4 districts, to modify floor area ratio controls in the Van Ness Special Use District, to modify conditional use requirements for buildings over 40 feet in RM and RC districts, to amend the procedure for certain exceptions from off-street parking and loading requirements, and permit parking and loading exceptions to preserve historic buildings and landmark trees, and to make certain Planning Code controls consistent across C-3 Districts; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

**Attachments:** [Legislation Ver1](#)

[Leg Digest Ver1](#)

8/3/10; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

**101057 [Health Care Services Master Plan]****Sponsors: Mar; Maxwell, Mirkarimi, Avalos, Chiu and Daly**

Ordinance amending the San Francisco Planning Code by adding Sections 342 to 342.10 requiring the preparation of a Health Care Services Master Plan identifying the current and projected needs for, and locations of, health care services within San Francisco and recommending how to achieve and maintain appropriate distribution of, and equitable access to, such services; requiring that medical institutions applying for land use approvals obtain a consistency determination from the Planning Commission determining that the proposed use promotes the goals recommended in the Master Plan; providing fees for the consistency determination, and making findings, including findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1 and environmental findings.

**Attachments:** [Legislation Ver1](#)

[Leg Digest Ver1](#)

8/3/10; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

**101071 [Zoning - Temporary Uses and Mobile Food Facilities]****Sponsor: Dufty**

Ordinance amending the San Francisco Planning Code by adding Section 102.31 to define a Mobile Food Facility, amending Section 205 and adding Section 205.4 to establish a new category of temporary uses, and amending Sections 212, 790.91, 790.93, and 890.90 to clarify that Mobile Food Facilities need not be conducted within enclosed buildings; adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1.

**Attachments:** [Legislation Ver1](#)

8/3/10; ASSIGNED UNDER 30 DAY RULE to the City Operations and Neighborhood Services Committee.



**101079**

**[Water Efficient Irrigation]**

**Sponsor: Mayor**

Ordinance amending the San Francisco Administrative Code by repealing Chapter 63 in its entirety and adding Chapter 63, requiring the development and maintenance of landscape irrigation controls for specified new construction landscapes and landscape rehabilitation projects.

**Attachments:** [Legislation\\_Ver1](#)

8/3/10; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

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## Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room.

The public is encouraged to testify at Committee meetings and to write letters to the Clerk of the Board or to Supervisors: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at [www.sfbos.org/meetings](http://www.sfbos.org/meetings) <<http://www.sfbos.org/meetings>>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

**翻譯 必須在會議前最少四十八小時提出要求  
請電 (415) 554-7719**

### Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, 5, 21, 47, 49, 71, 71L, J, K, L, M, N, T (exit at Van Ness Station). MUNI bus lines also serving the area are the 6, 7, and 9 San Bruno. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness,

multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

### **Know Your Rights Under The Sunshine Ordinance**

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org)

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

### **Lobbyist Registration and Reporting Requirements**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site [www.sfgov.org/ethics](http://www.sfgov.org/ethics)