

From: [Paul Wermer](#)
To: [Melgar, Myrna \(BOS\)](#); [Peskin, Aaron \(BOS\)](#); [Preston, Dean \(BOS\)](#); [Major, Erica \(BOS\)](#)
Cc: [ChanStaff \(BOS\)](#); [MandelmanStaff, \[BOS\]](#); [Bintliff, Jacob \(BOS\)](#)
Subject: SUPPORT with Amendment: File 210807, Planning Code - Repealing Article 12 Regarding Oil and Gas Facilities (Nov 1 agenda item)
Date: Monday, November 1, 2021 4:48:18 AM
Attachments: [Article 12 comments for Nov 1 Land Use.pdf](#)

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Dear Members of the Land Use and Transportation Committee,

The attached letter from the San Francisco Climate Emergency Coalition urges support for an amended version of the proposed repeal of Article 12 of the Planning Code

Sincerely,
Paul Wermer
on behalf of the San Francisco Climate Emergency Coalition

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November 1, 2021

Land Use and Transportation Committee
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102

SUBJECT: SUPPORT with Amendment: File 210807, Planning Code - Repealing Article 12 Regarding Oil and Gas Facilities

Dear Land Use and Transportation Committee members:

The draft ordinance repealing the Planning Code's Article 12, governing the "land use activities, structures, equipment and/or facilities associated with oil and gas exploration, development and processing" is an important statement, and we thank Supervisor Chan for introducing this.

As always, when making changes to the Planning code, it is important to check for unintended impacts – and by repealing Article 12, the code becomes silent on the items covered by article 12. It is essential that as the code is amended it clearly establishes that the actions previously covered by Article 12 are prohibited.

For this reason, we urge that the ordinance be amended as recommended in the October 24 letter from Aaron Starr, Manager of Legislative Affairs at the Planning Department, and as laid out in the accompanying Planning Commission Resolution 21011, adopted on October 14.

By adding this amendment, the ordinance will be unambiguous in prohibiting these oil and gas uses on land subject to Planning Code controls.

We also ask you to consider one additional amendment, prohibiting these oil and gas uses on any land currently owned by the City and County of San Francisco, with covenants continuing this prohibition even if the land is sold. San Francisco took a bold step in 2016 by ending fossil fuel production in the Kern River Oil Field. However, as reported at https://www.bakersfield.com/news/wells-sit-idle-on-s-f-s-kern-river-oil-field-property-with-no-final/article_62b31186-38d6-11ec-a3af-53f2a1466fb7.html, San Francisco has yet to disposition this property, and, absent any clear guidance, may sell the property to an entity that resumes fossil fuel production. This would be contrary to the intent of the Keep It In The Ground ordinance (FILE 160222, 11/1/2016, ORDINANCE 236-16, Administrative Code - Prohibition on Leasing for the Extraction of Fossil Fuels,) and yet, should San Francisco sell the property, this is a possibility.

Once again, we thank Supervisor Chan for introducing this ordinance and urge passage with amendments.

Sincerely,

Paul Wermer
on behalf of the San Francisco Climate Emergency Coalition