

City and County of San Francisco

Land Use and Economic Development Committee

City Hall, Room 263



Meeting Agenda

Monday, April 9, 2007

1:00 PM

Regular Meeting

Members: Sophie Maxwell, Gerardo Sandoval, Jake McGoldrick

Clerk: Mary Red (415) 554-4442

Note: Each item on the Consent or Regular agenda may include the following documents: 1) Legislation 2) Budget Analyst report 3) Legislative Analyst report

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. 070102 [Traffic regulations - vehicular closure of Jessie Street between Mint and 5th Streets] Supervisor Peskin**

Resolution approving closing Jessie Street between 5th and Mint Streets to vehicular traffic and making environmental findings and findings of consistency with the City's General Plan and priority policies of Planning Code Section 101.1. (Parking and Traffic Department)

1/22/07, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

2/22/07, CONTINUED. Heard in committee. Speakers: None. Continued to March 8, 2007.

3/8/07, CONTINUED TO CALL OF THE CHAIR. Speakers: None.

3/8/07, TRANSFERRED to Land Use and Economic Development Committee.

3/26/07, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in committee. Speakers: Supervisor Daly; John Malamut, Deputy City Attorney; Supervisor Maxwell; Michael Yarne, Martin Building Company; Nancy Botkin; Erik Christoffersen; Nathanael Rotsko; Lotchana Sourivong, Senior Action Network; Supervisor McGoldrick. Amendment of the Whole.

3/26/07, CONTINUED AS AMENDED. Continued to April 9, 2007.

The Chair intends to entertain a motion to send this item to the Board meeting April 10, 2007 as a Committee Report.

2. 070262 [Mint Plaza public improvements on a portion of Jessie and Mint Streets.] Supervisor Daly

Ordinance approving the issuance of a major encroachment permit and encroachment maintenance agreement to Friends of Mint Plaza to permit the construction and maintenance of certain improvements on Jessie and Mint Streets, including authorization to allow certain specified uses and occupancy in said area, including café tables and chairs and moveable public seating; waiving public right-of-way occupancy assessment fees for said permit; conditionally accepting an offer from Friends of Mint Plaza for said improvements; conditionally dedicating said improvements for public use and designating portions of Jessie and Mint Streets as a public plaza; making environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1; accepting offers of quitclaim deeds for abutters' rights of vehicular access to Jessie Street; and authorizing official acts in furtherance thereof.

2/27/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

3/8/07, REFERRED TO DEPARTMENT. Referred to Department of Public Works, Real Estate Department; Arts Commission and Department of Parking and Traffic for review, and Planning Department for environmental review.

3/26/07, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in committee. Speakers: Supervisor Daly; John Malamut, Deputy City Attorney; Supervisor Maxwell; Michael Yarne, Martin Building Company; Nancy Botkin; Erik Christoffersen; Nathanael Rotsko; Lotchana Sourivong, Senior Action Network; Supervisor McGoldrick. Amendment of the Whole.

3/26/07, CONTINUED AS AMENDED. Continued to April 9, 2007.

The Chair intends to entertain a motion to send this item to the Board meeting April 10, 2007 as a Committee Report.

3. 070045 [Planning Code-Amending Article 11 Designation of 625-631 Pine Street and 635-659 Pine Street] Supervisor Peskin

Ordinance amending the designation of 625-631 Pine Street from Unrated–Category V to Significant–Category I under Planning Code Article 11; amending the designation of 635-659 Pine Street from Unrated–Category V to Significant–Category I under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Commission)

2/8/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 3/29/2007. (SUPPORTING DOCUMENTS: Planning Commission Resolution 17366; Planning Department Case Report; Landmark Preservation Advisory Board Resolution 607)

4. 070039 [Planning Code-Amending Article 11 Designation of 583-

587 Howard Street]

Ordinance amending the designation of 583-587 Howard Street from Unrated–Category V to Contributory–Category III under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Commission)

2/8/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 3/29/2007. (SUPPORTING DOCUMENTS: Planning Commission Resolution 17367; Planning Department Case Report; and Landmark Preservation Advisory Board Resolution 606).

5. 061529 [Residential Inclusionary Affordable Housing Requirements] Supervisors McGoldrick, Maxwell

Ordinance approving changes to the Residential Inclusionary Affordable Housing Requirements by amending Section 315 to clarify the regulations in effect for particular projects; amending Section 315.1 to modify certain definitions related to income and sale price calculation; amending Section 315.2 to update findings; amending Section 315.3 to conform the legislation to the requirement that the ordinance apply to all projects of 5 units or more; amending Sections 315.4 and 315.5 to establish separate requirements for buildings of 120 feet in height or greater, to clarify the requirements related to the type of on- and off-site housing required, and to establish a preference in the lottery for on- and off-site units for people who live and work in San Francisco; amending Section 315.6 to provide updated guidelines for the calculation of the in lieu fee and to allow MOH to expend funds for a study to periodically update the fee; amending Section 315.7 to change the amount of time an ownership unit shall remain affordable; amending Section 315.8 to amend certain monitoring and study obligations; making a related change to the Jobs-Housing Linkage Program by amending Section 313.6 to make annual adjustments in the in lieu fee for that program correspond to the method used for the Residential Inclusionary Affordable Housing Program; and making findings, including findings under the California Environmental Quality Act.

11/14/06 -Economic Impact

11/7/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 12/6/2006. Sponsor requests for Committee hearing on the above matter.

11/17/06, REFERRED TO DEPARTMENT. Referred to Planning Commission for review and comments. 1/24/07 - Received Economic Impact Report

1/25/07, RESPONSE RECEIVED. Planning Commission Resolution 17362; Planning Department Executive Summary; and Draft Residential Nexus Analysis.

1/31/07, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in committee. Speakers: Supervisor McGoldrick; Doug Shoemaker, Mayor's Office of Housing; Susan Cleveland-Knowles, Deputy City Attorney; Randy Shaw; Supervisor Maxwell; Angus McCarthy; Sara Karlinsky; Steve Vettel; Joe Cassidy; Linda Young, Controller's Office; Mr. Lyons; John O'Connors; Leo Cassidy; John Malamut, Deputy City Attorney. Amendment of the Whole Supervisor Maxwell added as cosponsor.

1/31/07, CONTINUED TO CALL OF THE CHAIR AS AMENDED.

The Chair intends to entertain a motion to send this item to the Board meeting April 10, 2007 as a Committee Report.

6. 070269 [Closing specified streets in Golden Gate Park on Saturdays on a trial basis for six months beginning May 5, 2007] Supervisors McGoldrick, Mirkarimi, Ammiano

Ordinance adding Section 6.13 to the San Francisco Park Code to prohibit motor vehicle traffic on Saturdays in Golden Gate Park on John F. Kennedy Drive between Transverse Drive and the

western side of Hagiwara Tea Garden Drive and Stow Lake Drive between Stow Lake Drive East and John F. Kennedy Drive from May 26, 2007 until September 29, 2007; requesting development of improvement plan for Middle Drive West between Transverse Drive and Metson Road; requiring reports from the Recreation and Park Department pertaining to the Saturday road closures; and making environmental findings.

3/9/07, REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review, Youth Commission and Small Business Commission.

3/20/07, RESPONSE RECEIVED. Certificate of Determination of Exemption/Exclusion from Environmental review.

3/27/07, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee. Sponsor requests that the item be referred to Land Use Committee.

3/27/07, SUBSTITUTED to Land Use and Economic Development Committee. Supervisor McGoldrick submitted a substitute ordinance bearing new title.

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 and Economic Development 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.

7. 070381 [Amendment to the Visitacion Valley Fee Ordinance] Supervisor Maxwell

Ordinance amending Planning Code Sections 319.2 and 319.3 of the Visitacion Valley Community Facilities and Infrastructure Fee and Fund ordinance to set a lower fee level of \$3.00 per square foot for principally permitted projects that do not require material General Plan, Planning Code or Zoning Map amendments, and making findings including findings under the California Environmental Quality Act.

3/20/07, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 4/19/2007.

3/28/07, REFERRED TO DEPARTMENT. Referred to Planning Commission for review and comment. 6/20/07, Extension of Planning Commission review period for 60-days, see File 070898, adopted 6/19/07.

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 at a Committee meeting 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) signs to be brought into the meeting or displayed in the room; 4) standing in the meeting room.

Citizens are encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE FOR REVIEW AT CITY HALL, ROOM 244, RECEPTION DESK.

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Requests for language interpreters at a meeting 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 en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.



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 J, K, L, M, N, and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

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 decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine 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 Frank Darby by mail to 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

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.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 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics