

File No. 100078

Committee Item No. 10  
Board Item No. \_\_\_\_\_

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Committee: Rules Date February 4, 2010

Board of Supervisors Meeting Date \_\_\_\_\_

#### Cmte Board

<input type="checkbox"/>	<input type="checkbox"/>	Motion
<input type="checkbox"/>	<input type="checkbox"/>	Resolution
<input type="checkbox"/>	<input type="checkbox"/>	Ordinance
<input type="checkbox"/>	<input type="checkbox"/>	Legislative Digest
<input type="checkbox"/>	<input type="checkbox"/>	Budget Analyst Report
<input type="checkbox"/>	<input type="checkbox"/>	Legislative Analyst Report
<input type="checkbox"/>	<input type="checkbox"/>	Youth Commission Report
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Introduction Form (for hearings)
<input type="checkbox"/>	<input type="checkbox"/>	Department/Agency Cover Letter and/or Report
<input type="checkbox"/>	<input type="checkbox"/>	MOU
<input type="checkbox"/>	<input type="checkbox"/>	Grant Information Form
<input type="checkbox"/>	<input type="checkbox"/>	Grant Budget
<input type="checkbox"/>	<input type="checkbox"/>	Subcontract Budget
<input type="checkbox"/>	<input type="checkbox"/>	Contract/Agreement
<input type="checkbox"/>	<input type="checkbox"/>	Award Letter
<input type="checkbox"/>	<input type="checkbox"/>	Application
<input type="checkbox"/>	<input type="checkbox"/>	Public Correspondence

#### OTHER

(Use back side if additional space is needed)

<input checked="" type="checkbox"/>	<input type="checkbox"/>	Proposed Initiative
<input type="checkbox"/>	<input type="checkbox"/>	

Completed by: Linda Wong  
Completed by: \_\_\_\_\_

Date January 29, 2010  
Date \_\_\_\_\_

An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is in the file.

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2010 JAN 19 PM 3:57

BY 6

1  
2 **PROPOSED INITIATIVE ORDINANCE TO BE SUBMITTED BY FOUR OR MORE**  
3 **SUPERVISORS TO THE VOTERS AT THE JUNE 8, 2010 ELECTION.**

4 [Under Charter Sections 3.100(15) and 2.113(b), this measure must be submitted to the  
5 Board of Supervisors and filed with the Department of Elections no less than 45 days prior to  
6 deadline for submission of such initiatives to the Department of Elections set in Municipal  
7 Elections Code Section 300(b).]

8 **Park Sunlight Protection Ordinance**

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

10 **PARK SUNLIGHT PROTECTION ORDINANCE**

11 (a) No building permit authorizing the construction of any structure that will cast any  
12 shade or shadow upon any property (1) under the jurisdiction of, or approved for future  
13 acquisition by, the Recreation and Park Commission or (2) any property defined as a  
14 Park by Park Code Section 2.01 as of January 1, 2010, as well as any property added  
15 to Park Code Section 2.01 after January 1, 2010 (hereinafter defined as "Park  
16 Property") may be issued except upon prior action of the City Planning Commission  
pursuant to the provisions of this Section; provided, however, that the provisions of this  
Section shall not apply to building permits authorizing:

17 (1) Structures which do not exceed 40 feet in height at the structure's highest  
18 point;

19 (2) Structures which cast a shade or shadow upon Park Property only during  
20 the first hour after sunrise and/or the last hour before sunset;

21 (3) Structures to be constructed on Park Property for recreational and park-  
related purposes;

22 (4) Structures of the same height and in the same location as existing structures  
23 in place on June 8, 2010;

24 (b) In 1989, the Planning Commission and the Recreation and Park Commission  
25 adopted criteria for the implementation of the provisions of this Section 295. Any

subsequent changes to said criteria made after January 1, 2010 shall not increase the total amount of shadow allowed by the adopted criteria on any Park Property, and any changes to the criteria shall be subject to the approval of the Board of Supervisors by resolution, following a joint recommendation by the Planning Commission and the Recreation and Park Commission. Criteria adopted for new or expanded parks shall also be subject to the approval of the Board of Supervisors by resolution, following a joint recommendation by the Planning Commission and the Recreation and Park Commission.

(c) The City Planning Commission shall conduct a hearing and shall disapprove the issuance of any building permit governed by the provisions of this Section if it finds that the proposed project will have any adverse impact on the use of Park Property because of the shading or shadowing that it will cause, unless it is determined that the impact would be insignificant pursuant to the adopted criteria. The City Planning Commission shall not make the determination required by the provisions of this Subsection until the general manager of the Recreation and Park Department in consultation with the Recreation and Park Commission has had an opportunity to review and publicly comment in writing to the City Planning Commission upon the proposed project no less than 30 days prior to any Planning Commission hearing to consider impacts pursuant to this Subsection.

(d) The Zoning Administrator shall determine which applications for building permits propose structures which will cast any shade or shadow upon Park Property.

SUBMITTED:

David Chiu

Date:

1-19-10

Member, Board of Supervisors

Lupine Maxwell

Date:

1-19-10

Member, Board of Supervisors

R. H. Lee

Date:

1-19-10

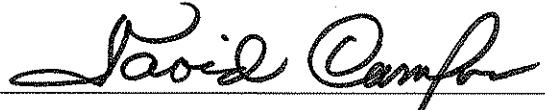
Member, Board of Supervisors



Date:

1/19/10

Member, Board of Supervisors



Date:

1/19/10

Member, Board of Supervisors