



City and County of San Francisco
Meeting Minutes
Land Use and Transportation Committee

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

Members: Aaron Peskin, Ahsha Safai, Matt Haney

Clerk: Erica Major (415) 554-4441

Monday, April 1, 2019

1:30 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Aaron Peskin, Ahsha Safai, and Matt Haney

The Land Use and Transportation Committee met in regular session on Monday, April 1, 2019, with Chair Aaron Peskin presiding. Chair Peskin called the meeting to order at 1:32 p.m.

ROLL CALL AND ANNOUNCEMENTS

On the call of the roll, Chair Peskin and Vice Chair Safai were noted present. Member Haney was noted not present. A quorum was present.

Member Haney was noted present at 1:33 p.m.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

181211 [Health, Planning, and Police Codes - Small Business Permit Streamlining]

Sponsors: Mayor; Brown

Ordinance to streamline small business permitting by, among other things, amending the Health Code to align regulation of restaurant enclosures for outdoor food service and restroom requirements with state standards; amending the Planning Code to clarify that a Type 23 liquor license may be used in conjunction with a Bar or Restaurant use, to amend the definition of a Bar to provide for consistent treatment of Type 64 liquor licenses, to modify Nighttime Entertainment use food service requirements, to reduce the distance measured for Retail Sales and Services uses in Neighborhood Commercial zoning districts to any neighborhood commercial district, to reduce the distance measured for nonconforming uses in RH (Residential, House), RM (Residential, Mixed), and RTO (Residential, Transit-Oriented) districts to any neighborhood commercial district, to amend the definition of General Entertainment to include Amusement Game Arcade, to allow as a permitted use an Outdoor Activity Area operated between 6 a.m. to 10 p.m., and to allow Limited Restaurant use as an Accessory Use; amending the Police Code to eliminate certain duplicative inspections and signoffs in connection with Place of Entertainment permits, and amending the definition of Limited Live Performance Locale to remove the requirement for food and beverage service; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and public necessity, convenience, and welfare findings pursuant to Planning Code, Section 302.

12/11/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/10/2019.

12/17/18; REFERRED TO DEPARTMENT. Referred to the Small Business Commission for comment and recommendation; Referred to the Planning Commission pursuant to Planning Code Section 302, for public hearing and recommendation; Planning Department for environmental review; Entertainment Commission, Office of Economic and Workforce Development, Department of Public Health, Police Department, Fire Department, and Department of Building Inspection for informational purposes.

03/01/19; RESPONSE RECEIVED. On January 28, 2019, the Small Business Commission heard and recommended approval of the proposed legislation; a revised response was received in place of the original.

03/12/19; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it would not result in a direct or indirect physical change in the environment.

03/13/19; RESPONSE RECEIVED. On March 7, 2019, the Planning Commission conducted a duly noticed hearing and recommended approval with modification.

Heard in Committee. Speaker: Ben VanHouten (Office of Economic and Workforce Development); presented information and answered questions raised throughout the discussion.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 3 - Peskin, Safai, Haney

190142 [Environment Code - Existing Buildings Energy Performance and Benchmarking]**Sponsors: Brown; Peskin, Mar and Safai**

Ordinance amending the Environment Code to require owners of certain nonresidential and residential buildings to annually measure and disclose energy performance; to require the Department of the Environment to collect and make public summary statistics about the energy performance of such buildings; and affirming the Planning Department's determination under the California Environmental Quality Act.

02/05/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

02/13/19; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review.

02/19/19; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it would not result in a direct or indirect physical change in the environment. The ordinance is establishing procedures for collecting energy performance data.

Heard in Committee. Speakers: Deborah Raphael, Director (Department of the Environment); Jon Givner (Office of the City Attorney); Ammon Reagan (Department of the Environment); presented information and answered questions raised throughout the discussion.

Supervisor Safai requested to be added as a co-sponsor.

RECOMMENDED by the following vote:

Ayes: 3 - Peskin, Safai, Haney

190188 [Planning Code - Amending Landmark Designation - 906 Broadway (Iglesia de Nuestra Señora de Guadalupe/Our Lady of Guadalupe Church)]**Sponsor: Peskin**

Ordinance amending the Landmark Designation for Landmark No. 204, 906 Broadway (Iglesia de Nuestra Señora de Guadalupe/Our Lady of Guadalupe Church), Assessor's Parcel Block No. 0149, Lot No. 009, under Article 10 of the Planning Code, to confirm the exterior features that should be preserved or replaced in kind, and to add interior features to the designation; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare findings under Planning Code, Section 302. (Historic Preservation Commission)

02/13/19; RECEIVED FROM DEPARTMENT.

02/26/19; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/28/2019.

03/21/19; NOTICED. Notice of Public Hearing for 4/1/2019 Land Use and Transportation Committee meeting mailed to property owners and interested parties.

Heard in Committee. Speaker: Desiree Smith (Planning Department); presented information and answered questions raised throughout the discussion.

Supervisor Peskin requested to be added as a co-sponsor.

RECOMMENDED by the following vote:

Ayes: 3 - Peskin, Safai, Haney

ADJOURNMENT

There being no further business, the Land Use and Transportation Committee adjourned at the hour of 2:01 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Land Use and Transportation Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.