



City and County of San Francisco

Meeting Agenda

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

Land Use and Economic Development Committee

Members: Scott Wiener, Jane Kim, Malia Cohen

Clerk: Andrea Ausberry (415) 554-4442

Monday, February 3, 2014

1:30 PM

City Hall, Committee Room 263

Regular Meeting

AGENDA CHANGES

REGULAR AGENDA

1. [131185](#) **[Avigation Easements - San Mateo County - San Francisco International Airport's Noise Insulation Program]**
Resolution approving the acquisition of 33 Avigation Easements from various property owners in San Mateo County to replace expiring Avigation Easements required for the San Francisco International Airport's Noise Insulation Program (Project); adopting findings that the Project is categorically exempt from environmental review under the California Environmental Quality Act, Class 1: Existing Facilities; adopting findings that the acquisition is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department)

Attachments: [Leg_Ver1](#)

[Real Estate Ltr 120313](#)

[Gen_Plan_101113](#)

[Res_No_120243](#)

[Grant_Avigation_Easement](#)

[Response Pln Dept_011014](#)

12/5/13; RECEIVED FROM DEPARTMENT.

12/17/13; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

1/6/14; REFERRED TO DEPARTMENT.

1/10/14; RESPONSE RECEIVED.

2. [130938](#) **[Planning Code - Transit Impact Development Fee Exemptions]****Sponsor: Wiener**

Ordinance amending the Planning Code to revise deadlines for certain Transit Impact Development Fee (TIDF) exemptions; eliminate project-specific references in exemptions applicable to redevelopment areas, and make such exemptions dependent on the terms of the controlling development agreement, redevelopment plan, interagency agreement or other contract entered into by the City; require that the TIDF be calculated based on the rate in effect and the time of issuance of the first construction document; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg_Ver1](#)[Leg_Dig_Ver1](#)[Response_DBI_100413](#)[Leg_Dig_Ver2](#)[Cat_Ex_101013](#)[Response_Plann_Comm_122013](#)[Leg_Ver2](#)

9/24/13; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

10/2/13; REFERRED TO DEPARTMENT.

10/4/13; RESPONSE RECEIVED.

10/8/13; SUBSTITUTED AND ASSIGNED to the Land Use and Economic Development Committee.

10/10/13; REFERRED TO DEPARTMENT.

10/10/13; RESPONSE RECEIVED.

12/20/13; RESPONSE RECEIVED.

1/20/14; NOTICED.

1/27/14; NOTICED.

3. [140021](#) [Hearing - Code Enforcement Policies and Procedures]**Sponsors: Wiener; Cohen**

Hearing directed to the Housing and Building divisions of the Department of Building Inspection, the Planning Department, the Department of Public Health, and the Fire Department to report on inspection and enforcement of city code violations in San Francisco's buildings, including internal departmental procedures for inspections, pursuit, and referral of violations; examples of problematic cases; requirements for referral of cases to the City Attorney's Office or departmental committees; description of types of cases, including examples, being referred to the City Attorney's Office or departmental committees; number and percentage of cases not being referred for enforcement and whether lack of referral for enforcement results from the merits of the case or other factors such as budget concerns; yearly statistics, including the number of cases received, the number of referrals made, the number of cases closed; and record-keeping practices, including ability of the public to track process of violations; whether legislation is needed to ensure better coordination on code enforcement and more consistent enforcement and referrals by the various departments.

1/7/14; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

1/21/14; REFERRED TO DEPARTMENT.

4. [110674](#) [Hearing - Interagency Plan Implementation Committee Annual Progress and Planning Code Development Impact Fee Reports]**Sponsor: Wiener**

Hearing on the Interagency Plan Implementation Committee Annual Progress Report pursuant to the San Francisco Administrative Code Article 36 and the Development Impact Fee Report pursuant to the San Francisco Planning Code Section 409.

Attachments: [Comm_Packet_061311](#)

[Comm_Packet_031212](#)

5/17/11; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

6/13/11; CONTINUED TO CALL OF THE CHAIR.

3/12/12; CONTINUED TO CALL OF THE CHAIR.

9/12/12; REMAIN ACTIVE.

1/14/13; CONTINUED TO CALL OF THE CHAIR.

6/3/13; REMAIN ACTIVE.

8/8/13; REMAIN ACTIVE.

5. [131192](#) **[Police, Administrative Codes - Considering Criminal History in Employment and Housing Decisions]**

Sponsors: Kim; Cohen, Avalos, Campos, Chiu, Mar and Yee

Ordinance amending the Police Code to require employers and housing providers to limit the use of criminal history information, and follow certain procedures and restrictions when inquiring about and using conviction history information to make decisions about employment and tenancy in San Francisco; and amending the Administrative Code to require City contractors and subcontractors to adhere to the same limits, procedures, and restrictions when making decisions regarding employment of persons for work on City contracts and subcontracts.

Attachments: [Leg Ver1](#)

[Leg Dig Ver1](#)

[Comm Pkt 012714](#)

[Leg Ver2](#)

[Leg Dig Ver2](#)

12/10/13; ASSIGNED UNDER 30 DAY RULE to the Neighborhood Services and Safety Committee.

12/16/13; REFERRED TO DEPARTMENT.

1/13/14; TRANSFERRED to the Land Use and Economic Development Committee.

1/27/14; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

1/27/14; CONTINUED AS AMENDED.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on February 4, 2014.

ADJOURNMENT

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

NOTE: The following legislation will not be considered at this meeting. Board 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.

140009**[Housing Code - Allowing the Storage of Items Other Than Automobiles in Private Garages of Residential Buildings]****Sponsor: Farrell**

Ordinance amending the Housing Code to allow the storage of tenants' personal items other than automobiles in the garages of homes, apartment buildings, and residential hotels; and making environmental findings.

Attachments: [Leg Ver1](#)

[Leg Dig Ver1](#)

[Response Pln Dept 012314](#)

1/7/14; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

1/21/14; REFERRED TO DEPARTMENT.

1/22/14; RESPONSE RECEIVED.

140031**[Street Vacation Order - Hunters View Phase 2 - West Point Road]**

Ordinance ordering the vacation of a portion of West Point Road and various public service easements for the Hunters View Phase 2 development; quitclaiming the City's interest in the vacation areas to the San Francisco Housing Authority; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; authorizing official acts in connection with this Ordinance; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

Attachments: [Leg Dig Ver1](#)

[DPW Order No 182055](#)

[Planning Ltr 070513](#)

[Vacation Map](#)

1/8/14; RECEIVED FROM DEPARTMENT.

1/28/14; ASSIGNED to the Land Use and Economic Development Committee.

140035**[Administrative Code - Consumer Price Index Increase - Temporary Tenant Household Dislocation Compensation]****Sponsor: Chiu**

Ordinance amending Administrative Code, Chapter 37, "Residential Rent Stabilization and Arbitration Ordinance," to implement California Civil Code, Section 1947.9(a)(1)(A), by requiring the Rent Board to annually adjust the daily compensation rate for tenant household temporary dislocation of less than 20 days, according to the Consumer Price Index (CPI).

Attachments: [Leg Ver1](#)

[Leg Dig Ver1](#)

[City Atty Memo 011414](#)

1/14/14; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

140036**[Planning Code - Dwelling Unit Density]****Sponsor: Wiener**

Ordinance amending the Planning Code to exclude Affordable Housing Units as defined from density calculations for projects that provide at least 20% of their units as Affordable Units and amending density calculations under certain scenarios; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Attachments: [Leg Ver1](#)

[Leg Dig Ver1](#)

1/14/14; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

Agenda Item Information

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, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

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; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, 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.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. 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. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

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, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. Meetings are broadcast live on KPOO 89.5 FM. 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 Derek Evans (415) 554-7702.

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, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. 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; phone at (415) 554-7724; fax at (415) 554-7854; or by email at 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 <http://www.sfgov.org/ethics>