

BOARD of SUPERVISORS



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May 1, 2013

File No. 130340

Sarah Jones
Environmental Review Officer
Planning Department
1650 Mission Street, 4th Floor
San Francisco, CA 94103

Dear Ms. Jones:

On April 16, 2013, Supervisor Wiener introduced the following proposed legislation:

File No. 130340

Ordinance amending Park Code, Section 7.21, to authorize Farmers' Markets on Recreation and Park Department property to operate more than once a week, and specifying the applicable permit fee; and making environmental findings.

This legislation is being transmitted to you for environmental review, pursuant to Planning Code Section 306.7(c).

Angela Calvillo, Clerk of the Board

A handwritten signature in cursive script that reads "Victor Young".

By: Victor Young, Committee Clerk
Budget and Finance Committee

Attachment

c: Monica Pereira, Environmental Planning
Joy Navarrete, Environmental Planning

NON - PHYSICAL EXEMPTION
CEQA SECTION 15060 (2)(2)

A handwritten signature in cursive script that reads "Joy Navarrete" with the date "5/2/13" written next to it.

1 [Park Code - Farmers' Market Permits]

2
3 **Ordinance amending Park Code, Section 7.21, to authorize Farmers' Markets on**
4 **Recreation and Park Department property to operate more than once a week, and**
5 **specifying the applicable permit fee; and making environmental findings.**

6 NOTE: Additions are single-underline italics Times New Roman;
7 deletions are ~~strike through italics Times New Roman~~.
8 Board amendment additions are double-underlined;
9 Board amendment deletions are ~~strikethrough-normal~~.

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

11 Section 1. The Planning Department has determined that the actions contemplated in
12 this ordinance comply with the California Environmental Quality Act (California Public
13 Resources Code Section 21000 et seq.). Said determination is on file with the Clerk of the
14 Board of Supervisors in File No. 130340 and is incorporated herein by reference.

15
16 Section 2. The Park Code is hereby amended by amending Section 7.21, to read as
17 follows:

18 **SEC. 7.21. FARMERS' MARKETS.**

19 (a) The Commission may permit the location of a Farmers' Market, that meets the
20 requirements of Administrative Code Chapter 9A or any successor provisions, as certified by
21 the Agricultural Commissioner, on park land upon findings that such a use:

22 (1) Is appropriate for the crowd capacity of the particular location;

23 (2) Does not adversely affect park grounds or facilities beyond the regular
24 usage of the particular location; and,


1 (3) Does not significantly interfere with the public's use and enjoyment of other
2 areas of the park, including, but not limited to, children's play areas or athletic courts or fields.

3 (b) The permit fee shall be \$475 per location of market, ~~held once a week~~ for each six (6)
4 months of operation, where the market is operating at the location no more than one day a week. If
5 the market operates at the location more than one day a week at any time during the six-month permit
6 period, the permit fee shall be multiplied by the number of days of operation during a week. For
7 example, a market that at any time during the six-month period operates at the location two days a
8 week shall pay a permit fee of \$950 for the six-month permit period. In addition to the permit fee, the
9 permittee shall ~~plus~~ reimbursement the Department for staff costs directly incurred by the
10 operation of the market at the location.

11
12 Section 3. Effective Date. This ordinance shall become effective 30 days from the
13 date of passage.

14
15 Section 4. This section is uncodified. In enacting this Ordinance, the Board intends to
16 amend only those words, phrases, paragraphs, subsections, sections, articles, numbers,
17 punctuation, charts, diagrams, or any other constituent part of the Park Code that are explicitly
18 shown in this legislation as additions, deletions, Board amendment additions, and Board
19 amendment deletions in accordance with the "Note" that appears under the official title of the
20 legislation.

21 APPROVED AS TO FORM:
22 DENNIS J. HERRERA, City Attorney

23 By: 
24 FRANCESCA GESSNER
Deputy City Attorney

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Supervisor Wiener
BOARD OF SUPERVISORS

