

File No. 200424

Committee Item No. 3

Board Item No. 10

# COMMITTEE/BOARD OF SUPERVISORS

## AGENDA PACKET CONTENTS LIST

Committee: Rules Committee

Date May 11, 2020

Board of Supervisors Meeting

Date May 12, 2020

### Cmte Board

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| <input type="checkbox"/>            | <input type="checkbox"/>            | Motion                                       |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Resolution                                   |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Ordinance                                    |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Legislative Digest                           |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Budget and Legislative Analyst Report        |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Youth Commission Report                      |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Introduction Form                            |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Memorandum of Understanding (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"/>            | Form 126 - Ethics Commission                 |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Award Letter                                 |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Application                                  |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Form 700                                     |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Vacancy Notice                               |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Information Sheet                            |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Public Correspondence                        |

### OTHER (Use back side if additional space is needed)

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Completed by: Victor Young Date May 7, 2020

Completed by: \_\_\_\_\_ Date \_\_\_\_\_

BOARD of SUPERVISORS



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## MEMORANDUM

### RULES COMMITTEE

#### SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor Hillary Ronen, Chair  
Rules Committee

FROM: Victor Young, Assistant Clerk *Victor Young*

DATE: May 11, 2020

SUBJECT: **COMMITTEE REPORT, BOARD MEETING**  
Tuesday, May 12, 2020

The following file should be presented as a **COMMITTEE REPORT** at the Board Meeting on Tuesday, May 12, 2020. This item was acted upon at the Rules Committee Meeting on Monday, May 11, 2020, at 10:00 a.m., by the votes indicated.

#### **Item No. 10 File No. 200424**

[Administrative Code - Balboa Reservoir Community Advisory Committee]

Ordinance amending the Administrative Code to extend the sunset date for the Balboa Reservoir Community Advisory Committee (Advisory Committee) from May 8, 2020, to July 1, 2021; and to require the Advisory Committee to provide community input after development entitlements have been issued.

RECOMMENDED AS AMENDED AS A COMMITTEE REPORT

Vote: Supervisor Hillary Ronen - Aye  
Supervisor Catherine Stefani - Aye  
Supervisor Gordon Mar - Aye

c: Board of Supervisors  
Angela Calvillo, Clerk of the Board  
Alisa Somera, Legislative Deputy Director  
Anne Pearson, Deputy City Attorney

1 [Administrative Code - Balboa Reservoir Community Advisory Committee]

2

3 **Ordinance amending the Administrative Code to extend the sunset date for the Balboa**  
4 **Reservoir Community Advisory Committee (“Advisory Committee”) from May 8, 2020,**  
5 **to July 1, 2021; and to require the Advisory Committee to provide community input**  
6 **after development entitlements have been issued.**

7 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.  
8 **Additions to Codes** are in *single-underline italics Times New Roman font*.  
9 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.  
10 **Board amendment additions** are in double-underlined Arial font.  
11 **Board amendment deletions** are in ~~strikethrough Arial font~~.  
12 **Asterisks (\* \* \* \*)** indicate the omission of unchanged Code  
13 subsections or parts of tables.

11

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

13

14 Section 1. Article XVII of Chapter 5 of the Administrative Code is hereby amended by  
15 revising Sections 5.17-5 and 5.17-7, to read as follows:

16

17 **SEC. 5.17-5. POWERS AND DUTIES.**

18 (a) The general purpose of the Advisory Committee shall be to provide a regular  
19 venue for interested community stakeholders and the general public to discuss any proposed  
20 development on the Site, and to ask questions of and give input to City officers and staff and  
21 to developers, once selected.

22 (b) The Advisory Committee shall provide feedback on what development objectives  
23 should be included in the Request for Proposals to be issued by the City for development of  
24 the Site. This feedback shall include, but need not be limited to, the following issues: (1)  
25 Development economics and housing affordability; (2) Transportation, including site access,

1 parking, and congestion management; (3) Open space and other community benefits; (4)  
2 Interactions with City College; and (5) Good neighbor policies to serve existing residents and  
3 small businesses around the Site. The Advisory Committee shall also provide feedback and collect  
4 community input during the project's development entitlement process, and shall serve as a liaison to  
5 the project sponsors after the development entitlements have been issued on issues of community  
6 concern, including, but not limited to, the project's construction schedule, the impact of construction on  
7 transportation, and noise generated by construction.

8 \* \* \* \*

9  
10 **SEC. 5.17-7. SUNSET.**

11 The Board of Supervisors and Mayor intend the Advisory Committee to last until  
12 ~~development entitlements have been issued for the Site~~ July 1, 2021. Accordingly, this Article XVII  
13 shall expire by operation of law, and the Advisory Committee shall terminate on July 1, 2021,  
14 ~~five years after the effective date of Ordinance No. 45-15 establishing the Advisory Committee,~~  
15 provided that the Board of Supervisors may extend the expiration date by ordinance. After the  
16 expiration of the Advisory Committee, the City Attorney shall cause this Article to be removed  
17 from the Administrative Code. Notwithstanding Rule 2.21 of the Board of Supervisors Rules of  
18 Order, which provides that advisory bodies created by the Board should sunset within three  
19 years, the Board intends the Advisory Committee to exist for longer than three years.

20  
21 Section 2. Effective Date: Retroactivity.

22 (a) This ordinance shall become effective 30 days after enactment. Enactment occurs  
23 when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not  
24 sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the  
25 Mayor's veto of the ordinance.

1           (b) This ordinance shall be retroactive to May 8, 2020. It is the intent of the Board of  
2 Supervisors that, during the period between May 8, 2020, and the effective date of this  
3 ordinance, the Advisory Committee shall continue to operate without interruption, and that the  
4 incumbent members of the Advisory Committee shall continue to hold their seats without  
5 reappointment unless removed in accordance with Section 5.17-4 of the Administrative Code.  
6

7           Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors  
8 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,  
9 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal  
10 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment  
11 additions, and Board amendment deletions in accordance with the “Note” that appears under  
12 the official title of the ordinance.  
13

14 APPROVED AS TO FORM:  
15 DENNIS J. HERRERA, City Attorney

16 By:                 /s/                                  
17       ANNE PEARSON  
18       Deputy City Attorney

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**LEGISLATIVE DIGEST**  
**(Revised May 11, 2020)**

[Administrative Code - Balboa Reservoir Community Advisory Committee]

**Ordinance amending the Administrative Code to extend the sunset date for the Balboa Reservoir Community Advisory Committee (“Advisory Committee”) from May 8, 2020 to July 1, 2021; and to require the Advisory Committee to provide community input after development entitlements have been issued.**

Existing Law

Article XVII of Chapter 5 of the Administrative Code establishes the Balboa Reservoir Community Advisory Committee (the "Advisory Committee"). The purpose of the Advisory Committee is to provide a regular venue for interested community stakeholders and the general public to discuss the development of land located off of Ocean and Phelan Avenues in Balboa Park, and to ask questions of and give input to City officers and staff and to developers. Under Article XVII, the Advisory Committee will sunset on May 8, 2020.

Amendments to Current Law

The proposed ordinance would extend the sunset date of the Advisory Committee from May 8, 2020 until July 1, 2021, and would charge the Advisory Committee with serving as a liaison to the project sponsors after the development entitlements have been issued on issues of community concern, including, but not limited to, the project’s construction schedule, the impact of construction on transportation, and noise generated by construction. The proposed ordinance would be retroactive to May 8, 2020 to reflect the Board’s intent that the Advisory Committee continue to operate without interruption between that date and the effective date of the proposed ordinance, and that the incumbent members of the Advisory Committee continue to hold their seats without reappointment.

Background

This Legislative Digest has been revised to reflect action taken in the Rules Committee on May 11, 2020 to amend the ordinance to add a retroactivity provision.

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BOARD of SUPERVISORS



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## MEMORANDUM

TO: *Leigh Lutenski*, Balboa Reservoir Community Advisory Committee

FROM: Victor Young, Assistant Clerk *Victor Young*  
Rules Committee

DATE: May 7, 2020

SUBJECT: LEGISLATION INTRODUCED

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The Board of Supervisors' Rules Committee received the following proposed legislation on April 28, 2020:

**File No. 200424**

**Ordinance amending the Administrative Code to extend the sunset date for the Balboa Reservoir Community Advisory Committee (Advisory Committee) from May 8, 2020, to July 1, 2021; and to require the Advisory Committee to provide community input after development entitlements have been issued.**

If you have comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: [victor.young@sfgov.org](mailto:victor.young@sfgov.org).