



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: Malia Cohen, Scott Wiener, Jane Kim

Clerk: Andrea Ausberry (415) 554-4442

Monday, May 4, 2015

1:30 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

President London Breed temporarily appointed Supervisor Katy Tang to serve on the Land Use and Transportation Committee for the meeting of May 4, 2015, in place of Supervisor Jane Kim.

Present: 3 - Malia Cohen, Scott Wiener, and Katy Tang

Absent: 1 - Jane Kim

MEETING CONVENED

Chair Malia Cohen convened the meeting at 1:35 p.m. Chair Cohen, Vice-Chair Wiener, and Temporary-Member Tang were noted present. Supervisor Kim was not present. There was a quorum.

REGULAR AGENDA

File Nos. 141302 and 141303 were called together.

141302 [Health Code - Massage Practitioner and Business Permits, Associated Fees]**Sponsor: Tang**

Ordinance amending the Health Code to comprehensively revise regulation of massage practitioners and establishments by, among other things: 1) eliminating the exemption of massage establishments employing only State-certified massage practitioners from the permitting and regulatory authority of the Department of Public Health; 2) increasing the number of instructional hours required for general and advanced massage practitioner permits; 3) denying massage establishment permits to applicants who have been convicted of or are currently charged with criminal acts related to human trafficking; 4) aligning massage practitioner attire requirements with State law; 5) incorporating State human trafficking information posting requirements into local law for enforcement purposes; 6) revising the timing and criteria for granting, denying, suspending, and revoking general and advanced massage practitioner permits, massage establishment permits, outcall massage service permits, and sole practitioner massage establishment permits; 7) specifying massage practitioner permit application and annual license fees; 8) updating the application and annual license fee amounts for massage establishments, outcall massage services, and sole practitioner massage establishments to reflect the currently authorized amounts; and 9) grouping related requirements and making other changes to enhance clarity and promote compliance.

12/16/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/15/2015.

01/15/15; REFERRED TO DEPARTMENT. Referred to the Department of Public Health, Office of the Treasurer-Tax Collector, Office of the Labor Standards Enforcement, Police Department, Fire Department, and Planning Department for informational purposes.

04/10/15; NOTICED.

04/16/15; NOTICED.

04/20/15; CONTINUED. Heard in Committee. Speaker: Dyanna Quizon (Office of Supervisor KatyTang); presented information concerning the matter and answered questions raised throughout the hearing.

04/28/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

04/30/15; REFERRED TO DEPARTMENT. Referred to the Department of Public Health, Office of the Treasurer-Tax Collector, Office of the Labor Standards Enforcement, Police Department, Fire Department, and Planning Department for informational purposes.

Heard in Committee. Speakers: Dyanna Quizon (Office of Supervisor Tang); Emily Murase, PhD., Executive Director, and Minouche Kandel (Department on the Status of Women); Cindy (Department of Public Health); Diego Sanchez (Planning Department); Regina Dick-Endrizzi, Executive Director (Office of Small Business); Sgt. Flores (Police Department); presented information concerning the matter and answered questions raised throughout the hearing. Fiona Ma, Member District 2 (State Board of Equalization); Stacy DeGooyer (San Francisco Massage Ordinance Advisory Committee); London Elise (Soothe Spa); Roslyn; Gary Witt (San Francisco School of Massage and Bodywork); Tony Siacotos (American Massage Therapy Association); Amanda Leitner; Julie Soo (Commission on the Status of Women); Deborah Lee Mayo; Beverly May (California Massage Therapy Council); Adam Gordon; Grant Earhart; Wesley Cabral; Kathleen Wyckoff; Jordan Lowy; Mykl Newfeld; Nancy Goldberg (Jewish Coalition to End Human Trafficking); Caryl Ito; Gladys; Sasha Cardenas (Inline Bodies); Dr. Frank Gilson (Potrero Chiropractor and Acupuncture); Eugenie Pacopax; Cory; Mary Jung; Yu Chang; Vi; Erin Riley; Wiley Jackson; Cheryl Leaf; Luis Echererrik; Nancy Rock (Rock Design); Susan Pfeifer; Anthony Rutherford; Jake Martin; Roberta Guise; spoke in support of the proposed legislation. Andrew Yip; spoke neither in support nor opposition to the matter.

RECOMMENDED by the following vote:

Ayes: 3 - Cohen, Wiener, Tang

Absent: 1 - Kim

141303 [Planning Code - Massage Establishments]**Sponsor: Tang**

Ordinance amending the Planning Code to require that massage establishments, with certain exceptions, obtain a Conditional Use permit; to establish a legitimization program for certain massage establishments; and to make conforming amendments; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

12/16/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 1/15/2015.

01/15/15; REFERRED TO DEPARTMENT. Referred to the Department of Public Health for informational purposes.

01/23/15; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2).

04/20/15; CONTINUED. Heard in Committee. Speaker: Dyanna Quizon (Office of Supervisor KatyTang); presented information concerning the matter and answered questions raised throughout the hearing.

04/28/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

04/30/15; REFERRED TO DEPARTMENT. Referred to the Department of Public Health for informational purposes.

Heard in Committee. Speakers: Dyanna Quizon (Office of Supervisor Tang); Emily Murase, PhD., Executive Director, and Minouche Kandel (Department on the Status of Women); Cindy (Department of Public Health); Diego Sanchez (Planning Department); Regina Dick-Endrizzi, Executive Director (Office of Small Business); Sgt. Flores (Police Department); presented information concerning the matter and answered questions raised throughout the hearing. Fiona Ma, Member District 2 (State Board of Equalization); Stacy DeGooyer (San Francisco Massage Ordinance Advisory Committee); London Elise (Soothe Spa); Roslyn; Gary Witt (San Francisco School of Massage and Bodywork); Tony Siacotos (American Massage Therapy Association); Amanda Leitner; Julie Soo (Commission on the Status of Women); Deborah Lee Mayo; Beverly May (California Massage Therapy Council); Adam Gordon; Grant Earhart; Wesley Cabral; Kathleen Wyckoff; Jordan Lowy; Mykl Newfeld; Nancy Goldberg (Jewish Coalition to End Human Trafficking); Caryl Ito; Gladys; Sasha Cardenas (Inline Bodies); Dr. Frank Gilson (Potrero Chiropractor and Acupuncture); Eugenie Pacopax; Cory; Mary Jung; Yu Chang; Vi; Erin Riley; Wiley Jackson; Cheryl Leaf; Luis Echererrik; Nancy Rock (Rock Design); Susan Pfeifer; Anthony Rutherford; Jake Martin; Roberta Guise; spoke in support of the proposed legislation. Andrew Yip; spoke neither in support nor opposition to the matter.

Vice Chair Wiener moved to DUPLICATE AND AMEND the Ordinance. The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Tang

Absent: 1 - Kim

Supervisor Wiener moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 3 - Cohen, Wiener, Tang

Absent: 1 - Kim

Vice Chair Wiener DUPLICATED this Ordinance.

Duplicated File No. 150451.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE by the following vote:

Ayes: 3 - Cohen, Wiener, Tang

Absent: 1 - Kim

RECOMMENDED AS AMENDED by the following vote:

Ayes: 3 - Cohen, Wiener, Tang

Absent: 1 - Kim

150451 [Planning Code - Massage Establishments]**Sponsor: Tang**

Ordinance amending the Planning Code to require that massage establishments, with certain exceptions, obtain a Conditional Use permit; to establish a legitimization program for certain massage establishments; and to make conforming amendments; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Vice Chair Wiener DUPLICATED this Ordinance.*Duplicated from File No. 141303.***CONTINUED TO CALL OF THE CHAIR by the following vote:**

Ayes: 3 - Cohen, Wiener, Tang

Absent: 1 - Kim

150412 [Interim Zoning Controls - Conditional Use Authorization for Medical Cannabis Dispensaries in Irving, Judah, Noriega, and Taraval Neighborhood Commercial Districts]**Sponsor: Tang**

Resolution imposing interim zoning controls to reinstate the conditional use authorization requirement for Medical Cannabis Dispensaries in the Irving, Judah, Noriega, and Taraval Street Neighborhood Commercial Districts, and impose additional conditional use authorization criteria; and making environmental findings, including findings of consistency with the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact); (Economic Impact pending further Office of Economic Analysis Review)

04/21/15; ASSIGNED to Land Use and Transportation Committee.

04/23/15; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review.

04/24/15; NOTICED.

05/01/15; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; and Department of Public Health for informational purposes.

05/01/15; RESPONSE RECEIVED.

Heard in Committee. Speaker: Paul Hansbury; spoke in opposition to the proposed legislation.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 3 - Cohen, Wiener, Tang

Absent: 1 - Kim

150318 [Hearing - Housing Resources, Programs, and Options for Retention of Rent-Controlled Housing]**Sponsors: Christensen; Cohen and Farrell**

Hearing to review housing resources, programs, and options for retention of rent-controlled housing; and requesting the Mayor's Office of Housing, Rent Board, Council of Community Housing Organizations, and various other local agencies to report.

03/24/15; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

04/10/15; REFERRED TO DEPARTMENT. Referred to Mayor's Office of Housing; Rent Board; HOPE; and HOPE SF for informational purposes.

Heard in Committee. Speakers: Marla Knight (North Beach Tenants Committee Crisis); Tom Schueneman; Tony Robles (Senior and Disability Action); spoke in support of the proposed legislation.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 3 - Cohen, Wiener, Tang

Absent: 1 - Kim

ADJOURNMENT

Chair Cohen adjourned the meeting at 4:19 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.