



**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*

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Monday, September 21, 2015

1:30 PM

City Hall, Legislative Chamber, Room 250

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**Regular Meeting**

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**Present:** 3 - Malia Cohen, Scott Wiener, and Jane Kim

## ROLL CALL AND ANNOUNCEMENTS

*Chair Malia Cohen called the meeting to order at 1:35 p.m. On the call of the roll, Chair Cohen and Vice-Chair Wiener were noted present. Supervisor Kim was noted not present. There was a quorum.*

## AGENDA CHANGES

*There were no agenda changes.*

*Supervisor Kim was noted present at 1:37 p.m.*

## REGULAR AGENDA

### **150758 [Public Works Code - Public Right-of-Way Occupancy Fee Exemption]**

**Sponsor: Campos**

Ordinance amending the Public Works Code to provide that floodwater management projects that are located within public rights of way, requiring a minor encroachment permit, and funded by San Francisco Public Utilities Commission grant funds, are exempt from payment of public right-of-way occupancy assessment fees.

07/14/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/13/2015.

07/21/15; REFERRED TO DEPARTMENT. Referred to Public Works; Public Utilities Commission; Planning Department; and Department of Building Inspection for informational purposes.

*Heard in Committee. Speakers: Supervisor David Campos (Board of Supervisors); Kathy How (Public Utilities Commission); presented information and answered questions raised during the discussion. Hans Art; Chris Hickey; Malcolm Davis; spoke in support of the hearing matter. Male speaker; spoke neither in support nor opposition of the hearing matter.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Cohen, Wiener, Kim

**150496 [Planning Code - Inclusionary Housing Requirements in the Eastern Neighborhoods]****Sponsor: Kim**

Ordinance amending the Planning Code to eliminate the Rental Incentive from the Eastern Neighborhood Urban Mixed Use Districts that permits project sponsors to lower their Inclusionary Affordable Housing requirements and applicable Eastern Neighborhood Public Benefit Fee by agreeing to maintain the units in their market rate development as rental units for 30 years; and 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.

05/12/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/11/2015.

05/22/15; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Planning Commission for hearing and recommendation; Rent Board; and Mayor's Office of Housing and Community Development for informational purposes.

08/07/15; RESPONSE RECEIVED.

*Heard in Committee. Speaker: Aaron Starr (Planning Department); presented information and answered questions raised during the discussion.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Cohen, Wiener, Kim

**150790 [Planning Code - Establishing a New Citywide Transportation Sustainability Fee]****Sponsors: Mayor; Wiener, Breed and Christensen**

Ordinance amending the Planning Code by establishing a new citywide Transportation Sustainability Fee and suspending application of the existing Transit Impact Development Fee, with some exceptions, as long as the Transportation Sustainability Fee remains operative; amending Section 401 to add definitions reflecting these changes; amending Section 406 to clarify affordable housing and homeless shelter exemptions from the Transportation Sustainability Fee; making conforming amendments to the Area Plan fees in Planning Code, Article 4; affirming the Planning Department's determination under the California Environmental Quality Act, and making findings, including general findings, findings of public necessity, convenience and welfare, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

07/21/15; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/20/2015.

07/28/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

07/29/15; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Planning Commission for hearing and recommendation; Office of the Treasurer and Tax Collector, Municipal Transportation Agency; Mayor's Office of Housing and Community Development; Office of Community Investment and Infrastructure; Housing Opportunity, Partnership and Engagement; HOPE SF; and Rent Board for informational purposes.

08/14/15; RESPONSE RECEIVED. Not defined as a project under CEQA guidelines Section 15378(b)(4).

09/08/15; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

09/11/15; NOTICED.

09/15/15; RESPONSE RECEIVED.

09/16/15; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Commission for hearing and recommendation; Police Department and the Office of Economic and Workforce Development for informational purposes; and the Small Business Commission for comment and recommendation.

09/17/15; NOTICED.

*Heard in Committee. Speakers: Charlie Cross (University of San Francisco); Male Speaker; spoke in opposition of the hearing matter.*

**CONTINUED to September 28, 2015, by the following vote:**

Ayes: 3 - Cohen, Wiener, Kim

## ADJOURNMENT

*There being no further business, the Land Use and Transportation Committee adjourned at the hour of 2:02 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.*