

1 [Planning Code - Arcades in the Haight Street Neighborhood Commercial District]

2
3 **Ordinance amending the Planning Code to permit arcades in the Haight Street**
4 **Neighborhood Commercial District; affirming the Planning Department's determination**
5 **under the California Environmental Quality Act; and making findings of consistency**
6 **with the General Plan, and the eight priority policies of Planning Code, Section 101.1.**

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 ~~italics Times New Roman font~~.
10 **Board amendment additions** are in double-underlined Arial font.
11 **Board amendment deletions** are in ~~Arial font~~.
12 **Asterisks (* * * *)** indicate the omission of unchanged Code
13 subsections or parts of tables.

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

15 Section 1. Findings.

16 (a) The Planning Department has determined that the actions contemplated in this
17 ordinance comply with the California Environmental Quality Act (California Public Resources
18 Code, Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of
19 Supervisors in File No. 140804 and available on the Board's website and is incorporated
20 herein by reference. The Board affirms this determination.

21 (b) On September 18, 2014, the Planning Commission, in Resolution No. 19239,
22 adopted findings that the actions contemplated in this ordinance are consistent, on balance,
23 with the City's General Plan, and the eight priority policies of Planning Code, Section 101.1.
24 The Board adopts these findings as its own. A copy of said Resolution is on file with the Clerk
25 of the Board of Supervisors in File No. 140804, and is incorporated herein by reference.

1 Section 2. The Planning Code is hereby amended by revising Article 7, Sections 719
 2 and 790.4 to read as follows:

3 **SEC. 719. HAIGHT STREET NEIGHBORHOOD COMMERCIAL DISTRICT ZONING**
 4 **CONTROL TABLE**

5 * * * *

No.	Zoning Category	§ References	Haight Street		
			Controls by Story		
			1st	2nd	3rd+
...
719.69B	Amusement Game Arcade (Mechanical Amusement Devices)	§ 790.4	<u>P</u>	<u>P</u>	

15 * * * *

16 **SPECIFIC PROVISIONS FOR THE HAIGHT STREET DISTRICT**

Article 7 Code Section	Other Code Section	Zoning Controls
* * * * <u>§ 719.48</u> * * * *	<u>§§ 790.4, 790.38</u>	<i>Within the Haight Street Neighborhood Commercial District, that portion of an Other Entertainment use comprised of mechanical amusement game devices will be considered an Amusement Game Arcade Use, for the purposes of the Planning Code.</i>

1 **SEC. 790.4. AMUSEMENT GAME ARCADE (MECHANICAL AMUSEMENT**
2 **DEVICES).**

3 A retail use which provides eleven or more amusement game devices such as video
4 games, pinball machines, or other such similar mechanical and electronic amusement
5 devices, in a quantity which exceeds that specified in Section 1036.~~2331~~ of the Police Code as
6 ~~necessary~~ an Ancillary Uses. Mechanical amusement devices are further regulated in Sections
7 1036 through 1036.~~3524~~ of the Police Code.

8
9 Section 3. Effective Date. This ordinance shall become effective 30 days after
10 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
11 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
12 of Supervisors overrides the Mayor's veto of the ordinance.

13
14 Section 4. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
15 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
16 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
17 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
18 additions, and Board amendment deletions in accordance with the "Note" that appears under
19 the official title of the ordinance.

20
21 APPROVED AS TO FORM:
22 DENNIS J. HERRERA, City Attorney

23 By: 
24 JUDITH A. BOYAJIAN
25 Deputy City Attorney

n:\legana\as2014\1400530\00959824.doc



City and County of San Francisco

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

Tails
Ordinance

File Number: 140804

Date Passed: October 28, 2014

Ordinance amending the Planning Code to permit arcades in the Haight Street Neighborhood Commercial District; 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.

October 06, 2014 Land Use and Economic Development Committee - RECOMMENDED

October 21, 2014 Board of Supervisors - PASSED, ON FIRST READING

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

October 28, 2014 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

File No. 140804

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 10/28/2014 by the Board of Supervisors of the City and County of San Francisco.

Handwritten signature of Angela Calvillo
Angela Calvillo
Clerk of the Board

Handwritten signature of Mayor
Mayor

11/07/2014
Date Approved