

BOARD of SUPERVISORS



City Hall
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NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO LAND USE AND TRANSPORTATION COMMITTEE

NOTICE IS HEREBY GIVEN THAT the Land Use and Transportation Committee will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

Date: Monday, July 17, 2017

Time: 1:30 p.m.

Location: Legislative Chamber, Room 250, located at City Hall
1 Dr. Carlton B. Goodlett Place, San Francisco, CA

Subject: **File No. 170761.** Ordinance amending the Public Works Code to update provisions on street encroachment permits, establish appeals procedures and fees for such appeals, waive the annual public right-of-way occupancy assessment fee in lieu of the waiver for permit fee payment for certain permits, modify the street encroachment permit process for governmental entities, and create a temporary street encroachment permit for a maximum period of 30 months; amending the Administrative Code to establish an encroachment maintenance fund for permits where the permittee is not an adjacent property owner; and affirming the Planning Department's determination under the California Environmental Quality Act.

If the legislation passes, there will be two new appeal processes for Street Major Encroachment Permits that may be filed with the Board of Supervisors. An applicant filing against the determination of the Director of Public Works (Director) for reasons unrelated to engineering design of a Street Encroachment Permit application, may file an appeal with the Board of Supervisors within 30 days of the Director's written decision. After the Director notifies the applicant in writing and an administrative hearing is held, the applicant may appeal the Director's decision to deny a street encroachment permit with the Board of Supervisors within 30 days of the date of the written decision of the Director. The applicant's appeal shall be in writing accompanied with checks addressed to the Clerk of the Board of Supervisors for \$635 and \$400 addressed to Public Works. The fee is to compensate the City for its cost related to the appeal.

The proposed legislation will also allow appeal to the Director's determination to recommend revocation of a Street Encroachment Permit. After the Director notifies the permittee in writing and an administrative hearing is held, the permittee may appeal the Director's decision to revoke with the Board of Supervisors within 30 days of the date of the written decision of the Director. The permittee's appeal shall be in writing accompanied with checks addressed to the Clerk of the Board of Supervisors for \$635 and \$400 addressed to Public Works. The fee is to compensate the City for its cost related to the appeal.

Beginning with fiscal year 2018-2019, the appeal fees may be adjusted each year, without further action by the Board of Supervisors, to reflect changes in the relevant Consumer Price Index, as determined by the Controller.

In accordance with Administrative Code, Section 67.7-1, persons who are unable to attend the hearing on this matter may submit written comments to the City prior to the time the hearing begins. These comments will be made as part of the official public record in this matter, and shall be brought to the attention of the members of the Committee. Written comments should be addressed to Angela Calvillo, Clerk of the Board, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Information relating to this matter is available in the Office of the Clerk of the Board. Agenda information relating to this matter will be available for public review on Friday, July 14, 2017.


for Angela Calvillo
Clerk of the Board

DATED/POSTED: July 6, 2017
PUBLISHED: July 7 and 13, 2017

CALIFORNIA NEWSPAPER SERVICE BUREAU

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SAN FRANCISCO, CA 94102

COPY OF NOTICE

Notice Type: GPN GOVT PUBLIC NOTICE
Ad Description EDM 170761 Fee Ad - Land Use and Transportation 7/17

To the right is a copy of the notice you sent to us for publication in the SAN FRANCISCO EXAMINER. Thank you for using our newspaper. Please read this notice carefully and call us with ny corrections. The Proof of Publication will be filed with the County Clerk, if required, and mailed to you after the last date below. Publication date(s) for this notice is (are):

07/07/2017 , 07/13/2017

The charge(s) for this order is as follows. An invoice will be sent after the last date of publication. If you prepaid this order in full, you will not receive an

EXM# 3029269

NOTICE OF PUBLIC HEARING BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO LAND USE AND TRANSPORTATION COMMITTEE
MONDAY, JULY 17, 2017 - 1:30 PM CITY HALL, LEGISLATIVE CHAMBER, ROOM 250 1 DR. CARLTON B. GOODLETT PLACE, SAN FRANCISCO, CA

NOTICE IS HEREBY GIVEN THAT the Land Use and Transportation Committee will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard: File No. 170761 Ordinance amending the Public Works Code to update provisions on street encroachment permits, establish appeals procedures and fees for such appeals, waive the annual public right-of-way occupancy assessment fee in lieu of the waiver for permit fee payment for certain permits, modify the street encroachment permit process for governmental entities, and create a temporary street encroachment permit for a maximum period of 30 months; amending the Administrative Code to establish an encroachment maintenance fund for permits where the permittee is not an adjacent property owner; and affirming the Planning Department's determination under the California Environmental Quality Act. If the legislation passes, there will be two new appeal processes for Street Major Encroachment Permits that may be filed with the Board of Supervisors. An applicant filing against the determination of the Director of Public Works (Director) for reasons unrelated to engineering design of a Street Encroachment Permit application, may file an appeal with the Board of Supervisors within 30 days of the Director's written decision. After the Director notifies the applicant in writing and an administrative hearing is held, the applicant may appeal the Director's decision to deny a street encroachment permit with the Board of Supervisors within 30 days of the date of the written decision of the Director. The applicant's appeal shall be in writing accompanied with checks addressed to the Clerk of the

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