

Board of Supervisors



City Hall
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San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced at Roll Call

Tuesday, November 20, 2012

Introduced by a Supervisor or the Mayor

Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Ordinances

- 121019 [Administrative Code - California Environmental Quality Act Procedures]**
Sponsor: Wiener
Ordinance amending the San Francisco Administrative Code Chapter 31 to reflect revisions in the California Environmental Quality Act (CEQA) and to update and clarify certain procedures provided for in Chapter 31, including without limitation: codifying procedures for appeals of exemptions and negative declarations; providing for the Board to make the final CEQA decision on projects requiring Board legislative action, negating the need to file formal CEQA appeals; revising noticing procedures for environmental impact reports and negative declarations for plan area projects exceeding five acres; expanding noticing requirements for certain exempt projects; and clarifying existing noticing requirements for exempt projects. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 121124 [Administrative Code - Compensation for City Employees with Same-Sex Spouses or Same-Sex Domestic Partners]**
Sponsors: Farrell; Campos, Chu, Olague and Wiener
Ordinance amending the San Francisco Administrative Code by adding Sections 16.704 and 16.29-7.6 to mandate payments to City employees to offset federal income taxation on health insurance premiums for their same-sex spouses or same-sex domestic partners and to exclude such payments from the computation of compensation under the San Francisco Employees' Retirement System. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Resolutions

- 121042 [Urging the Development of a Workplace Employee Policy on Domestic Violence]**
Sponsors: Mar; Cohen and Chiu
Resolution urging the Department on the Status of Women to develop and share materials on domestic violence to be shared with City employees and City contractors and grantees. RECEIVED AND ASSIGNED to Public Safety Committee.

- 121125 [Accept and Expend Grant - Sidney E. Frank Foundation Renewable Energy - \$250,000]**
Sponsor: Mayor
 Resolution authorizing the Department of the Environment to retroactively accept and expend a grant in the amount of \$250,000 from the Sidney E. Frank Foundation to plan and implement specific projects to source 100% of San Francisco's electrical demand from renewable energy sources from July 15, 2012, through June 15, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 121126 [Accept and Expend Grant - Encourage Arrest Policies and Enforcement of Protection Orders Program - \$650,000]**
Sponsor: Mayor
 Resolution authorizing the Department on the Status of Women to retroactively accept and expend an extension grant in the amount of \$650,000 through the United States Department of Justice's Office of Violence Against Women, Encourage Arrest Policies and Enforcement of Protection Orders Program, for grant period April 1, 2012, through March 31, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 121127 [Wastewater Revenue Bonds Issuance - Public Utilities Commission]**
Sponsor: Mayor
 Resolution approving the issuance of wastewater revenue bonds to be issued by the Public Utilities Commission of the City and County of San Francisco in aggregate principal amounts (i) not to exceed \$250,000,000 to refund outstanding wastewater revenue bonds pursuant to the Charter of the City and California Government Code Sections 53580 et seq., and (ii) not to exceed \$420,000,000 to finance capital projects benefiting the Wastewater Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by voters on November 5, 2002, as Proposition E; affirming covenants contained in the indenture pursuant to which the wastewater revenue bonds are issued; authorizing the taking of appropriate actions in connection therewith; and related matters. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 121128 [Grant Application - 2012 U.S. Department of Housing and Urban Development Continuum of Care Program]**
Sponsor: Mayor
 Resolution approving the 2012 Grant Application for the United States Department of Housing and Urban Development Continuum of Care Program and fulfilling the San Francisco Board of Supervisors review and approval process for all annual or otherwise recurring grants of \$5,000,000 or more. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 121129 [Approval of a 90-Day Extension for Planning Commission Review of Rezoning of 1111 Eighth Street (File No. 111278)]**
Sponsor: Cohen
 Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance (File No. 111278) that would amend the Planning Code by amending San Francisco Sectional Map SU08 of the Zoning Map and adding, Planning Code Section 249.66 to establish the Art and Design Educational Special Use District at 1111 Eighth Street to facilitate the continued operation of the California College of the Arts and provide a regulatory scheme for a potential future phased expansion of the campus and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 121130 [Transfer of Airspace Parcel Agreement - 151 Third Street - San Francisco Redevelopment Agency and San Francisco Museum of Modern Art]**
Sponsor: Kim
Resolution approving and authorizing the Director of Real Estate to execute (i) Agreement for Transfer of Airspace Parcel within Lot Block No. 3722 No. 078, at 151 Third Street to City from the Successor Agency to San Francisco Redevelopment Agency and (ii) Agreement for Transfer of Airspace Parcel by City to the San Francisco Museum of Modern Art. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 121131 [National Park Service - Cease Efforts to Locate Alcatraz Ferry Service at Fort Mason Piers]**
Sponsors: Farrell; Chiu
Resolution urging the National Park Service to abandon plans to locate Alcatraz Ferry Service at Fort Mason Piers and to focus their efforts on working with the Port of San Francisco to continue service at the Port. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 121132 [Accept and Expend Grant - San Francisco Parks Alliance - \$870,355]**
Sponsor: Chiu
Resolution authorizing the Recreation and Park Department to accept and expend a grant of \$870,355 from the San Francisco Parks Alliance, for the design and construction of a playground in Sue Bierman Park. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 121133 [Accept and Expend Grant - FY2012 Homeland Security Grant Program - \$667,670]**
Sponsor: Farrell
Resolution authorizing the Department of Emergency Management to retroactively accept and expend a FY2012 Homeland Security Grant Program grant in the amount of \$667,670 from the United States Department of Homeland Security, through the California Emergency Management Agency, for building and sustaining preparedness capabilities for the period of October 12, 2012, through May 31, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 121134 [Permit Amendment - Outside Lands Music Festival - Eight Additional Years]**
Sponsor: Mar
Resolution, pursuant to Charter Section 9.118, approving and authorizing an amendment to the Permit with Another Planet Entertainment for the production of the annual Outside Lands Music Festival to extend the term eight additional years, increase the authorized capacity of the event to 75,000, modify components of the permit fee and rent payments, and provide for funds to pay for materials and supplies to maintain the Polo Fields and to endow a gardener for work within the festival premises; affirming a categorical exemption under the California Environmental Quality Act for the amendment; and ratifying prior actions. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 121135 [Approval of a 90-Day Extension for Planning Commission Review of Upper Market Zoning (File No. 120901)]**
Sponsor: Wiener
 Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 120901) amending the San Francisco Planning Code Sections 721.1 and 733.1 to modify the explanation of the boundaries of the Upper Market Street Neighborhood Commercial District and the Upper Market Street Neighborhood Commercial Transit District; amending Section 703.2(b) to permit in a limited area food processing as an accessory use to a nearby off-site non-residential use; and making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 121136 [Approval of a 90-Day Extension for Planning Commission Review of Upper Market Zoning Map Amendment (File No. 120902)]**
Sponsor: Wiener
 Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 120902) amending the San Francisco Planning Code Sectional Map Sheets ZN07 and HT07 to change the use classification of specified lots on Assessor's Block Nos. 3561 through 3565, now in the Upper Market Neighborhood Commercial District to the Upper Market Neighborhood Commercial Transit District, and to change the height and bulk classification of Assessor's Block No. 3563, Lot No. 034 from 50-X to 65-B; and adopting findings, including environmental findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing

- 121137 [Hearing - Annual Review and Approval of the Board of Supervisors/Clerk of the Board - Annual Budget Guidelines]**
 Hearing to consider the annual review and approval of the Board of Supervisors/Clerk of the Board Annual Budget Guidelines. (Clerk of the Board). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Introduced by the President at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced by the President.

PROPOSED ORDINANCES

- 120959 [Building Code - Fees and Permit Extensions]**
 Ordinance amending the San Francisco Building Code Sections 106A.3.7, 106A.3.8.1, 106A.4.1, and 106A.4.4 to address permit expirations and extensions and Tables 1A-A, 1A-G, 1A-J, 1A-K, and 1A-L of Section 110A to modify various fees; and making environmental findings. (Building Inspection Department). SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

- 121104 [Planning Code - Landmark Designation - 320-326 Judah Street (the Doelger Building)]**
Ordinance designating 320-326 Judah Street (the Doelger Building), Assessor's Block No. 1763 Lot Nos. 020 and 021 in, as a Landmark under Article 10 of the San Francisco Planning Code; and adopting General Plan, Planning Code Section 101.1 and environmental findings. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

- 121084 [Freeway Agreement - California Department of Transportation - State Highway Route 101, South Van Ness Avenue to Golden Gate Avenue]**
Resolution adopting a freeway agreement with the California Department of Transportation (Caltrans) for a portion of State Highway Route 101 from South Van Ness Avenue to Golden Gate Avenue and authorizing official acts related thereto. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 121085 [Prevailing Wage Rates - Various Workers Performing Work Under City Contracts]**
Resolution fixing prevailing wage rates for workers performing work under City contracts for public work and improvement; workers performing work under City contracts for janitorial services; workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; workers engaged in theatrical or technical services for shows on property owned by the City; workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; and workers performing moving services under City contracts at facilities owned or leased by the City. (Civil Service Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 121086 [California Constitution Appropriations Limit for FY2012-2013]**
Resolution establishing the appropriations limit for FY2012-2013 pursuant to California Constitution Article XIII B. (Controller). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 121090 [Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 1 Stockton Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 1 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0327, Lot No. 025, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.

- 121091 [Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 1000-1032 Stockton Street]**
 Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 1000-1032 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0193, Lot No. 019, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.
- 121092 [Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 1455 Stockton Street]**
 Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 1455 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0130, Lot Nos. 001 and 040, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.
- 121093 [Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 19 Stockton Street]**
 Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 19 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0327, Lot No. 005, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.
- 121094 [Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 212 Stockton Street]**
 Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 212 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0309, Lot No. 011, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.
- 121095 [Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 216 Stockton Street]**
 Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 216 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0309, Lot No. 013, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.

- 121096 [Authorizing the Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 250-4th Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 250-4th Street, San Francisco, California, Assessor's Parcel Block No. 3733, Lot No. 008, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.
- 121097 [Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 39 Stockton Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 39 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0327, Lot No. 004, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.
- 121098 [Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 801 Market Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 801 Market Street, San Francisco, California, Assessor's Parcel Block No. 3705, Lot No. 048A, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.
- 121099 [Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 930 Stockton Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 930 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0210, Lot No. 047, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.
- 121100 [Acquisition of a Temporary Construction License by Eminent Domain - Central Subway/Third Street Light Rail Extension - 950 Stockton Street]**
Resolution authorizing the acquisition of a temporary construction license at the real property commonly known as 950 Stockton Street, San Francisco, California, Assessor's Parcel Block No. 0210A, Lot Nos. 002-103, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency). ASSIGNED to Board of Supervisors.

Clerk to Act – November 20, 2012

Board Meeting Minutes for October 9, 2012, approved.

Requests Granted

From: Supervisor Chu

To: Director, Planning Department

Requesting/Inquiring: Requesting the Planning Department to provide information about the following: The number of front yard paving complaints received by Planning Department over the last 5 years. The number of violations that have been remedied over the last 5 years. The average amount of time it takes for property owners to correct violations and whether the Planning Department conducts follow-up with property owners to ensure compliance (please indicate trends prior to the enforcement procedure change, and following the change). What are some of the major issues in ensuring compliance with front yard paving requirements.

Note: In 2011, the Planning Department implemented a change in enforcement procedures for front yard paving violations. Under previous enforcement procedures, a property owner in violation of front yard paving requirements was subject to a maximum \$500 fine if the problem was not addressed after 90 days. This led to property owners opting to pay the maximum fine and not remedying the problem. The reformed procedure, which is currently in place, allows for a higher penalty amount - up to \$250 per day.

The issue of non-compliant front yard paving has been a recurring issue in our district and throughout the city for many years.

Please submit response to our office by November 30, 2012.

In Memoriams

Alex Esclamado – Supervisor Avalos

Faye Hannink Bingham – Supervisor Mar

Alan Farley – Supervisors Chiu, Mar

Edward Patrick McGovern – Supervisor Elsbernd

Howard L. Wallace – Supervisors Campos, Mar, Kim, Avalos, Olague