



City and County of San Francisco

Meeting Minutes

Land Use and Economic Development Committee

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

Members: Scott Wiener, Jane Kim, David Chiu

Clerk: Alisa Miller (415) 554-4447

Monday, October 7, 2013

1:30 PM

City Hall, Committee Room 263

Regular Meeting

Present: 3 - Scott Wiener, Jane Kim, and David Chiu

MEETING CONVENED

The meeting convened at 1:39 p.m.

REGULAR AGENDA

130766 [Park Code - Hours of Operation for City Parks]

Sponsors: Wiener; Farrell

Ordinance amending the Park Code to establish hours of operation for City parks from 5:00 a.m. to midnight, with certain exceptions; and making environmental findings.
(Supervisor Kim dissented in committee)

07/23/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/22/2013.

07/30/13; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; and Recreation and Park Department for informational purposes.

08/09/13; RESPONSE RECEIVED. Non-physical exemption per CEQA Section 15060(c)(2).

10/01/13; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Heard in Committee. Speakers: Phil Ginsburg, General Manager, and Male Speaker (Recreation and Park Department); Jon Givner (Office of the City Attorney); Park Ranger Bob Lotti (Recreation and Park Department); Chief Greg Suhr (Police Department); presented information concerning the matter and answered questions raised throughout the hearing. Rosemary Cameron, Matthew O'Grady, Ana Vasudeo, and Rachel Norton (SF Parks Alliance); Richard Magary (Buena Vista Neighborhood Association); Sally Ross (Friends of Sunnyside Conservatory); Ted Loewenberg (Friends of Alvord Lake); Mark Scheuer (Friends of Duboce Park); Dee Dee Workman (SF Chamber of Commerce); Theresa Foglio (Laborers Local 261); Todd David (Residents for Noe Valley Town Square); Rob Bakemel (Friends of Oak Woodlands Golden Gate Park); Jennifer Isacoff (Trust for Public Land); Carolyn Johnston; Joan Vellutini (Local 261); spoke in support of the hearing matter. James Sword; Joe Wilson (Hospitality House); Diane Carpio; Tom Temprano and Lee Hepner (Harvey Milk LGBT Democratic Club); Tess Davis (Hospitality House); Jennifer Friedenbach (Coalition on Homelessness); Shira Noel (HYA); Lisa Marie Alatorre, Miguel Carrera, and Elsa Burger (Coalition on Homelessness); Sam Merlo (Harvey Milk LGBT Democratic Club); Will Daly; Paul Duffy; Brian Basinger; spoke in opposition to the hearing matter.

REFERRED WITHOUT RECOMMENDATION to the Board of Supervisors on October 29, 2013, by the following vote:

Ayes: 2 - Wiener, Chiu
Noes: 1 - Kim

130372 [Planning Code, Zoning Map - Third Street Formula Retail Restricted Use District]**Sponsor: Cohen**

Ordinance amending the Planning Code to create the Third Street Formula Retail Restricted Use District; amending Zoning Map Sheet SU10, for property located on Third Street between Williams Avenue and Paul Street; and making findings, including environmental findings pursuant to the California Environmental Quality Act, findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1.

04/23/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/23/2013.

05/02/13; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Commission for public hearing and recommendation; and Small Business Commission for review and recommendation.

05/24/13; RESPONSE RECEIVED. Non-physical exemption per CEQA Section 15060(c)(2).

07/26/13; RESPONSE RECEIVED. 7/25/2013 - The Planning Commission held a public hearing and recommended the issue of formula retail be studied further to increase understanding and examine potential impacts; Resolution No. 18931.

07/29/13; RESPONSE RECEIVED. 7/25/2013 - The Planning Commission held a public hearing and recommended approval with modifications; Resolution No. 18932.

08/08/13; RESPONSE RECEIVED. 6/10/2013 - The Small Business Commission voted 7-0 to recommend approval of the proposed legislation.

08/30/13; NOTICED. 10-Day newspaper publication and posted September 9, 2013, committee hearing notice.

09/09/13; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Supervisor Malia Cohen (Board of Supervisors); Aaron Starr (Planning Department); presented information concerning the matter and answered questions raised throughout the hearing.

09/09/13; CONTINUED AS AMENDED.

09/16/13; CONTINUED. Speakers: None.

09/30/13; CONTINUED. Speakers: None.

Heard in Committee. Speaker: Andrea Bruss (Office of Supervisor Malia Cohen); presented information concerning the matter and answered questions raised throughout the hearing.

RECOMMENDED by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

130673 [Naming a Portion of the Carolina Street Stairway at Carolina and 20th Streets as Jack Balestreri Way]**Sponsor: Cohen**

Ordinance establishing the name for a portion of the Carolina Street stairway at Carolina and 20th Streets, that connects the Carolina Street cul-de-sac, as "Jack Balestreri Way;" commemorating this location under Public Works Code, Sections 789 et seq., the Commemorative Street Plaque Ordinance, in honor of Mr. Balestreri; waiving fees for the street naming process; and directing official acts in furtherance of this Ordinance.

06/25/13; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/25/2013.

07/03/13; REFERRED TO DEPARTMENT. Referred to the Department of Public Works, Police Department, Fire Department, and Municipal Transportation Agency for review and recommendation.

07/17/13; RESPONSE RECEIVED. The Fire Department had no objections and is in support of the proposed legislation.

09/25/13; RESPONSE RECEIVED. The Police Department does not have any issues/concerns regarding the proposed stairway name change.

09/25/13; NOTICED. The October 7, 2013, Land Use and Economic Development Committee hearing was noticed on-site and posted.

09/26/13; RESPONSE RECEIVED. The Municipal Transportation Agency has no concerns or recommendations regarding the proposed name change.

10/01/13; RESPONSE RECEIVED. The Department of Public Works had no comment on proposed name change.

Heard in Committee. Speakers: Andrea Bruss (Office of Supervisor Malia Cohen); Nick Elsner (Department of Public Works); presented information concerning the matter and answered questions raised throughout the hearing. John Gallagher; David Globber (Potrero Boosters); spoke in support of the hearing matter.

AMENDED on Page 1, Lines 7-8, by adding 'accepting a plaque in honor of Jack Balestreri as a gift to the City and County of San Francisco;' after 'Mr. Balestreri', and Line 8, by adding 'and plaque installation' after 'naming process'; Page 3, Line 13, by adding 'Gift Acceptance' after 'Balestreri Way', Line 14, by adding '(a)' before 'The Board', Lines 16-17, by adding 'and authorizes installation of a plaque at this location' after 'Jack Balestreri', Lines 18-19, by adding '(b) The Board of Supervisors accepts a commemorative plaque in honor of Mr. Balestreri as a gift to the City and County of San Francisco.', Line 22, by adding '(a)' before 'establishing', and Lines 23-24, by adding 'and (b) permitting and inspection related to the installation of the commemorative plaque'; and Page 4, Lines 5-8, by adding 'and take all other actions necessary to implement the intent of this Ordinance, including issuance of a permit for installation of the plaque, which shall be conditioned upon approval of the Civic Design Review Committee of the Arts Commission.' by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

Ordinance establishing the name for a portion of the Carolina Street stairway at Carolina and 20th Streets, that connects the Carolina Street cul-de-sac, as "Jack Balestreri Way;" commemorating this location under Public Works Code, Sections 789 et seq., the Commemorative Street Plaque Ordinance, in honor of Mr. Balestreri; accepting a plaque in honor of Jack Balestreri as a gift to the City and County of San Francisco; waiving fees for the street naming process and plaque installation; and directing official acts in furtherance of this Ordinance.

CONTINUED AS AMENDED to October 21, 2013, by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

130979 [Encroachment Permit - Hidden Garden Tiled Steps Project - 16th Avenue between Kirkham and Lawton Streets]**Sponsor: Yee**

Resolution granting revocable permission to The Hidden Garden Steps Organizing Committee to occupy a portion of the public right-of-way to install and maintain a mosaic tiled mural on the risers, and non-slip paving tiles on the treads of the existing City concrete stairway, and a garden habitat adjacent to the existing concrete City stairway, along 16th Avenue between Kirkham and Lawton Streets; accepting, as a gift to the City, said tiled steps, garden habitat, and a \$20,000 maintenance fund for the tiled steps; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

10/01/13; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Heard in Committee. Speakers: Nick Elsner (Department of Public Works); presented information concerning the matter and answered questions raised throughout the hearing. Paul Signorelli (Hidden Garden Steps Organizing Committee); spoke in support of the hearing matter.

RECOMMENDED by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

130772 [Hearing - Update on Bay Area Rapid Transit Labor Negotiations and the City's Preparedness for a Potential Strike]**Sponsors: Avalos; Campos, Breed and Mar**

Hearing to review the status of labor negotiations at the Bay Area Rapid Transit and the prospects for a protracted strike, including the City's level of preparedness and the potential economic and environmental impacts.

07/23/13; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

10/01/13; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

10/03/13; TRANSFERRED to Land Use and Economic Development Committee.

Heard in Committee. Speakers: Supervisor John Avalos (Board of Supervisors); Paul Oversier, Assistant General Manager of Operations (BART); Female Speaker (Municipal Transportation Agency); presented information concerning the matter and answered questions raised throughout the hearing. Chris Finn (ATU 1555); Saul Almanza (Local 1021); Male Speaker (BART); John Logan (SFSU); Tim Paulson (Labor Council); Charles Minster; Sean Lacsedo (ATU 1555); Alysabeth Alexander (SEIU 1021); Brenda Barros (SEIU 1021); Feng Kung (Jobs With Justice); Kim-Shree Maufas; Jamie Whitaker; Chris Daly (SEIU 1021); Richard Becker (Answer Coalition); Paul Duffy; spoke on various concerns regarding the hearing matter.

FILED by the following vote:

Ayes: 3 - Wiener, Kim, Chiu

ADJOURNMENT

The meeting adjourned at 5:36 p.m.