



**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: Mark Farrell, Aaron Peskin, Katy Tang*

*Clerk: Alisa Somera (415) 554-7711*

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**Monday, July 17, 2017**

**1:30 PM**

**City Hall, Legislative Chamber, Room 250**

**Regular Meeting**

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**Present:** 3 - Mark Farrell, Aaron Peskin, and Katy Tang

*The Land Use and Transportation Committee met in regular session on Monday, July 17, 2017, with Chair Mark Farrell presiding.*

**ROLL CALL AND ANNOUNCEMENTS**

*Chair Farrell called the meeting to order at 1:32 p.m. On the call of the roll, Chair Farrell, Vice Chair Peskin, and Member Tang were noted present. There was a quorum.*

**AGENDA CHANGES**

*There were no agenda changes.*

## REGULAR AGENDA

### **170761 [Public Works, Administrative Codes - Street Encroachment Permits and Maintenance Fund for Certain Permits]**

**Sponsor: Mayor**

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.

06/20/17; ASSIGNED to Land Use and Transportation Committee. President Breed waived the 30 day hold per Board Rule 3.22.

06/28/17; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Department, Public Works, Real Estate Division, Police Department, Fire Department, Municipal Transportation Agency, Public Utilities Commission; Arts Commission and the Office of the Treasurer and Tax Collector for informational purposes.

07/03/17; RESPONSE RECEIVED. Not defined as a project under CEQA Section 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

07/07/17; NOTICED. First 10-Day Fee Ad for July 17, 2017 Land Use and Transportation Committee hearing published in the Examiner, pursuant to Government Code Section 6062(a).

07/13/17; NOTICED. Second 10-Day Fee Ad for July 17, 2017 Land Use and Transportation Committee hearing published in the Examiner, pursuant to Government Code Section 6062(a).

*Heard in Committee. Speakers: Robin Havens (Office of Economic and Workforce Development); John Malamut and Jon Givner (Office of the City Attorney); presented information and answered questions raised throughout the discussion.*

**Vice Chair Peskin moved that this Ordinance be AMENDED, AMENDMENT OF THE WHOLE BEARING SAME TITLE, by updating the Public Works Code to add clarifying language to reflect clear and transparent process for appeals; adds a process to address complex encroachment permitting for large multi-phase projects with a public hearing; by adding installation of communication services for permit area street design; adds language that modifies processing fee waiver, waiving long-term fee for public-serving projects; adding language that creates a maintenance fund for permits issued or assigned to non-fronting property owners; adds language that creates administrative permits for City agencies, State, or Federal government and temporary encroachments that are City department authorized; and adding other clarifying verbiage. The motion carried by the following vote:**

Ayes: 3 - Farrell, Peskin, Tang

**Vice Chair Peskin moved that this Ordinance be REFERRED WITHOUT RECOMMENDATION AS AMENDED AS A COMMITTEE REPORT. The motion carried by the following vote:**

Ayes: 3 - Farrell, Peskin, Tang

**170692 [General Plan Amendments - Implementing the City's Vision Zero Policy Regarding Pedestrian Safety]**

Ordinance amending the Transportation and Urban Design Elements of the General Plan to implement the City's Vision Zero policy regarding pedestrian safety; making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and affirming the Planning Department's determination under the California Environmental Quality Act. (Planning Commission)

05/30/17; RECEIVED FROM DEPARTMENT.

06/13/17; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

06/21/17; REFERRED TO DEPARTMENT. Referred to the Planning Department, Municipal Transportation Agency, Department of Public Health, Police Department, Public Works, Mayor's Office, Mayor's Office on Disability, Airport Department, Office of the District Attorney, Office of the Controller, County Transportation Authority, Public Utilities Commission, Fire Department, Department on the Environment, Port Department, and the San Francisco Unified School District for informational purposes.

07/07/17; NOTICED. 10-Day Notice for 7/17/2017 Land Use and Transportation Committee hearing published in the Examiner and posted (no mailing required per Planning email), pursuant to Government Code Section 65090 et seq.

*Heard in Committee. Speakers: Lily Langlois (Planning Department); presented information and answered questions raised throughout the discussion. Male Speaker; spoke on various concerns relating to the hearing matter.*

**Vice Chair Peskin moved that this Ordinance be RECOMMENDED AS COMMITTEE REPORT. The motion carried by the following vote:**

Ayes: 3 - Farrell, Peskin, Tang

**170820 [Planning Code - Valencia Street Neighborhood Commercial Transit District Zoning Control Table]**

**Sponsor: Mayor**

Ordinance amending the Planning Code to adopt the zoning control table for the Valencia Street Neighborhood Commercial Transit District, which was deleted inadvertently from Ordinance No. 129-17, the Article 7 Reorganization Ordinance; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public convenience, necessity, and welfare under Planning Code, Section 302.

07/11/17; ASSIGNED to Land Use and Transportation Committee. President Breed waived the 30-day rule pursuant to Board Rule No. 3.22.

07/14/17; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review.

07/14/17; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Section 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

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

**Member Tang moved that this Ordinance be RECOMMENDED AS COMMITTEE REPORT. The motion carried by the following vote:**

Ayes: 3 - Farrell, Peskin, Tang

**170783 [Extending Interim Zoning Controls - Indoor Agriculture]****Sponsor: Mayor**

Resolution extending interim zoning controls to require conditional use authorization for indoor agriculture uses, as defined in Planning Code, Section 102, and other indoor agriculture uses in Production, Distribution and Repair zoning districts; making findings of consistency with the eight priority policies of Planning Code, Section 101.1; and affirming the Planning Department's determination under the California Environmental Quality Act.

06/27/17; ASSIGNED to Land Use and Transportation Committee. President Breed waived the 30-day rule pursuant to Board Rule No. 3.22.

06/30/17; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Department, Office of Economic and Workforce Development, Cannabis State Legalization Task Force, Department of Building Inspection, and Department of Public Health for informational purposes.

07/03/17; RESPONSE RECEIVED. Not defined as a project under CEQA Section 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

07/05/17; REFERRED TO DEPARTMENT. Referred to the Planning Department, Office of Economic and Workforce Development, Cannabis State Legalization Task Force, Department of Public Health, and the Department of Building Inspection for informational purposes.

07/07/17; NOTICED. 10-Day Notice for 7/17/2017 Land Use and Transportation Committee hearing published in the Examiner and posted, per Planning Code Section 306.7(g).

*Heard in Committee. Speakers: Lisa Pagan (Office of Economic and Workforce Development); Mawuli Tugbenyoh, Liaison to the Board of Supervisors (Mayor's Office); presented information and answered questions raised throughout the discussion.*

**Vice Chair Peskin moved that this Resolution be AMENDED, by striking 'for twelve months from the expiration of the interim controls established by Resolution No. 15-17' and replacing it with 'until December 31, 2017'. The motion carried by the following vote:**

Ayes: 3 - Farrell, Peskin, Tang

**Vice Chair Peskin moved that this Resolution be RECOMMENDED AS COMMITTEE REPORT. The motion carried by the following vote:**

Ayes: 3 - Farrell, Peskin, Tang

**170114 [Hearing - 2017 Point-in-Time Homeless Count]****Sponsor: Farrell**

Hearing on the new information compiled for the 2017 Point-in-Time Homeless Count; and requesting the Department of Homelessness and Supportive Housing to report.

01/24/17; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

01/31/17; REFERRED TO DEPARTMENT. Referred to Department of Homelessness and Supportive Housing for informational purposes.

*Heard in Committee. Speakers: Emily Cohen (Department of Homelessness and Supportive Housing); Susan Brutschy, President (Applied Survey Research); Sam Dodge (Department of Homelessness and Supportive Housing); presented information and answered questions raised throughout the discussion. Mary Kate Apalawa; Male Speaker; spoke on various concerns relating to the hearing matter.*

**Vice Chair Peskin moved that this Hearing be HEARD AND FILED. The motion carried by the following vote:**

Ayes: 3 - Farrell, Peskin, Tang

## ADJOURNMENT

*There being no further business, the Land Use and Transportation Committee adjourned at the hour of 3:10 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.*