



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: Katy Tang, Jane Kim, Ahsha Safai

Clerk: Erica Major (415) 554-4441

Monday, September 17, 2018

1:30 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Katy Tang, Jane Kim, and Ahsha Safai

The Land Use and Transportation Committee met in regular session on Monday, September 17, 2018, with Chair Katy Tang presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Tang called the meeting to order at 1:40 p.m. On the call of the roll, Chair Tang, Vice Chair Kim, and Member Safai were noted present. There was a quorum.

AGENDA CHANGES

REGULAR AGENDA

Chair Tang requested File Nos. 180816, 180680, and 180681 to be called together.

180816 [General Plan - India Basin Mixed-Use Project]

Ordinance amending the General Plan to revise the Bayview Hunters Point Area Plan, and the Urban Design, Commerce and Industry, and Recreation and Open Space Elements, to reflect the India Basin Mixed-Use Project; adopting findings under the California Environmental Quality Act; and making findings under Planning Code, Section 340, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

08/24/18; RECEIVED FROM DEPARTMENT.

09/04/18; ASSIGNED to Land Use and Transportation Committee. President Cohen waived the 30 day rule on this matter.

09/07/18; NOTICED. 10-Day Notice for 9/17/2018 Land Use and Transportation Committee hearing published in the Examiner and posted, per Government Code Sections 65091, 65090(a), and 65092(a).

Heard in Committee. Speakers: Bradley Angel (Green Action on Environmental Justice); Jesus Juarez; spoke in opposition of the hearing matter.

Vice Chair Kim moved that this Ordinance be CONTINUED to the Land Use and Transportation Committee of September 24, 2018. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

180680 [Planning Code, Zoning Map - India Basin Special Use District]**Sponsor: Cohen**

Ordinance amending the Planning Code to establish the India Basin Special Use District, located generally at Innes Avenue between Griffith Street and Earl Street, along the India Basin shoreline, in the south-east part of San Francisco; amending the Planning Code by amending the Zoning Map to change zoning designations, height districts, and add the India Basin Special Use District; and making findings under the California Environmental Quality Act, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

06/26/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/26/2018.

07/03/18; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Planning Commission for public hearing and recommendation, pursuant to Planning Code, Section 302(b); Small Business Commission for comment and recommendation; and to Public Works, Public Utilities Commission, and Recreation and Park Department for informational purposes.

07/24/18; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee. Supervisor Cohen introduced a substitute Ordinance bearing the same title.

07/30/18; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Commission pursuant to Planning Code Section 302(b) for public hearing and recommendation; Small Business Commission for comment and recommendation; and referred to Public Works, Public Utilities Commission, and Recreation and Parks for informational purposes.

08/01/18; RESPONSE RECEIVED. CEQA clearance under Planning Dept. Case No. 2014-00254ENV India Basin Mixed-Use Project EIR certified by the SF Planning Commission on July 26, 2018.

09/07/18; NOTICED. 10-Day Notice for 9/17/2018 Land Use and Transportation Committee hearing published in the Examiner and posted, per California Government Code, Sections 65856 & 65090.

Heard in Committee. Speakers: Bradly Angel (Green Action on Environmental Justice); Jesus Juarez; spoke in opposition of the hearing matter.

Vice Chair Kim moved that this Ordinance be CONTINUED to the Land Use and Transportation Committee of September 24, 2018. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

180681 [Development Agreement - India Basin Investment LLC - India Basin Project - Innes Avenue at Griffith Street]**Sponsor: Cohen**

Ordinance approving a Development Agreement between the City and County of San Francisco and India Basin Investment LLC, a California limited liability company, for the India Basin Project at the approximately 28-acre site located at Innes Avenue between Griffith Street and Earl Street, with various public benefits, including 25% affordable housing and 11 acres of parks and open space; making findings under the California Environmental Quality Act and findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b); approving a Public Trust Exchange Agreement, making public trust findings, and authorizing the transfer and acceptance of real property and the recording of a land use covenant consistent with the Public Trust Exchange Agreement; approving specific development impact fees and waiving any conflicting provision in Planning Code, Article 4, or Administrative Code, Article 10; confirming compliance with or waiving certain provisions of Administrative Code, Chapters 14B, 23, 56, and 82, and Subdivision Code, Section 1348, and ratifying certain actions taken in connection therewith.

06/26/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/26/2018.

07/03/18; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Planning Commission for public hearing and recommendation, pursuant to Planning Code, Section 302(b); Small Business Commission for comment and recommendation; and to Public Works, Public Utilities Commission, and Recreation and Park Department for informational purposes.

07/24/18; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee. Supervisor Cohen introduced a substitute Ordinance bearing the same title.

07/30/18; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Commission pursuant to Planning Code Section 302(b) for public hearing and recommendation; Small Business Commission for comment and recommendation; and referred to Public Works, Public Utilities Commission, and Recreation and Parks for informational purposes.

08/01/18; RESPONSE RECEIVED. CEQA clearance under Planning Dept. Case No. 2014-00254ENV India Basin Mixed-Use Project EIR certified by the SF Planning Commission on July 26, 2018.

09/14/18; NOTICED. 10 Day Notice Published in the Examiner and mailed to property owners and local agencies pursuant to Planning Code Section 56.8, 306.3, and 56.14 and Government Code Section 65867.

Heard in Committee. Speakers: Bradly Angel (Green Action on Environmental Justice); Jesus Juarez; spoke in opposition of the hearing matter.

Vice Chair Kim moved that this Ordinance be CONTINUED to the Land Use and Transportation Committee of September 24, 2018. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

180812 [Agreement Amendment - California Department of Transportation - Incorporate Additional Facilities and City Trench Standards]**Sponsor: Tang**

Resolution approving the Second Amendment to the Agreement for Maintenance of State Highways in San Francisco between the City and County of San Francisco ("City") and the State of California Department of Transportation ("Caltrans") to include City's maintenance of additional facilities on right-of-way within Caltrans jurisdiction, including City's maintenance and operation of additional electrical equipment on Sloat Boulevard (State Route 35) at Forest View Drive, 23rd Avenue, 36th Avenue, Constanso Way, El Mirasol Place, 26th Avenue, and 21st Avenue, and on San Jose Avenue (State Route 82) at Goethe Street and Rice Street; to include City's maintenance of speed bumps, pedestrian barrier rail, signage, and red concrete at the intersection of Rossmoor Drive and 19th Avenue; and to reflect Caltrans' authorization of the City's construction and use of water, sewer, and auxiliary water supply system trench facilities compliant with City standards ("City Trench Details") on certain specified routes, including portions of Caltrans right-of-way on Van Ness Avenue, Lombard Street, and 19th Avenue, and the City's indemnification of Caltrans regarding any failures, defects, conditions, or damage resulting from the construction and use of the City Trench Details.

07/31/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

08/03/18; REFERRED TO DEPARTMENT. Referred to Public Works for informational purposes.

Heard in Committee. Speakers: Shannon Erins and Jeremy Spitz (Public Works); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Tang, Kim, Safai

180646 [Environment Code - Refuse Separation Compliance]**Sponsors: Safai; Tang**

Ordinance amending the Environment Code to require audits every two years of large refuse generators for compliance with refuse separation requirements, and to establish enforcement measures applicable to large refuse generators that have been noncompliant for nine or more consecutive months; and affirming the Planning Department's determination under the California Environmental Quality Act.

06/12/18; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 7/12/2018.

06/19/18; REFERRED TO DEPARTMENT. Referred to the Department of the Environment, the Department of Public Health, and Public Works for informational purposes; referred to the Planning Department for environmental review; referred to the Small Business Commission for comment and recommendation.

07/03/18; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it does not result in a direct or reasonable foreseeable physical change in the environment.

07/19/18; TRANSFERRED to Land Use and Transportation Committee. President Cohen transferred this matter from the Public Safety and Neighborhood Services Committee to the Land Use and Transportation Committee.

09/11/18; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee. Supervisor Safai introduced a substitute Ordinance bearing a new title.

09/14/18; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Small Business Commission for comment and recommendation; and to Department of the Environment, Department of Public Health, and Public Works for informational purposes.

Heard in Committee. Speakers: Director Debbie Raphael and Jack Macy (Department of the Environment); Minna Tao (Recology); presented information and answered questions raised throughout the discussion. Ruchi Shan (Tenderloin Neighborhood Development Corporation); John Bouchard (Teamsters Local 350); Beronica Slattengren (Department of Public Health); spoke in support of the hearing matter. DeeDee Workman (San Francisco Chamber of Commerce); John Bouchard (Teamsters Local 350); David Serrano Saul; Olga Miranda (SEIU Local 87); Brook Turner (Coalition for Better Housing); Charly Goss (San Francisco Apartment Association); Minna Tao (Recology); spoke neither in support nor against the hearing matter.

Member Safai moved that this Ordinance be AMENDED, AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 5, Lines 18-20, by striking 'thirty months' and replacing it with 'three years'; on Page 6, Lines 2-6, by striking 'on an annual or more frequent basis' and replacing it with 'as needed'; on Page 8, Line 4, by striking 'this ordinance' and replacing it with 'the ordinance in Board File No. 180646'; on Page 11, Line 10, by striking 'January' and replacing it with 'July'; and making other clarifying and conforming changes. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

Ordinance amending the Environment Code to require audits every three years of large refuse generators for compliance with refuse separation requirements; to establish enforcement measures applicable to large refuse generators found noncompliant; and affirming the Planning Department's determination under the California Environmental Quality Act.
(Fiscal Impact; No Budget and Legislative Analyst Report)

Member Safai moved that this Ordinance be REFERRED AS AMENDED to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

180878 [Hearing - WeDriveU and Hallcon Transportation, f.d.b.a. Loop's Correspondence With Service Disruption Plan Provisions]**Sponsor: Safai**

Hearing on whether WeDriveU and Hallcon Transportation, f.d.b.a. Loop, are in compliance with the Board of Supervisors Resolution No. 96-15 in their current labor negotiations with Teamsters Local 853 and with their corresponding Service Disruption Plan provisions in the San Francisco Municipal Transportation Agency (SFMTA) commuter shuttle permit program, which requires applicants be in good standing; and requesting SFMTA, WeDriveU, Hallcon Transportation, f.d.b.a. Loop, and Teamsters Local 853 to report.

09/04/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

09/12/18; REFERRED TO DEPARTMENT. Referred to SFMTA, WeDriveU, Hallcon Transportation, f.d.b.a. Loop, and Teamsters 853 for informational purposes and requesting the agency to report.

Heard in Committee. Speakers: Dennis Sod; Tim Wayland (WeDriveU); Erik Zandhuis (Hallcon); spoke on various concerns relating to the hearing matter.

Member Safai moved that this Hearing be CONTINUED to the Land Use and Transportation Committee meeting of September 24, 2018. The motion carried by the following vote:

Ayes: 3 - Tang, Kim, Safai

ADJOURNMENT

There being no further business, the Land Use and Transportation Committee adjourned at the hour of 3:25 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.