



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: Aaron Peskin, Ahsha Safai, Matt Haney

Clerk: Erica Major (415) 554-4441

Monday, February 11, 2019

1:30 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Aaron Peskin, Ahsha Safai, and Matt Haney

The Land Use and Transportation Committee met in regular session on Monday, February 11, 2019, with Chair Aaron Peskin presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Peskin called the meeting to order at 1:33 p.m. On the call of the roll, Chair Peskin, Vice Chair Safai, and Member Haney were noted present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

Chair Peskin requested that File Nos. 180003 and 180005 be called together.

180003 [Planning Code - Landmark Designation - 460 Arguello Boulevard (aka Theodore Roosevelt Middle School)]

Ordinance amending the Planning Code to designate 460 Arguello Boulevard (aka Theodore Roosevelt Middle School), in Assessor's Parcel Block No. 1061, Lot No. 049, as a Landmark under Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

12/20/17; RECEIVED FROM DEPARTMENT.

01/09/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 2/8/2018.

11/14/18; REMAIN ACTIVE. The sponsor requested this matter be extended an additional six months; 4/14/19.

02/01/19; NOTICED. Notice of Public Hearing for 2/11/2019 Land Use and Transportation Committee meeting mailed to property owners and interested parties.

Heard in Committee. Speakers: Shannon Ferguson (Planning Department); Viva Mogi and Dawn Kamalanathan (San Francisco Unified School District); Tim Frye (Planning Department); presented information and answered questions raised throughout the discussion. Professor Turner (Historic Preservation Fund Commission); Mike Buhler (San Francisco Heritage); Richard Rothman; Christopher Ver Plank; Karen Kai; spoke in support of the hearing matter.

Vice Chair Safai moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Peskin, Safai, Haney

180005 [Planning Code - Landmark Designation - 2728 Bryant Street (aka Sunshine School)]

Ordinance amending the Planning Code to designate 2728 Bryant Street (aka Sunshine School), Assessor's Parcel Block No. 4273, Lot No. 008, as a Landmark under Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

12/20/17; RECEIVED FROM DEPARTMENT.

01/09/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 2/8/2018.

11/14/18; REMAIN ACTIVE. The sponsor requested this matter be extended an additional six months; 4/14/19.

02/01/19; NOTICED. Notice of Public Hearing for 2/11/2019 Land Use and Transportation Committee meeting mailed to property owners and interested parties.

Heard in Committee. Speakers: Shannon Ferguson (Planning Department); Viva Mogi and Dawn Kamalanathan (San Francisco Unified School District); Tim Frye (Planning Department); presented information and answered questions raised throughout the discussion. Professor Turner (Historic Preservation Fund Commission); Mike Buhler (San Francisco Heritage); Richard Rothman; Christopher Ver Plank; Karen Kai; spoke in support of the hearing matter.

Vice Chair Safai moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Peskin, Safai, Haney

181045 [Planning Code, Zoning Map - 170 Valencia Street]**Sponsor: Mandelman**

Ordinance amending the Planning Code by amending the Zoning Map to rezone a portion of 170 Valencia Street from RTO (Residential Transit Oriented District) to NCT-3 (Moderate-Scale Neighborhood Commercial Transit District) to establish a uniform zoning for the site; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302.

10/30/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 11/29/2018.

11/07/18; REFERRED TO DEPARTMENT. Referred to the Planning Commission pursuant to Planning Code Section 302, for public hearing and recommendation and the Planning Department for environmental review.

11/21/18; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it would not result in a direct or indirect physical change in the environment. Any proposal would require environmental review.

01/25/19; RESPONSE RECEIVED. On January 17, 2019, the Planning Commission conducted a duly noticed public hearing and recommended approval of the proposed legislation.

02/01/19; NOTICED. 10-Day Notice for 2/11/2019 Land Use and Transportation Committee hearing published in the Examiner and posted, per California Government Code, Sections 65856 & 65090.

Heard in Committee. Speakers: Kyle Smeallie (Office of Supervisor Rafael Mandelman); Audrey Butkus (Planning Department); presented information and answered questions raised throughout the discussion.

Vice Chair Safai moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Peskin, Safai, Haney

190108 [Planning Code - Conversion of Medical Cannabis Dispensary Uses to Cannabis Retail Uses]

Ordinance amending Section 191 of the Planning Code to deem a Grandfathered Medical Cannabis Dispensary (MCD) that receives a permit to operate as an MCD from the Department of Public Health before December 31, 2019, a Temporary Cannabis Sales Use and extending the expiration date of Section 191 to January 1, 2021; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making public necessity, convenience, and welfare findings under Planning Code, Section 302. (City Administrator)

01/29/19; REFERRED. Duplicated from File No. 181061.

01/29/19; DUPLICATED. Duplicated from File No. 181061.

02/04/19; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Marlene Tran; spoke in opposition of the hearing matter. Robb Yost; spoke on various concerns relating to the hearing matter.

02/04/19; CONTINUED AS AMENDED.

Heard in Committee. Speakers: None.

Vice Chair Safai moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Peskin, Safai, Haney

181083 [Salina Lam Commemorative Plaque - 810 Silver Avenue, Hillcrest Elementary School]**Sponsor: Ronen**

Ordinance waiving permit and inspection fees, under the Commemorative Street Plaque Ordinance in the Public Works Code, for the installation of a plaque at one location on the Silver Avenue sidewalk, commemorating former Hillcrest Elementary School student Salina Lam, and directing official acts in furtherance of this Ordinance, as defined herein; and affirming the Planning Department's determination under the California Environmental Quality Act.

11/13/18; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 12/13/2018.

11/21/18; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it would not result in a direct or indirect physical change in the environment. Any proposal would require environmental review.

Heard in Committee. Speakers: Carolyn Goossen (Office of Supervisor Hillary Ronen); Jeremy Spitz (Public Works); presented information and answered questions raised throughout the discussion. Gabby; spoke in support of the hearing matter.

Member Haney moved that this Ordinance be AMENDED, AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Line 3, by adding 'Public Works hearing' after 'fees'; on Page 1, Line 6, by adding ',accepting a plaque in honor of Salina Lam as a gift to the City' after 'Salina Lam'; on Page 2, Line 16, by striking 'Fee Waiver' and replacing it with 'Waivers of Fees and Public Works Hearing'; on Page 2, Lines 20-22, by adding 'In addition, notwithstanding any contrary provision of Public Works Code Sections 789 et seq., the Board of Supervisors hereby waives the Public Works hearing on the commemorative plaque application.'; and adding other clarifying and conforming changes. The motion carried by the following vote:

Ayes: 3 - Peskin, Safai, Haney

Ordinance waiving permit and inspection fees and Public Works hearing, under the Commemorative Street Plaque Ordinance in the Public Works Code, for the installation of a plaque at one location on the Silver Avenue sidewalk, commemorating former Hillcrest Elementary School student Salina Lam, accepting a plaque in honor of Salina Lam as a gift to the City, and directing official acts in furtherance of this ordinance; and affirming the Planning Department's determination under the California Environmental Quality Act.

Vice Chair Safai moved that this Ordinance be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Peskin, Safai, Haney

ADJOURNMENT

There being no further business, the Land Use and Transportation Committee adjourned at the hour of 2:20 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.