



# City and County of San Francisco

## Meeting Minutes

### Public Safety and Neighborhood Services Committee

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

*Members: Rafael Mandelman, Catherine Stefani, Shamann Walton*

*Clerk: John Carroll (415) 554-4445*

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Thursday, July 9, 2020

10:00 AM

### Regular Meeting

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**Present:** 3 - Rafael Mandelman, Catherine Stefani, and Shamann Walton

*The Public Safety and Neighborhood Services Committee met in regular session through videoconferencing, and provided public comment through teleconferencing, on Thursday, July 9, 2020, with Chair Rafael Mandelman presiding. Chair Mandelman called the meeting to order at 10:01 a.m.*

### Remote Access to Information and Participation

*In accordance with Governor Newsom's Executive Order No. N-33-20 declaring a State of Emergency regarding the COVID-19 outbreak and Mayor London N. Breed's Proclamation declaring a Local Emergency issued on February 25, 2020, including the guidance for gatherings issued by the San Francisco Department of Public Health Officer, aggressive directives were issued to reduce the spread of COVID-19. On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely (via Microsoft Teams) and will allow remote public comment via teleconference. Visit the SFGovTV website at ([www.sfgovtv.org](http://www.sfgovtv.org)) to stream the live meetings, or to watch meetings on demand. Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at: <https://sfbos.org/remote-meeting-call>.*

*Members of the public may participate by phone or may submit their comments by email to: [john.carroll@sfgov.org](mailto:john.carroll@sfgov.org); all comments received will be made a part of the official record. Regularly-scheduled Public Safety and Neighborhood Services Committee Meetings begin at 10:00 a.m. on the second and fourth Thursdays of each month. Committee agendas and their associated documents are available at <https://sfbos.org/committees>.*

*As the COVID-19 disease progresses, please visit the Board's website ([www.sfbos.org](http://www.sfbos.org)) regularly to be updated on the current situation as it affects the legislative process. For more information contact Assistant Clerk John Carroll at (415) 554-4445.*

### ROLL CALL AND ANNOUNCEMENTS

*On the call of the roll, Chair Mandelman, Vice Chair Stefani, and Member Walton were noted present.*

*A quorum was present.*

## AGENDA CHANGES

*There were no agenda changes.*

## REGULAR AGENDA

### 200499 [Liquor License - 620 Post Street - The Nobody Inn]

Hearing to consider that the issuance of a Type-42 on-sale beer and wine public premises liquor license to The Nobody Inn, LLC, doing business The Nobody Inn, located at 620 Post Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

05/13/20; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

05/14/20; RESPONSE RECEIVED. The Planning Department submitted their recommendation for approval: Recommend Approval - Beer and Wine Bar (dba The Nobody Inn) with Type-42 License is permitted as an accessory use to the principal Tourist Hotel use within the C-3-G Zoning District per Planning Code, Sections 210.2 and 204.3. Accessory use to occupy less than 1/3 of the total hotel use floor area.

05/15/20; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

06/30/20; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following conditions:

- 1) Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on form ABC-253; and
- 2) No noise shall be audible at any nearby residence.

*Heard in Committee. Speakers: Officer Pat Macchi (Police Department); Nicola Arciero (The Nobody Inn); presented information and answered questions raised throughout the discussion.*

*A determination that the public convenience or necessity would be served was recommended by the committee.*

**Chair Mandelman moved that this Hearing be PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the issuance of a Type-42 on-sale beer and wine public premises liquor license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

Resolution determining that the issuance of a Type-42 on-sale beer and wine public premises liquor license to The Nobody Inn, LLC, doing business The Nobody Inn, located at 620 Post Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

**Chair Mandelman moved that this Resolution be RECOMMENDED. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

**190799 [Condemning the Increase of Racial Profiling and Discrimination Harassment]****Sponsors: Walton; Ronen, Haney, Mar, Mandelman and Stefani**

Resolution condemning the increase of racial profiling and discrimination harassment from private businesses and individuals who profile people of color for suspicion of crime or denial of service based on the individual's race, age, ethnicity, language, gender, sexual orientation, immigration status, and national origin.

07/16/19; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

11/14/19; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Brittni Chicuata (Human Rights Commission); presented information and answered questions raised throughout the discussion. Angela J. (SF Interrupting Racial Profiling); John Goldsmith; Ariane Eroy; Josh Clip; Marty Jaye; spoke on various concerns related to the hearing matter.

Member Walton moved that this Resolution be CONTINUED TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 3 - Mandelman, Stefani, Walton

Chair Mandelman moved to rescind the previous vote that the Resolution be CONTINUED TO THE CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 3 - Mandelman, Stefani, Walton

05/21/20; REMAIN ACTIVE. Supervisor Walton requested this matter remain active for an additional six months until November 21, 2020.

*Heard in Committee. Speakers: None.*

*Supervisors Mandelman and Stefani requested to be added as co-sponsors.*

**Chair Mandelman moved that this Resolution be RECOMMENDED. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

**191283 [Police and Public Works Codes - Administrative Penalties and Fines for Illegal Dumping]****Sponsors: Walton; Fewer, Haney, Safai, Stefani and Mandelman**

Ordinance amending the Public Works Code to authorize the Public Works Director to impose administrative penalties and fines for illegal dumping and to provide for additional enforcement remedies for illegal dumping; amending the Public Works Code to expand the definition of illegal dumping to capture electronic waste and to clarify that each act of illegal dumping constitutes a separate violation subject to abatement or enforcement actions; amending the Police Code to provide procedures for assessment and collection of administrative penalties for illegal dumping; and affirming the Planning Department's determination under the California Environmental Quality Act.

12/17/19; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 1/16/2020.

12/20/19; REFERRED TO DEPARTMENT. Referred to Public Works, the Police Department, the Public Defender, the District Attorney, the Department of the Environment, and the San Francisco Municipal Transportation Agency for informational purposes. Referred to the Planning Department for environmental review.

07/01/20; 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.

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

*Supervisors Stefani and Mandelman requested to be added as co-sponsors.*

**Chair Mandelman moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 2, lines 23-24, by inserting 'or any other government agency's'; on Page 3, Lines 9-10, by by clarifying the definition of 'costs' to include any expenses incurred by the City in abating or otherwise addressing Illegal Dumping and Illegal Dumping violations; on Page 7, Line 23, by inserting 'or civil enforcement action'; and making other clerical and conforming changes. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

Ordinance amending the Public Works Code to authorize the Public Works Director to impose administrative penalties and fines for illegal dumping, provide for additional enforcement remedies for illegal dumping, expand the definition of illegal dumping to capture electronic waste, and clarify that each act of illegal dumping constitutes a separate violation subject to abatement or enforcement actions; amending the Police Code to provide procedures for assessment and collection of administrative penalties for illegal dumping; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

Ayes: 3 - Mandelman, Stefani, Walton

**200141 [Health Code - Adult Sex Venue Health and Safety Standards]****Sponsor: Mandelman**

Ordinance amending the Health Code to require the Director of Health to adopt minimum health and safety standards governing the operation of commercial adult sex venues, but prohibiting the Director from adopting standards that require monitoring of patrons' sexual activities, or that regulate doors or mandate unlocked doors in areas where sexual activity may occur.

02/11/20; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 3/12/2020.

02/19/20; REFERRED TO DEPARTMENT. Referred to the Department of Public Health for informational purposes. Referred to the Small Business Commission for review and comment.

03/12/20; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: None.

*Heard in Committee. Speakers: Paul Aguilar; Speaker; spoke on various concerns related to the hearing matter.*

**Chair Mandelman moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 4, Line 16, by changing the deadline by which the Director of Public Health shall adopt Minimum Standards Governing the Operation of Adult Sex Venues from July 1, 2020, to January 1, 2021. The motion carried by the following vote:**

Ayes: 3 - Mandelman, Stefani, Walton

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

Ayes: 3 - Mandelman, Stefani, Walton

## ADJOURNMENT

*There being no further business, the Public Safety and Neighborhood Services Committee adjourned at the hour of 10:39 a.m.*

*N.B. The Minutes of this meeting set forth all actions taken by the Public Safety and Neighborhood Services Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.*