



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: Myrna Melgar, Dean Preston, Aaron Peskin

Clerk: Erica Major (415) 554-4441

Monday, October 4, 2021

1:30 PM

Regular Meeting

Present: 3 - Myrna Melgar, Dean Preston, and Aaron Peskin

The Land Use and Transportation Committee met in regular session through videoconferencing, and provided public comment through teleconferencing, on Monday, October 4, 2021, with Chair Myrna Melgar presiding. Chair Melgar called the meeting to order at 1:30 p.m.

Remote Access to Information and Participation

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) 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: Erica.Major@sfgov.org; all comments received will be made a part of the official record. Regularly scheduled Land Use and Transportation Committee Meetings begin at 1:30 p.m. every Monday of each month. Committee agendas and their associated documents are available at <https://sfbos.org/committees>.

ROLL CALL AND ANNOUNCEMENTS

On the call of the roll, Chair Melgar, Vice Chair Preston, and Member Peskin were noted present. A quorum was present.

COMMUNICATIONS

FINDINGS TO ALLOW TELECONFERENCED MEETING UNDER CALIFORNIA GOVERNMENT CODE SECTION 54953(e)

Heard in Committee. Speakers: None.

Chair Melgar moved to ADOPT FINDINGS required by Assembly Bill 361 that: 1) the Committee has considered the circumstances of the state of emergency; 2) the state of emergency continues to directly impact the ability of policy body members to meet safely in person; and 3) state or local officials continue to impose or recommend measures to promote social distancing. The motion carried by the following vote:

Ayes: 3 - Melgar, Preston, Peskin

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

210865 [Health, Planning, Police Codes - Various Cannabis Sunset Dates]

Sponsor: Mandelman

Ordinance amending the Health Code, Planning Code, and Police Code to extend the sunset date for provisions governing Medical Cannabis Dispensaries from December 31, 2021, to December 31, 2022; to extend the sunset date for allowing the conversion of Medical Cannabis Dispensaries with Planning Commission approval to a Cannabis Retail Use from January 1, 2022, to January 1, 2023; to allow the extension of Temporary Cannabis Business Permits for additional 120-day terms through December 31, 2022, rather than December 31, 2021; and to allow the extension of the Cannabis Event Permit pilot program through December 31, 2023, rather than December 31, 2021; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

07/27/21; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/26/2021.

09/16/21; 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

09/30/21; RESPONSE RECEIVED. On September 30, 2021, the Planning Commission held a meeting and waived their opportunity to the proposed legislation.

10/01/21; RESPONSE RECEIVED. The Commission noted they elected to submit no response for the proposed legislation.

Heard in Committee. Speakers: Tom Temprano (Office of Supervisor Rafael Mandelman); Ray Law (Office of Cannabis); presented information and answered questions raised throughout the discussion.

Member Peskin moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Melgar, Preston, Peskin

210885 [Resolution of Intention - Street Name Change - Sonora Lane to Vicha Ratanapakdee Way]**Sponsor: Stefani**

Resolution declaring the intention of the Board of Supervisors to rename the stairwell at Sonora Lane between O'Farrell Street and Terra Anza Avenue, which runs parallel to Anza Vista and St. Joseph's Avenues and is perpendicular to O'Farrell Street and Terra Anza Avenue to "Vicha Ratanapakdee Way."

07/27/21; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

08/03/21; REFERRED TO DEPARTMENT. Referred to Public Works, Police Department, Municipal Transportation Agency, Fire Department, and Department of Emergency Management for informational purposes.

08/03/21; RESPONSE RECEIVED. On August 3, 2021, the Fire Department noted no issues for the proposed renaming.

09/10/21; RESPONSE RECEIVED. The SFMTA responded noting no objections with one concern on length capacity on a street sign.

Heard in Committee. Speakers: Supervisor Catherine Stefani (Board of Supervisors); presented information and answered questions raised throughout the discussion. Speaker; Vinita Louie; Tam Lo; Beard Fong; Forrest; Bulan Smuth; Will; Ruby Chin; spoke in support of the hearing matter.

Member Peskin moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Line 20, by striking '7,000' and replacing it with '9,000'. The motion carried by the following vote:

Ayes: 3 - Melgar, Preston, Peskin

Member Peskin moved that this Resolution be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Melgar, Preston, Peskin

210600 [Planning Code - Small Business Zoning Controls in Chinatown and North Beach and on Polk Street]**Sponsor: Peskin**

Ordinance amending the Planning Code to 1) allow neighborhood-serving Social Service and Philanthropic Facility uses in Chinatown Mixed Use Districts with conditional use authorization; 2) change the provision for abandonment of a use that exceeds a use size maximum in Chinatown Mixed Use Districts; 3) change the use size limit and use size maximum in the Chinatown Community Business District; 4) exempt Institutional Community uses and Legacy Business Restaurants in Chinatown Mixed Use Districts from use size limits; 5) allow lot mergers under certain conditions in the Polk Street Neighborhood Commercial District; and 6) exclude the portion of Powell Street south of Union Street from the North Beach Financial Service, Limited Financial Service, and Business or Professional Service Subdistrict; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and public necessity, convenience, and general welfare findings pursuant to Planning Code, Section 302.

05/25/21; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/24/2021.

06/01/21; REFERRED TO DEPARTMENT. Referred to the Small Business Commission for comment and recommendation; referred to the Planning Commission pursuant to Planning Code Section 302, for public hearing and recommendation and the Planning Department for environmental review.

06/03/21; 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.

08/27/21; RESPONSE RECEIVED. On May 25, 2021, the Planning Commission met and held a duly noticed hearing and recommended approval with modifications.

09/20/21; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Veronica Flores (Planning Department); presented information and answered questions raised throughout the discussion. Mabel Tang; Amy Zhou; Speaker; Carlos Serrano; Jenny Leung; Verne Patel; Sarah Shiu; Sarah Wen; Edward Tackworn; Linda Chapman; Rachel Long; Michelle Chan; spoke in support of the hearing matter.

09/20/21; CONTINUED AS AMENDED.

09/27/21; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Kristen Jensen (Office of the City Attorney); presented information and answered questions raised throughout the discussion. Linda Chapman; spoke on various concerns relating to the hearing matter.

09/27/21; CONTINUED AS AMENDED.

Heard in Committee. Speakers: None.

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

Ayes: 3 - Melgar, Preston, Peskin

ADJOURNMENT

There being no further business, the Land Use and Transportation Committee adjourned at the hour of 2:10 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.