



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, December 5, 2022

1:30 PM

Regular Meeting

IN-PERSON MEETING
City Hall, Legislative Chamber, Room 250

(remote access provided)
(remote public comment provided via teleconference)

Present: 4 - Myrna Melgar, Dean Preston, Aaron Peskin, and Matt Dorsey

The Land Use and Transportation Committee met in regular session, in-person with remote access and public comment via telephone, on Monday, December 5, 2022, with Chair Myrna Melgar presiding. Chair Melgar called the meeting to order at 1:35 p.m.

Remote Access to Information and Participation

The Board of Supervisors and its committees will convene hybrid meetings that will allow in-person attendance, remote access, and public comment via teleconference. Visit the SFGovTV website at (www.sfgovtv.org) to stream the live meetings and watch meetings on demand or watch live meetings on San Francisco Cable Channels 26, 28, 78 or 99 (depending on your provider). Members of the public may provide public comment in-person at the above noticed location or remotely via teleconference (detailed instructions available at: <https://sfbos.org/remoted-meeting-call>).

Members of the public attending in-person may be required to wear masks or adhere to current orders, please visit https://sfbos.org/in_person_meeting_guidelines for the current guidelines.

Members of the public may also 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.

AGENDA CHANGES

There were no agenda changes.

COMMUNICATIONS

*Erica Major, Land Use and Transportation Clerk, instructed members of the public, when general public comment is called, to contribute live comments for up to two minutes in-person or by dialing the provided telephone number. In-person public comment will be taken before remote public comment is called. Those who are providing public comment remotely must dial * 3 to be added to the remote queue to speak. Written comments may be submitted through email (Erica.Major@sfgov.org) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.*

Supervisor Preston was noted absent at 1:45 p.m.

REGULAR AGENDA

221202 [Park Code - Upper Great Highway - Pilot Weekend and Holiday Vehicle Restrictions]

Sponsors: Mar; Dorsey

Ordinance amending the Park Code to restrict private vehicles on the Upper Great Highway between Lincoln Way and Sloat Boulevard, on a pilot basis, on weekends and holidays until December 31, 2025; making associated findings under the California Vehicle Code; 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.

11/28/22; DUPLICATED. Duplicated from File No. 211092.

12/02/22; REFERRED TO DEPARTMENT. Referred to the Youth Commission for comment and recommendation.

Heard in Committee. Speakers: Charles Perkins; May Zeganik; Eileen Boken; Judy Gorskey; Patricia Aric; spoke on various concerns relating to the hearing matter.

Chair Melgar moved that this Ordinance be CONTINUED TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 2 - Melgar, Peskin

Absent: 1 - Preston

Supervisor Preston was noted present at 1:46 p.m.

220811 [Planning Code - Automotive Uses]**Sponsor: Mayor**

Ordinance amending the Planning Code to increase density on lots with auto-oriented uses where housing is permitted, except for Residential-Mixed (RM) and Residential-Commercial (RC) districts and designated historic districts, but which do not currently have any residential use or a legacy business, and to remove the Conditional Use requirement to change the use of an Automobile Service Station or Automotive Use to another use, and amend zoning control tables to reflect this change; 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 findings of public necessity, convenience, and welfare as required by Planning Code, Section 302.

07/11/22; DUPLICATED. Duplicated from File No. 211092

07/11/22; CONTINUED TO CALL OF THE CHAIR.

Heard in Committee. Speakers: Aaron Starr and Joshua Switzsky (Planning Department); presented information and answered questions raised throughout the discussion. Jessica Poehler; Jacob; Tom Radulovich (Livable City); Jake Price (San Francisco Housing Action Coalition); spoke in support of the hearing matter. Speaker; spoke in opposition of the hearing matter.

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

Ayes: 3 - Melgar, Preston, Peskin

221082 [Agreement Amendment - Caltrans Maintenance Agreement - Incorporate Traffic Control Devices]**Sponsors: Mayor; Walton**

Resolution approving the Third Amendment to the Agreement for Maintenance of State Highways in San Francisco between the City and the State of California Department of Transportation (Caltrans) to include City's maintenance and operation of additional traffic control devices on right-of-way within Caltrans jurisdiction, along State Route 280, on eastbound Alemany Boulevard at San Bruno Avenue; affirming the Planning Department's determination under the California Environmental Quality Act; and authorizing the Public Works Director to enter into modifications and amendments to the Third Amendment that do not materially increase the obligations or liabilities to the City or materially decrease the public benefits accruing to the City and are necessary to effectuate the purposes of the project or this Resolution.

10/18/22; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

10/21/22; REFERRED TO DEPARTMENT. Referred to Caltrans and Public Works for informational purposes; and the Planning Department for environmental review.

12/01/22; 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. Speaker: Michelle Woo (Public Works); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Melgar, Preston, Peskin

President Shamann Walton appointed Supervisor Matt Dorsey, in place of Supervisor Aaron Peskin, to the Land Use and Transportation Committee for the regular meeting of December 5, 2022, beginning at 2:34 p.m.

Supervisor Peskin Excused from Attendance

Chair Melgar moved that Member Peskin be excused from the remainder of the meeting beginning at 2:34 p.m. The motion carried by the following vote:

Ayes: 3 - Melgar, Preston, Dorsey

Excused: 1 - Peskin

Member Peskin was noted not present at 2:34 p.m. and for the remainder of the meeting.

221015 [Hearing - Secured Bike Parking in SFMTA Garages and at Transit Stations]

Sponsor: Dorsey

Hearing to discuss existing and future options for secured bike parking in San Francisco Municipal Transportation Agency (SFMTA) parking garages and transit stations, including but not limited to BART, Cal Train and interagency terminals; and requesting SFMTA, BART, Cal Train, Transbay Joint Powers Authority, and the San Francisco County Transportation Authority to report.

09/20/22; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

09/27/22; REFERRED TO DEPARTMENT. Referred to SFMTA, BART, Cal Train, Transbay Joint Powers Authority, and the San Francisco County Transportation Authority for informational purposes.

11/28/22; REFERRED TO DEPARTMENT. Referred to the Youth Commission for comment and recommendation.

12/04/22; RESPONSE RECEIVED. The Youth Commission met and held a virtual meeting on November 30, 2022, and voted to support the hearing with recommendations noted on file.

Heard in Committee. Speakers: Heath Maddox (BART), Dan Provence (Cal Train), Matt Laskey (San Francisco Municipal Transportation Agency); Joanna Gubman, Executive Director (Urban Environmentalists); Jaime Parks (Livable Streets); presented information and answered questions raised throughout the discussion. Luke Bornheimer; David Alexander (Kid Safe); Patricia Eric; Jay; Trisha; spoke on various concerns relating to the hearing matter.

Member Dorsey moved that this Hearing be HEARD AND FILED. The motion carried by the following vote:

Ayes: 3 - Melgar, Preston, Dorsey

Excused: 1 - Peskin

221165 [Planning Code - Landmark Designation - St. James Presbyterian Church]**Sponsor: Walton**

Ordinance amending the Planning Code to designate St. James Presbyterian Church, at 240 Leland Avenue, Assessor's Parcel Block No. 6246, Lot No. 012, as a Landmark consistent with the standards set forth in 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)

11/15/22; ASSIGNED to Land Use and Transportation Committee.

11/23/22; NOTICED. Notice of Public Hearing for 12/5/2022 Land Use and Transportation Committee meeting mailed to property owners and interested parties.

Heard in Committee. Speakers: Pilar LaValley (Planning Department); presented information and answered questions raised throughout the discussion. Speaker; Carrie Young; spoke on various concerns relating to the hearing matter.

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

Ayes: 3 - Melgar, Preston, Dorsey

Excused: 1 - Peskin

221103 [Fire Code - Repealing 2019 Code, Adopting 2022 Code]**Sponsors: Mayor; Peskin and Chan**

Ordinance repealing the existing San Francisco Fire Code in its entirety and enacting a new San Francisco Fire Code consisting of the 2022 California Fire Code and portions of the 2018 International Fire Code, together with amendments specific to San Francisco, including provisions for fees for permits, inspections, and various City services, with an operative date of January 1, 2023; adopting findings of local conditions pursuant to California Health and Safety Code, Section 17958.7; directing the Clerk of the Board of Supervisors to forward San Francisco's amendments to the California Building Standards Commission and State Fire Marshal; and making environmental findings.

10/25/22; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 11/24/2022.

10/28/22; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review.

10/28/22; 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.

11/01/22; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee. 11/1/2022 - Mayor Breed introduced a substitute Ordinance bearing the same title.

11/04/22; 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.

11/25/22; NOTICED. First 10-Day Fee Ad for 12/5/2022 Land Use and Transportation Committee hearing published in the Examiner; per Government Code Section 6062(a).

12/02/22; NOTICED. Second 10-Day Fee Ad for 12/5/2022 Land Use and Transportation Committee hearing published in the Examiner; per Government Code Section 6062(a).

Heard in Committee. Speakers: Ken Coffin (Fire Department); presented information and answered questions raised throughout the discussion. Jeff Jerden (Veritas Investments); Rod Smith (Avalon Bay); Charley Goss (San Francisco Apartment Association); spoke on various concerns relating to the hearing matter.

Member Peskin moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 77, Line 24, by striking '10' years and replacing it with '12' years for the Compliance Schedule; on Page 78, Line 24, by striking 'three' years and replacing it with 'four' years; on Page 79, Line 4, by striking 'six' and replacing it with 'eight' years; and on Page 79, Page 11, by striking 'ten' and replacing it with '12'. The motion carried by the following vote:

Ayes: 3 - Melgar, Preston, Peskin

Member Peskin moved that this Ordinance be RECOMMENDED AS AMENDED AS A COMMITTEE REPORT. 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 4:06 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.