



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: John Carroll
(415) 554-4445 ~ john.carroll@sfgov.org

Monday, June 3, 2024

1:30 PM

City Hall, Legislative Chamber, Room 250

Regular Meeting

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

The Land Use and Transportation Committee met in regular session on Monday, June 3, 2024, with Chair Myrna Melgar presiding. Chair Melgar called the meeting to order at 1:32 p.m.

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

John Carroll, Land Use and Transportation Committee Clerk, instructed members of the public that public comment is taken on each item on the agenda. Alternatively, written comments may be submitted through email (john.carroll@sfgov.org) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

240263 [Planning Code - Divisadero Street Neighborhood Commercial Transit District]

Sponsor: Preston

Ordinance amending the Planning Code to permit liquor stores in the buildings with off-street parking accessed on Broderick Street within the Divisadero Street Neighborhood Commercial Transit District; 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.

03/19/24; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/18/2024.

03/27/24; REFERRED TO DEPARTMENT. Referred to the Planning Commission for findings of consistency with the General Plan; the eight priority policies of Planning Code, Section 101.1; and findings of public necessity, convenience, and welfare under Planning Code, Section 302. Referred to the Planning Department for environmental review. Referred to the Police Department Alcohol Liaison Unit for informational purposes.

04/01/24; 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.

05/29/24; RESPONSE RECEIVED. On May 23, 2024, the Planning Commission met and held a duly noticed hearing and recommended approval of the proposed legislation with modifications.

Heard in Committee. Speaker(s): Veronica Flores (Planning Department); presented information and answered questions raised throughout the discussion. Tick Falletti (Falletti Foods); shared support for the hearing matter.

Vice Chair Preston moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE on Page 1, Lines 3-5, to read 'Ordinance amending the Planning Code to permit liquor stores in the buildings located on Assessor's Block 1215, Lots 018-089 within the Divisadero Street Neighborhood Commercial Transit District;' on Page 4, Lines 9-15, to read '(5) (a) Liquor Stores are not permitted within the Divisadero Street NCT, except Liquor Stores are P for the buildings located on Assessor's Block 1215 Lots 018-089. Liquor Store uses which become inactive for more than 180 days may not be reestablished. A lawfully existing Liquor Store may relocate within the district with Conditional Use authorization;' and making conforming and clerical changes throughout the ordinance. The motion carried by the following vote:

Ayes: 3 - Melgar, Preston, Peskin

Ordinance amending the Planning Code to permit liquor stores in the buildings located on Assessor's Block, 1215 Lots 018-089 within the Divisadero Street Neighborhood Commercial Transit District; 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.

Vice Chair Preston moved that this Ordinance be RECOMMENDED AS AMENDED AS A COMMITTEE REPORT. The motion carried by the following vote:

Ayes: 3 - Melgar, Preston, Peskin

240503 [Administrative Code - Treatment of Shared Space Parklet on Clipper Street Sidewalk as Curbside Shared Space]**Sponsor: Mandelman**

Ordinance waiving specified requirements in the Administrative Code to allow a curbside shared space occupying both the parking lane and sidewalk space on the 100 Block of Clipper Street, at the intersection with Church Street, to be defined as a curbside shared space, subject to certain requirements; and affirming the Planning Department's determination under the California Environmental Quality Act.

05/14/24; ASSIGNED to Land Use and Transportation Committee. President Peskin waived the 30-day hold.

05/22/24; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review. Referred to Public Works, the Planning Department, and the San Francisco Municipal Transportation Agency for informational purposes.

05/29/24; RESPONSE RECEIVED. CEQA Clearance under Addendum #2 to San Francisco Better Streets Plan Project Mitigated Negative Declaration, April 18, 2021 Planning Department Case No. 2021-003010ENV (addendum to Case No. 2007.1238E).

Heard in Committee. Speaker(s): Adam Thongsavat (Office of Supervisor Rafael Mandelman); presented information and answered questions raised throughout the discussion. Celine O'Driscoll (Lovejoy's Tea Room); Leo Cassidy; Speaker; shared support for 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

Chair Melgar requested that File Nos. 240228 and 240563 be heard together.

240228 [Planning Code, Local Coastal Program Amendment - Wawona Street and 45th Avenue Cultural Center Special Use District]

Sponsors: Engardio; Peskin and Mandelman

Ordinance amending the Planning Code to clarify the Wawona Street and 45th Avenue Special Use District's height limit and principal permitted use for purposes of the Local Coastal Program; amending the Local Coastal Program to add the Wawona Street and 45th Avenue Cultural Center Special Use District; amending the Local Coastal Program to designate the principal permitted use within the City's Coastal Zone for purposes of appeal to the California Coastal Commission; 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 findings of public necessity, convenience, and welfare under Planning Code, Section 302.

03/12/24; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/11/2024.

03/18/24; REFERRED TO DEPARTMENT. Referred to the Planning Commission for findings of consistency with the General Plan; the eight priority policies of Planning Code, Section 101.1; and findings of public necessity, convenience, and welfare under Planning Code, Section 302. Referred to the Planning Department for environmental review.

04/02/24; RESPONSE RECEIVED. The project was determined to be exempt under Public Resources Code Section 21094.5 and CEQA Guidelines Section 15183.3 on July 17, 2023 (Planning Case No. 2022-001407ENV).

05/03/24; RESPONSE RECEIVED. On May 2, 2024, the Planning Commission met and held a duly noticed hearing and recommended approval of the proposed legislation.

05/17/24; NOTICED. Ten working-day notice for June 3, 2024 Land Use and Transportation Committee hearing published in the Examiner and posted pursuant to California Government Code, Sections 65856 & 65090; California Code Regulations Title 14, Section 13515; and City Attorney advice.

Heard in Committee. Speaker(s): Supervisor Joel Engardio (Board of Supervisors); Gabriela Pantoja (Planning Department); presented information and answered questions raised throughout the discussion. Jean Connolly; Stephanie O'Sullivan; John Kevlin (Reuben Junius and Rose LLP); Liam Reidy, President (United Irish Cultural Center); Speaker; Speaker; Celine O'Driscoll; shared support for the hearing matter. Eileen Boken; Speaker; Speaker; Speaker; shared opposition to the hearing matter.

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

Ayes: 3 - Melgar, Preston, Peskin

240563 [Local Coastal Program Amendment - Wawona Street and 45th Avenue Cultural Center Special Use District]**Sponsors: Engardio; Peskin**

Resolution transmitting to the California Coastal Commission for review and certification an amendment to the Implementation Program portion of the certified Local Coastal Program to add the Wawona Street and 45th Avenue Cultural Center Special Use District and to designate the principal permitted use within the City's Coastal Zone for purposes of appeal to the California Coastal Commission; and affirming the Planning Department's determination under the California Environmental Quality Act.

05/21/24; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

Heard in Committee. Speaker(s): Supervisor Joel Engardio (Board of Supervisors); Gabriela Pantoja (Planning Department); presented information and answered questions raised throughout the discussion. Jean Connolly; Stephanie O'Sullivan; John Kevlin (Reuben Junius and Rose LLP); Liam Reidy, President (United Irish Cultural Center); Speaker; Speaker; Celine O'Driscoll; shared support for the hearing matter. Eileen Boken; Speaker; Speaker; Speaker; shared opposition to the hearing matter.

Member Peskin moved that this Resolution 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 2:15 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.