



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, October 21, 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, October 21, 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

240906 [De Long Street - Public Right-of-Way Acceptance - Establishing Official Sidewalk Widths and Street Grades]

Sponsor: Safai

Ordinance approving funding and an offer of dedication and grant deed for real property from the Bay Area Rapid Transportation District for De Long Street between Santa Cruz and San Diego Avenues; conditionally accepting this segment of De Long Street for maintenance and liability; delegating to the Public Works Director the authority, upon completion of this Street segment to: 1) declare it as open public right-of-way, 2) dedicate it to public use, 3) designate it for street and roadway purposes, 4) finally accept this Street segment for City maintenance and liability purposes, subject to specified limitations, and 5) establish official public right-of-way widths and street grades; waiving the application of Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to allow establishment of official sidewalk widths through administrative action; adopting findings 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; accepting a Public Works Order recommending various actions in regard to De Long Street; and authorizing official acts in connection with this Ordinance to be taken by the Public Works Director and other San Francisco officers, as defined herein.

09/17/24; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/17/2024.

09/25/24; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review and findings of conformity with the General Plan and the eight priority policies of Planning Code Section 101.1. Referred to Public Works and the Real Estate Division for informational purposes.

10/15/24; RESPONSE RECEIVED. Received a General Plan Referral from the Planning Department finding conformity with the General Plan.

Heard in Committee. Speaker(s): Esther Lee (Office of Supervisor Ahsha Safai); presented information and answered questions raised throughout the discussion.

Chair Melgar moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, throughout the ordinance text to clarify references to a Public Works letter dated October 18, 2024, rather than a Public Works Order, and make conforming changes. The motion carried by the following vote:

Ayes: 3 - Melgar, Preston, Peskin

Ordinance approving funding and an offer of dedication and grant deed for real property from the Bay Area Rapid Transportation District for De Long Street between Santa Cruz and San Diego Avenues; conditionally accepting this segment of De Long Street for maintenance and liability; delegating to the Public Works Director the authority, upon completion of this Street segment to: 1) declare it as open public right-of-way, 2) dedicate it to public use, 3) designate it for street and roadway purposes, 4) finally accept this Street segment for City maintenance and liability purposes, subject to specified limitations, and 5) establish official public right-of-way widths and street grades; waiving the application of Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to allow establishment of official sidewalk widths through administrative action; adopting findings 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; accepting a Public Works letter recommending various actions in regard to De Long Street; and authorizing official acts in connection with this Ordinance to be taken by the Public Works Director and other San Francisco officers, as defined herein.

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

Ayes: 3 - Melgar, Preston, Peskin

240909 [Interim Zoning Controls - Legacy Businesses in Neighborhood Commercial Districts]

Sponsors: Peskin; Chan, Preston, Walton, Ronen and Melgar

Resolution imposing interim zoning controls for an 18-month period to require conditional use authorization prior to replacing a Legacy Business in Neighborhood Commercial Districts and Neighborhood Commercial Transit Districts, and the Chinatown Community Business, Chinatown Visitor Retail, and Chinatown Residential Neighborhood Commercial Districts; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the eight priority policies of Planning Code, Section 101.1.

09/17/24; ASSIGNED to Land Use and Transportation Committee. 9/18/24 - President Peskin waived the 30-day rule pursuant to Board Rule No. 3.22.

09/24/24; RESPONSE RECEIVED. On September 23, 2024, the Small Business Commission met and and voted to support the proposed legislation with recommendations.

09/25/24; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review.

09/29/24; NOTICED. Twenty-Day Notice for October 21, 2024 Land Use and Transportation Committee hearing published in the Examiner pursuant to Planning Code, Section 333.

10/01/24; NOTICED. Twenty-Day Notice for July 15, 2024 Land Use and Transportation Committee hearing posted online and mailed pursuant to Planning Code Section 333.

10/17/24; 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.

Heard in Committee. Speaker(s): Vanick Der Bedrossian (La Mediterranee); Sean and Ari Kim (Joe's Ice Cream); Henry Karnilowicz (SF Council of District Merchants Association); Virginia Prings; Robert Waterman; Christin Evans (Small Business Forward); Yolanda Prado (Small Business Forward); Monica Morse; Art Persyko; Peter Papadopoulos (Mission Economic Development Agency); spoke in support of the hearing matter. Richard Kurylo; shared various concerns regarding the hearing matter.

Supervisor Melgar requested to be added as a co-sponsor.

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

Ayes: 3 - Melgar, Preston, Peskin

240908 [Commemorative Street Name Designation - “Joe Rosenthal Way” - 600 Block of Sutter Street]**Sponsors: Peskin; Chan and Melgar**

Resolution adding the Commemorative Street Name “Joe Rosenthal Way” to the 600 block of Sutter Street in recognition of his contributions as a photojournalist whose images of San Francisco captured the life and spirit of the City, and whose coverage of World War II had an indelible impact on the country and the world.

09/17/24; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

09/25/24; REFERRED TO DEPARTMENT. Referred to Public Works for informational purposes.

10/11/24; NOTICED. Ten-Day Notice for October 21, 2024 Land Use and Transportation Committee hearing posted online, onsite, and mailed, pursuant to Public Works Code Section 789, et seq.

Heard in Committee. Speaker(s): Quentin L. Kopp presented information and answered questions raised throughout the discussion. Tom Graves; Mike Rocco, CEO (Marines' Memorial Association and Foundation in San Francisco); Don Reed; Speaker; spoke in support of the hearing matter.

Supervisor Melgar requested to be added as a co-sponsor.

Member Peskin moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Lines 13-16, to read 'Joe Rosenthal captured one of the most iconic photos of the 20th century while on assignment with the Associated Press, a 1945 wartime image that was a symbol of impending Allied victory, and was used the same year on war bonds that raised more than \$26 billion for the war effort.' 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

240967 [Administrative Code - E-Bike Incentive Fund]**Sponsors: Peskin; Preston and Melgar**

Ordinance amending the Administrative Code to establish the E-Bike Incentive Fund to support implementation of an electric bicycle (or “e-bike”) incentive program administered by the Department of the Environment.

10/01/24; ASSIGNED to Rules Committee. President Peskin waived the 30-day hold pursuant to Board Rule 3.22.

10/09/24; REFERRED TO DEPARTMENT. Referred to the Department of the Environment for informational purposes.

10/15/24; TRANSFERRED to Land Use and Transportation Committee. President Peskin transferred the file from the Rules committee to the Land Use and Transportation committee.

10/16/24; REFERRED TO DEPARTMENT. Referred to the Youth Commission for review and comment.

Heard in Committee. Speaker(s): Luke Bornheimer, Executive Director, and Peter Darshe (Streets Forward); presented information and answered questions raised throughout the discussion. Kyle Woodward; Speaker; Claire Amable (San Francisco Bicycle Coalition); spoke in support of the hearing matter. Robert Waterman; shared various concerns regarding the hearing matter.

Member Peskin 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 2:49 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.