



TERMINATION OF ORDERS ISSUED UNDER PROCLAMATION OF LOCAL EMERGENCY

WHEREAS, On February 25, 2020, the Mayor issued a Proclamation of Local Emergency (“Proclamation”) under California Government Code Sections 8550 et seq., San Francisco Charter Section 3.100(14), and Chapter 7 of the San Francisco Administrative Code, in connection with the imminent spread within the City of a novel (new) coronavirus (“COVID-19”); and

WHEREAS, The Mayor subsequently updated the Proclamation through the issuance of 48 Supplements to the Proclamation, including over 100 individual orders, many of which have been amended and in some cases terminated based on the status of the ongoing emergency and the public health response; and

WHEREAS, On October 17, 2022, the Governor of the State of California announced that the statewide Declaration of Emergency (“Declaration”) due to COVID-19, which originally issued on March 4, 2020, will terminate effective February 28, 2023; and

WHEREAS, While certain of the Mayor’s supplemental orders are still pending and remain necessary at this time, as summarized below, it is also appropriate to prepare for the orderly termination of these remaining orders given the scheduled termination of the Governor’s Declaration, the current state of the pandemic, the status of the City’s pandemic response, the City’s policies regarding vaccination of City employees and employee return-to-work, the vaccination rates in San Francisco, and the current public health indicators; and

WHEREAS, With respect to public meetings, Section 3 of the First Supplement suspended the requirement in the Charter that commissions, boards, and other City policy bodies meet in-person; Sections 6 and 8 of the 5th Supplement suspended various provisions of the Sunshine Ordinance for public meetings during the emergency; and Section 1 of the 45th Supplement allowed for the continuation of remote meetings under certain conditions; and

WHEREAS, With respect to City employment and human resource practices, Section 3 of the 16th Supplement authorized the City to waive the time restrictions that limit how long employees appointed under certain Charter provisions can remain employed by the City; and Section 1 of the 37th Supplement temporarily waived provisions of City law



to expedite the process of filling positions left vacant due to vaccination policy-related suspensions or terminations; and

WHEREAS, With respect to vaccination requirements, Section 1 of the 38th Supplement imposed vaccination requirements on employees of City contractors who work in close proximity with City employees; and Section 2 of the 38th Supplement, as updated by Section 2 of the 41st Supplement, required members of City policy bodies to be fully vaccinated; and

WHEREAS, With respect to facilitating the City's public health response, Section 3 of the 5th Supplement suspended provisions of the Planning Code and other local laws to enable temporary medical and public health facilities on City streets; Section 1 of the 21st Supplement waived provisions of the Planning Code to allow schools to temporarily expand their premises to accommodate physical distancing requirements or increases in enrollment; and Section 1 of the 43rd Supplement authorized the City Administrator to issue fines for violations of the Health Officer's order requiring certain healthcare facilities to offer testing to patients within designated timeframes and to provide reports to the Department of Public Health; and

WHEREAS, With respect to housing, Section 4 of the 5th Supplement suspended provisions of local law to facilitate the use of private hotel rooms for the COVID-19 response effort; Section 1 of the 6th Supplement waived the City's hotel tax on such hotel rooms; Section 1 of the 15th Supplement authorized real property belonging to the Mayor's Office of Housing and Community Development to be used for temporary emergency housing for homeless, including tent encampments; and Section 2 of the 28th Supplement waived provisions of local law to allow student housing to be used for temporary residential use by non-students; and

WHEREAS, Section 3 of the 2nd Supplement suspended lien proceedings for delinquent water and sewer bills; and

WHEREAS, Section 1 of the 44th Supplement authorized the City to continue funding for nonprofit contractors and grantees that were not performing services due to the emergency; and

WHEREAS, Following the termination of the supplemental orders identified above, the Mayor wishes to delay termination of the Proclamation for a reasonable time, for the limited purposes of enabling the City to seek full reimbursement for eligible costs incurred in the emergency response from federal and state authorities as authorized by



law, and to facilitate an orderly transition with respect to the City's Shared Spaces Program; and

WHEREAS, The remaining orders with respect to "Shared Spaces" programs consist of Section 1 of the 18th Supplement, which authorized the Department of Public Works to implement a program to allow restaurants and retail establishments to temporarily use privately owned open space in front of their premises; Section 3 of the 18th Supplement, as updated by Section 1 of the 23rd Supplement, which authorized the Planning Department to implement such a program; Section 1 of the 26th Supplement, which authorized the Director of Transportation to issue permits to close streets for outdoor dining, retail, and services; and Section 1 of the 27th Supplement, which authorized the Entertainment Commission to permit outdoor entertainment and outdoor amplified sound in connection with certain types of permitted events;

NOW, THEREFORE

I, London N. Breed, Mayor of the City and County of San Francisco, order that all supplemental orders identified herein, with the exception of the Shared Spaces orders, shall terminate effective 11:59 p.m. on February 28, 2023.

DATED: January 25, 2023

A handwritten signature in blue ink that reads "London Breed".

London N. Breed
Mayor of San Francisco