

1 [Administrative Code - Entertainment Zones]

2
3 **Ordinance amending the Administrative Code to establish two Entertainment Zones:**
4 **the Mid-Market Entertainment Zone, on Market Street between 5th Street and 6th Street,**
5 **with eastern boundaries at Mason Street on the north side of Market Street and at 5th**
6 **Street on the south side of Market Street, and western boundaries at the intersection of**
7 **Golden Gate Avenue and Taylor Street on the north side of Market Street and at 6th**
8 **Street on the south side of Market Street; and the Arena Entertainment Zone, bounded**
9 **by Warriors Way on the north, Terry A. Francois Boulevard on the east, 16th Street on**
10 **the south, and 3rd Street on the west; and affirming the Planning Department's**
11 **determination under the California Environmental Quality Act.**

12 **NOTE:** **Unchanged Code text and uncodified text** are in plain Arial font.
13 **Additions to Codes** are in *single-underline italics Times New Roman font*.
14 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
15 **Board amendment additions** are in double-underlined Arial font.
16 **Board amendment deletions** are in ~~strikethrough Arial font~~.
17 **Asterisks (* * * *)** indicate the omission of unchanged Code
18 subsections or parts of tables.

19 Be it ordained by the People of the City and County of San Francisco:

20 Section 1. CEQA Findings.

21 The Planning Department has determined that the actions contemplated in this
22 ordinance comply with the California Environmental Quality Act (California Public Resources
23 Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of
24 Supervisors in File No. 240843 and is incorporated herein by reference. The Board affirms
25 this determination.

1 Section 2. Chapter 94B of the Administrative Code is hereby amended by revising
2 Section 94B.4, to read as follows:
3

4 **SEC. 94B.4. ENTERTAINMENT ZONE LOCATIONS.**

5 (a) The Board of Supervisors hereby establishes all of the Downtown Activation
6 Locations set forth in Administrative Code Section 94D.3, including all public streets, public
7 rights-of-way^s, and sidewalks in front of storefronts abutting both sides of said locations, and
8 all establishments holding permits or licenses from ABC that are located on either side of said
9 locations, as Entertainment Zones under Sections 23039.5 and 25690 of the California
10 Business and Professions Code.

11 (b) Additional Entertainment Zones.

12 (1) Mid-Market Entertainment Zone.

13 (A) All sidewalks on Market Street between 5th Street and 6th Street, with
14 eastern boundaries at Mason Street on the north side of Market Street and at 5th Street on the south
15 side of Market Street, and western boundaries at the intersection of Golden Gate Avenue and Taylor
16 Street on the north side of Market Street and at 6th Street on the south side of Market Street, and all
17 premises specified in Section 94B.2(c) that are adjacent thereto, are hereby designated as the Mid-
18 Market Entertainment Zone under Sections 23039.5 and 25690 of the California Business and
19 Professions Code.

20 (B) An Entertainment Zone Event within the Mid-Market Entertainment Zone
21 must receive a permit for the temporary occupancy of a public sidewalk from the Department of Public
22 Works.

23 (C) Notwithstanding subsection (c), if an Entertainment Zone Event within the
24 Mid-Market Entertainment Zone does not involve the closure of a public street, it need not receive a
25 permit for the use of a public street under Transportation Code Division I, Section 6.6 or 6.16 or

1 Transportation Code Division II, Section 206, or other applicable authority of the San Francisco
2 Municipal Transportation Agency (SFMTA).

3 **(2) Arena Entertainment Zone.**

4 (A) The area bounded by the southern side of Warriors Way on the north, the
5 western side of Terry A. Francois Boulevard on the east, the northern side of 16th Street on the south,
6 and the eastern side of 3rd Street on the west, including all sidewalks but excluding public streets and
7 other rights-of-way, is hereby designated as the Arena Entertainment Zone under Sections 23039.5 and
8 25690 of the California Business and Professions Code.

9 (B) The establishment of the Arena Entertainment Zone pursuant to this
10 subsection (b)(2) shall in no way affect the land use authorizations for or ownership or control of any
11 private property within the Arena Entertainment Zone.

12 (C) The Arena Entertainment Zone shall be subject to any controls imposed by
13 the Mission Bay South Redevelopment Plan.

14 (D) Notwithstanding subsection (c), if an Entertainment Zone Event within the
15 Arena Entertainment Zone does not involve the closure of a public street, it need not receive a permit
16 for the use of a public street under Transportation Code Division I, Section 6.6 or 6.16 or
17 Transportation Code Division II, Section 206, or other applicable authority of the SFMTA.

18 (e) Except as otherwise specified in this Section 94B.4, An Entertainment Zone Event must
19 receive a permit for the use of a public street under Transportation Code Division I, Section
20 6.6 or 6.16 or Transportation Code Division II, Section 206, or other applicable authority of the
21 San Francisco Municipal Transportation Agency (SFMTA).

22 (de) Outdoor consumption of alcoholic beverages is authorized within an Entertainment
23 Zone during any Entertainment Zone Event on any day of the year between the hours of noon
24 and 11:59 p.m., inclusive, subject to any additional limitations imposed by any ABC permit or
25 license and by the Management Plan, or if none, the Downtown Activation Permit, for the

1 Entertainment Zone, including but not limited to more restrictive days and hours during which
2 outdoor consumption of alcoholic beverages is authorized.

3 (~~e~~) A Downtown Activation Permit is not required to hold an Entertainment Zone
4 Event.

5
6 Section 3. Effective Date. This ordinance shall become effective 30 days after
7 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
8 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
9 of Supervisors overrides the Mayor's veto of the ordinance.

10
11 Section 4. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
12 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
13 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
14 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
15 additions, and Board amendment deletions in accordance with the "Note" that appears under
16 the official title of the ordinance. For purposes of this ordinance, the font used for "Unchanged
17 Code text" (plain Arial font) includes amendments to Administrative Code Section 94B.4 made
18 in the ordinance in Board of Supervisors File No. 240804.

19
20 APPROVED AS TO FORM:
21 DAVID CHIU, City Attorney

22 By: /s/ Victoria Wong
23 VICTORIA WONG
24 Deputy City Attorney

25 n:\egana\as2024\2500003\01788895.docx



City and County of San Francisco

Tails Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 240843

Date Passed: October 15, 2024

Ordinance amending the Administrative Code to establish two Entertainment Zones: the Mid-Market Entertainment Zone, on Market Street between 5th Street and 6th Street, with eastern boundaries at Mason Street on the north side of Market Street and at 5th Street on the south side of Market Street, and western boundaries at the intersection of Golden Gate Avenue and Taylor Street on the north side of Market Street and at 6th Street on the south side of Market Street; and the Arena Entertainment Zone, bounded by Warriors Way on the north, Terry A. Francois Boulevard on the east, 16th Street on the south, and 3rd Street on the west; and affirming the Planning Department's determination under the California Environmental Quality Act.

October 07, 2024 Land Use and Transportation Committee - RECOMMENDED AS COMMITTEE REPORT

October 08, 2024 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

October 15, 2024 Board of Supervisors - FINALLY PASSED

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai and Walton
Excused: 1 - Stefani

File No. 240843

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 10/15/2024 by the Board of Supervisors of the City and County of San Francisco.

[Handwritten signature of Angela Calvillo]

Angela Calvillo
Clerk of the Board

[Handwritten signature of London N. Breed]

London N. Breed
Mayor

10/24/24

Date Approved