[Urging Governor's Office to Extend Eviction Protections and Financial Support for Small Businesses and Their Employees]

Resolution urging the Office of the Governor of the State of California to extend eviction protections and financial support for small businesses and their employees beyond September 30, 2020, to facilitate a healthier economic recovery from the COVID-19 pandemic.

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

WHEREAS, On March 16, 2020, California Governor Gavin Newsom issued Executive Order N-28-20, finding that it is necessary to promote stability among commercial tenancies to further public health and mitigate the economic pressures of the emergency, and waiving certain provisions of state law so that local jurisdictions may achieve these purposes; and

WHEREAS, Specifically, Executive Order N-28-20 temporarily suspended state laws that restrict a local government’s exercise of its police power to substantively limit residential or commercial evictions based on nonpayment of rent arising out of a substantial decrease in business income; and

WHEREAS, On May 29, 2020, Governor Newsom issued Executive Order N-66-20, which extended the protections set forth in Executive Order N-28-20 for 60 days until July 28, 2020, and June 30, 2020, Governor Newsom issued Executive Order N-71-20, which extended those same protections to September 30, 2020; and
WHEREAS, On March 18, 2020, the Mayor issued a Fourth Supplement to the Proclamation, imposing a temporary moratorium on eviction for non-payment of rent by commercial tenants directly impacted by the COVID-19 crisis, with which the Board of Supervisors concurred; and

WHEREAS, The Mayor subsequently issued Executive Orders extending the commercial eviction moratorium for 30-day periods on April 15, 2020, May 17, 2020, June 12, 2020, July 10, 2020, and August 12, 2020, with which the Board of Supervisors concurred; and

WHEREAS, On September 11, 2020, the Mayor issued an Executive Order once again extending the commercial eviction moratorium to September 30, 2020, the current expiration date of the protections authorizing San Francisco’s local eviction moratorium set forth in the Governor’s Executive Order N-71-20; and

WHEREAS, On September 14, 2020, San Francisco Mayor N. Breed issued a public statement calling for an extension of the commercial eviction protections beyond September 30, 2020, noting that, “The virus has not gone away, and our economy has not yet recovered,” and, “Without these protections, it will take us even longer for our economy to recover;” and

WHEREAS, While San Francisco has made significant strides to lower COVID-19 transmission rates, which has in turn enabled the gradual reopening and limited operation of many small businesses in San Francisco, many of the businesses who suffered losses related to COVID-19 remain unable to pay back rent that came due while they were partially or completely shut down by the government’s pandemic response; and

WHEREAS, As stated in the Governor’s Executive Order N-66-20 and in Executive Order N-71-20, many Californians (including San Francisco residents) are continuing to experience substantial losses of income, hindering their ability to keep up with their rent, and
there is an ongoing need to promote security and stability in order to reduce the spread of COVID-19; and

WHEREAS, San Francisco government and the government of the State of California share an obligation to extend efforts to stabilize commercial tenancies and to create pathways for agreements between property owners and their commercial tenants that are mutually agreeable and facilitate the continued operation of small businesses across the state; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco joins Mayor London N. Breed’s efforts to work together with the Office of California Governor Gavin Newsom to extend eviction protections and financial support for small businesses and their employees beyond September 30, 2020; and, be it

FURTHER RESOLVED, That this Resolution be forwarded to San Francisco’s State legislative delegation and to the Office of California Governor Gavin Newsom.
Resolution urging the Office of the Governor of the State of California to extend eviction protections and financial support for small businesses and their employees beyond September 30, 2020, to facilitate a healthier economic recovery from the COVID-19 pandemic.

September 22, 2020 Board of Supervisors - ADOPTED
Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

I hereby certify that the foregoing Resolution was ADOPTED on 9/22/2020 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Angela Calvillo
Clerk of the Board

10/02/2020
Date