



SMALL BUSINESS COMMISSION

Legislation and Policy Committee

Notice of Meeting & Agenda



Monday, November 18, 2013

3:30 P.M.

CITY HALL, ROOM 421

1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102

Meeting will begin following the Small Business Commission meeting at 2:00 PM in Room 416

COMMISSIONERS:

Commissioner Stephen Adams, Chair

Commissioners William Ortiz-Cartagena, Irene Yee Riley

1. **Call to order and roll call.**
2. **Approval of minutes from the October 28, 2013 meeting.** (Action Item)
Explanatory Documents: [Draft minutes from the October 28, 2013 meeting](#)
3. **General Public Comment.** (Discussion Item)
4. **Discussion and possible action to make recommendations to the Small Business Commission on Board of Supervisors File No. 131023 [Planning Code - Establishing the Excelsior Outer Mission Street Neighborhood Commercial District]:** Ordinance amending the Planning Code to establish the Excelsior Outer Mission Street Neighborhood Commercial District (NCD) along Mission Street between Alemany Boulevard and the San Francisco-San Mateo County line; repealing the Excelsior Alcohol Restricted Use District and adding controls on liquor establishments to the new NCD; amending various sections to make conforming and other technical changes; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. THIS LEGISLATION WAS SUBSTITUTED ON 11/5/2013. (Discussion and Possible Action Item)
Explanatory Documents: [BOS File No. 131023](#); [BOS File No. 131023 Legislative Digest](#)
5. **Discussion and possible action to make recommendations to the Small Business Commission on Board of Supervisors File No. 131059 [Planning Code - Allowing Certain Non-Conforming Structures to be Rebuilt Under Certain Conditions]:** Ordinance amending the Planning Code to allow non-conforming secondary structures in a C-3-R (Downtown Retail) Zoning District to be demolished and rebuilt to the prior non-conforming size under certain conditions; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Discussion and Possible Action Item)
Explanatory Documents: [BOS File No. 131059](#)
6. **Discussion and possible action to make recommendations to the Small Business Commission on Board of Supervisors File No. 131062 [Police Code - Reporting Information About Employees of Private Parking Garages and Parking Lots]:** Ordinance amending the Police Code to require applicants for commercial parking permits to provide the residential zip code, gender, and duration of employment for employees and other individuals working in parking lots or parking garages. (Discussion and Possible Action Item)
Explanatory Documents: [BOS File No. 131062](#); [BOS File No. 131062 Legislative Digest](#)

SMALL BUSINESS COMMISSION
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SMALL BUSINESS COMMISSIONERS:

STEPHEN ADAMS
KATHLEEN DOOLEY
MARK DWIGHT
LUKE O'BRIEN
WILLIAM ORTIZ-CARTAGENA
IRENE YEE RILEY
MONETTA WHITE
REGINA DICK-ENDRIZZI, EXECUTIVE DIRECTOR

7. **Discussion and possible action to make recommendations to the Small Business Commission on Board of Supervisors File No. 131064 [Planning Code - Definition of Bona Fide Eating Place]:** Ordinance amending the Planning Code to expand the definition of “bona fide eating place” to include a definition based on food sales per occupant; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Discussion and Possible Action Item)

Explanatory Documents: [BOS File No. 131064](#)

8. **Discussion and possible action to make recommendations to the Small Business Commission on Board of Supervisors File No. 131065 [Initiative Ordinance - Business and Tax Regulations Code - Tax on Sugar-Sweetened Beverages to Fund Recreation Programs]:** Motion ordering submitted to the voters at an election to be held on November 4, 2014, an Ordinance amending the Business and Tax Regulations Code, by adding a new Article 8, imposing a tax of two cents per ounce on the distribution of sugar-sweetened beverages, to fund City-operated programs and grants for active recreation and improving food access and nutrition, and San Francisco Unified School District physical education, after school physical activity, health, or nutrition programs, and school lunch and other school nutrition programs. (Discussion and Possible Action Item)

Explanatory Documents: [BOS File No. 131065](#); [BOS File No. 131065 Legislative Digest](#)

9. **Discussion and possible action to make recommendations to the Small Business Commission on Board of Supervisors File No. 131068 [Interim Zoning Controls - Residential Uses in Commercial Buildings in an Area Bounded by Market, Second, Brannan, Division, and South Van Ness Streets]:** Resolution imposing interim zoning controls to require that for a 12-month period in the area bounded by Market Street from Van Ness Street east to 5th Street on the north side and east to 2nd Street on the south side, 2nd Street south to Brannan Street, Brannan Street west to Division Street, and South Van Ness Street north to Market Street: 1) except for a permit to address life/safety issues, a building permit for a commercial building shall not be issued pending the Planning Department’s determination that the commercial space has not been converted to any residential use; and 2) the reestablishment of a commercial use that has been converted to residential use shall require Planning Commission approval through either an authorization under Planning Code Section 320 et seq. or a conditional use authorization; to require the Planning and Building Departments to complete a study of the conversion of commercial spaces to residential uses in this area; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. THIS LEGISLATION WAS SUBSTITUTED ON 11/5/2013. (Discussion and Possible Action Item)

Explanatory Documents: [BOS File No. 131068](#)

10. **Review and discussion of SBC/OSB projects and assignments to the Committee.** (Discussion Item)
11. **Commissioner Reports.** (Discussion Item)
12. **New Business:** Allows committee members to introduce new agenda items for future consideration by the committee. (Discussion and Possible Action Item)
13. **Adjournment.** (Action Item)

Public Comment will be taken before or during the Committee’s consideration of each agenda item. Copies of explanatory documents and other related materials listed in this agenda are available for public inspection and/or copying at City Hall, Room 110. Please call the Office of Small Business at (415) 554-6134 to make arrangements for pick up or review.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that city operations are open for the people's review. For more information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact the Sunshine Ordinance Task Force at 554-6083. To obtain a free copy of the Sunshine Ordinance contact:

Frank Darby, Administrator
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4683
Office: (415) 554-7724
Fax: (415) 554-5163
E-Mail: sof@sfgov.org

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at www.sfgov.org.

Cell Phone and/or Sound-Producing Electronic Device Usage at Hearings

Effective January 21, 2001, the Board of Supervisors amended the Sunshine Ordinance by adding the following provision: The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

Disability Access Policy

Accessible seating for persons with disabilities (including those using wheelchairs) is available. The closest accessible BART Station is the Civic Center station located at the intersection of Market, Hyde and Grove Streets. Accessible MUNI lines serving the Veterans Building are 42 Downtown Loop and the #71 Haight/Noriega and the F line to Market and Van Ness and the Metro stations at Van Ness and Market and at Civic Center. For more information about MUNI accessible services call 923-6142. Accessible parking in the vicinity of the Veterans Building adjacent to Davies Hall and the War Memorial Complex. American Sign Language interpreters and/or a sound enhancement system will be available upon request by contacting Milton Edelin at 558-6410 at least 72 hours prior to a hearing. Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call our accessibility hotline at (415) 554-8925 to discuss meeting accessibility. In order to assist the city's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the city to accommodate these individuals.

Translation Services

Interpreters for languages other than English are available on request. Sign language interpreters are also available on request. For other accommodation, please call the Department of Human Services staff support representative at 557-5989 at least two business days before a meeting.

Lobbyist Ordinance

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by San Francisco Lobbyist Ordinance [Article II of the San Francisco Campaign and Governmental Conduct Code] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 30 Van Ness Ave., Suite 3900, SF 94102 (415) 581-2300, FAX (415) 581-2317 and web site address at <http://www.sfgov.org/ethics/>.

Chemical Sensitivity

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical base products. Please help the City accommodate these individuals.