BUILDING INSPECTION COMMISSION (BIC)

Department of Building Inspection (DBI)

Remote Hearing via video and teleconferencing

NOTICE OF REGULAR MEETING

Wednesday, July 21, 2021 at 10:00 a.m.

WATCH: SF Cable Channel 78/Watch www.sfgovtv.org

WATCH: https://bit.ly/3hI6vFt

LISTEN/PUBLIC COMMENT CALL-IN: 1-415-655-0001 / Access Code: 146 829 7021

To raise your hand for public comment on a specific agenda item press *3 when prompted by the meeting moderator.

Due to the COVID-19 health emergency and to protect our Commissioners, DBI staff, and members of the public, the Building Inspection Commission's Meeting Room (Room 416) is closed.

Members of the public are to participate remotely. If you want to ensure your comment on any item on the agenda is received by the Building Inspection Commission in advance of the meeting, please send an email to sonya.harris@sfgov.org by 5pm on Tuesday, July 20th or call (628) 652-3510.

Please see the information towards the end of the agenda for remote meeting access.

MEMBERS OF THE COMMISSION

Angus McCarthy, President
Jason Tam, Vice-President
Alysabeth Alexander-Tut, Commissioner
Raquel Bito, Commissioner
Jon Jacobo, Commissioner
Sam Moss, Commissioner
Angie Sommer, Commissioner

DEPARTMENT & COMMISSION STAFF

Patrick O'Riordan, Interim Director	(628) 652-3500
Sonya Harris, Secretary	(628) 652-3510
Monique Jones, Assistant Secretary	(628) 652-3510

CITY ATTORNEY REPRESENTATIVE

Dep. City Atty. Robb Kapla	(415) 554-4647

AGENDA

(The BIC will take public comment on every item appearing on the agenda. Members of the public who address the Commission have the discretion on whether they wish to identify themselves for the record.)

1. Call to Order and Roll Call.

2. President's Announcements.

3. General Public Comment: The BIC will take public comment on matters within the Commission's jurisdiction that are not part of this agenda.

4. APPEAL PURSUANT TO SECTION D3.750-4 OF THE CITY CHARTER AND ADMINISTRATIVE CODE SECTION 77.3 [*Discussion and Possible Action*]]

Appellants Misung Kim and Wonjae Lee c/o RJR appeal the Department of Building Inspection Interim Director's May 3, 2021 decision finding that an unlawful residential demolition under Building Code section 103A.3.1 occurred on property located at 1681 10th Avenue, and imposing a five-year moratorium on issuance of building permits with respect to that property. Appellants contend that the Interim Director's imposition of the five-year moratorium on issuance of permits is an abuse of discretion.

a. Presentation by parties including witnesses.
b. Deliberation and possible decision by the Building Inspection Commission.

5. Discussion regarding the search for a Permanent Director of the Department of Building Inspection (DBI).

6. Commissioner's Questions and Matters.

a. Inquiries to Staff. At this time, Commissioners may make inquiries to staff regarding various documents, policies, practices, and procedures, which are of interest to the Commission.

b. Future Meetings/Agendas. At this time, the Commission may discuss and take action to set the date of a Special Meeting and/or determine those items that could be placed on the agenda of the next meeting and other future meetings of the Building Inspection Commission.

7. Presentation regarding an Ordinance amending the Planning Code to clarify the requirements for applications to construct Accessory Dwelling Units under the City's local Accessory Dwelling Unit approval process; amending the Administrative Code to clarify that landlords may not remove tenant housing services without just cause and that issuance of a building permit does not constitute just cause; making findings as required by the Tenant Protection Act of 2019, in addition to other requirements.

8. Update regarding oversight and safety of construction conducted under the Mandatory Soft Story Retrofit program.

9. Discussion on BIC Sub-Committees and their roles (Access Appeals Commission (AAC), Board of Examiners (BOE), and Code Advisory Committee (CAC), including update from Nominations Sub-Committee.

10. Update regarding DBI's initiatives to accelerate permit processing during the health crisis.

11. Director's Report.

- **a.** Update on DBI's finances.
- **b.** Update on proposed or recently enacted State or local legislation.
- **c.** Update on major projects.
- **d.** Update on Code Enforcement.

12. Review and approval of the minutes of the Regular Meeting of March 17, 2021.

13. Adjournment.

Copies of documents referred to in the agenda will be available at https://sfdbi.org/meetings/17 **[Sonya Harris, 628-652-3510]** If any materials related to an item on this agenda have been distributed to the Building Inspection Commission after distribution of the agenda packet, those materials will be available for public inspection.

Remote Meeting Access (WEBEX)

To watch via WebEx application on your desktop/laptop:

Click the link to join the meeting - https://bit.ly/3hI6vFt

You will then be prompted to enter the following information:

First and Last Name: These fields are required to be entered; however, if you wish to remain anonymous, you may type "Public" in the first and last name fields.

Email Address: This field is required to be entered; however, if you wish to remain anonymous, you may type "public@public.com" in the email field

Click the "**Join Now**" button to join the meeting

Public Comment Call-In: 1-415-655-0001 / Access Code: 146 829 7021

Providing Public Comment:

- Dial in to 1-415-655-0001 and then enter access code 146 829 7021 then #
- **Press** # again to enter meeting as an ATTENDEE
- You will hear a beep when you join the meeting as a participant. Stop and LISTEN

- Wait for Public Comment to be announced.
- When the President or Commission Secretary calls for Public Comment, dial '*' then '3' to be added to the speaker line.
- You will then hear "You have raised your hand to ask a question, please wait to speak until the host calls on you." Callers will hear silence when waiting for their turn to speak.
- Ensure you are in a quiet location. Before you speak, mute the sound of any equipment around you, including televisions, radios, and computers. **It is especially important that you mute your computer (if you are watching via the web link) so there is no echo sound when you speak.**
- To withdraw your question, press '*' then '3'. – you will hear: "You have lowered your hand."
- When the system message says "Your line has been unmuted" - **THIS IS YOUR TIME TO SPEAK.**
- When the President or Commission Secretary states "Welcome Caller," you are encouraged to state your name clearly. As soon as you speak, you will have 2 minutes to provide your comments.
- Once your 2 minutes have expired, you will be moved out of the speaker line and back as a participant in the meeting (unless you disconnect). You will hear "Your line has been muted."
- Participants who wish to speak on other public comment periods can stay on the meeting line and listen for the next public comment opportunity.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

(Chapter 67 of the San Francisco Administrative Code)

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 and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

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.

FOR MORE INFORMATION ON YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE, TO OBTAIN A COPY OF THE SUNSHINE ORDINANCE, OR TO REPORT A VIOLATION OF THE ORDINANCE, CONTACT THE SUNSHINE ORDINANCE TASK FORCE AT CITY HALL, 1 DR. CARLTON B. GOODLETT PLACE, ROOM 244 SAN FRANCISCO, CA 94102. OFFICE (415) 554-7724, FAX (415) 554-5163, E-MAIL: sotf@sfgov.org

Citizens interested in obtaining a free copy of the Sunshine Ordinance can request a copy from the Sunshine Ordinance Task Force or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, http://www.sfgov.org/sunshine/ and at the San Francisco Public Library.

MISSION STATEMENT

As a policy-making and supervisory body mandated by the City Charter, the seven-member citizen Building Inspection Commission will manage the Department of Building Inspection and the bodies subordinate to the Commission by overseeing the effective, efficient, fair and safe enforcement of the City and County's Building, Housing, Plumbing, Electrical and Mechanical Codes, along with Disability Access Regulations.

ACCESSIBLE MEETING INFORMATION POLICY

The meeting will be held at the City Hall Building, located at 1 Dr. Carlton B. Goodlett Place, 4th Floor, Room 416. The closest accessible BART station is the Civic Center Station at 8th (at the United Nations Plaza) and Market Streets.

Accessible MUNI/Metro lines servicing this location are the J-Church, K-Ingleside, L-Taraval, M-Ocean view, and N-Judah at Van Ness and Civic Center Stations; 9-San Bruno, 71-Haight, and 42-Downtown bus lines. For information about MUNI accessible services call (415) 923-6142.

The Commission meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

Accessible seating for persons with disabilities (including those using wheelchairs) will be available. Assistive Listening devices will be available at the meeting. To request a sign language interpreter, reader, materials in alternative formats, or other accommodations for a disability, please contact the **Commission Secretary, Sonya Harris (628) 652-3510**. Providing 72 hours notice will help to ensure availability.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call (628) 652-3510 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such persons, 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.

LANGUAGE ACCESS

Please note: For questions about the Language Access Ordinance, please contact OCEIA at (415) 581-2360 and ask for the Executive Director or Language Access Compliance Officer. Language Assistance: To request an interpreter for a specific item during the meeting, please contact the **Commission Secretary, Sonya Harris, at (628) 652-3510** or by email at sonya.harris@sfgov.org at least 48 hours in advance of the hearing.

POLICY STATEMENT OF PUBLIC HEARING OR MEETING

Pursuant to Section 67.7-1(c) of the San Francisco Administrative Code, members of the public who are unable to attend the public meeting or hearing may submit written comments regarding a calendared item to the BIC Commission Secretary, Sonya Harris, at 49 South Van Ness Avenue, 5th Floor, San Francisco, CA 94103 or at the place of the scheduled hearing before the proceedings begin. These written comments shall be made a part of the official public record and these comments will be brought to the attention of the members of the Building Inspection Commission. [Twenty copies are necessary.]

POLICY STATEMENT OF PUBLIC COMMENT

Pursuant to Section 67.16 of the San Francisco Administrative Code, each member of the public may address the Commission once for up to two minutes on any agenda item.

SAN FRANCISCO LOBBYIST ORDINANCE

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code § 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site: https://sfethics.org/.

CONTRIBUTION RESTRICTION

Campaign & Governmental Conduct Code section 1.127 prohibits any person with a financial interest in certain land use matters from making a political contribution to any committee controlled by an individual currently holding, or seeking election to, the office of Mayor, Supervisor, or City Attorney.

Solicitation or acceptance of such a contribution is also prohibited. Be aware that certain matters pending before or acted upon by the Building Inspection Commission may constitute land use matters under section 1.127. Please visit sfethics.org to learn more about whether your involvement in such matters affects your ability to make political contributions, or contact the Ethics Commission at ethics.commission@sfgov.org or (415) 252-3100.