



ACCESS APPEALS COMMISSION AGENDA

Wednesday, July 13, 2011
1:00 P.M.
City Hall
1 Dr. Carlton B. Goodlett Place, Room 416

MATTERS FOR CONSIDERATION

AGENDA:

1. CALL TO ORDER AND ROLL CALL

2. REVIEW AND APPROVAL OF MINUTES

(ACTION)

The June 8, 2011 meeting minutes of the Access Appeals Commission.

3. REVIEW OF COMMUNICATIONS ITEMS:

(DISCUSSION)

The Commission may discuss or acknowledge communication items received pertinent to the agenda topic for joint discussion.

4. NEW APPEAL

(ACTION)

APPEAL 11-04

RICHARD RUTTER

335 Powell Street

The appellant is requesting the use of parallel parking and traveling behind vehicles other than their own as equivalent facilitation for the for accessible parking at this existing hotel.

5. DISCUSSION AND POSSIBLE ACTION ON VARIOUS ADMINISTRATIVE MATTERS:
(DISCUSSION AND POSSIBLE ACTION)

6. COMMISSIONERS' AND STAFF'S QUESTIONS AND COMMENTS:

(DISCUSSION)

Commissioners' and Staff's open discussion to identify new agenda items and current agenda items to be continued to another regular commission meeting, or special meeting. Commission discussion and possible action regarding administrative issues related to access appeals.

MEMBERS OF THE COMMISSION

Mr. Arnie Lerner, AIA, Commissioner
Mr. William Scott Ellsworth, President
Ms. Alyce G. Brown, Commissioner
Mt. Walter Park, Commissioner
Mr. Ronald Vernali, Vice-President

DEPARTMENT REPRESENTATIVES

Department of Building Inspection: Mr. Thomas Fessler, Secretary (415) 575-6923
Ms. Evelyn Karcs, Recording Secretary (415) 558-6530
City Attorney's Office: Ms. Elaine Warren (415) 554-4614

7. PUBLIC COMMENT: **(DISCUSSION)**
Comment time is limited to 3 minutes per person.

8. ADJOURNMENT: **(ACTION)**

Thomas Fessler, Building Inspector
Department of Building Inspection
Secretary to the Access Appeals Commission

If any materials related to an item on this agenda have been distributed to the Access Appeals Commission after distribution of the agenda packet, those materials are available for public inspection at Department of Building Inspection, 1660 Mission Street, San Francisco, CA 94103, 1st floor Public Information Counter, during normal office hours.

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 FRANK DARBY BY MAIL TO INTERIM ADMINISTRATOR, SUNSHINE TASK FORCE CITY HALL, ROOM 244, 1 DR. CARLTON B. GOODLETT PLACE, SAN FRANCISCO, CA 94102-4689. OFFICE (415) 554-7724, FAX (415) 554-7854, E-MAIL: sof@sfgov.org

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Citizens interested in obtaining a free copy of the Sunshine Ordinance can request a copy from Ms. Destro 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.

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 Administrative Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site: sfgov.org/ethics.

ACCESSIBLE MEETING INFORMATION POLICY

Accessible MUNI lines service City Hall. Contact MUNI Accessible Services at (415) 923-6142 or www.sfmuni.com for detailed information. For general route information, call MUNI at (415) 673-6864.

The Commission meeting room in City Hall 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.

Assistive listening devices can be made available at the meeting. To request a sign language interpreter, reader, materials in alternative formats, or to request other accommodations for a disability, please contact the **AAC Secretary, Thomas Fessler (415) 575-6923**. Requests for accommodations made at least 72 hours in advance of the meeting will help to ensure availability.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call (415) 558-6014 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.

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 AAC Secretary, Thomas

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Fessler, at 1660 Mission Street 3rd 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 Access Appeals 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 three minutes on any agenda item.

SUMMARY OF RULES OF EVIDENCE AND TESTIMONY

Access Appeals Commission Rules will be available at each meeting. For an advance copy, please contact **Thomas Fessler (415) 575-6923**.

All persons testifying in any matter on the Commission Agenda must first be sworn in by the Official Reporter.

The Director's staff representative shall make the first presentation of each appeal, followed by the appellant, each for up to seven minutes. The Director's representative and the appellant then each have three minutes for rebuttal. Any interested persons not affiliated with the principal who wishes to speak on the item may then be heard once for up to three minutes. Additional time may only be granted at the discretion of the President or Chairperson.

Acceptance of additional documentary evidence at the hearing is at the discretion of the President or Chairperson. In general, all written information pertaining to the appeal provided by the appellant shall be submitted to the Secretary nineteen days in advance of the hearing date.

If an appeal is denied by the Commission, the appellant has the right to request a rehearing if he or she may demonstrate that they have substantially new information for the Commission's consideration. A request for a rehearing must be made within ten days of the meeting date at which

the appeal was denied. Such a request shall be made by letter and addressed to the Secretary of the Commission. The letter should state the reasons for the request and should present the new information. The filing fee for a rehearing request is \$100.00.

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REQUEST FOR NOTICE OF HEARING AND AGENDAS

If you wish to be included in the Access Appeals Commission mailing list for Notice of Hearings and Agendas, contact Thomas Fessler, at the Disabled Access Section of the Department of Building Inspection, 3rd floor, 1660 Mission St, 94103, or call 415-575-6923. The Access Appeals Commission Hearing Agendas and Minutes are also available at our web site http://www.sfgov.org/site/dbi_meeting.asp

INFORMATION GUIDE TO THE ACCESS APPEALS PROCESS

A guide to the access appeals process is available by contacting Thomas Fessler, Secretary, Access Appeals Commission, at the Disabled Access Section of the Department of Building Inspection, 3rd floor, 1660 Mission Street, San Francisco, CA 94103, or by calling 415-575-6923.