



**TWENTY-SECOND SUPPLEMENT TO MAYORAL PROCLAMATION
DECLARING THE EXISTENCE OF A LOCAL EMERGENCY
DATED FEBRUARY 25, 2020**

WHEREAS, California Government Code Sections 8550 et seq., San Francisco Charter Section 3.100(14) and Chapter 7 of the San Francisco Administrative Code empower the Mayor to proclaim the existence of a local emergency, subject to concurrence by the Board of Supervisors as provided in the Charter, in the case of an emergency threatening the lives, property or welfare of the City and County or its citizens; and

WHEREAS, On February 25, 2020, the Mayor issued a Proclamation (the “Proclamation”) declaring a local emergency to exist in connection with the imminent spread within the City of a novel (new) coronavirus (“COVID-19”); and

WHEREAS, On March 3, 2020, the Board of Supervisors concurred in the Proclamation and in the actions taken by the Mayor to meet the emergency; and

WHEREAS, On March 4, 2020, Governor Gavin Newsom proclaimed a state of emergency to exist within the State due to the threat posed by COVID-19; and

WHEREAS, On March 6, 2020, the Health Officer declared a local health emergency under Section 101080 of the California Health and Safety Code, and the Board of Supervisors concurred in that declaration on March 10, 2020; and

WHEREAS, On March 16, 2020, the City’s Health Officer issued a stay safe at home order, Health Officer Order No. C19-07 (the “Stay Safe At Home Order”), requiring most people to remain in their homes subject to certain exceptions including obtaining essential goods such as food and necessary supplies, and requiring the closure of non-essential businesses; the Health Officer has amended the Stay Safe At Home Order to modify the ongoing restrictions; and

WHEREAS, There have been 4,696 confirmed cases of COVID-19 within the City and 50 COVID-19-related deaths in the City; there have been more than 346,000 confirmed cases in California and more than 7,200 COVID-19-related deaths in California; and

WHEREAS, At the outset of the COVID-19 emergency, policy bodies, including the Board of Supervisors, were not able to hold in-person meetings to conduct business, and



had not yet developed the technological capacity to meet remotely. To account for the inability of policy bodies to meet, on March 11, 2020, the Mayor issued the First Supplement to the Proclamation of Local Emergency, ordering that deadlines set by local law requiring City policy bodies to take action within a certain time period be suspended during the emergency and for 14 days following the termination of the local emergency, if such policy bodies were unable to meet and comply with such deadlines due to the emergency; and

WHEREAS, The Board of Supervisors developed the capacity to meet remotely, but the complexity of holding remote evidentiary hearings on appeals delayed the scheduling those appeal hearings. Some appellants and/or interested parties lack the technology necessary to participate remotely, and require accommodations to ensure meaningful participation. Other appellants and/or interested parties are struggling to manage the demands of life in a pandemic, and need more time to prepare for a hearing. Remote meetings tend to be much longer in duration than in-person meetings, making it infeasible for the Board to schedule more than two hearings per meeting. Additionally, there are significant administrative challenges to holding multiple hearings at the same meeting, as it requires the Clerk's office to maintain multiple public comment queues. Thus, it is in the public interest to extend the deadline by which the Board of Supervisors is required to hold hearings on matters appealed to it in order to accommodate the difficulties posed by remote meetings and to provide for orderly resolution of these matters; and

WHEREAS, The emergency has greatly impacted public transportation operations due to public health orders requiring people to stay home and to physically distance while in public. The Municipal Transportation Agency has temporarily suspended the operation of the City's three cable car lines and other transit lines. Given the small size and configuration of cable cars, it is particularly difficult for passengers and operators to maintain adequate physical distancing to safely operate. Given the public health risks, it is in the public interest to temporarily suspend the legal requirement that the City maintain cable car service;

NOW, THEREFORE,

I, London N. Breed, Mayor of the City and County of San Francisco, proclaim that there continues to exist an emergency within the City and County threatening the lives, property or welfare of the City and County and its citizens;



In addition to the measures outlined in the Proclamation and in the Supplements to the Proclamation issued on various dates, it is further ordered that:

(1) Notwithstanding any City law to the contrary, which is hereby suspended if and to the extent in conflict with this Order, for any appeal to the Board of Supervisors that was filed on or after March 11, 2020, including but not limited to appeals filed under Section 31.16 of the Administrative Code, Sections 303 and 308 of the Planning Code, or Section 1314 of the Subdivision Code, the Clerk of the Board of Supervisors shall schedule an initial hearing by no later than September 30, 2020.

(2) Charter Section 8A.114 requiring cable car lines to be maintained and operated at normal levels of scheduling and service in effect on July 1, 1971, is suspended. This Order shall remain in effect until 120 days after termination or expiration of the Stay Safe At Home Order or any extension thereof.

DATED: July 15, 2020

A handwritten signature in blue ink that reads "London N. Breed".

London N. Breed
Mayor of San Francisco