

# **BCDC San Francisco Bay Plan Amendment Process**

McAteer Petris Act Section 66652

San Francisco Bay Plan

CA Code of Regulations Chapter 10,  
Article 1, Sections 11001-11007

# Amendment Process

- Staff prepares proposed Descriptive Notice, Commission adopts (30 days prior to public hearing on proposed amendment).
- Staff prepares analysis and report on proposed changes (background, description, statement of effects, statement of consistency, environmental assessment, comments & response summary, changes to water-oriented use or boundary, and staff recommendation).

# Amendment Process

- Initial Public Hearing is held
- Staff prepares Recommendation – comments and responses included
- Staff mails Recommendation
- Commission votes (2/3 affirmation) – not less than 90 days after the notice of public hearing
- Office of Administrative Law review

# New and Amended Policies Take Effect

# McAteer Petris Act

**Section 66652.** The commission at any time may amend, or repeal and adopt a new form of, all or any part of the San Francisco Bay Plan but such changes shall be consistent with the findings and declarations of policy contained in this title. Such changes shall be made by resolution of the commission adopted after public hearing on the proposed change, of which adequate descriptive notice shall be given. If the proposed change pertains to a policy or standard contained in the San Francisco Bay Plan, or defines a water-oriented use referred to in Section 66602 or 66605, the resolution adopting the change shall not be voted upon less than 90 days following notice of hearing on the proposed change and shall require the affirmative vote of two-thirds of the commission members.

# San Francisco Bay Plan

In amending the Bay Plan policies and maps or making other changes in the Plan, the Commission acts in accordance with the provisions of the McAteer-Petris Act, including:

- The Commission is directed to make continuing studies of any matters related to the Bay that, in the Commission's judgment, are necessary to keep the Bay Plan policies and Bay Plan maps up to date.
- The Commission is required to conduct a public hearing on any proposal to change the Bay Plan policies or the Bay Plan maps.
- The Commission may amend the Bay Plan policies upon the affirmative vote of two-thirds of the members of the Commission, such vote not to be taken less than 90 days following public notice of the hearing on the proposed policy amendment. The Commission may make non-policy amendments to the Bay Plan maps upon the affirmative vote of a majority of the Commission, such vote to be taken not less than 30 days following notice of the hearing on the proposed change.

# California Code of Regulations

- [§ 11000. Information Required to Consider Plan Amendment.](#)
- [§ 11001. Preparation, Contents and Circulation of Draft Adequate Descriptive Notice.](#)
- [§ 11002. Commission Determination to Initiate Amendment Process; Adoption and Mailing of Descriptive Notice.](#)
- [§ 11003. Staff Planning Report.](#)
- [§ 11004. Public Hearing\(s\).](#)
- [§ 11005. Staff Planning Recommendation.](#)
- [§ 11006. Contents of a Resolution of Approval.](#)
- [§ 11007. Notice of Adopted Amendments.](#)