

1 [Settlement of Lawsuit - Friends of Appleton-Wolford Libraries and Coalition for a Better North
2 Beach Library - City to Waive Litigation Costs]

3 **Ordinance authorizing settlement of the lawsuit filed by Friends of Appleton-Wolford**
4 **Libraries and Coalition for a Better North Beach Library and Playground against the**
5 **City and County of San Francisco; the lawsuit was filed on July 27, 2011, in San**
6 **Francisco Superior Court, Case No. CPF-11-511469 (Court of Appeal Case No.**
7 **A136409), entitled Friends of Appleton-Wolford Libraries, et al. v. City and County of**
8 **San Francisco, et al.; material terms of said settlement are Petitioners' waiver of further**
9 **appeal rights in exchange for the City's waiver of litigation costs.**

10
11 Be it ordained by the People of the City and County of San Francisco:


12 Section 1. Pursuant to Charter section 6.102(5), the Board of Supervisors hereby
13 authorizes the City Attorney to settle the action entitled *Friends of Appleton-Wolford Libraries,*
14 *et al. v. City and County of San Francisco, et al.*, San Francisco Superior Court, Case No.
15 CPF-11-511469 (Court of Appeal Case No. A136409), by the material terms as set forth in the
16 Settlement Agreement contained in Board of Supervisors File No. 140762. The material
17 terms of the Settlement Agreement include San Francisco's agreement to waive its claimed
18 litigation costs, in exchange for Petitioners' waiver of all further appeal rights.

19 Section 2. The above-named action was filed in San Francisco Superior Court on
20 July 27, 2011, and the following parties were named in the lawsuit: Petitioners Friends of
21 Appleton-Wolford Libraries and Coalition for a Better North Beach Library and Playground;
22 Respondents City and County of San Francisco, the Board of Supervisors of the City and
23 County of San Francisco, San Francisco Public Library Commission, San Francisco Planning
24 Commission and San Francisco Recreation and Park Commission.

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APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney


KRISTEN A. JENSEN
Deputy City Attorney

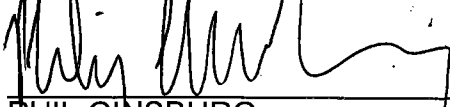
RECOMMENDED:

SAN FRANCISCO PUBLIC LIBRARY


LUIS HERRERA
City Librarian

RECOMMENDED:

SAN FRANCISCO RECREATION AND
PARK DEPARTMENT


PHIL GINSBURG
General Manager

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City and County of San Francisco
Tails
Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 140762

Date Passed: July 29, 2014

Ordinance authorizing settlement of the lawsuit filed by Friends of Appleton-Wolford Libraries and Coalition for a Better North Beach Library and Playground against the City and County of San Francisco; the lawsuit was filed on July 27, 2011, in San Francisco Superior Court, Case No. CPF-11-511469 (Court of Appeal Case No. A136409), entitled Friends of Appleton-Wolford Libraries, et al. v. City and County of San Francisco, et al.; material terms of said settlement are Petitioners' waiver of further appeal rights in exchange for the City's waiver of litigation costs.

July 17, 2014 Rules Committee - RECOMMENDED AS COMMITTEE REPORT

July 22, 2014 Board of Supervisors - PASSED ON FIRST READING

Ayes: 10 - Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee
Excused: 1 - Avalos

July 29, 2014 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

File No. 140762

I hereby certify that the foregoing
Ordinance was FINALLY PASSED on
7/29/2014 by the Board of Supervisors of
the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

Date Approved