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GRANTING REVOCABLE PERMISSION TO THE SAN FRANCISCO REDEVELOPMENT AGENCY (SFRA) TO CONSTRUCT PRIVATELY MAINTAINED IMPROVEMENTS INCLUDING NEW SIDEWALK INTERLOCKING PAVERS, NEW PEDESTRIAN LIGHTING, SIDEWALK FURNITURE, AND THE WIDENING OF THE PEDESTRIAN BRIDGE WITHIN THE WESTERN ADDITION REDEVELOPMENT PROJECT AREAS A-1 AND A-2, ON FILLMORE STREET BETWEEN POST STREET AND GOLDEN GATE AVENUE AND ADOPTING FINDINGS PURSUANT TO PLANNING CODE SECTION 101.1.

RESOLVED, That permission, revocable at the will of the Board of Supervisors and automatically terminating upon failure to continue in force the insurance protection hereafter referred to, is hereby granted to the San Francisco Redevelopment Agency (SFRA) to occupy a portion of the sidewalk areas on Fillmore Street between Post Street and Golden Gate Avenue, for the purpose of constructing and maintaining new sidewalk interlocking pavers, pedestrian lighting, sidewalk furniture, and other related improvements as shown on the plan, a copy of which is on file in the office of the Clerk of the Board of Supervisors.

FURTHER RESOLVED, That the project intended by the encroachment is consistent with the eight priority policies of City Planning Code Section 101.1; in that:

1. The project is for construction of privately maintained improvements on Fillmore Street between Post Street and Golden Gate Avenue, and would have no adverse effect on neighborhood serving retail uses or opportunities for employment in or ownership of such businesses.
2. The project would have no adverse effect on the City's housing stock or on neighborhood character.
3. The project would have no adverse effect on the City's supply of affordable housing.

- 1 4. The project would not result in commuter traffic impeding MUNI transit service or
2 overburdening the streets or neighborhood parking. .
3 5. The project would not adversely affect the industrial or service sectors or future
4 opportunities for resident employment or ownership in these sectors.
5 6. The project would not adversely affect achieving the greatest possible preparedness
6 against injury and loss of life in an earthquake and would not affect community safety.
7 7. The project would not adverse effect on landmarks or historic buildings.
8 8. The project would have no adverse effect on parks and open space or their access to
9 sunlight or vistas.

10 PROVIDED HOWEVER, That this permission shall not become effective until:

11 [a] There shall have been executed and acknowledged by the Permittee; and by it
12 delivered to the City's Controller, who shall have had recorded in the office of the
13 County Recorder a Street Encroachment and Street Tree Maintenance Agreement, a
14 copy of which is on file with the Clerk of the Board of Supervisors in File No.

15 001471 and which is hereby declared to be a part of this resolution as if set
16 forth fully herein, and the copy of this resolution attached thereto as Exhibit A.

17 [b] There shall have been delivered to the Controller the policy of insurance provided for
18 in said agreement and the Controller shall have had approved same as complying with
19 the requirements of said agreement. The Controller may, at his option accept, in lieu
20 of said insurance policy, the certificate of an insurance company certifying to the
21 existence of such a policy.

22 FURTHER PROVIDED, The Permittee, at the permittee's sole expense, and as is necessary as
23 a result of this permit, shall make arrangements: [1] to provide for the support and protection of
24 facilities belonging to the Department of Public Works, public utility companies, the San Francisco
25 Water Department, the San Francisco Fire Department and other City departments; [2] to remove or

1 change the location of such facilities and provide access to such facilities for the purpose of
2 constructing, reconstructing, maintaining, operating or repairing such facilities.

3 FURTHER PROVIDED, That the Permittee shall procure the necessary permits from the
4 Permit Bureau and/or Bureau of Street-Use and Mapping, Department of Public Works, and pay the
5 necessary permit fees and inspection fees before starting work.

6 FURTHER PROVIDED, That the Board of Supervisors reserves the right to exact a permit
7 fee, or rental, for the use of said street areas for the purpose of performance of its governmental or
8 proprietary activities, including the constructing, reconstructing, maintaining, operating, repairing,
9 removing and use of public utilities located under, over or along said street area;

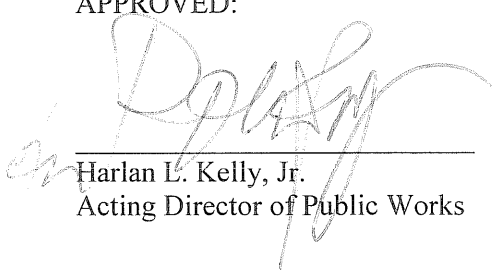
10 FURTHER PROVIDED, That no structure shall be erected or constructed within said street
11 right-of-way except as specifically permitted herein;

12 FURTHER PROVIDED, That the Permittee shall assure all costs and maintenance and repair
13 of the encroachments and no cost or obligation of any kind shall accrue to the City and County of San
14 Francisco by reason of this permission granted.

15 RECOMMENDED:

16 APPROVED:

17
18 
19 Kathy How
Acting Deputy Director of Engineering
and City Engineer

20
21 
22 Harlan L. Kelly, Jr.
23 Acting Director of Public Works
24
25



City and County of San Francisco

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

Tails Resolution

File Number: 001471

Date Passed:

Resolution granting revocable permission to the San Francisco Redevelopment Agency (SFRA) to construct privately maintained improvements including new sidewalk interlocking pavers, new pedestrian lighting, sidewalk furniture, and the widening of the pedestrian bridge within the Western Addition Redevelopment Project Areas A-1 and A-2, on Fillmore Street between Post Street and Golden Gate Avenue and adopting findings pursuant to Planning Code Section 101.1.

August 28, 2000 Board of Supervisors — ADOPTED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng,
Yaki, Yee

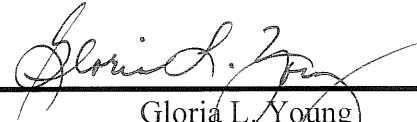
Absent: 1 - Newsom

File No. 001471

I hereby certify that the foregoing Resolution was ADOPTED on August 28, 2000 by the Board of Supervisors of the City and County of San Francisco.

SEP - 1 2000

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Willie L. Brown Jr.