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[Gift of Vacant Real Property – Kite Hill]

Resolution accepting a gift of vacant real property adjacent to Kite Hill at 19th and Yukon Streets (Lot 023, Block 2701A) and placing such real property under the jurisdiction of the Recreation and Park Department; adopting findings pursuant to the California Environmental Quality Act; adopting findings that acceptance of this gift of real property is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to accept the Grant Deed and take certain actions in furtherance of this resolution.

WHEREAS, Article 7.4 of The Allan A. Roberts 2004 Revocable Trust dated October 20, 2004 (the "Trust") directs the Trust to make a gift to the City and County of San Francisco (the "City") of the real property commonly known as Lot 023 in Assessor Block 2701A, consisting of approximately 8,000 square feet of vacant land adjacent to the Kite Hill Open Space (the "Property"); and

WHEREAS, Article 7.4 of the Trust further specifies that "Settlor's wishes are that this land be designated as "open space", but does not require that City designate the Property as "open space"; and

WHEREAS, If City accepts the Property, City would accordingly place the Property under the jurisdiction of the Recreation and Park Department without designating the Property as "open space"; and

WHEREAS, Pursuant to Recreation and Park Commission Resolution No. 0605-006, the Recreation and Park Commission approved accepting the gift of the Property from the Trust for the purpose of increasing the area of public open space in the neighborhood,

1 preserving the native plant species and providing additional pedestrian access onto Kite Hill;
2 and

3 WHEREAS, The Director of Planning, by letter dated February 15, 2006, found that
4 accepting the gift of this Property is categorically exempt from environmental review pursuant
5 to CEQA guidelines and is consistent with the City's General Plan and the Eight Priority
6 Policies of City Planning Code Section 101.1, which letter is on file with the Clerk of the Board
7 of Supervisors in File No. 060844, and which letter is incorporated herein by this reference;
8 now, therefore, be it

9 RESOLVED, That the Board of Supervisors hereby adopts the findings set forth in the
10 letter of the Director of Planning, dated February 15, 2006, with respect to CEQA, the City's
11 General Plan and the Eight Priority Policies of City Planning Code Section 101.1 for the same
12 reasons as set forth in the February 15, 2006 letter, and hereby incorporates such findings by
13 reference as though fully set forth in this resolution; and, be it

14 FURTHER RESOLVED, That the Board of Supervisors hereby approves accepting the
15 gift of this Property and placing the Property under the jurisdiction of the Recreation and Park
16 Department, and authorizes the Director of Property to accept the Grant Deed to the Property
17 and take those actions that the Director of Property and the City Attorney deem necessary or
18 advisable to complete the transaction and effectuate the purpose and intent of this resolution,
19 including examining and approving title to the Property.

20
21 RECOMMENDED:

22 
23 Amy L. Brown
24 Director of Property
25



City and County of San Francisco

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

Tails

Resolution

File Number: 060844

Date Passed:

Resolution accepting a gift of vacant real property adjacent to Kite Hill at 19th and Yukon Streets (Lot 023, Block 2701A) and placing such real property under the jurisdiction of the Recreation and Park Department; adopting findings pursuant to the California Environmental Quality Act; adopting findings that acceptance of this gift of real property is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to accept the Grant Deed and take certain actions in furtherance of this resolution.

August 15, 2006 Board of Supervisors — ADOPTED

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick,
Mirkarimi, Peskin, Sandoval

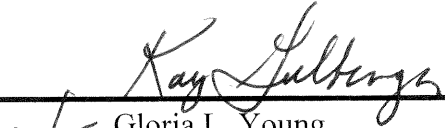
Excused: 1 - Alioto-Pier

File No. 060844

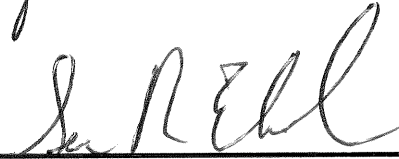
I hereby certify that the foregoing Resolution was **ADOPTED** on August 15, 2006 by the Board of Supervisors of the City and County of San Francisco.

8/17/2006

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Gavin Newsom