

1 [Settlement of Lawsuit - Pacific Rod & Gun Club - City to Receive \$8,250,000]

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3 **Ordinance authorizing settlement of the lawsuit filed by the City and County of San**
4 **Francisco against Pacific Rod & Gun Club for \$8,250,000; the lawsuit was filed on**
5 **March 27, 2014, in San Francisco Superior Court, Case No. CGC-14-538294; entitled**
6 **City and County of San Francisco v. Pacific Rod & Gun Club; the City sued its former**
7 **tenant Pacific Rod & Gun Club for nuisance and breach of contract to recover the**
8 **City's hazardous material remediation expenses resulting from the Club's use of**
9 **shotgun shells containing lead and arsenic and targets containing asphalt compounds**
10 **at a gun range that it operated on City property on Lake Merced from 1933 to 2015.**

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

13 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby
14 authorizes the City Attorney to settle the action entitled City and County of San Francisco, et
15 al. v. Pacific Rod & Gun Club, et al., San Francisco Superior Court, Case No. CGC-14-
16 538294 by the payment by Pacific Rod & Gun Club of \$8,250,000 to the City. The City sued
17 its former tenant Pacific Rod & Gun Club for nuisance and breach of contract to recover the
18 City's hazardous material remediation expenses resulting from the Club's use of shotgun
19 shells containing lead and arsenic and targets containing asphalt compounds at a gun range
20 that it operated on City property on Lake Merced from 1933 to 2015.

21 Section 2. The above-named action was filed in San Francisco Superior Court on
22 March 27, 2014, and the following parties were named in the lawsuit: Plaintiff: City and
23 County of San Francisco acting by and through its Public Utilities Commission; Defendant:
24 Pacific Rod & Gun Club, a California non-profit corporation.

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APPROVED AS TO FORM AND
RECOMMENDED:


DENNIS J. HERRERA
City Attorney



CHERYL ADAMS
Chief Trial Deputy

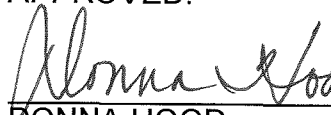
RECOMMENDED:

SAN FRANCISCO PUBLIC UTILITIES
COMMISSION



HARLAN L. KELLY, JR.
General Manager

APPROVED:



DONNA HOOD
Commission Secretary

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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: 170927

Date Passed: October 24, 2017

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Pacific Rod & Gun Club for \$8,250,000; the lawsuit was filed on March 27, 2014, in San Francisco Superior Court, Case No. CGC-14-538294; entitled City and County of San Francisco v. Pacific Rod & Gun Club; the City sued its former tenant Pacific Rod & Gun Club for nuisance and breach of contract to recover the City's hazardous material remediation expenses resulting from the Club's use of shotgun shells containing lead and arsenic and targets containing asphalt compounds at a gun range that it operated on City property on Lake Merced from 1933 to 2015.

October 04, 2017 Government Audit and Oversight Committee - RECOMMENDED

October 17, 2017 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Breed, Cohen, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang and Yee

October 24, 2017 Board of Supervisors - FINALLY PASSED

Ayes: 10 - Breed, Cohen, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Tang and Yee

Absent: 1 - Sheehy

File No. 170927

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 10/24/2017 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

11/03/17

Date Approved