

1 [Acceptance and Recording of Avigation Easements - San Mateo County - San Francisco
2 International Airport's Noise Insulation Program]

3 **Resolution authorizing acceptance and recording of 124 Avigation Easements from**
4 **various property owners in San Mateo County required for the San Francisco**
5 **International Airport's Noise Insulation Program; affirming the Planning Department's**
6 **determination of "not a project" under the California Environmental Quality Act; and**
7 **authorizing the Director of Property to execute documents, make certain modifications,**
8 **and take certain actions in furtherance of this Resolution, as defined herein.**

9
10 WHEREAS, The San Francisco International Airport ("SFO") is required by the State of
11 California Noise Standard for Airports (Title 21 of the California Code of Regulations) to
12 eliminate incompatible land uses within the Noise Impact Boundary; and

13 WHEREAS, Incompatibility with an airport use may be eliminated if the properties are
14 insulated to meet an interior noise standard of 45 decibels and/or the airport proprietor has
15 obtained an avigation easement for said properties; and

16 WHEREAS, On October 6, 2020, by Resolution No. 20-0187, on January 18, 2022, by
17 Resolution No. 22-0008, and on May 17, 2022, by Resolution No. 22-0094, the San Francisco
18 Airport Commission authorized the request for Board of Supervisors acceptance and
19 recordation of the 124 Easements now presented for acceptance and recordation; copies of
20 which Resolutions are on file with the Clerk of the Board of Supervisors under File No.
21 230401, and which Resolutions are incorporated herein by this reference; and

22 WHEREAS, The Director of Planning, by letters dated May 10, 2022, and December
23 14, 2022, which are on file with the Board of Supervisors under File No. 230401 and
24 incorporated by reference, found that the acquisition of the avigation easement is consistent
25

1 with the General Plan, and with the eight priority policies of the Planning Code, Section 101.1;
2 and

3 WHEREAS, The Planning Department has determined that the actions contemplated in
4 this Resolution are "not a project" under the California Environmental Quality Act (California
5 Public Resources Code, Sections 21000 et seq.); said determination is on file with the Clerk of
6 the Board of Supervisors in File No. 230401 and is incorporated herein by reference; and the
7 Board affirms this determination; and

8 WHEREAS, Templates of the Grant of Avigation Easements ("Easement Agreement")
9 between the City and the various property owners used for this Project are on file with the
10 Clerk of the Board of Supervisors in File No. 230401, which is incorporated herein by this
11 reference; now, therefore, be it

12 RESOLVED, That in accordance with the recommendations of the San Francisco
13 Airport Commission and the Director of Property, the Board of Supervisors hereby approves
14 the Easement Agreements and the transactions contemplated thereby in substantially the
15 form of such easement agreements presented to this Board; and, be it

16 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of
17 Property to enter into any additions, amendments or other modifications to the Easement
18 Agreements (including, without limitation, the attached exhibits) that the Director of Property
19 determines are in the best interest of the City, that do not materially increase the obligations
20 or liabilities of the City, and are necessary or advisable to complete the transactions
21 contemplated in the Easement Agreements and effectuate the purpose and intent of this
22 Resolution, such determination to be conclusively evidenced by the execution and delivered
23 by the Director of Property of the Easement Agreements and any amendments thereto; and,
24 be it

1 FURTHER RESOLVED, That within thirty (30) days of the Easement Agreements
2 being fully executed by all parties the Director of Property shall provide the Easement
3 Agreements to the Clerk of the Board for inclusion into the official file; and, be it

4 FURTHER RESOLVED, All actions heretofore taken by the Director of Property with
5 respect to the matters addressed in this Resolution are hereby approved, confirmed and
6 ratified.

7
8 RECOMMENDED:

9
10 /s/
11 Ivar C. Satero
12 Airport Director

13
14 /s/
15 Andrico Penick
16 Director of Property



City and County of San Francisco
Tails
Resolution

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

File Number: 230401

Date Passed: May 16, 2023

Resolution authorizing acceptance and recording of 124 Avigation Easements from various property owners in San Mateo County required for the San Francisco International Airport's Noise Insulation Program; affirming the Planning Department's determination of "not a project" under the California Environmental Quality Act; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein.


May 08, 2023 Land Use and Transportation Committee - RECOMMENDED

May 16, 2023 Board of Supervisors - ADOPTED

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai and Walton
Excused: 1 - Stefani

File No. 230401

I hereby certify that the foregoing Resolution was ADOPTED on 5/16/2023 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board



London N. Breed
Mayor

5/26/23

Date Approved