## FILE NO. 220844

## RESOLUTION NO. 416-22

[Real Property Lease - Aardvark Storage Unlimited, Inc. - 600 Amador Street, Seawall Lot 344 - Initial Monthly Rent of \$99,961.20]

Resolution approving Port Commission Lease No. L-16846 with Aardvark Storage Unlimited, Inc., a California corporation, dba American Storage, located at 600 Amador Street within Seawall Lot 344 for approximately 279,740 square feet of paved land for an initial monthly rent of \$99,961.20 and a term of five years with one one-year option to extend the term, to commence upon Board of Supervisors approval; and to authorize the Executive Director of Port to enter into any additions, amendments, or other modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution.

WHEREAS, California Statutes of 1968, Chapter 1333 (the "Burton Act") and Charter Sections 4.114 and B3.581 empower the Port Commission with the power and duty to use, conduct, operate, maintain, manage, regulate and control the Port area of the City and County of San Francisco; and

WHEREAS, Aardvark Storage Unlimited, Inc., dba American Storage ("Aardvark"), is a tenant in good standing under its current lease L-14819 located at 600 Amador Street, within Seawall Lot 344 in the Southern Waterfront off Cargo Way at Third Street in the City and County of San Francisco; and

WHEREAS, Port Staff has negotiated the terms of a new five year lease with one option to extend the term for one additional year for approximately 279,740 square feet of paved land for continued use as a mini-storage facility (the proposed "Lease"); and

WHEREAS, The permitted use under the proposed Lease is a continuation of an existing use, and has no potential to result in any new direct or indirect physical change to the

environment; approval of the proposed Lease is therefore not a project subject to review under the California Environmental Quality Act (CEQA); and

WHEREAS, The net lease will initially generate revenues of approximately \$100,000 per month, increasing to approximately \$132,000 per month during the last year of the initial term for the approximately 279,740 square feet of paved land; and

WHEREAS, San Francisco Charter, Section 9.118, requires Board of Supervisors' approval of non-maritime leases under the jurisdiction of the Port Commission which either have a term in excess of ten years or have anticipated revenue to the City of \$1,000,000 or more; and

WHEREAS, The Port anticipates revenues from this Lease to exceed \$1,000,000; and now, therefore, be it

RESOLVED, That the Board of Supervisors approves the proposed Lease and authorizes the Executive Director of the Port or her designee to execute such Lease in substantially the same form as the Lease on file with the Clerk of the Board; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Executive Director to enter into any additions, amendments or other modifications to the Lease that the Executive Director, in consultation with the City Attorney, determines, when taken as a whole, to be in the best interest of the Port, do not materially increase the obligations or liabilities of the City or the Port, and are necessary or advisable to complete the transactions which this Resolution contemplates and effectuate the purpose and intent of this Resolution, such determination to be conclusively evidenced by the execution and delivery by the Executive Director of such documents; and, be it

FURTHER RESOLVED, That within thirty (30) days of the Lease being fully executed by all parties, the Port shall provide a copy of the Lease to the Clerk of the Board for inclusion into the official file.

Port of San Francisco BOARD OF SUPERVISORS

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## City and County of San Francisco Tails Resolution

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

File Number: 220844

Date Passed: September 27, 2022

Resolution approving Port Commission Lease No. L-16846 with Aardvark Storage Unlimited, Inc., a California corporation, dba American Storage, located at 600 Amador Street within Seawall Lot 344 for approximately 279,740 square feet of paved land for an initial monthly rent of \$99,961.20 and a term of five years with one one-year option to extend the term, to commence upon Board of Supervisors approval; and to authorize the Executive Director of Port to enter into any additions, amendments, or other modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution.

September 21, 2022 Budget and Finance Committee - RECOMMENDED

September 27, 2022 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 220844

I hereby certify that the foregoing Resolution was ADOPTED on 9/27/2022 by the Board of Supervisors of the City and County of San Francisco.

London N. Breed Mayor

Angela Calvillo

Angela Calvillo Clerk of the Board

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Date Approved