

1 [Airline and Airport 2023 Lease and Use Agreement - STARLUX Airlines Co., LTD dba
2 STARLUX Airlines North America, Co.]

3 **Resolution approving the 2023 Lease and Use Agreement between the City and County**
4 **of San Francisco, acting by and through its Airport Commission, and STARLUX**
5 **Airlines Co., LTD dba STARLUX Airlines North America, Co. to conduct flight**
6 **operations at the San Francisco International Airport, for a term commencing on the**
7 **first day of the calendar month immediately following the receipt of full City approvals**
8 **of the Lease through June 30, 2033; affirming the Planning Department’s determination**
9 **under the California Environmental Quality Act; and authorizing the Airport Director to**
10 **enter into modifications to the Lease that do not materially increase the obligations or**
11 **liabilities to the City and are necessary to effectuate the purposes of the Lease or this**
12 **Resolution.**

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14 WHEREAS, STARLUX Airlines Co., LTD dba STARLUX Airlines North America, Co.
15 (“Starlux”) currently conducts flight operations at the San Francisco International Airport
16 (“SFO” or “Airport”) pursuant to Airline Operating and Space Permit No. 5078; and

17 WHEREAS, Starlux desires to become a signatory to the 2023 Airline/Airport Lease
18 and Use Agreement (“2023 Starlux Lease”); and

19 WHEREAS, On November 21, 2023, the Airport Commission adopted Resolution
20 No. 23-0275 awarding the 2023 Starlux Lease to Starlux; and

21 WHEREAS, A copy of the 2023 Starlux Lease is on file with the Clerk of the Board of
22 Supervisors in File No. 240011, which is hereby declared to be part of this Resolution as if set
23 forth fully herein; and

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1 WHEREAS, The Planning Department has determined that the actions contemplated in
2 this Resolution comply with the California Environmental Quality Act (California Public
3 Resources Code, Sections 21000 et. seq.); now, therefore, be it

4 RESOLVED, That this Board of Supervisors affirms this determination; and, be it

5 FURTHER RESOLVED, That this Board of Supervisors approves the award of the
6 2023 Starlux Lease to STARLUX Airlines, Co., LTD dba STARLUX Airlines North America,
7 Co. – Lease No. 23-0275; and, be it

8 FURTHER RESOLVED, That, in order to facilitate the administration of the 2023
9 Starlux Lease, this Board of Supervisors authorizes the Airport Director to enter into non-
10 material modifications to the 2023 Starlux Lease throughout its term that do not: (a) materially
11 increase the financial obligations or liabilities of City; (b) increase the term, or (c) change the
12 general use of the demised premises from the permitted uses of the 2023 Starlux Lease; and,
13 be it

14 FURTHER RESOLVED, That within thirty (30) days of the 2023 Starlux Lease being
15 fully executed by all parties, the Airport Commission shall provide a copy of the final contract
16 to the Clerk of the Board for inclusion into the official file.

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