

1 [Lower Polk Community Benefit District - Annual Report - FY2020-2021]

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3 **Resolution receiving and approving an annual report for the Lower Polk Community**
4 **Benefit District for Fiscal Year (FY) 2020-2021, submitted as required by the Property**
5 **and Business Improvement District Law of 1994 (California Streets and Highways**
6 **Code, Sections 36600, et seq.), Section 36650, and the District's management**
7 **agreement with the City, Section 3.4.**

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9 WHEREAS, On June 3, 2014, pursuant to the Property and Business Improvement
10 District Law of 1994 (the "Act"), California Streets and Highways Code, Sections 36600 *et*
11 *seq.*, as augmented by Article 15 of the San Francisco Business and Tax Regulations Code,
12 the Board of Supervisors adopted Resolution No. 177-14, expressing the City's intention to
13 establish the Lower Polk Community Benefit District (the "Lower Polk CBD"); and

14 WHEREAS, On July 29, 2014, the Board of Supervisors adopted Resolution
15 No. 314-14 establishing the Lower Polk CBD ("Resolution to Establish") for a period of 15
16 years, commencing FY 2014-2015; and

17 WHEREAS, On July 28, 2015, the Board of Supervisors adopted Resolution
18 No. 297-15, authorizing an agreement with the owners' association for the
19 administration/management of the Lower Polk CBD, and a management agreement (the
20 "Management Contract") with the owners' association, the Lower Polk Community Benefit
21 District, was executed accordingly; and

22 WHEREAS, A copy of the Management Contract is on file with the Clerk of the Board
23 of Supervisors in File No. 150735; and

24 WHEREAS, On January 25, 2022, the Board of Supervisors approved the Lower Polk
25 CBD's annual report for fiscal years 2018-2019 and 2019-2020 in Resolution No. 24-22; and

1 WHEREAS, The Lower Polk CBD has submitted for the Board’s receipt and approval
2 the Lower Polk annual report for fiscal year 2020-2021 as required by Section 36650 of the
3 Act and Section 3.4 of the Management Contract; and

4 WHEREAS, The Annual Report is on file with the Clerk of the Board of Supervisors in
5 File No. 221129, and is incorporated herein by reference as though fully set forth; and

6 WHEREAS, Supporting documents, including, but not limited to, a transmittal letter and
7 memorandum report from the City's Office of Economic and Workforce Development, dated
8 October 26, 2022, and documentation from the Lower Polk CBD for the FY 2020-2021 Annual
9 Report is on file with the Clerk of the Board of Supervisors in File No. 221129; now, therefore,
10 be it

11 RESOLVED, That the Board of Supervisors hereby receives and approves the annual
12 report for the Lower Polk Community Benefit District for fiscal year 2020-2021.