

City and County of San Francisco

San Francisco Public Works



**London N. Breed, Mayor
Mohammed Nuru, Director**

GENERAL - DIRECTOR'S OFFICE

City Hall, Room 348
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(415) 554-6920 ■ www.SFPublicWorks.org



Public Works Order No: 202202

Determination to recommend conditionally vacating a portion of Vallejo St, between Davis Street and The Embarcadero; and a portion of Davis Street, between Vallejo Street and The Embarcadero.

WHEREAS, The City and County of San Francisco has fee title ownership of property underlying most public right-of-ways, which includes streets and sidewalks; and

WHEREAS, The area to be vacated consists of the following (collectively, the "Vacation Area") and are specifically shown on Public Works Map SUR 2019-005 dated November 6, 2019:

1. An undeveloped portion of Vallejo Street, between Davis Street and The Embarcadero.
2. An undeveloped portion of Davis Street, between Vallejo St. and The Embarcadero.

WHEREAS, In Resolution No. 20443, dated May 2, 2019, the City Planning Commission determined that the proposed vacation of the Vacation Area is consistent with the General Plan and priority policies of Planning Code Section 101.1; and

WHEREAS, The street vacation was evaluated as part of the Teatro ZinZanni Project evaluated in the final mitigated negative declaration issued on December 21, 2018, Case No.2015-016326ENV ("TZK MND") pursuant to the California Environmental Quality Act ("CEQA," California Public Resources Code sections 21000 et seq.), and the Planning Commission adopted the TZK MND on May 2, 2019, and a Mitigation Monitoring and Reporting Program ("MMRP"), in its Motion No. 20444; and

WHEREAS, The vacation of the Vacation Area is necessary to fulfill the objectives of the Teatro ZinZanni Development Project; and

WHEREAS, Pursuant to the California Streets and Highway Code Sections 8300 et seq. and Public Works Code Section 787(a), Public Works, Bureau of Street Use and Mapping (the "Department") has initiated the process to vacate the Vacation Area; and

WHEREAS, The Department sent notice of the proposed street vacation, draft SUR drawing, a copy of the petition letter, and a Public Works referral letter to the Department of Technology, San Francisco Municipal Transportation Agency, AT&T CenturyLink, Comcast, ExteNet, Point to Point communications, Verizon/MCI, XO-Communications, Sprint, San Francisco Fire Department, San Francisco Water Department, Pacific Gas and Electric ("PG&E"), Bureau of Engineering, Department of



Parking and Traffic, Utility Engineering Bureau, and the San Francisco Public Utility Commission ("PUC"). No public or private utility company or agency objected to the proposed vacation; consequently, Public Works finds the Vacation Area is unnecessary for the City's present or prospective public street purposes; and

WHEREAS, The applicant is the owner of all of the property adjacent to the Vacation Area; and

WHEREAS, The vacation is being carried out pursuant to the California Streets and Highways Code sections 8300 *et seq*, and section 787 of the San Francisco Public Works Code; and

WHEREAS, The vacation of the Vacation Area does not deprive any private landowner of access to the built public street grid; and

WHEREAS, The public interest, convenience, and necessity require that no other easements or other rights should be reserved by City for any public or private utilities or facilities that may be in place in the Vacation Area and that any rights based upon any such public or private utilities or facilities are unnecessary and should be extinguished; and

WHEREAS, In accordance with Streets and Highways Code Section 892 and 8314, the Vacation Area is no longer useful as a nonmotorized transportation facility; and

WHEREAS, the Vacation Area is in Port jurisdiction and will become Port parcels.

NOW THEREFORE BE IT ORDERED THAT,

The Director approves all of the following documents either attached hereto or referenced herein:

1. Ordinance to vacate the Vacation Area as shown on Department of Public Works drawing SUR 2019-005.
2. Vacation Area SUR Map No. 2019-005, dated November 6, 2019.

The Director recommends that the Board of Supervisors move forward with the legislation to vacate said Vacation Area, subject to the reservations described above.

The Director further recommends the Board of Supervisors authorize the Mayor, Clerk of the Board, Director of Property, Port Director, County Surveyor, and Director of Public Works to take any and all actions which they or the City Attorney may deem necessary or advisable to effectuate the purpose and intent of this Ordinance.

X

DocuSigned by:

Bruce Storrs

Storrs, Bruce^{97ABC41507B0494...}

City and County Surveyor

X

DocuSigned by:

Nuru, Mohammed

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Director