

File No. 180840

Committee Item No. \_\_\_\_\_

Board Item No. 34

## COMMITTEE/BOARD OF SUPERVISORS

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Committee: \_\_\_\_\_

Date: \_\_\_\_\_

Board of Supervisors Meeting

Date: September 4, 2018

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- \_\_\_\_\_
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Prepared by: Jocelyn Wong

Date: August 30, 2018

Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

1 [Concurring in the Second Declaration of Local Emergency - Flooding Affecting SFPUC's  
2 Moccasin Reservoir (Tuolumne County)]

3 **Motion concurring in the “Flooding Affecting SFPUC’s Moccasin Reservoir” Second**  
4 **Declaration of Local Emergency by the Mayor and in the actions taken to meet the**  
5 **emergency.**

6  
7 WHEREAS, On March 29, 2018, Mayor Mark E. Farrell declared a local emergency to  
8 exist in connection with flooding caused by a high intensity rain storm on March 22, 2018, in  
9 the vicinity of the town of Moccasin in Tuolumne County; on March 22, 2018, a total of five  
10 inches of rain fell that afternoon, causing a large flow of water and debris from Moccasin  
11 Creek to enter the San Francisco Public Utilities Commission’s (SFPUC) Moccasin Reservoir,  
12 flooding nearby areas and causing damage to SFPUC property and equipment, including  
13 Moccasin Dam; the flooding has also impacted the water delivery conveyance capability from  
14 the Hetch Hetchy system to the SFPUC’s Regional Water system; and

15 WHEREAS, The Board previously and continually concurred the Declaration of Local  
16 Emergency beginning on April 3, 2018, through August 16, 2018, by approving the following  
17 Motion Nos. M18-041 (File No. 180293), M18-063 (File No. 180402), M18-077 (File No.  
18 180539), M18-092 (File No. 180649), and M18-097 (File No. 180744), which are hereby  
19 declared to be a part of this Motion as if set forth fully herein; and

20 WHEREAS, On April 16, 2018, the Mayor’s Office submitted a memorandum to the  
21 Board of Supervisors, on file with the Clerk of the Board of Supervisors in File No. 180649,  
22 confirming the emergency conditions and concluding that this is the best interest of the City to  
23 continue the local emergency; and

24 WHEREAS, On August 16, 2018, Mayor London N. Breed issued a Second  
25 Declaration of Local Emergency under Charter, Section 3.100(14), and California Government

1 Code, Section 8630, in connection with the flooding affecting SFPUC's Moccasin Reservoir;  
2 and

3 WHEREAS, Government Code, Section 8630, provides that, when a local emergency  
4 has been declared, "[t]he governing body shall review the need for continuing the local  
5 emergency at least once every 30 days until the governing body terminates the local  
6 emergency;" and

7 WHEREAS, Conditions threatening the lives, property or welfare of the City and County  
8 of San Francisco or its citizens continue to exist in the connection with the flooding affecting  
9 SFPUC's Moccasin Reservoir, including damage to property and equipment of the San  
10 Francisco Public Utilities Commission; and

11 WHEREAS, The SFPUC has taken actions to address the emergency, including the  
12 execution of contracts cumulatively totaling not more than \$25,000,000 to perform emergency  
13 repairs and improvements to the Moccasin Reservoir main dam structure, spillways, diversion  
14 dam, and other appurtenant structures in order to be able to seek approval from the California  
15 Division of Safety of Dams to restore the dam and reservoir to a restricted level of service  
16 prior to the commencement of the rainy season in October 2018; and

17 WHEREAS, The Board of Supervisors does hereby find that the aforesaid conditions of  
18 extreme peril justify and require the continuation of the declaration of local emergency; now,  
19 therefore, be it

20 MOVED, That the Board of Supervisors concurs in the continuation of the Second  
21 Declaration of Local Emergency issued by the Mayor, and in the actions taken by the Mayor  
22 to meet the emergency and that this concurrence shall expire 30 days after adoption unless  
23 this Board adopts a subsequent Motion concurring in the continuation of the Declaration of  
24 Local Emergency.



BDS-11  
Leg Dep. P. S.  
COR. B. BIDD. A. S. U.  
Dep. C. C. B. B. B. B. B.  
B. B. B. B. B. B. B. B. B.  
B. B. B. B. B. B. B. B. B.

**Second Declaration of Local Emergency (Moccasin Dam and Reservoir)**  
**August 16, 2018**

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BOARD OF SUPERVISORS  
SAN FRANCISCO

**WHEREAS**, California Government Code Sections 8550 et seq., San Francisco Charter Section 3.100, and Chapter 7 of the San Francisco Administrative Code empower the Mayor to proclaim the existence of a local emergency (subject to ratification by the Board of Supervisors) when the City and County is affected or threatened by a natural disaster or other emergency posing conditions of extreme peril to life or property; and

**WHEREAS**, Mayor Mark Farrell issued a Declaration of Local Emergency on March 29, 2018 due to conditions of extreme peril to the safety of persons and property that arose in connection with flooding caused by a high intensity rain storm in the vicinity of the town of Moccasin in Tuolumne County causing a large flow of water and debris from Moccasin Creek to enter the San Francisco Public Utilities Commission's (SFPUC) Moccasin Reservoir, flooding nearby areas and causing damage to SFPUC property including Moccasin Dam and appurtenant structures and systems; and

**WHEREAS**, The flooding has impacted the water delivery conveyance capability from the Hetch Hetchy system to the SFPUC's Regional Water system because Moccasin Reservoir must remain out of service until necessary emergency repairs and interim improvements can be completed; and

**WHEREAS**, The Board of Supervisors concurred in the March 29 Mayoral Declaration at its meeting on April 3, 2018 (File No. 180293), and has continued to extend the Local emergency at least every 30 days since then, and most recently voted to do so on July 17, 2018 by Motion No. 18-097; and

**WHEREAS**, SFPUC has executed and continues to execute emergency contracts cumulatively totaling not more than \$25 million to perform emergency repairs and improvements to the Moccasin Reservoir main dam structure, spillways, diversion dam, and other appurtenant structures in order to be able to seek approval from the California Division of Safety of Dams to restore the dam and reservoir to a restricted level of service prior to the commencement of the rainy season in October 2018; and

**WHEREAS**, The most recent Board of Supervisors extension of the Local Emergency will expire on August 16, 2018 while the Board is in recess, and the Board is unable to meet to approve another 30-day extension of the Local Emergency until September 4, 2018, thereby necessitating issuance of this Second Declaration of Emergency to ensure SFPUC's ability to complete the emergency repair work before the upcoming rainy season; and

**WHEREAS**, I find that the aforesaid conditions continue to exist and justify a reaffirmation of the existing Declaration;

**NOW, THEREFORE,**

I, London Breed, Mayor of the City and County of San Francisco, do hereby proclaim that the emergency conditions underlying the Declaration of Local Emergency issued on March 29, 2018 continue to exist, warranting a reaffirmation of that Declaration and its proclamations and orders.

1 DR. CARLTON B. GOODLETT PLACE, ROOM 200  
SAN FRANCISCO, CALIFORNIA 94102-4681  
TELEPHONE: (415) 554-6141

OFFICE OF THE MAYOR  
SAN FRANCISCO



LONDON N. BREED  
MAYOR

**It is further proclaimed and ordered that:** The City and County of San Francisco also requests the State of California make available recovery assistance under the terms of the California Disaster Act and expedite access to any applicable federal resources and any other appropriate federal disaster relief programs.

**It is further proclaimed and ordered that:**

This revised Declaration of Local Emergency shall be deemed to continue to exist until it is terminated by the Mayor or the Board of Supervisors. All departments of the City and County of San Francisco are strictly enjoined to cooperate with the requests for material and personnel resources by the Incident Command Staff of said City and County which is located in the Emergency Operations Center of the City and County of San Francisco.

A handwritten signature in cursive script that reads "London Breed".

London Breed  
Mayor

A handwritten date "8-16-18" in cursive script.

Dated

1 DR. CARLTON B. GOODLETT PLACE, ROOM 200  
SAN FRANCISCO, CALIFORNIA 94102-4681  
TELEPHONE: (415) 554-6141

Print Form

# Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor [ ] inquiries"
- 5. City Attorney Request.
- 6. Call File No. [ ] from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No. [ ]
- 9. Reactivate File No. [ ]
- 10. Question(s) submitted for Mayoral Appearance before the BOS on [ ]

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.**

Sponsor(s):

Clerk of the Board

Subject:

Concurring in the Second Declaration of Local Emergency - Flooding Affecting SFPUC's Moccasin Reservoir (Tuolumne County)

The text is listed:

Motion concurring in the "Flooding Affecting SFPUC's Moccasin Reservoir" Second Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency.

Signature of Sponsoring Supervisor: *Alisa Romero*

For Clerk's Use Only

*File # 180840*