

1 [Concurring in the Continuation of the Revised Declaration of Local Emergency - Rim Fire
2 (Stanislaus National Forest Area)]

3 **Motion concurring in the continuation of the Revised Declaration of Local Emergency**
4 **by the Mayor and in the actions taken to meet the emergency and directing the Clerk of**
5 **the Board to agendize this matter 30 days from the date of passage of the proposed**
6 **Motion or until terminated by the Mayor or the Board of Supervisors.**

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8 WHEREAS, On September 3, 2013, the Board of Supervisors concurred with the
9 Declaration of Local Emergency received by Acting Mayor Mark E. Farrell, on August 22,
10 2013, pursuant to Motion No. M13-109, on file with the Clerk of the Board of Supervisors in
11 File No. 130809, which is hereby declared to be a part of this Motion as if set forth fully herein;
12 and

13 WHEREAS, On September 24, 2013, the Board of Supervisors concurred with the
14 Declaration of Local Emergency received by Mayor Edwin M. Lee, on September 19, 2013,
15 pursuant to Motion No. M13-116, on file with the Clerk of the Board of Supervisors in File No.
16 130900, which is hereby declared to be a part of this Motion as if set forth fully herein; and

17 WHEREAS, Pursuant to California Government Code, Section 8630:

18 (a) A local emergency may be proclaimed only by the governing body of a city, county,
19 or city and county, or by an official designated by ordinance adopted by that governing body.

20 (b) Whenever a local emergency is proclaimed by an official designated by ordinance,
21 the local emergency shall not remain in effect for a period in excess of seven days unless it
22 has been ratified by the governing body.

23 (c) The governing body shall review the need for continuing the local emergency at
24 least once every 30 days until the governing body terminates the local emergency.

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1 (d) The governing body shall proclaim the termination of the local emergency at the
2 earliest possible date that conditions warrant.

3 WHEREAS, Pursuant to Charter, Section 3.100(14), states that 'In the case of an
4 emergency threatening the lives, property or welfare of the City and County or its citizens, the
5 Mayor may direct the personnel and resources of any department, command the aid of other
6 persons, and do whatever else the Mayor may deem necessary to meet the emergency;
7 In meeting an emergency, the Mayor shall act only with the concurrence of the Board of
8 Supervisors, or a majority of its members immediately available if the emergency causes any
9 member of the Board to be absent. The Mayor shall seek the Board's concurrence as soon as
10 is reasonably possible in both the declaration of an emergency and in the action taken to meet
11 the emergency. Normal notice, posting and agenda requirements of the Board of Supervisors
12 shall not be applicable to the Board's actions pursuant to these provisions; and

13 WHEREAS, The revised and declared local emergency continues to exist in the
14 connection with the wild fire (Rim Fire) that began on August 17, 2013, in the Stanislaus
15 National Forest area located in Tuolumne County, 3 miles northeast of Groveland and this fire
16 has already impacted City assets and has potential to cause additional damage to property
17 and equipment of San Francisco Public Utilities Commission and Recreation and Park
18 Department resources; and

19 WHEREAS, The Board of Supervisors does hereby find that the aforesaid conditions of
20 extreme peril justify and require a proclamation of the existence of a local emergency; and

21 WHEREAS, The Mayor's Office has transmitted an e-mail indicating that it is in the best
22 interest of the City to continue the local emergency, and such copy is located in File No.
23 131015; and

24 WHEREAS, The Mayor has directed the head of each department and agency to
25 observe his or her proper relationship in the command structure of the Incident Command

1 System (ICS), and be responsive to the orders and requests of the Lead Department
2 designated to exercise supervision over his or her department during the course of this
3 emergency; and

4 WHEREAS, The Governor of the State of California is hereby requested to include the
5 area of the City and County of San Francisco in any emergency declaration by the State, and
6 is further requested to ensure that the City and County of San Francisco is included in any
7 emergency declaration that may be issued by the President of the United States; and

8 WHEREAS, The City and County of San Francisco also requests the State of California
9 make available recovery assistance under the terms of the California Disaster Assistance Act
10 and expedite access to federal resources and any other appropriate federal disaster relief
11 programs; and

12 WHEREAS, This Revised Declaration of Local Emergency shall be deemed to continue
13 until it is terminated by the Mayor or the Board of Supervisors; all departments of the City and
14 County of San Francisco are strictly enjoined to cooperate with the requests for material and
15 personnel resources by the ICS staff of said City and County which is located in the
16 Emergency Operations Center of the City and County of San Francisco; now, therefore, be it

17 MOVED, That the Board of Supervisors concurs with the Continuation of the Revised
18 Declaration of Local Emergency issued by the Mayor, and in the actions taken by the Mayor
19 to meet the emergency; and be it

20 FURTHER MOVED, That the Board of Supervisors hereby directs the Clerk of the
21 Board to agendize this matter 30 days from the date of passage of the proposed Motion or
22 until terminated by the Mayor or the Board of Supervisors.

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