

1 [Interdepartmental Transfer – Block 2870, Lot 48.]
2

3 **Ordinance transferring jurisdiction of the real property identified as Assessor's Block**
4 **2870, Lot 48, from the Department of Public Works to the Recreation and Park**
5 **Department; adopting findings that the transfer is consistent with the General Plan and**
6 **section 101.1 of the Planning Code, and requesting official actions in connection with**
7 **this Ordinance.**

8 Note: Additions are single-underline italics Times New Roman;
9 deletions are ~~striketrough italics Times New Roman~~.
10 Board amendment additions are double underlined.
Board amendment deletions are ~~striketrough normal~~.

11 Be it ordained by the People of the City and County of San Francisco:

12 Section 1. Findings.

13 (a) Real property identified as Assessor's Block 2870, Lot 48, is currently
14 designated as a P (Public) zoning use and OS (Open Space) height/bulk classification in the
15 Zoning Map of the City and County of San Francisco. This property, bounded by Clipper
16 Street, Diamond Heights Boulevard, and Portola Drive, is unimproved and contains large
17 stands of trees, which buffer the property from the sights and sounds of the adjacent
18 roadways. This property was the focus of Ordinance No. 0263-03 that authorized an
19 exchange of the subject property with privately-owned, unimproved property on Edgehill
20 Boulevard for purposes of residential development on the subject property. A copy of this
21 Ordinance is on file with the Clerk of the Board of Supervisors in File No. 031545. However,
22 the subject property, surrounding neighborhood, and general public interest would be better
23 served if the property were dedicated to parkland purposes under the jurisdiction of the
24 Recreation and Park Department.
25

Supervisor Duffy, *Elsbernd*
BOARD OF SUPERVISORS

1 (b) In a letter dated 8-20-03, 2003, the Planning Department determined that
2 the proposed transfer was consistent, on balance, with the General Plan and the eight priority
3 policies of Planning Code Section 101.1. Said letter is on file with the Clerk of the Board of
4 Supervisors in File No. 031988 and is incorporated herein by reference.

5 (c) The Planning Department also analyzed this legislation pursuant to the
6 California Environmental Quality Act (California Public Resources Code sections 21000 et
7 seq.) and determined that the transfer was exempt from environmental review. Said
8 determination is on file with the Clerk of the Board of Supervisors in File No. 031988
9 and is incorporated herein by reference.


10 (d) The Board of Supervisors hereby adopts the findings set forth in subsections (b)
11 and (c) as its own.

12 Section 2. Notwithstanding Ordinance No. 0263-03 and the procedures set forth in
13 Administrative Code sections 23.11 et seq. concerning interdepartmental transfers of
14 property, the Board hereby transfers jurisdiction of the real property identified as Assessor's
15 Block 2870, Lot 48, from the Department of Public Works to the Recreation and Park
16 Department.

17 Section 3. The Board authorizes and directs the Mayor, Clerk of the Board, Director of
18 Property, Director of Public Works, and General Manager of the Recreation and Park
19 Department to take any and all actions that they or the City Attorney may deem necessary or
20 advisable in order to effectuate the purpose and intent of this Ordinance including, without
21 limitation, the recordation of the property transfers in the Official Records of the City and
22 County of San Francisco.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

APPROVED AS TO FORM:
DENNIS J. HERRERA, City Attorney

By: 
John D. Malamut
Deputy City Attorney

Supervisor Dufty
BOARD OF SUPERVISORS



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 031988

Date Passed:

Ordinance transferring jurisdiction of the real property identified as Assessor's Block 2870, Lot 48, from the Department of Public Works to the Recreation and Park Department; adopting findings that the transfer is consistent with the General Plan and Section 101.1 of the Planning Code, and requesting official actions in connection with this Ordinance.

September 21, 2004 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

September 28, 2004 Board of Supervisors — FINALLY PASSED

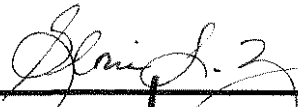
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 031988

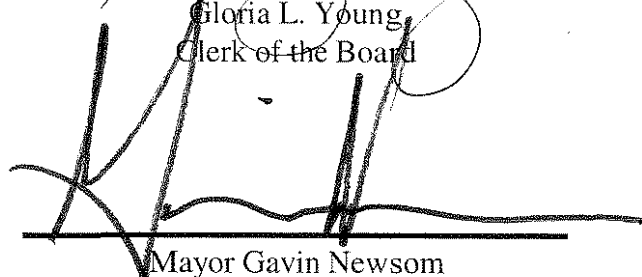
I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on September 28, 2004 by the Board of Supervisors of the City and County of San Francisco.

SEP 30 2004

Date Approved



Gloria L. Young,
Clerk of the Board



Mayor Gavin Newsom