

1 [Management Plan Modification - Dogpatch and Northwest Potrero Hill Green Benefit  
2 District]

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3 **Resolution modifying the management district plan for the Dogpatch and Northwest**  
4 **Potrero Hill Green Benefit District, to combine capital and maintenance budget**  
5 **categories so that the District will have greater flexibility to allocate funds; and finding**  
6 **that the proposed modifications will not result in a new or increased assessment.**

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8 WHEREAS, Pursuant to the Property and Business Improvement Law of 1994,  
9 California Streets and Highways Code, Sections 36600, et seq. ("1994 Act"), as augmented  
10 by Article 15A of the San Francisco Business and Tax Regulations Code ("Article 15A"), the  
11 Board of Supervisors adopted Resolution No. 198-15 (File No. 150535) to approve a  
12 management district plan ("the Management Plan") and engineer's report ("the Engineer's  
13 Report") for the Dogpatch & Northwest Potrero Hill Green Benefit District ("the GBD"); and

14 WHEREAS, The Board of Supervisors adopted File No. 220355, which declared the  
15 Board's intention to modify the Management Plan for the GBD, to allow for the allocation of  
16 funds between Capital Improvement and Maintenance budget categories as described in the  
17 proposed Amended Management Plan (dated February 18, 2022), and pursuant to a  
18 Certification from the registered Engineer who prepared the original Engineer's Report, finding  
19 that the proposed modification does not impose a new or increased assessment and does not  
20 affect the conclusion in the Engineer's Report that the assessments are in proportion to the  
21 special benefits received by each of the assessed parcels; the Resolution of Intention also  
22 directed the Clerk of the Board of Supervisors to include copies of the Amended Management  
23 Plan and Certification in File No. 220355, to set a public hearing on the proposed  
24 modifications on June 7, 2022, at 3:00 p.m., in the Board's Legislative Chamber located on

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1 the Second Floor of City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, California, and  
2 to give notice of the public hearing as required by law; and

3 WHEREAS, The public hearing took place as noticed, the testimony of all interested  
4 persons for or against was heard and considered, and a full, fair and complete meeting and  
5 hearing was held; and

6 WHEREAS, The public interest, convenience, and necessity support the acceptance of  
7 the proposed modifications to the Management Plan; now, therefore, be it

8 RESOLVED, That the Board of Supervisors declares as follows:

9 Section 1. Pursuant to Section 36636 of the 1994 Act, the Board of Supervisors  
10 approves the Certification letter and approves the Amended Management Plan, so that the  
11 Owners' Association can combine the Maintenance and Capital Improvement budget  
12 categories and receive greater flexibility to allocate funds between those categories, as stated  
13 in the Amended Management Plan. The proposed modifications do not alter the approved  
14 boundary maps for the district, do not result in any new or increased assessments on any  
15 parcels in the GBD, and do not materially change the special benefits that the GBD provides  
16 to the assessed parcels. Reference may be made to the detailed maps and list of parcels  
17 identified by Assessor Parcel Number that are contained in the Amended Management Plan,  
18 in order to determine which specific parcels are in the GBD. A copy of the Amended  
19 Management Plan and Certification letter are both on file with the Clerk of the Board of  
20 Supervisors in File No. 220525, and are declared to be a part of this Resolution as if set forth  
21 fully herein.

22 Section 2. Within the area encompassed by the GBD, the City currently provides  
23 services at the same level provided to other similar areas of the City. It is the intent of the  
24 Board of Supervisors to continue to provide the area encompassed by the GBD with the same  
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1 level of services provided to these other similar areas of the City. The proposed modification  
2 of the Management Plan will not affect this policy.

3 Section 3. The Planning Department has determined that the actions contemplated in  
4 this Resolution are in compliance with the California Environmental Quality Act (California  
5 Public Resources Code, Sections 21000 *et seq.*). Said determination is on file with the Clerk  
6 of the Board of Supervisors in File No. 220355 and is declared to be a part of this Resolution  
7 as if set forth fully herein.

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