

AMENDMENT NO. 4 TO
LANDSCAPE MAINTENANCE
AGREEMENT WITHIN STATE
HIGHWAY RIGHT OF WAY
ON VARIOUS ROUTE(S)
WITHIN CITY AND COUNTY
OF SAN FRANCISCO

This AMENDMENT NO. 4 to the Landscape Maintenance Agreement identified below as “AMENDMENT 4”, is effective on August 31, 2021, and is entered into by and between the State of California, acting by and through the Department of Transportation, hereinafter referred to as “STATE”, and the City and County of San Francisco, a municipal corporation, hereinafter referred to as “CITY”, acting by and through its Public Works Director. CITY and STATE together are hereafter referred to as “PARTIES”.

RECITALS:

1. PARTIES, entered into an agreement on July 20, 2016, entitled “LANDSCAPE MAINTENANCE AGREEMENT WITHIN STATE HIGHWAY RIGHT OF WAY ON VARIOUS ROUTE WITHIN THE CITY AND COUNTY OF SAN FRANCISCO hereafter referred to as “AGREEMENT”. AGREEMENT defined the terms and conditions applicable to CITY’s landscape and hardscape maintenance duties at the various areas within STATE right of way, as shown in Exhibit “A” of AGREEMENT.
2. AGREEMENT by its terms provides that it may be modified or amended at any time upon mutual consent of the PARTIES.
3. The purpose of this AMENDMENT 4 is to assign and expand the maintenance responsibilities including new Gateway retaining wall structures, planters, drainage and irrigation systems, landscape modifications, and decorative paving elements, hereinafter referred to as “LANDSCAPING”.
4. LANDSCAPING has been installed or will be installed adjacent to State Route 101 at 17th Street at San Bruno Avenue and Vermont Street.
5. PARTIES desire to amend AGREEMENT as provided herein.

IT IS THEREFORE MUTUALLY AGREED:

6. EXHIBIT A; Sheet 1 (REVISION 3), labeled “LOCATION MAP” is hereby deleted and replaced by EXHIBIT A; Sheet 1 (REVISION 4), labeled “LOCATION MAP”.

- 7. EXHIBIT A; Sheet 2 (REVISION 3), labeled “LIST OF LOCATIONS” is hereby deleted and replaced by EXHIBIT A; Sheet 2 (REVISION 4), labeled “LIST OF LOCATIONS”.
- 8. EXHIBIT A; Sheet 17, labeled “EXHIBIT A Sheet 17, LOCATION #14” is added as a new sheet to EXHIBIT A; Sheet 17”. In all other respects, AGREEMENT shall remain in full force and effect.
- 9. New Article 11 is hereby added to and made part of AGREEMENT to read as follows:

 “11. RETAINING WALLS - CITY is responsible for the structural adequacy of retaining walls installed as part of LANDSCAPING at 17th Street at San Bruno Avenue and Vermont St; area shown in Exhibit A, Sheet 16 of AGREEMENT. Additionally, CITY is responsible for debris removal, cleaning, and painting to keep wall structure free of said debris, dirt, and graffiti.
- 10. All other terms and conditions of AGREEMENT shall remain in full force and effect.
- 11. AMENDMENT 4 is hereby deemed to be included in and made a part of AGREEMENT.

IN WITNESS WHEREOF, PARTIES hereto have set their hands and seals the day and year first above written.

CITY AND COUNTY OF
SAN FRANCISCO

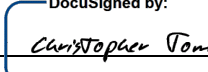
STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

DocuSigned by:

 By: _____
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 CARLA SHORT, Interim Director

TONY TAVARES
Director of Transportation

Approved as to Form and Procedure:

DocuSigned by:

 By: _____
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 CHRISTOPHER TOM

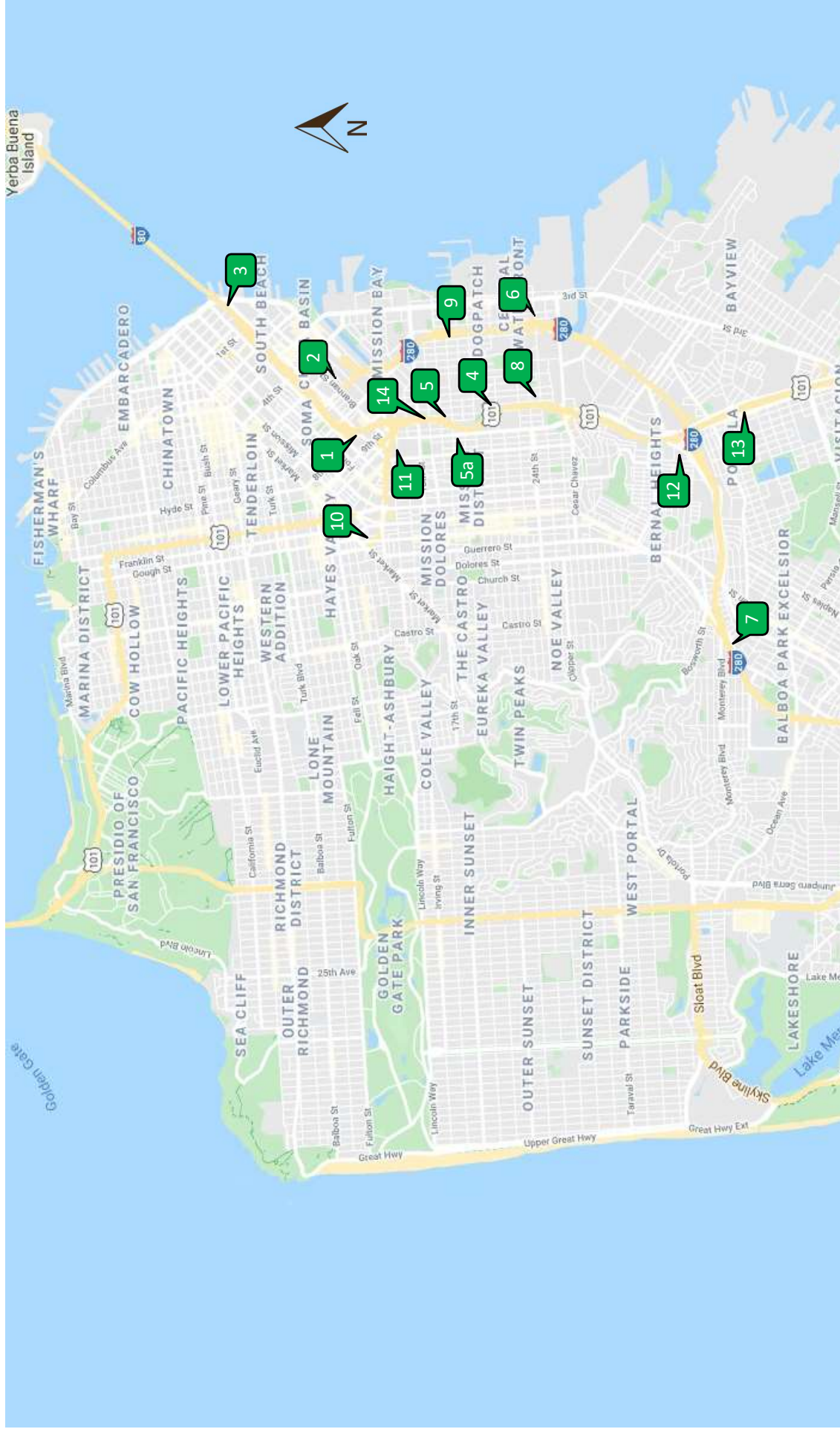
Deputy City Attorney

By: Leah Budu 09/13/2022

 LEAH BUDU
 Deputy District Director Maintenance
 District 04

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

**MAINTENANCE AGREEMENT WITH THE CITY AND COUNTY OF SAN FRANCISCO
04-SF-VAR (REVISION 4)**



STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

MAINTENANCE AGREEMENT WITH THE CITY AND COUNTY OF SAN FRANCISCO
04-SF-VAR (REVISION 4)

| LOCATION | COUNTY | ROUTE | PM | DESCRIPTION | PERMIT # |
|----------|--------|-------|---------|---|----------------------|
| 1 | SF | 80 | 4.4 | Off Ramp at Harrison Street/8th Street | 0407-NAH0915 |
| 2 | SF | 280 | 7.5 | Off Ramp at Brannan Street/6th Street | 0409-NLF1452/6DP1860 |
| 3 | SF | 101 | 3.0 | Still Street | TBD |
| 4 | SF | 101 | 3.6 | Vermont Street Garden | 0412-NMCO109 |
| 5 | SF | 101 | 3.9 | 18th Street and San Bruno Avenue | 0410-NAH0430 |
| 5a | SF | 101 | 3.96 | 18th St. and Utah Street (Fallen Bridge Mini Park) | 0408-NFN1948 |
| 6 | SF | 280 | 6.1/6.2 | Progress Park near Indiana | 0410-NAH2197 |
| 7 | SF | 280 | 2.6/2.7 | Mission Terrace Bridge Garden NB 280 on the South Side | 0407-NAH0492 |
| 8 | SF | 101 | 3.25 | East Side of 101 at 25th and Kansas | 0410-NAH0407 |
| 9 | SF | 280 | 6.6 | 18th Street and Pennsylvania Avenue | NONE |
| 10 | SF | 101 | R5.4 | Mc Coppin Hub | TBD |
| 11 | SF | 101 | 3.0 | Cesar Chavez St. and HWY Southbound On-Ramp | 0418-NMCO865 |
| 12 | SF | 280 | R4.242 | Alemany Blvd and San Bruno Ave | 0421-NMCO2989 |
| 13 | SF | 101 | 1.61 | Thornton Pocket Park, West of 101 Dead-End Street | TBD |
| 14 | SF | 101 | 4.13 | Potrero Gateway at 17 th St & San Bruno Ave/Vermont St | TBD |

EXHIBIT A Sheet 2
LIST OF LOCATIONS
(REVISION 4) NO SCALE

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
MAINTENANCE AGREEMENT WITH THE CITY AND COUNTY OF SAN FRANCISCO
04-SF-VAR

AGREED TO BY
CITY AND COUNTY OF SAN FRANCISCO
DEPARTMENT OF PUBLIC WORKS

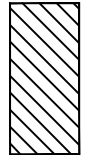
Director _____ Date _____

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

D-4 DDD-Maintenance _____ Date _____



LEGEND:



Landscape Area including retaining wall/planter structures, related minor drainage, irrigation and special paving to be maintained by CITY; all fencing to be maintained by STATE

Encroachment Permit #

EXHIBIT A Sheet 17
LOCATION #14
04-SF-101-PM 4.13
NO SCALE

LMA amendment #4 CCSF

Final Audit Report

2022-09-13

| | |
|-----------------|--|
| Created: | 2022-09-13 |
| By: | Victor Pereyra (s126994@dot.ca.gov) |
| Status: | Signed |
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