

1 [Resolution of Intention to Vacate Streets - India Basin]

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3 **Resolution declaring the intention of the Board of Supervisors to order the vacation of**
4 **streets in the India Basin Project site, located generally at Innes Avenue between**
5 **Griffith Street and Earl Street, along the India Basin shoreline; and setting the hearing**
6 **date for all persons interested in the proposed vacation of said street areas.**

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8 WHEREAS, This vacation proceeding for the portions of public streets within the India
9 Basin Project described as follows (collectively, the "Vacation Area") is conducted under the
10 vacation procedures of the Public Streets, Highways and Service Easements Vacation Law
11 (California Streets and Highways Code Sections 8300 et seq.) for portions of Hudson Avenue,
12 Earl Street, Arelious Walker Drive, Fairfax Avenue, Evans Avenue, Galvez Avenue, and Fitch
13 Street identified as Parcels 1 through 16, inclusive on the Public Works ("PW") SUR Map No.
14 2019-004, dated September 20, 2019 (the "IB SUR Map"); and

15 WHEREAS, A copy of the IB SUR Map is on file with the Clerk of the Board of
16 Supervisors in File No. 190971, and incorporated herein by reference; and

17 WHEREAS, Section 787(a) of the San Francisco Public Works Code provides that the
18 street vacation procedures for the City and County of San Francisco (the "City") shall be in
19 accordance with the applicable provisions of California Streets and Highways Code and such
20 rules and conditions as adopted by the Board of Supervisors; and

21 WHEREAS, The proposed vacation of the Vacation Area is part of an action to
22 implement the India Basin Project pursuant to a Development Agreement between the City,
23 and India Basin Investment, LLC ("Developer"), which project was approved by the Board of
24 Supervisors by Motion M18-136 and Ordinance Nos. 251-18, 252-18 and 261-18, copies of

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1 which are on file with the Clerk of the Board in File Nos. 180842, 180680, 180681, and
2 180816, respectively; and

3 WHEREAS, As provided in the Development Agreement, the City proposes to quitclaim
4 its interest in Parcels 12, 13, 15 and 16 within the Vacation Area as shown on the IB SUR
5 Map to Developer to help facilitate the development of the India Basin Project; and

6 WHEREAS, As contemplated under that certain Public Trust Exchange Agreement
7 approved by the Board of Supervisors, the City proposes to quitclaim its interest in Parcels 4,
8 5, 7, 9, 10, 11 and 14 within the Vacation Area to the State, which parcels will be re-conveyed
9 to the City, in trust, to be held under Port jurisdiction but incorporated into the India Basin
10 Open Space and managed by the Recreation and Park Department; now, therefore be it

11 RESOLVED, That under Sections 8300 et seq. of the California Streets and Highway
12 Code, and Public Works Code Section 787(2), the Board of Supervisors hereby declares that
13 it intends to order the vacation of the Vacation Area as shown on the IB SUR Map No 2019-
14 004; and, be it

15 FURTHER RESOLVED, That notice is hereby given that on _____, 2019, no
16 earlier than 3:00 P.M. in the Legislative Chambers of the Board of Supervisors, all persons
17 interested in or objecting to the proposed vacation will be heard; and, be it

18 FURTHER RESOLVED, That the San Francisco Board of Supervisors directs the Clerk
19 of the Board to transmit to PW a certified copy of this resolution, and the Board of Supervisors
20 urges the Director of Public Works and the Clerk of the Board to publish and post this
21 resolution and to give notice of the hearing of such contemplated action in the manner
22 required by law.