

File No. 091450

Committee Item No. _____

Board Item No. 18

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Board of Supervisors Meeting

Date January 12, 2010

Cmte Board

<input type="checkbox"/>	<input type="checkbox"/>	Motion
<input type="checkbox"/>	<input type="checkbox"/>	Resolution
<input type="checkbox"/>	<input type="checkbox"/>	Ordinance
<input type="checkbox"/>	<input type="checkbox"/>	Legislative Digest
<input type="checkbox"/>	<input type="checkbox"/>	Budget Analyst Report
<input type="checkbox"/>	<input type="checkbox"/>	Legislative Analyst Report
<input type="checkbox"/>	<input type="checkbox"/>	Youth Commission Report
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Introduction Form (for hearings)
<input type="checkbox"/>	<input type="checkbox"/>	Department/Agency Cover Letter and/or Report
<input type="checkbox"/>	<input type="checkbox"/>	MOU
<input type="checkbox"/>	<input type="checkbox"/>	Grant Information Form
<input type="checkbox"/>	<input type="checkbox"/>	Grant Budget
<input type="checkbox"/>	<input type="checkbox"/>	Subcontract Budget
<input type="checkbox"/>	<input type="checkbox"/>	Contract/Agreement
<input type="checkbox"/>	<input type="checkbox"/>	Award Letter
<input type="checkbox"/>	<input type="checkbox"/>	Application
<input type="checkbox"/>	<input type="checkbox"/>	Public Correspondence

OTHER

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Completed by: Annette Lonich Date January 5, 2010

Completed by: _____ Date _____

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The complete document is in the file.

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BOARD of SUPERVISORS



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San Francisco 94102-4689
Tel. No. 554-5184
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NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO Resolution to Establish Special Tax District No. 2009-1 (San Francisco Sustainable Financing)

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco, will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

Date: Tuesday, January 12, 2010

Time: 3:00 p.m.

Location: Legislative Chamber, Room 250 located at City Hall, 1 Dr. Carlton P. Goodlett Place, San Francisco, CA

Subject: Resolution of Formation to establish Special Tax District No. 2009-1 (San Francisco Sustainable Financing), establish boundaries of said special tax district, to describe the facilities to be financed, to establish an appropriations limit and to provide for other matters related thereto.

On November 24, 2009, the Board of Supervisors of the City and County of San Francisco, adopted its Resolution of Intention No. 464-09 to Establish Special Tax District No. 2009-1 (San Francisco Sustainable Financing) under Chapter 43, Article X of the San Francisco Administrative Code, which incorporates the Mello-Roos Community Facilities Act of 1982. Under the code and the Resolution of Intention, the Board of Supervisors gives notice as follows:

1. The text of the Resolution of Intention No. 464-09, with Exhibits A, B and C thereto, as adopted by the Board of Supervisors, is on file with the Clerk of the Board of Supervisors and reference is made thereto for the particular provisions thereof. The text of the Resolution of Intention is summarized as follows:

a. Under the code, and for the public purposes set forth in the Resolution of Intention, the Board of Supervisors is undertaking proceedings for the establishment of the Special Tax District, the boundaries of which are shown on a map on file with the City. The Special Tax District shall initially consist solely of territory proposed for annexation to the Special Tax District in the future, with the condition that a parcel or parcels within that territory may be annexed to the Special Tax District and subjected to a special tax only with the unanimous

written approval of the owner or owners of such parcel or parcels at the time that such parcel or those parcels are annexed or in compliance with such other procedures specified in the code.

b. The purpose of the Special Tax District is to finance and refinance the acquisition, installation and improvement of energy efficiency, water conservation and renewable energy improvements to or on real property and in buildings, whether such real property or buildings are privately or publicly owned.

c. The method of financing the facilities is through the imposition and levy of a special tax to be apportioned on the properties in the Special Tax District (i) according to the method of apportionment described in the Resolution of Intention and Exhibit B thereto and (ii) at the rate specified in each unanimous approval or in compliance with such other procedures specified in the code.

d. The Director of the Office of Public Finance or designee was directed to prepare a Special Tax District Report that describes the facilities and the estimated costs of the facilities. The Special Tax District Report will be made a permanent part of the record of the public hearing specified above. Reference is made to the Special Tax District Report as filed with the Clerk of the Board.

e. As set forth above, the Board of Supervisors will hold a public hearing on the establishment of the Special Tax District, the Facilities and the Special Tax.

2. At the hearing, the testimony of all interested persons or taxpayers for or against the establishment of the Special Tax District, the extent of the Special Tax District or the furnishing of the specified Facilities will be heard. Any person interested may file a protest in writing as provided in Section 53323 of the Act by January 12, 2010, at 3:00 p.m. or prior to the close of the public hearing. If 50% or more of the registered voters, or 6 registered voters, whichever is more, residing within the territory proposed to be annexed to the Special Tax District in the future, or if the owners of one-half or more of the area of land proposed to be annexed in the future and not exempt from the Special Tax, file written protests against establishment of the Special Tax District, and protests are not withdrawn so as to reduce the protests to less than a majority, no further proceedings to form the Special Tax District shall be undertaken for a period of 1 year from the date of decision of the Board of Supervisors on the issues discussed at the hearing. If the majority protests of the registered voters or of the landowners are only against the furnishing of a specified type or types of Facilities within the Special Tax District, or against levying the Special Tax, those types of Facilities or the Special Tax shall be eliminated from the Board of Supervisors' proceedings, and the remainder of such proceedings may continue.

3. If there is no majority protest, the Board of Supervisors may form the Special Tax District and authorize the levy of the Special Tax, with the condition that a parcel or parcels within that territory may be annexed to the Special Tax District and subjected to the Special Tax only with execution of a Unanimous Approval of the owner

or owners of such parcel or parcels at the time that such parcel or those parcels are annexed or in compliance with such other procedures specified in the Code.

4. The City may, without additional hearings or procedures, designate a parcel or parcels as an improvement area within the Special Tax District. After the designation of a parcel or parcels as an improvement area, all proceedings for approval of the appropriations limit, the rate, method of apportionment and manner of collection of special tax and the authorization to incur bonded indebtedness for such parcel or parcels will apply only to the improvement area. The City may incur indebtedness payable solely from special taxes levied on property in the improvement area.

Pursuant to Government Code Section 65009, notice is hereby given if you challenge, in court, the Resolution of Formation to Establish Special Tax District 2009-1, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing. At the public hearing, the testimony of all interested persons, including voters and/or persons owning property in the area of the proposed Special Tax District, for and against the proposed special tax district formation, will be heard. Interested persons may submit written protests or comment to the City.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made a part of the official public records in these matters, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton Goodlett Place, San Francisco, 94102. Information relating to this matter will be available for public review on Thursday, January 7, 2010.



Angela Calvillo
Clerk of the Board

DATED: January 4, 2010
PUBLISHED: January 4, 2010

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