File No. 130863 Committee Item No. 1
Board Item No. 4

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Land Use and Economic Development **Date** September 23, 2013

Board of Supervisors Meeting **Date** 10/8/13

Cmte	Board	
☐	☐	Motion
☐	☐	Resolution
☒	☒	Ordinance
☒	☒	Legislative Digest
☐	☐	Budget and Legislative Analyst Report
☐	☐	Youth Commission Report
☒	☒	Introduction Form
☒	☒	Department/Agency Cover Letter and/or Report
☐	☐	MOU
☐	☐	Grant Information Form
☐	☐	Grant Budget
☐	☐	Subcontract Budget
☐	☐	Contract/Agreement
☐	☐	Form 126 – Ethics Commission
☐	☐	Award Letter
☐	☐	Application
☐	☐	Public Correspondence

OTHER **(Use back side if additional space is needed)**

☒	☒	DPW Order No. 181628
☒	☒	DPW Drawing Q-20-727
☒	☒	General Plan Referral Letter, dtd 12/5/12
☒	☒	Categorical Exemption Determination, dtd 6/4/12
☐	☐	
☐	☐	
☐	☐	
☐	☐	
☐	☐	
☐	☐	
☐	☐	

Completed by: Alisa Miller **Date** September 19, 2013
Completed by: Alisa Miller **Date** September 25, 2013

[Eliminating Official Sidewalk Width - Renovation of Glen Park Canyon - Portion of Elk Street (Between Chenery and Sussex Streets)]

Ordinance amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to eliminate the official sidewalk width on a portion of the westerly side of Elk Street, between Chenery and Sussex Streets, for the renovation of Glen Canyon Park; requiring the Recreation and Park Department to address relocation, modification, or both of facilities affected by the sidewalk width change; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
Additions to Codes are in *single-underline italics Times New Roman font*.
Deletions to Codes are in ~~*strikethrough italics Times New Roman font*~~.
Board amendment additions are in double-underlined Arial font.
Board amendment deletions are in ~~strikethrough Arial font~~.
Asterisks (* * * *) indicate the omission of unchanged Code subsections or parts of tables.

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

Section 1. Findings.

(a) On June 4, 2012, the Planning Department determined that the Glen Canyon Park Renovation project, including the actions contemplated in this Ordinance, were categorically exempt in accordance with the California Environmental Quality Act (California Public Resources Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. 130863 and is incorporated herein by reference.

(b) On November 5, 2012, the Planning Department determined that the actions contemplated in this ordinance are consistent, on balance, with the City's General Plan and the eight priority policies of Planning Code Section 101.1. The Board adopts this

determination as its own. A copy of said determination is on file with the Clerk of the Board of Supervisors in File No. 130863, and is incorporated herein by reference.

(c) As part of the 2008 Clean and Safe Neighborhood Parks Bond (Proposition A, February 2008), the Recreation and Park Department is undertaking a renovation of Glen Canyon Park, a 66.6-acre recreation area located off of Elk Street and O'Shaughnessy Boulevard. The project includes the creation of a welcoming entry to the park, with a vehicular drop-off on Elk Street. The project design requires the elimination of a portion of the sidewalk public right-of-way, which is adjacent to the park, located on the west side of Elk Street, under the regulatory jurisdiction of the Department of Public Works ("DPW"), and maintained by the Recreation and Park Department. In the area previously occupied by the sidewalk, the Recreation and Park Department will construct a vehicular drop-off zone and paved pathway that provides an uninterrupted, paved, and complete pedestrian path of travel on the westerly side of Elk Street between Sussex and Chenery Streets. In consultation with DPW, the Recreation and Park Department has agreed to record a restriction on the property that will acknowledge that the new pedestrian path of travel will permanently function as the equivalent of a public sidewalk.

Section 2. In accordance with the Department of Public Works' Order No. 181628, a copy of which is in the Clerk of the Board of Supervisors File No. 130863 and incorporated herein by reference, Board of Supervisors Ordinance No.1061, entitled "Regulating the Width of Sidewalks," a copy of which is in the Clerk of the Board of Supervisors Book of General Ordinances, in effect May 11, 1910, is hereby amended by adding thereto a new section to read as follows:

Section 1599. Eliminating the official sidewalk width on a portion of the westerly side of Elk Street, starting 51.82' north of the intersection of Elk and Chenery Streets and continuing north for

141.21', as shown on Department of Public Works drawing Q-20-727, a copy of which is in the Clerk of the Board of Supervisors File No. **130863** .

Section 3. The San Francisco Recreation and Park Department, as is necessary as a result of this Ordinance, shall make arrangements with public utility companies and City Departments for the relocation, and/or modification of any affected public facilities. Any necessary relocation, modification, or both of such facilities shall be at no cost to DPW.

Section 4. Effective Date. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance.

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

By: _____
JOHN D. MALAMUT
Deputy City Attorney

n:\legana\as2013\1400069\00868840.doc

FILE NO. 130863

LEGISLATIVE DIGEST

[Eliminating Official Sidewalk Width - Renovation of Glen Canyon Park - Portion of Elk Street (Between Chenery and Sussex Streets)]

Ordinance amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to eliminate the official sidewalk width on a portion of the westerly side of Elk Street, between Chenery and Sussex Streets, for the renovation of Glen Canyon Park; requiring the Recreation and Park Department to address relocation, modification, or both of facilities affected by the sidewalk width change; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Existing Law

Board of Supervisors' Ordinance No. 1061 established the official sidewalk widths throughout San Francisco. Ordinance No. 1061 is uncodified but can be located in the Clerk of the Board of Supervisors Book of General Ordinances, in effect May 11, 1910, which is on file with the Clerk of the Board of Supervisors.

Amendments to Current Law

This legislation would amend Ordinance No. 1061 to eliminate the official sidewalk width on a portion of the westerly side of Elk Street between Chenery and Sussex Streets for the renovation of Glen Canyon Park, which includes a vehicular drop-off zone on Elk Street where the sidewalk will be removed. The Ordinance would make environmental findings and findings of conformity with the General Plan and Planning Code Section 101.1. This legislation also requires the Recreation and Park Department to make arrangements for any necessary relocation, modification, or both of the facilities affected by the sidewalk width change.

City and County of San Francisco

San Francisco Department of Public Works
Office of the Deputy Director & City Engineer, Fuad Sweiss
Bureau of Street-Use & Mapping
1155 Market Street, 3rd Floor
San Francisco Ca 94103
(415) 554-5827 www.sfdpw.org

Edwin M. Lee, Mayor
Mohammed Nuru, Director

Bruce R. Storrs, City and County Surveyor

DPW Order No: 181628

Recommending that the Board of Supervisors eliminate the official sidewalk width of the westerly side of Elk Street between Chenery and Sussex Streets as shown on Department of Public Works drawings Q-20-727 to facilitate the addition of vehicular drop-off zone for the Glen Canyon Park Improvement Project .

At the request of the San Francisco Recreation and Park Department, the Department of Public Works recommends elimination of the official sidewalk width on the above mentioned street as shown on the enclosed Department of Public Works drawing Q-20-727. This will facilitate the addition of vehicular drop-off zone for the Glen Canyon Park Improvement Project. In exchange for elimination of the sidewalk, the Recreation and Park Department has agreed to install a sidewalk on the park property that will be the equivalent of a public sidewalk to allow for a safe and accessible path of travel around the vehicular zone.

The Planning Department has determined that the sidewalk width changes comply with the General Plan and Planning Code Section 101.1. In addition, the Planning Department adopted environmental findings pursuant to the California Environmental Quality Act (California Public Resources Code Sections 21000 et seq.) These documents are on file with the Clerk of the Board.

The Department of Public Works also has documentation on file indicating that all affected City departments, including the Municipal Transportation Agency, consent to the sidewalk width change.

The following have been approved by the Department of Public Works and are hereby transmitted to the Board of Supervisors:

1. Four (4) copies of the proposed Ordinance changing the official sidewalk width on the westerly side of Elk Street, as shown on Department of Public Works drawings Q-20-727 and copies of said drawing.
2. Four (4) sets of said drawing showing the proposed change of official sidewalk as described above.
3. Planning Department General Plan findings and determination under the California Environmental Quality Act.

It is recommended that the Board of Supervisors adopt this Ordinance.

9/9/2013

X Bruce R. Storrs

Storrs, Bruce
City & County Surveyor

9/13/2013

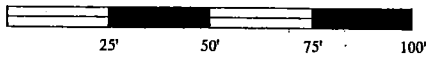
X

Sweiss, Fuad
Deputy Director & City Engineer

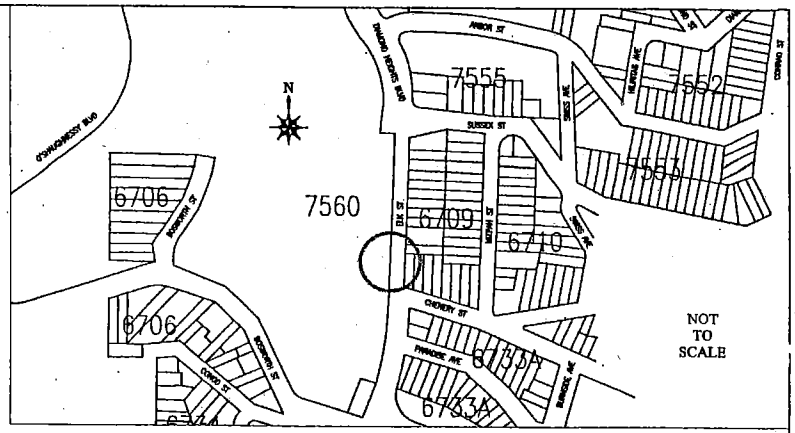
9/13/2013

X Mohammed Nuru

Nuru, Mohammed
Director



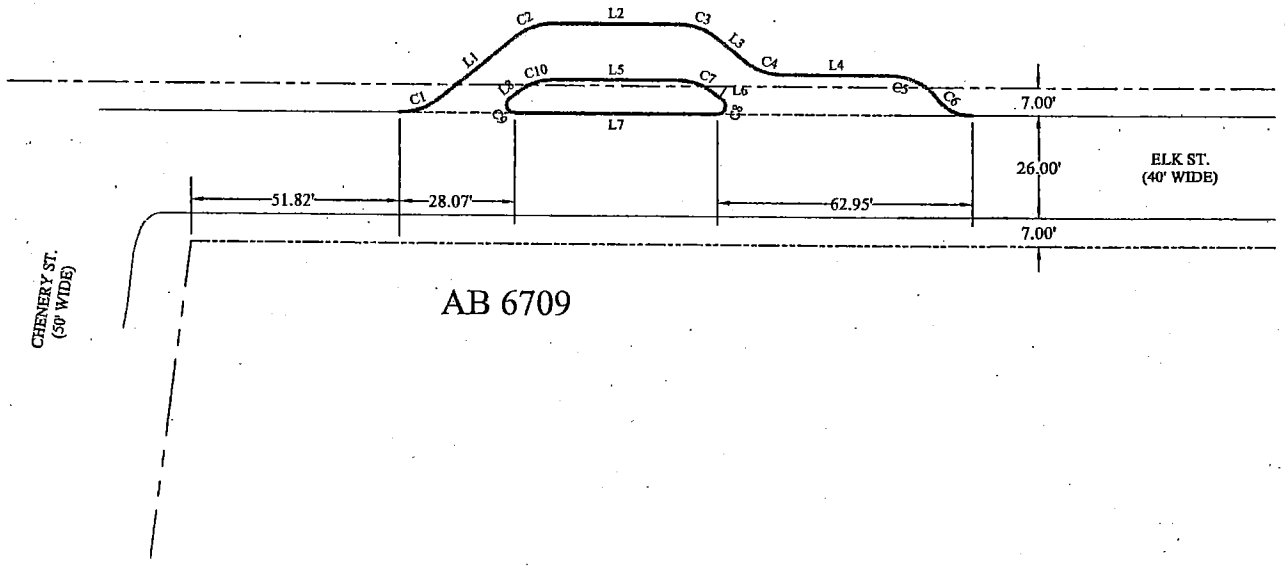
NEW CURB LINE
EXISTING CURB TO REMAIN
EXISTING CURB TO BE REMOVED
PROPERTY LINE



AB 7560

Curve Table			
Curve #	Length	Radius	Delta
C1	10.47'	15.00'	040°00'00"
C2	10.47'	15.00'	040°00'00"
C3	10.47'	15.00'	040°00'00"
C4	10.47'	15.00'	040°00'00"
C5	13.91'	15.00'	053°07'48"
C6	9.62'	10.00'	055°08'13"
C8	4.89'	2.00'	140°00'00"
C9	4.89'	2.00'	140°00'00"
C7	10.47'	15.00'	040°00'00"
C10	10.47'	15.00'	040°00'00"

Line Table	
Line #	Length
L1	24.08'
L2	30.86'
L4	26.46'
L3	8.52'
L7	50.19'
L6	2.27'
L5	30.00'
L8	2.27'



AB 6709

150

REFERENCES:
- Grade Map 227

APPROVED:

BRUCE R. STORRS
CITY & COUNTY SURVEYOR

9/9/2015
DATE

CITY AND COUNTY OF SAN FRANCISCO
DEPARTMENT OF PUBLIC WORKS

OFFICIAL SIDEWALK CHANGE ON THE WESTERLY SIDE OF ELK STREET BETWEEN CHENERY STREET AND SUSSEX STREET

FILE:	SHEET	SCALE	CHANGE
Q-20-727	1 OF 1	1:30	

SAN FRANCISCO
PLANNING DEPARTMENT

General Plan Referral

1650 Mission St.
Suite 400
San Francisco,
CA 94103-2479

Reception:
415.558.6378

Fax:
415.558.6409

Planning
Information:
415.558.6377

Date:	November 5, 2012
Case No.	**Case No. 2012.1377R** **Glen Canyon Park Elk Street Drop-Off Zone & Pedestrian Improvements**
Block/Lot No:	7560/002
Project Sponsor:	Karen Mauney-Brodek SF Department of Recreation and Parks Capital and Planning Division 30 Van Ness Ave., 4th Floor San Francisco, CA 94102
Applicant:	Same as Above
Staff Contact:	Jon Swae – (415) 575-9069 *jon.swae@sfgov.org*
Recommendation:	Finding the project, on balance, is in conformity with the General Plan
Recommended By:	John Rahaim, Director of Planning

PROJECT DESCRIPTION

On November 1, 2012, the Planning Department received your request for a General Plan Referral as required by Section 4.105 of the Charter, and Section 2A.53 of the Administrative Code. The proposed Project seeks to realign the sidewalk along the edge of Glen Canyon Park at Elk Street to create a vehicle pull-in and drop-off loading zone and new sidewalk to improve access to the park (see Attachments 1 & 2). The project is part of the larger Glen Canyon Park Improvement Project, a park renovation effort funded by the 2008 Clean and Safe Neighborhood Parks Bond. The project has been reviewed for consistency General Plan policies and with the Eight Priority Policies of the Planning Code Section 101.1 and the findings are attached.

ENVIRONMENTAL REVIEW

The project has received a Categorical Exemption under CEQA Guidelines Section 15301, Class 4(E)- Minor Alterations to Land Involving Negligible or No Permanent Effects.

GENERAL PLAN COMPLIANCE AND BASIS FOR RECOMMENDATION

As described below, the Project is consistent with the Eight Priority Policies of Planning Code Section 101.1 and is, on balance, in-conformity with the following Objectives and Policies of the General Plan:

Note: General Plan Objectives and Policies are in **bold font**; General Plan text is in regular font. Staff comments are in *italic font*.

RECREATION AND OPEN SPACE ELEMENT

POLICY 2.2
Preserve existing open space.

The project will minimally impact existing open space and will help create an enhanced, easily identifiable and accessible entrance to the park.

POLICY 2.6
Make open spaces accessible to people with special needs.
The project would increase accessibility to the park for people with special needs by providing an ADA accessible entry point and drop-off/pick-up zone separated from the flow of traffic.

POLICY 4.3
Renovate and renew the City's parks and recreation facilities.

The project is part of an overall Glen Canyon Park Improvement Project that will bring an array of improvements (recreation, design, trails, and accessibility) to the park.

RECOMMENDATION:	**Finding the Project, on balance, in-conformity with the General Plan**

Eight General Plan Priority Policies Findings

The subject project is found to be consistent with the Eight Priority Policies of Planning Code Section 101.1 in that:

1. That existing neighborhood-serving retail uses be preserved and enhanced and future opportunities for resident employment in and ownership of such businesses enhanced.
   The project will not affect existing neighborhood-serving retail uses or opportunities for employment in or ownership of such businesses.

2. That existing housing and neighborhood character be conserved and protected in order to preserve the cultural and economic diversity of our neighborhood.
   The project will not affect housing, and would enhance neighborhood character.

3. That the City's supply of affordable housing be preserved and enhanced.
   The project would have no adverse effect on the City's supply of affordable housing.

4. That commuter traffic not impede MUNI transit service or overburden our streets or neighborhood parking.
   The project would not affect transit service or neighborhood parking.

5. That a diverse economic base be maintained by protecting our industrial and service sectors from displacement due to commercial office development, and that future opportunities for residential employment and ownership in these sectors be enhanced.
   The project would not affect the existing economic base in this area.

6. That the City achieve the greatest possible preparedness to protect against injury and loss of life in an earthquake.
   The project would increase accessibility for emergency service vehicles to the park.

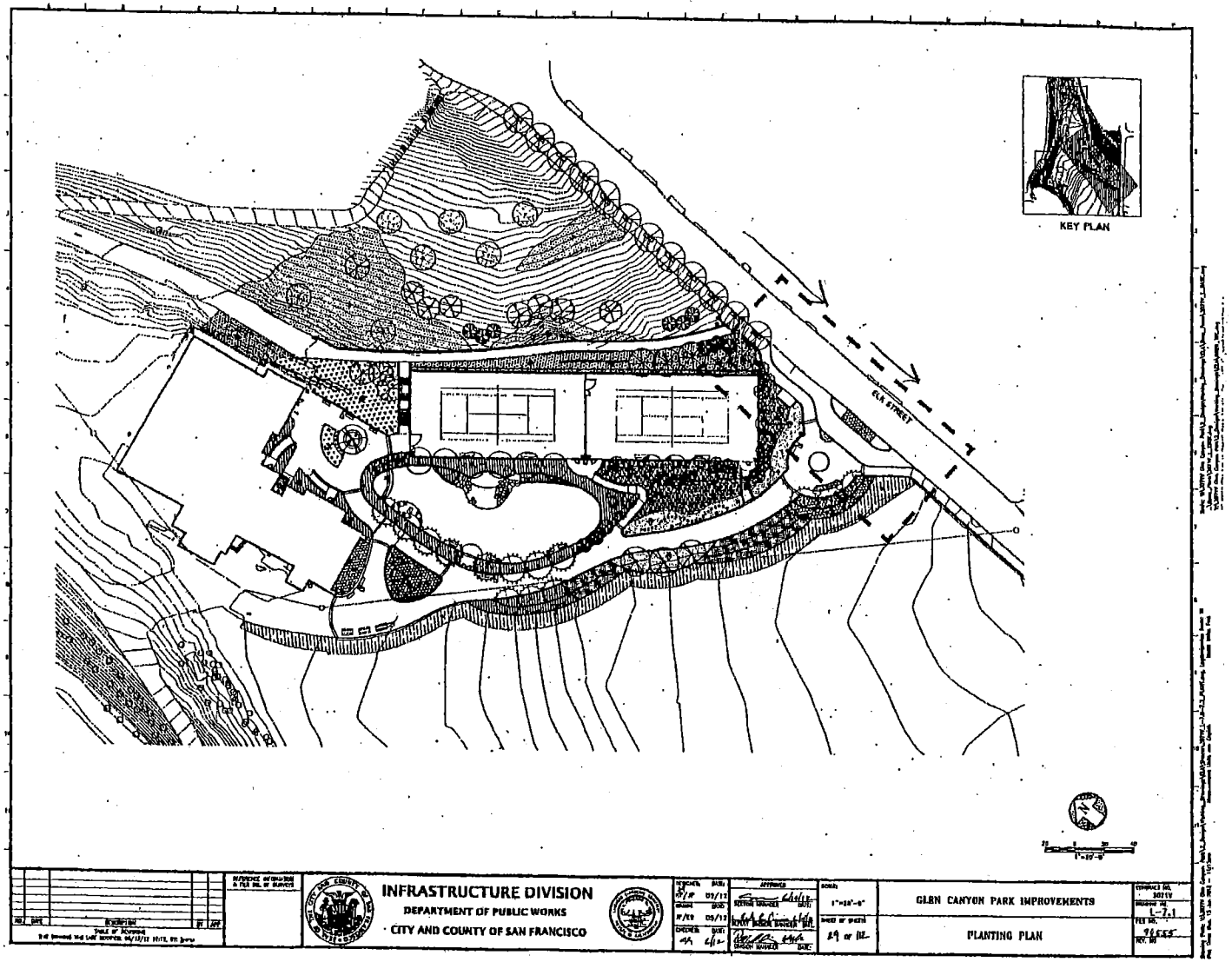
7. That landmarks and historic buildings be preserved.
   The project will not affect landmarks or historic buildings.

8. That our parks and open space and their access to sunlight and vistas be protected from development.
   The project would not significantly impact park open space and would not affect the park's access to sunlight and vistas.

Attachments:

1. Site Map with Proposed Project
2. Project Detail Drawing

Attachment 1



Proposed Conditions

Glen Canyon Improvement Project

Elk Street Drop-Off Zone

7560/002

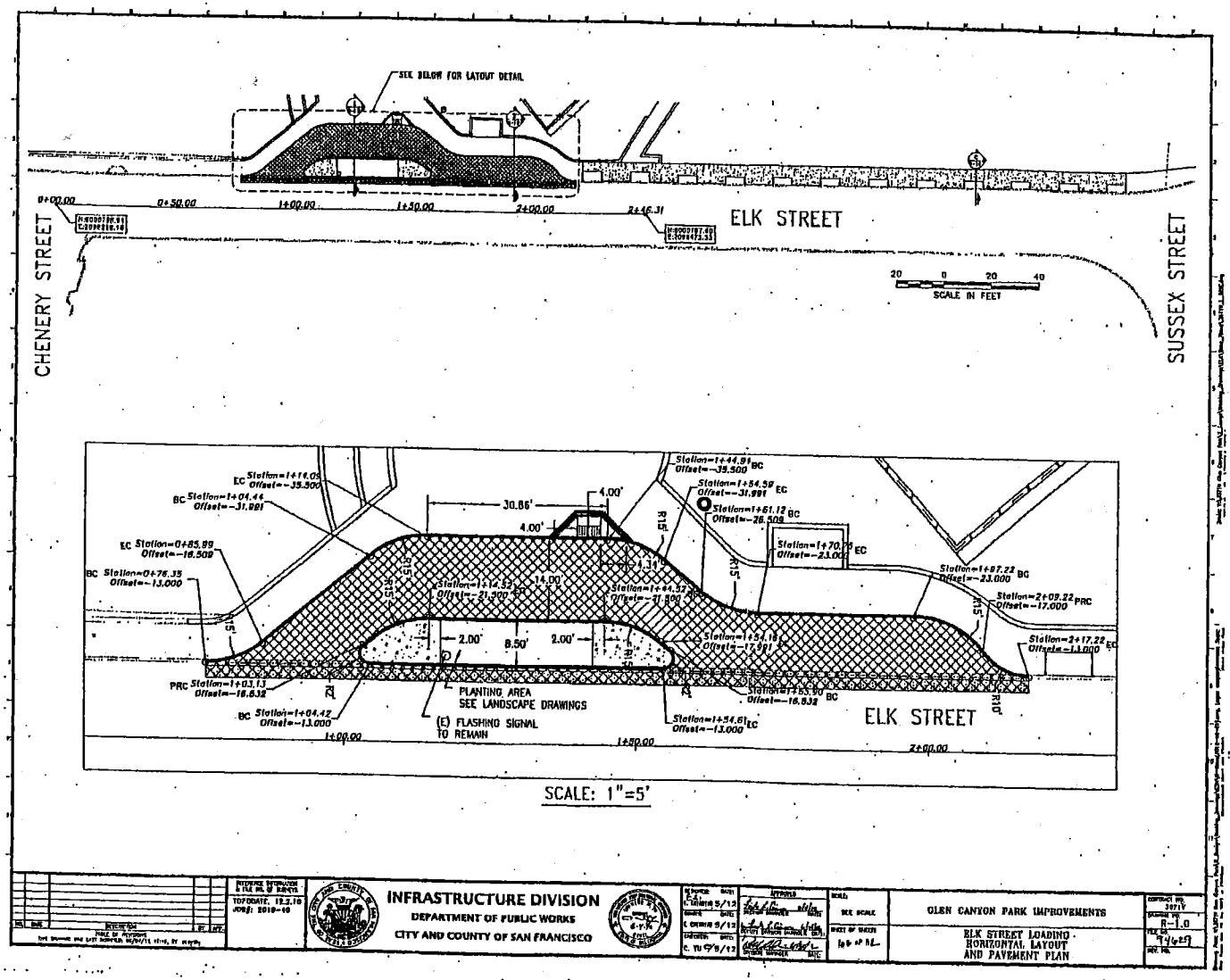
SF Recreation and Park Dept.

Legend:

Site Location

2012.1377R

Attachment 2



Proposed Conditions

Glen Canyon Improvement Project

Elk Street Drop-Off Zone

7560/002

SF Recreation and Park Dept

Legend:

Site location

Page 7 of 11

2012.1377R

SAN FRANCISCO
PLANNING DEPARTMENT

Certificate of Determination
EXEMPTION FROM ENVIRONMENTAL REVIEW

1650 Mission St.
Suite 400
San Francisco,
CA 94103-2479

Reception:
415.558.6378

Fax:
415.558.6409

Planning
Information:
415.558.6377

Case No.:	2011.1141E
Project Title:	Glen Canyon Park Renovation
Zoning:	P (Public) Use District OS (Open Space) Height and Bulk District
Block/Lot:	7560/002
Project Sponsor	Karen Mauney-Brodek, Recreation and Park Department (RPD) (415) 575-5601
Staff Contact:	Chelsea Fordham – (415) 575-9071 Chelsea.Fordham@sfgov.org

PROJECT DESCRIPTION:

The proposed project is the renovation of Glen Canyon Park, located in the Glen Park and Diamond Heights neighborhood. The Glen Canyon Park encompasses approximately 70 acres situated in a canyon that runs from Portola Drive to Bosworth Street on an entire city block. The park currently has a rolling terrain with flat areas programmed for various uses, including the 14,675 square-foot (sf) Glen Canyon Recreation Center, a children's play area, two tennis courts, two baseball fields, and open pathways with various paths and trails. The rolling terrain of the park is designated as the Glen Canyon Park Natural Area under the RPD Significant Natural Resources Area Management Plan (SNRAMP) and encompasses 60 acres of the 70-acre park. The proposed project would be located on the flat programmed area of the park and would not involve any work in the Glen Canyon Park Natural Area.

EXEMPT STATUS:

Categorical Exemption, Class 1, 3, and 4 [State CEQA Guidelines Section 15301, 15303, and 15304]

DETERMINATION:

I do hereby certify that the above determination has been made pursuant to State and Local requirements.

BILL WYCKO
Environmental Review Officer

June 4, 2012
Date

cc: Karen Mauney-Brodek, Recreation and Park Department
Supervisor Scott Wiener, District 8
Historic Preservation Distribution List
Bulletin Board
V. Byrd, M.D.F

PROJECT DESCRIPTION (continued):

The proposed renovations of Glen Canyon Park include: 1) new entry pathways; 2) a new entry plaza drop-off/loading area along Elk Street; 3) sidewalk and pedestrian improvements to Elk Street; 4) improved trails; 5) tennis court relocation and renovations; 6) replacement and relocation of the children's playground equipment; 7) installation of landscaping and seating; 8) removal of 49-61 trees and replanting of 80-100[1] new trees; 9) improving the road surface of Bosworth Street and Alms Road leading to the Glen Park Recreation Center and Silver Tree facility[2] to meet fire department access requirements; and 10) renovations to the Glen Canyon Park Recreation Center including installation of accessible bathrooms, repair/replacement of the buildings heating system, and repair of the gymnasium floor. No modifications would be made to the exterior of the Glen Canyon Park Recreation Center.

Project construction would take approximately 12 months and would require standard earth-moving equipment for grading and large trucks for hauling.

REMARKS:

Historic Architectural Resources:

In evaluating whether the proposed project would be exempt from environmental review under the California Environmental Quality Act (CEQA), the Planning Department determined that the proposed project would not have a significant impact on historic resources.[3] In making its determination, the Planning Department reviewed a consultant-prepared Historic Resource Evaluation (HRE) provided by the project sponsor.[4]

The Department determined that the Glen Canyon Recreation Center, completed in 1938, is eligible for listing in the California Register of Historic Resources as an individual resource under Criterion 1 (Events) and Criterion 3 (Architecture) for its association with the San Francisco Recreation Commission's 1930s expansion of the City's recreation facilities and implementation of New Deal programs. The clubhouse is also the work of master architect William G. Merchant. The Recreation Center has undergone few modifications and appears to retain its integrity. No other historic resources have been identified within Glen Canyon Park.

Since the Glen Canyon Recreation Center was determined to be a historic resource, the Planning Department assessed whether the proposed project would materially impair the resource. The Planning Department determined that the project would not cause a substantial adverse change in the resource such that the significance of the resource would be materially impaired. Overall, the project appears to be

---

[1] The amount of trees to be removed and replanted will be determined after further evaluation of the tree conditions and site plans are further developed.

[2] The Silver Tree facility is an outdoor recreation day camp facility within Glen Canyon Park.

[3] Glen Canyon Park Renovation Memorandum, by Shelley Caltagirone, Preservation Planner, April 19, 2012

[4] Carey & Company, *Historic Resources Evaluation, Glen Park Recreation Center*, August 29, 2011, on file and available for public review at the San Francisco Planning Department, 1650 Mission Street, Fourth Floor, as part of Historic Preservation Address Files.

in keeping with the *Secretary of the Interior Standard's for Rehabilitation for Historic Resources* (Standards). Moreover, it does not appear that the proposed alteration would have a significant adverse impact on any off-site historic resources as no known resources are located in the immediate area. The proposed repairs to the Recreation Center include installation of Americans with Disabilities Act (ADA) compliant bathrooms, repair/replacement of the buildings heating system, and repair of the gymnasium floor. The repair of the gymnasium floor would be in-kind to match the materials, in terms of design, color, texture, and materials. Likewise, repair and replacement of the heating system would have no impact to character-defining building features. The installation of ADA bathrooms would not impact any character-defining features and the work would be differentiated as a contemporary alteration and would not create a false sense of history. The proposed landscape work would have no adverse affect on the setting of the historic resource as it would create minimal change that is in keeping with the historic evolution of the park. For these reasons, the Glen Canyon Park Renovation project would have no adverse impact on historic resources.

Biological Resources:

In evaluating whether the proposed project would be exempt from environmental review under CEQA, the Planning Department also determined that the proposed project would not have a significant impact on biological resources, as described below.

The San Francisco Board of Supervisors adopted legislation that amended the City's Urban Forestry Ordinance, Public Works Code Sections 801 et. seq., to require a permit from the Department of Public Works (DPW) to remove any protected trees, except when they are within properties under the jurisdiction of RPD, in which case they are exempt from the requirement.[5] Protected trees include landmark trees, significant trees, or street trees located on private or public property anywhere within the territorial limits of the City and County of San Francisco. Article 16 of the San Francisco Public Works Code, the Urban Forestry Ordinance, provides for the protection of "landmark" trees, "significant" trees, and street trees. Landmark trees are designated by the Board of Supervisors upon the recommendation of the Urban Forestry Council, which determines whether a nominated tree meets the qualification for landmark designations by using established criteria (Section 810). Significant trees are those trees within the jurisdiction of the Department of Public Works, or trees on private property within 10 feet of the public right-of-way, that meet certain size criteria. To be considered significant, a tree must have a diameter at breast height of more than 12 inches, a height of more than 20 feet, or a canopy of more than 15 feet (Section 810(A)(a)).

The project site is under the jurisdiction of the RPD, and the project is therefore exempt from the above provisions. Nonetheless, RPD commissioned an assessment of all trees within the project boundaries. The proposed project would result in removal of 49-61 trees on the project site and planting of 80-100 new

[5] San Francisco Planning Department, Director's Bulletin No. 2006-01, May 5, 2006, Planning Department Implementation of Tree Protection Legislation, page 2, http://www.sfgov.org/site/uploadedfiles/planning/projects_reports/db2006_01treedisclosuredirector.pdf.

trees. The tree assessment for proposed project identified that there are no significant, landmark, or street trees on the project site.[6]

Hortscience conducted a tree assessment for the proposed project which included the following: a survey of 627 trees within Glen Canyon Park; description of the trees; an assessment of the suitability for preservation of each tree; a tree risk assessment; evaluation of the project impacts and proposed actions; and guidelines for tree preservation during the design, construction, and maintenance phases of development.[7] Of the 627 trees surveyed; approximately 275 would be within or immediately adjacent to the project area.

All of the 275 trees surveyed for the proposed Glen Canyon Park renovation project were installed as landscaping and none are native to the project site. The results of this survey are summarized below.

The tree survey evaluated 275 trees, which represented 10 different tree species. The most frequently occurring tree species were Blue Gum, Eucalyptus, Monterey Pine, Monterey cypress, and Blackwood acacia. The overall tree health was good to fair with 121 trees in each category, and 154 trees in poor condition. The tree survey rated each of the 275 trees for suitability for preservation based upon their health, structural integrity, species response, tree age and longevity, and species invasiveness. Additionally, a tree risk assessment was conducted to determine the potential for a tree or one of its parts to fail, and in doing so, injure people or damage property.

Based on the results of the tree risk assessment, tree survey, and the location of the proposed project, it was recommended that 60 trees should be preserved and 190 trees should be removed. The tree assessment recommends removal of 176 trees as a result of poor suitability for preservation and removal of 14 trees due to the fact that they would be impacted by the proposed project. However, the project sponsor is proposing the removal of 49-61 trees for the proposed project. The majority of tree species to be removed would include Bailey acacia, Blackwood Acacia, Blue gum eucalyptus, Lawson's Cypress, Monterey Pine, and Siberian Elm. Additionally, RPD would replant 80-100 new trees with the following proposed species: California Buckeye, Western Redbug, Red Osier Dogwood, Silk Oak, Pacifica Wax Myrtle, Mediterranean Olive, Plum, Coast Live Oak, and Coffeeberry.

The tree assessment also includes tree preservation guidelines that would be implemented during construction activities. These tree preservation guidelines includes establishment of a tree protection zone, installing protective fencing around all trees to be preserved, and providing a consulting arborist during all construction activities including grading, utilities, drainage, and landscape plans.[8]

The only potential for adverse effect on biological resources is the loss or destruction of active bird nests. Bird nesting, protected under the federal Migratory Bird Treaty Act (MBTA), may occur in the project area. Migratory birds include geese, ducks, shorebirds, raptors, songbirds, and seabirds. As described

[6] Tree Assessment and Preservation Plan, Glen Canyon Park, San Francisco, CA, Prepared by Hort Sciences Inc. for the Recreation and Park Department, City of San Francisco, January 2012. This document is available for review at the Planning Department, 1650 Mission Street, Suite 400, as part of Case File No. 2011.1141E.

[8] Ibid, HortSciences

above, a number of non-native trees would be removed from the project. To reduce potential for effects on nesting birds from non-native tree removal, construction should occur outside the bird nesting season (January 15 to August 15). Bird nesting season is generally recognized to be from March 15 to August 15 in most areas of California, but can begin as early as January 15 in the San Francisco area. If construction during the bird nesting season cannot be fully avoided, preconstruction nesting surveys should be conducted prior to work in order to comply with the MBTA. The MBTA makes it unlawfully to "take" (kill, harm, harass, shoot, etc.) any migratory bird listed in 50CFR 10, including their nests, eggs, or young. Pursuant to the MBTA, the project sponsor will conduct preconstruction bird nesting surveys within seven days of the start of construction (i.e., active ground disturbance). If active nests are located during the preconstruction bird nesting survey, the project sponsor is required to contact the California Department of Fish and Game for guidance on obtaining and complying with a Section 1081 Agreement, which may include setting up and maintaining a line-of-site buffer area around the active nest and prohibiting construction activities within the buffer; modifying construction activities; and/or removing or relocating active nests.

As described above, the proposed project would not conflict with any local policies or ordinances protecting biological resources; affect any rare, threatened, or endangered species; diminish habitat; or conflict with any policies or ordinances protecting trees. Therefore, the proposed project would not result in any impact to biological resources.

Cumulative Impacts:

In addition to the proposed project, there are two other separate proposed projects within Glen Canyon Park. The Significant Natural Resource Areas Management Plan (SNRAMP)[9] has proposed management action plans for the Glen Canyon Park Natural Area. These proposed management actions include trail improvements, erosion control projects, maintenance of sediment dams, habitat restoration, removal of 120 blue gum eucalyptus, and restoration of native plant species. Additionally, the 2012 Recreation and Park Department (RPD) General Obligation Bond[10] has proposed improvements to Glen Canyon Park including landscaping, replacement of the park's natural turf fields and lawn areas with replaced seed and/ or sod, renovations to the Glen Canyon Recreation Center, and construction of a 4,500-sf addition to the existing Recreation Center. The environmental review for the General Obligation Bond project determined that the proposed improvements to the Glen Canyon Recreation Center would not have an impact on historic or biological resources; therefore, the proposed project would not contribute to any cumulative historic or biological resources impacts.[11] The Draft Environmental Impact Report (DEIR) for the SNRAMP project found that the biological resources impacts to the Glen Canyon Park Natural Area would be less than significant; therefore, it is not anticipated that the proposed project combined with the SNRAMP project would result in a cumulatively considerable contribution to a significant impact on

[9] Significant Natural Resource Areas Management Plan DEIR, available for review at http://www.sf-planning.org/index.aspx?page=1828

[10] Recreation & Park Department 2012 General Obligation Bond Certificate of Determination Exemption from Environmental Review. City of San Francisco, April 2012. This document is available for review at the Planning Department, 1650 Mission Street, Suite 400, as part of Case File No. 2011.1359E.

[11] Recreation & Park Department 2012 General Obligation Bond Certificate of Determination Exemption from Environmental Review, Ibid.

biological resources. Additionally, the construction of the proposed project would not occur within the same time period as SNRAMP or the General Obligation Bond project, and would therefore not result in any cumulative impacts associated with construction activities. Construction and operation of the proposed project, when combined with these two projects, would not result in a cumulatively considerable contribution to a significant impact on cultural or biological resources or any other environmental resources.

EXEMPT STATUS:

CEQA State Guidelines Section 15301, or Class 1, provides an exemption for existing facilities, which consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alterations of existing public or private structures, facilities, mechanical equipments, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. Additionally, Class 1(c) provides an exemption for the repair and maintenance of existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities. The proposed Glen Canyon Park Renovation project includes minor renovations to the Glen Canyon Park Recreation Center. Additionally, the project would include new entry plaza drop-off/loading area along Elk Street, sidewalk and pedestrian improvements to Elk Street, and improving the road surface of Bosworth Street and Alms Road. Therefore, the proposed project meets the criteria for exemption under Class 1.

CEQA State Guidelines Section 15303, or Class 3, provides an exemption from environmental review for the construction and location of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure. Class 3 also provides an exemption for accessory structures including garages, carports, patios, swimming pools, and fences. The proposed project includes replacement and reconstruction of the tennis court and replacement the children's playground equipment. Therefore, the proposed project meets the criteria for exemption under Class 3.

CEQA State Guidelines Section 15304, or Class 4(b), provides an exemption for new gardening, including the replacement of existing conventional landscaping with water-efficient or fire-resistant landscaping. Landscaping under a Class 4 exemption includes walls, fences, walkways, irrigation systems, as well as plant materials. The project would require minor alterations of the land and vegetation, including removal of 49-61 trees and replanting of 80-100 new trees, installation of new entry pathways and trails, and installation of landscaping and seating. Therefore, the proposed project meets the criteria for exemption under Class 4.

CONCLUSION:

CEQA State Guidelines Section 15300.2 states that a categorical exemption shall not be used for an activity where there is a reasonable possibility that the activity would have a significant effect on the environment due to unusual circumstances. As described above, the proposed project would not have a significant effect on cultural resources or biological resources. There are no unusual circumstances surrounding the current proposal that would suggest a reasonable possibility of a significant environmental effect. The project would be exempt under each of the above-cited classifications. For all of the above reasons, the proposed project is appropriately exempt from environmental review.

City and County of San Francisco

San Francisco Department of Public Works
1 Dr. Carlton B. Goodlett Place, City Hall, Room 348
San Francisco, CA 94102
(415) 554-6920 ▪ www.sfdpw.org

Edwin M. Lee, Mayor
Mohammed Nuru, Director

September 19, 2013

Angela Calvillo
Clerk of the Board of Supervisors
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

Ordinance: Eliminating Official Sidewalk Width - Renovation of Glen Canyon Park - Portion of Elk Street (Between Chenery and Sussex Streets)

File No.: 130863

Dear Ms. Cavillo:

The attached documents are for the above ordinance sponsored by Supervisor Wiener. Please add these documents to that file.

If there are any questions regarding the material or if you need electronic copies, please contact Javier Rivera of our department's Bureau of Street-Use and Mapping. Mr. Rivera could be reached at Javier.Rivera@sfdpw.org or at (415) 554-5827.

Sincerely,

Frank W. Lee
Executive Assistant to the Director

cc: Javier Rivera, DPW

CAND USE CLERK
S-N
COB
LEG DEP.
ELECTRONICALLY

President, District 3
BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-7450
Fax No. 554-7454
TDD/TTY No. 544-5227

DAVID CHIU
邱信福
市參事會主席

PRESIDENTIAL ACTION

Date: 9/13/2013

To: Angela Calvillo, Clerk of the Board of Supervisors

Madam Clerk,

Pursuant to Board Rules, I am hereby:

☒ Waiving 30-Day Rule (Board Rule No. 3.23)

File No. 130863 Wiener (Primary Sponsor)

☐ Transferring (Board Rule No. 3.3)

File No. _____ _____ (Primary Sponsor)

From: _____ Committee

To: _____ Committee

☐ Assigning Temporary Committee Appointment (Board Rule No. 3.1)

Supervisor _____

Replacing Supervisor _____

For: _____ (Date), _____ (Committee) Meeting

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2013 SEP 13 PM 2:20

David Chiu

David Chiu, President
Board of Supervisors

Print Form

Introduction Form

By a Member of the Board of Supervisors or the Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

☒ 1. For reference to Committee.
An ordinance, resolution, motion, or charter amendment.

☐ 2. Request for next printed agenda without reference to Committee.

☐ 3. Request for hearing on a subject matter at Committee.

☐ 4. Request for letter beginning "Supervisor _____ inquires"

☐ 5. City Attorney request.

☐ 6. Call File No. _____ from Committee.

☐ 7. Budget Analyst request (attach written motion).

☐ 8. Substitute Legislation File No. _____

☐ 9. Request for Closed Session (attach written motion).

☐ 10. Board to Sit as A Committee of the Whole.

☐ 11. Question(s) submitted for Mayoral Appearance before the BOS on _____

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

☐ Small Business Commission ☐ Youth Commission ☐ Ethics Commission

☐ Planning Commission ☐ Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative

Sponsor(s):

Supervisor Wiener

Subject:

Eliminating Official Sidewalk Width – Portion of Elk Street

The text is listed below or attached:

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" to eliminate the official sidewalk width on a portion of the westerly side of Elk Street between Chenery and Sussex Streets for the renovation of Glen Canyon Park; requiring the Recreation and Park Department to address relocation, modification, or both of facilities affected by the sidewalk width change; and making environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1.

Signature of Sponsoring Supervisor: Scott Wiener

For Clerk's Use Only:

130863