

AIRPORT COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 23-0064

AWARD A 2023 LEASE AND USE AGREEMENT AT SAN FRANCISCO INTERNATIONAL AIRPORT TO AIR CANADA, AND DIRECT THE COMMISSION SECRETARY TO FORWARD THE LEASE TO THE BOARD OF SUPERVISORS FOR APPROVAL

- WHEREAS, Air Canada (Airline) conducts flight operations at San Francisco International Airport (Airport or SFO) pursuant to 2011 Lease and Use Agreement No. 11-0007 with the City and County of San Francisco (City), acting by and through its Airport Commission (Commission), which expires on June 30, 2023; and
- WHEREAS, Staff and the signatory airlines operating at SFO have negotiated the terms of a new form of Lease and Use Agreement, which has a ten-year term commencing July 1, 2023 and expiring June 30, 2033 (2023 Lease); and
- WHEREAS, the 2023 Lease largely builds and improves upon the terms of the 2011 Lease, with some significant financial and operational improvements for the Airport, which are further set forth in the Director's Memorandum accompanying this Resolution; and
- WHEREAS, on October 6, 2022, the San Francisco Planning Department, Environmental Planning Division determined that the 2023 Lease is exempt from review under the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000, et seq.) and Section 15061(b)(3) of the CEQA Guidelines as a common sense exemption (Planning Department under File No. 2022-009712ENV); now, therefore, be it
- RESOLVED, that this Commission hereby affirms and incorporates, by reference, the Planning Department's determination that the 2023 Lease is exempt from review under CEQA; and, be it further
- RESOLVED, that the above recitals are true and correct; and, be it further
- RESOLVED, that this Commission hereby determines to proceed with the 2023 Lease; and, be it further
- RESOLVED, that this Commission awards the 2023 Lease to Air Canada; and, be it further
- RESOLVED, that, in order to facilitate the administration of the 2023 Lease, this Commission authorizes the Airport Director to enter into any non-material modifications to the 2023 Lease throughout its term that do not otherwise: (a) materially increase the financial obligations or liabilities of City; (b) increase the term, or (c) change the general use of the demised premises from the permitted uses of the 2023 Lease; and, be it further
- RESOLVED, that the Commission Secretary is hereby directed to forward this 2023 Lease to the Board of Supervisors for approval pursuant to Section 9.118 of the Charter of the City and County of San Francisco.

*I hereby certify that the foregoing resolution was adopted by the Airport Commission
at its meeting of*

MAR 21 2023


Secretary

AIRPORT COMMISSION
CITY AND COUNTY OF SAN FRANCISCO
RESOLUTION NO. 23-0065

AWARD A 2023 LEASE AND USE AGREEMENT AT SAN FRANCISCO INTERNATIONAL AIRPORT TO AMERICAN AIRLINES, INC., AND DIRECT THE COMMISSION SECRETARY TO FORWARD THE LEASE TO THE BOARD OF SUPERVISORS FOR APPROVAL

- WHEREAS, American Airlines, Inc. (Airline) conducts flight operations at San Francisco International Airport (Airport or SFO) pursuant to 2011 Lease and Use Agreement No. 10-0078 with the City and County of San Francisco (City), acting by and through its Airport Commission (Commission), which expires on June 30, 2023; and
- WHEREAS, Staff and the signatory airlines operating at SFO have negotiated the terms of a new form of Lease and Use Agreement, which has a ten-year term commencing July 1, 2023 and expiring June 30, 2033 (2023 Lease); and
- WHEREAS, the 2023 Lease largely builds and improves upon the terms of the 2011 Lease, with some significant financial and operational improvements for the Airport, which are further set forth in the Director's Memorandum accompanying this Resolution; and
- WHEREAS, on October 6, 2022, the San Francisco Planning Department, Environmental Planning Division determined that the 2023 Lease is exempt from review under the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000, et seq.) and Section 15061(b)(3) of the CEQA Guidelines as a common sense exemption (Planning Department under File No. 2022-009712ENV); now, therefore, be it
- RESOLVED, that this Commission hereby affirms and incorporates, by reference, the Planning Department's determination that the 2023 Lease is exempt from review under CEQA; and, be it further
- RESOLVED, that the above recitals are true and correct; and, be it further
- RESOLVED, that this Commission hereby determines to proceed with the 2023 Lease; and, be it further
- RESOLVED, that this Commission awards the 2023 Lease to American Airlines, Inc.; and, be it further
- RESOLVED, that, in order to facilitate the administration of the 2023 Lease, this Commission authorizes the Airport Director to enter into any non-material modifications to the 2023 Lease throughout its term that do not otherwise: (a) materially increase the financial obligations or liabilities of City; (b) increase the term, or (c) change the general use of the demised premises from the permitted uses of the 2023 Lease; and, be it further
- RESOLVED, that the Commission Secretary is hereby directed to forward this 2023 Lease to the Board of Supervisors for approval pursuant to Section 9.118 of the Charter of the City and County of San Francisco.

*I hereby certify that the foregoing resolution was adopted by the Airport Commission
at its meeting of _____*

= MAR 21 2023



Secretary

AIRPORT COMMISSION
CITY AND COUNTY OF SAN FRANCISCO
RESOLUTION NO. 23-0066


AWARD A 2023 LEASE AND USE AGREEMENT AT SAN FRANCISCO INTERNATIONAL AIRPORT TO BRITISH AIRWAYS, PLC, AND DIRECT THE COMMISSION SECRETARY TO FORWARD THE LEASE TO THE BOARD OF SUPERVISORS FOR APPROVAL

- WHEREAS, British Airways, PLC (Airline) conducts flight operations at San Francisco International Airport (Airport or SFO) pursuant to 2011 Lease and Use Agreement No. 10-0080 with the City and County of San Francisco (City), acting by and through its Airport Commission (Commission), which expires on June 30, 2023; and
- WHEREAS, Staff and the signatory airlines operating at SFO have negotiated the terms of a new form of Lease and Use Agreement, which has a ten-year term commencing July 1, 2023 and expiring June 30, 2033 (2023 Lease); and
- WHEREAS, the 2023 Lease largely builds and improves upon the terms of the 2011 Lease, with some significant financial and operational improvements for the Airport, which are further set forth in the Director's Memorandum accompanying this Resolution; and
- WHEREAS, on October 6, 2022, the San Francisco Planning Department, Environmental Planning Division determined that the 2023 Lease is exempt from review under the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000, et seq.) and Section 15061(b)(3) of the CEQA Guidelines as a common sense exemption (Planning Department under File No. 2022-009712ENV); now, therefore, be it
- RESOLVED, that this Commission hereby affirms and incorporates, by reference, the Planning Department's determination that the 2023 Lease is exempt from review under CEQA; and, be it further
- RESOLVED, that the above recitals are true and correct; and, be it further
- RESOLVED, that this Commission hereby determines to proceed with the 2023 Lease; and, be it further
- RESOLVED, that this Commission awards the 2023 Lease to British Airways, PLC; and, be it further
- RESOLVED, that, in order to facilitate the administration of the 2023 Lease, this Commission authorizes the Airport Director to enter into any non-material modifications to the 2023 Lease throughout its term that do not otherwise: (a) materially increase the financial obligations or liabilities of City; (b) increase the term, or (c) change the general use of the demised premises from the permitted uses of the 2023 Lease; and, be it further
- RESOLVED, that the Commission Secretary is hereby directed to forward this 2023 Lease to the Board of Supervisors for approval pursuant to Section 9.118 of the Charter of the City and County of San Francisco.

I hereby certify that the foregoing resolution was adopted by the Airport Commission

at its meeting of _____

= **MAR 21 2023**



Secretary

AIRPORT COMMISSION

CITY AND COUNTY OF SAN FRANCISCO


RESOLUTION NO. 23-0067

AWARD A 2023 LEASE AND USE AGREEMENT AT SAN FRANCISCO INTERNATIONAL AIRPORT TO CATHAY PACIFIC AIRWAYS, LTD., AND DIRECT THE COMMISSION SECRETARY TO FORWARD THE LEASE TO THE BOARD OF SUPERVISORS FOR APPROVAL

- WHEREAS, Cathay Pacific Airways, Ltd. (Airline) conducts flight operations at San Francisco International Airport (Airport or SFO) pursuant to Operating and Space Permit No. 4943 with the City and County of San Francisco (City), acting by and through its Airport Commission (Commission), which expires on June 30, 2023; and
- WHEREAS, Staff and the signatory airlines operating at SFO have negotiated the terms of a new form of Lease and Use Agreement, which has a ten-year term commencing July 1, 2023 and expiring June 30, 2033 (2023 Lease); and
- WHEREAS, the 2023 Lease largely builds and improves upon the terms of the 2011 Lease, with some significant financial and operational improvements for the Airport, which are further set forth in the Director's Memorandum accompanying this Resolution; and
- WHEREAS, on October 6, 2022, the San Francisco Planning Department, Environmental Planning Division determined that the 2023 Lease is exempt from review under the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000, et seq.) and Section 15061(b)(3) of the CEQA Guidelines as a common sense exemption (Planning Department under File No. 2022-009712ENV); now, therefore, be it
- RESOLVED, that this Commission hereby affirms and incorporates, by reference, the Planning Department's determination that the 2023 Lease is exempt from review under CEQA; and, be it further
- RESOLVED, that the above recitals are true and correct; and, be it further
- RESOLVED, that this Commission hereby determines to proceed with the 2023 Lease; and, be it further
- RESOLVED, that this Commission awards the 2023 Lease to Cathay Pacific Airways, Ltd.; and, be it further
- RESOLVED, that, in order to facilitate the administration of the 2023 Lease, this Commission authorizes the Airport Director to enter into any non-material modifications to the 2023 Lease throughout its term that do not otherwise: (a) materially increase the financial obligations or liabilities of City; (b) increase the term, or (c) change the general use of the demised premises from the permitted uses of the 2023 Lease; and, be it further
- RESOLVED, that the Commission Secretary is hereby directed to forward this 2023 Lease to the Board of Supervisors for approval pursuant to Section 9.118 of the Charter of the City and County of San Francisco.

*I hereby certify that the foregoing resolution was adopted by the Airport Commission
at its meeting of*

MAR 21 2023


Secretary

AIRPORT COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 23-0068

AWARD A 2023 LEASE AND USE AGREEMENT AT SAN FRANCISCO INTERNATIONAL AIRPORT TO CHINA AIRLINES, LTD., AND DIRECT THE COMMISSION SECRETARY TO FORWARD THE LEASE TO THE BOARD OF SUPERVISORS FOR APPROVAL

- WHEREAS, China Airlines, Ltd. (Airline) conducts flight operations at San Francisco International Airport (Airport or SFO) pursuant to 2011 Lease and Use Agreement No. 10-0082 with the City and County of San Francisco (City), acting by and through its Airport Commission (Commission), which expires on June 30, 2023; and
- WHEREAS, Staff and the signatory airlines operating at SFO have negotiated the terms of a new form of Lease and Use Agreement, which has a ten-year term commencing July 1, 2023 and expiring June 30, 2033 (2023 Lease); and
- WHEREAS, the 2023 Lease largely builds and improves upon the terms of the 2011 Lease, with some significant financial and operational improvements for the Airport, which are further set forth in the Director's Memorandum accompanying this Resolution; and
- WHEREAS, on October 6, 2022, the San Francisco Planning Department, Environmental Planning Division determined that the 2023 Lease is exempt from review under the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000, et seq.) and Section 15061(b)(3) of the CEQA Guidelines as a common sense exemption (Planning Department under File No. 2022-009712ENV); now, therefore, be it
- RESOLVED, that this Commission hereby affirms and incorporates, by reference, the Planning Department's determination that the 2023 Lease is exempt from review under CEQA; and, be it further
- RESOLVED, that the above recitals are true and correct; and, be it further
- RESOLVED, that this Commission hereby determines to proceed with the 2023 Lease; and, be it further
- RESOLVED, that this Commission awards the 2023 Lease to China Airlines, Ltd.; and, be it further
- RESOLVED, that, in order to facilitate the administration of the 2023 Lease, this Commission authorizes the Airport Director to enter into any non-material modifications to the 2023 Lease throughout its term that do not otherwise: (a) materially increase the financial obligations or liabilities of City; (b) increase the term, or (c) change the general use of the demised premises from the permitted uses of the 2023 Lease; and, be it further
- RESOLVED, that the Commission Secretary is hereby directed to forward this 2023 Lease to the Board of Supervisors for approval pursuant to Section 9.118 of the Charter of the City and County of San Francisco.

I hereby certify that the foregoing resolution was adopted by the Airport Commission
- MAR 21 2023
at its meeting of _____


Secretary

AIRPORT COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 23-0069

AWARD A 2023 LEASE AND USE AGREEMENT AT SAN FRANCISCO INTERNATIONAL AIRPORT TO CHINA SOUTHERN AIRLINES COMPANY LIMITED, AND DIRECT THE COMMISSION SECRETARY TO FORWARD THE LEASE TO THE BOARD OF SUPERVISORS FOR APPROVAL

- WHEREAS, China Southern Airlines Company Limited (Airline) conducts flight operations at San Francisco International Airport (Airport or SFO) pursuant to 2011 Lease and Use Agreement No. 15-0253 with the City and County of San Francisco (City), acting by and through its Airport Commission (Commission), which expires on June 30, 2023; and
- WHEREAS, Staff and the signatory airlines operating at SFO have negotiated the terms of a new form of Lease and Use Agreement, which has a ten-year term commencing July 1, 2023 and expiring June 30, 2033 (2023 Lease); and
- WHEREAS, the 2023 Lease largely builds and improves upon the terms of the 2011 Lease, with some significant financial and operational improvements for the Airport, which are further set forth in the Director's Memorandum accompanying this Resolution; and
- WHEREAS, on October 6, 2022, the San Francisco Planning Department, Environmental Planning Division determined that the 2023 Lease is exempt from review under the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000, et seq.) and Section 15061(b)(3) of the CEQA Guidelines as a common sense exemption (Planning Department under File No. 2022-009712ENV); now, therefore, be it
- RESOLVED, that this Commission hereby affirms and incorporates, by reference, the Planning Department's determination that the 2023 Lease is exempt from review under CEQA; and, be it further
- RESOLVED, that the above recitals are true and correct; and, be it further
- RESOLVED, that this Commission hereby determines to proceed with the 2023 Lease; and, be it further
- RESOLVED, that this Commission awards the 2023 Lease to China Southern Airlines Company Limited; and, be it further
- RESOLVED, that, in order to facilitate the administration of the 2023 Lease, this Commission authorizes the Airport Director to enter into any non-material modifications to the 2023 Lease throughout its term that do not otherwise: (a) materially increase the financial obligations or liabilities of City; (b) increase the term, or (c) change the general use of the demised premises from the permitted uses of the 2023 Lease; and, be it further
- RESOLVED, that the Commission Secretary is hereby directed to forward this 2023 Lease to the Board of Supervisors for approval pursuant to Section 9.118 of the Charter of the City and County of San Francisco.

*I hereby certify that the foregoing resolution was adopted by the Airport Commission
at its meeting of*

MAR 21 2023


Secretary

AIRPORT COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

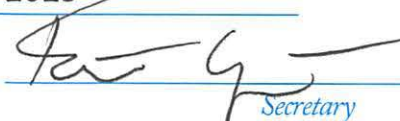
RESOLUTION NO. 23-0070

AWARD A 2023 LEASE AND USE AGREEMENT AT SAN FRANCISCO INTERNATIONAL AIRPORT TO FRONTIER AIRLINES, INC., AND DIRECT THE COMMISSION SECRETARY TO FORWARD THE LEASE TO THE BOARD OF SUPERVISORS FOR APPROVAL

- WHEREAS, Frontier Airlines, Inc. (Airline) conducts flight operations at San Francisco International Airport (Airport or SFO) pursuant to 2011 Lease and Use Agreement No. 10-0087 with the City and County of San Francisco (City), acting by and through its Airport Commission (Commission), which expires on June 30, 2023; and
- WHEREAS, Staff and the signatory airlines operating at SFO have negotiated the terms of a new form of Lease and Use Agreement, which has a ten-year term commencing July 1, 2023 and expiring June 30, 2033 (2023 Lease); and
- WHEREAS, the 2023 Lease largely builds and improves upon the terms of the 2011 Lease, with some significant financial and operational improvements for the Airport, which are further set forth in the Director's Memorandum accompanying this Resolution; and
- WHEREAS, on October 6, 2022, the San Francisco Planning Department, Environmental Planning Division determined that the 2023 Lease is exempt from review under the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000, et seq.) and Section 15061(b)(3) of the CEQA Guidelines as a common sense exemption (Planning Department under File No. 2022-009712ENV); now, therefore, be it
- RESOLVED, that this Commission hereby affirms and incorporates, by reference, the Planning Department's determination that the 2023 Lease is exempt from review under CEQA; and, be it further
- RESOLVED, that the above recitals are true and correct; and, be it further
- RESOLVED, that this Commission hereby determines to proceed with the 2023 Lease; and, be it further
- RESOLVED, that this Commission awards the 2023 Lease to Frontier Airlines, Inc.; and, be it further
- RESOLVED, that, in order to facilitate the administration of the 2023 Lease, this Commission authorizes the Airport Director to enter into any non-material modifications to the 2023 Lease throughout its term that do not otherwise: (a) materially increase the financial obligations or liabilities of City; (b) increase the term, or (c) change the general use of the demised premises from the permitted uses of the 2023 Lease; and, be it further
- RESOLVED, that the Commission Secretary is hereby directed to forward this 2023 Lease to the Board of Supervisors for approval pursuant to Section 9.118 of the Charter of the City and County of San Francisco.

*I hereby certify that the foregoing resolution was adopted by the Airport Commission
at its meeting of* _____

MAR 21 2023


Secretary

AIRPORT COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 23-0071

AWARD A 2023 LEASE AND USE AGREEMENT AT SAN FRANCISCO INTERNATIONAL AIRPORT TO PHILIPPINE AIRLINES, INC., AND DIRECT THE COMMISSION SECRETARY TO FORWARD THE LEASE TO THE BOARD OF SUPERVISORS FOR APPROVAL

WHEREAS, Philippine Airlines, Inc. (Airline) conducts flight operations at San Francisco International Airport (Airport or SFO) pursuant to Operating and Space Permit No. 4941 with the City and County of San Francisco (City), acting by and through its Airport Commission (Commission), which expires on June 30, 2023; and

WHEREAS, Staff and the signatory airlines operating at SFO have negotiated the terms of a new form of Lease and Use Agreement, which has a ten-year term commencing July 1, 2023 and expiring June 30, 2033 (2023 Lease); and

WHEREAS, the 2023 Lease largely builds and improves upon the terms of the 2011 Lease, with some significant financial and operational improvements for the Airport, which are further set forth in the Director's Memorandum accompanying this Resolution; and

WHEREAS, on October 6, 2022, the San Francisco Planning Department, Environmental Planning Division determined that the 2023 Lease is exempt from review under the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000, et seq.) and Section 15061(b)(3) of the CEQA Guidelines as a common sense exemption (Planning Department under File No. 2022-009712ENV); now, therefore, be it

RESOLVED, that this Commission hereby affirms and incorporates, by reference, the Planning Department's determination that the 2023 Lease is exempt from review under CEQA; and, be it further

RESOLVED, that the above recitals are true and correct; and, be it further

RESOLVED, that this Commission hereby determines to proceed with the 2023 Lease; and, be it further

RESOLVED, that this Commission awards the 2023 Lease to Philippine Airlines, Inc.; and, be it further


RESOLVED, that, in order to facilitate the administration of the 2023 Lease, this Commission authorizes the Airport Director to enter into any non-material modifications to the 2023 Lease throughout its term that do not otherwise: (a) materially increase the financial obligations or liabilities of City; (b) increase the term, or (c) change the general use of the demised premises from the permitted uses of the 2023 Lease; and, be it further

RESOLVED, that the Commission Secretary is hereby directed to forward this 2023 Lease to the Board of Supervisors for approval pursuant to Section 9.118 of the Charter of the City and County of San Francisco.

I hereby certify that the foregoing resolution was adopted by the Airport Commission

at its meeting of _____

≡ MAR 21 2023


Secretary

AIRPORT COMMISSION
CITY AND COUNTY OF SAN FRANCISCO
RESOLUTION NO. 23-0072

AWARD A 2023 LEASE AND USE AGREEMENT AT SAN FRANCISCO INTERNATIONAL AIRPORT TO, SWISS INTERNATIONAL AIR LINES, LTD., AND DIRECT THE COMMISSION SECRETARY TO FORWARD THE LEASE TO THE BOARD OF SUPERVISORS FOR APPROVAL

- WHEREAS, Swiss International Air Lines, Ltd. (Airline) conducts flight operations at San Francisco International Airport (Airport or SFO) pursuant to 2011 Lease and Use Agreement No. 11-0182 with the City and County of San Francisco (City), acting by and through its Airport Commission (Commission), which expires on June 30, 2023; and
- WHEREAS, Staff and the signatory airlines operating at SFO have negotiated the terms of a new form of Lease and Use Agreement, which has a ten-year term commencing July 1, 2023 and expiring June 30, 2033 (2023 Lease); and
- WHEREAS, the 2023 Lease largely builds and improves upon the terms of the 2011 Lease, with some significant financial and operational improvements for the Airport, which are further set forth in the Director's Memorandum accompanying this Resolution; and
- WHEREAS, on October 6, 2022, the San Francisco Planning Department, Environmental Planning Division determined that the 2023 Lease is exempt from review under the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000, et seq.) and Section 15061(b)(3) of the CEQA Guidelines as a common sense exemption (Planning Department under File No. 2022-009712ENV); now, therefore, be it
- RESOLVED, that this Commission hereby affirms and incorporates, by reference, the Planning Department's determination that the 2023 Lease is exempt from review under CEQA; and, be it further
- RESOLVED, that the above recitals are true and correct; and, be it further
- RESOLVED, that this Commission hereby determines to proceed with the 2023 Lease; and, be it further
- RESOLVED, that this Commission awards the 2023 Lease to Swiss International Air Lines, Ltd.; and, be it further
- RESOLVED, that, in order to facilitate the administration of the 2023 Lease, this Commission authorizes the Airport Director to enter into any non-material modifications to the 2023 Lease throughout its term that do not otherwise: (a) materially increase the financial obligations or liabilities of City; (b) increase the term, or (c) change the general use of the demised premises from the permitted uses of the 2023 Lease; and, be it further
- RESOLVED, that the Commission Secretary is hereby directed to forward this 2023 Lease to the Board of Supervisors for approval pursuant to Section 9.118 of the Charter of the City and County of San Francisco.

*I hereby certify that the foregoing resolution was adopted by the Airport Commission
at its meeting of* _____

MAR 21 2023



Secretary

AIRPORT COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

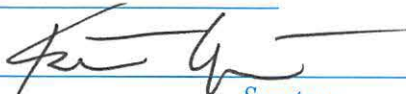
RESOLUTION NO. 23-0073

AWARD A 2023 LEASE AND USE AGREEMENT AT SAN FRANCISCO INTERNATIONAL AIRPORT TO TACA INTERNATIONAL AIRLINES, S.A. (TACA DBA AVIANCA), AND DIRECT THE COMMISSION SECRETARY TO FORWARD THE LEASE TO THE BOARD OF SUPERVISORS FOR APPROVAL

- WHEREAS, TACA International Airlines, S.A. (TACA dba Avianca) (Airline) conducts flight operations at San Francisco International Airport (Airport or SFO) pursuant to 2011 Lease and Use Agreement No. 10-0096 with the City and County of San Francisco (City), acting by and through its Airport Commission (Commission), which expires on June 30, 2023; and
- WHEREAS, Staff and the signatory airlines operating at SFO have negotiated the terms of a new form of Lease and Use Agreement, which has a ten-year term commencing July 1, 2023 and expiring June 30, 2033 (2023 Lease); and
- WHEREAS, the 2023 Lease largely builds and improves upon the terms of the 2011 Lease, with some significant financial and operational improvements for the Airport, which are further set forth in the Director's Memorandum accompanying this Resolution; and
- WHEREAS, on October 6, 2022, the San Francisco Planning Department, Environmental Planning Division determined that the 2023 Lease is exempt from review under the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000, et seq.) and Section 15061(b)(3) of the CEQA Guidelines as a common sense exemption (Planning Department under File No. 2022-009712ENV); now, therefore, be it
- RESOLVED, that this Commission hereby affirms and incorporates, by reference, the Planning Department's determination that the 2023 Lease is exempt from review under CEQA; and, be it further
- RESOLVED, that the above recitals are true and correct; and, be it further
- RESOLVED, that this Commission hereby determines to proceed with the 2023 Lease; and, be it further
- RESOLVED, that this Commission awards the 2023 Lease to TACA International Airlines, S.A. (TACA dba Avianca); and, be it further
- RESOLVED, that, in order to facilitate the administration of the 2023 Lease, this Commission authorizes the Airport Director to enter into any non-material modifications to the 2023 Lease throughout its term that do not otherwise: (a) materially increase the financial obligations or liabilities of City; (b) increase the term, or (c) change the general use of the demised premises from the permitted uses of the 2023 Lease; and, be it further
- RESOLVED, that the Commission Secretary is hereby directed to forward this 2023 Lease to the Board of Supervisors for approval pursuant to Section 9.118 of the Charter of the City and County of San Francisco.

*I hereby certify that the foregoing resolution was adopted by the Airport Commission
at its meeting of*

MAR 21 2023


Secretary

AIRPORT COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 23-0074

AWARD A 2023 LEASE AND USE AGREEMENT AT SAN FRANCISCO INTERNATIONAL AIRPORT TO WESTJET, AN ALBERTA PARTNERSHIP, AND DIRECT THE COMMISSION SECRETARY TO FORWARD THE LEASE TO THE BOARD OF SUPERVISORS FOR APPROVAL

- WHEREAS, WestJet, an Alberta Partnership (Airline) conducts flight operations at San Francisco International Airport (Airport or SFO) pursuant to 2011 Lease and Use Agreement No. 11-0239 with the City and County of San Francisco (City), acting by and through its Airport Commission (Commission), which expires on June 30, 2023; and
- WHEREAS, Staff and the signatory airlines operating at SFO have negotiated the terms of a new form of Lease and Use Agreement, which has a ten-year term commencing July 1, 2023 and expiring June 30, 2033 (2023 Lease); and
- WHEREAS, the 2023 Lease largely builds and improves upon the terms of the 2011 Lease, with some significant financial and operational improvements for the Airport, which are further set forth in the Director's Memorandum accompanying this Resolution; and
- WHEREAS, on October 6, 2022, the San Francisco Planning Department, Environmental Planning Division determined that the 2023 Lease is exempt from review under the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000, et seq.) and Section 15061(b)(3) of the CEQA Guidelines as a common sense exemption (Planning Department under File No. 2022-009712ENV); now, therefore, be it
- RESOLVED, that this Commission hereby affirms and incorporates, by reference, the Planning Department's determination that the 2023 Lease is exempt from review under CEQA; and, be it further
- RESOLVED, that the above recitals are true and correct; and, be it further
- RESOLVED, that this Commission hereby determines to proceed with the 2023 Lease; and, be it further
- RESOLVED, that this Commission awards the 2023 Lease to WestJet, an Alberta Partnership; and, be it further
- RESOLVED, that, in order to facilitate the administration of the 2023 Lease, this Commission authorizes the Airport Director to enter into any non-material modifications to the 2023 Lease throughout its term that do not otherwise: (a) materially increase the financial obligations or liabilities of City; (b) increase the term, or (c) change the general use of the demised premises from the permitted uses of the 2023 Lease; and, be it further
- RESOLVED, that the Commission Secretary is hereby directed to forward this 2023 Lease to the Board of Supervisors for approval pursuant to Section 9.118 of the Charter of the City and County of San Francisco.

*I hereby certify that the foregoing resolution was adopted by the Airport Commission
at its meeting of*

MAR 21 2023


Secretary