

1 [Resolution of Intent - Street Vacation - 1236 Carroll Avenue]

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3 **Resolution declaring the intention of the Board of Supervisors to vacate portions of**  
4 **Hawes Street, Griffith Street, and Bancroft Avenue for the development of the Fire**  
5 **Department Training Facility at 1236 Carroll Avenue and setting a hearing date for all**  
6 **persons interested in the proposed vacation of said street areas.**

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8 WHEREAS, The Fire Department ("Fire Department") has acquired the property  
9 at 1236 Carroll Avenue to construct a new fire training facility that would be on two city blocks  
10 bounded by Carroll Avenue, Armstrong Avenue, and Assessor's Parcel Block  
11 Nos. 4851, 4853, and 4876 ("Project"); and

12 WHEREAS, The Project will provide necessary training facilities for effective  
13 firefighting, including live-fire training, classroom training, equipment training, and other forms  
14 of training; the new facility would consolidate and replace the fire department training facilities  
15 currently located at 649 Avenue N on Treasure Island and at 2310 Folsom Street (at 19th  
16 Street); and

17 WHEREAS, This vacation proceeding for portions of 1) Hawes Street, between Carroll  
18 and Armstrong Avenues, 2) Griffith Street, between Carroll and Armstrong Avenues, and 3)  
19 Bancroft Avenue, between Griffith and Hawes Streets (collectively the "Vacation Area") is  
20 conducted under the general vacation procedures of the Public Streets, Highways and  
21 Service Easements Vacation Law (California Streets and Highways Code Sections 8300 et  
22 seq.); and

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

3 WHEREAS, The location and extent of the Vacation Area is more particularly described  
4 on the Department of Public Works' SUR Map No. \_\_\_\_\_, dated \_\_\_\_\_; a copy of said  
5 map is on file with the Clerk of the Board of Supervisors in File No. \_\_\_\_\_; and

6 WHEREAS, In Public Works Order No. \_\_\_\_\_, dated \_\_\_\_\_, a copy of which  
7 is on file with the Clerk of the Board in File No. \_\_\_\_\_, the Director of Public Works and  
8 the City Engineer (collectively, the "Public Works Director") determined: 1) vacation of the  
9 Vacation Area is being taken pursuant to California Streets and Highways Code, Sections  
10 8300 et seq. and Public Works Code, Section 787(a); 2) the Vacation Area is no longer  
11 necessary for the City's present or prospective future public street and sidewalk purposes; 3)  
12 in accordance with Streets and Highways Code, Sections 892 and 8314, the right-of-way and  
13 parts thereof proposed for vacation are not useful as a nonmotorized transportation facility, as  
14 defined in Streets and Highways Code, Section 887; 4) Public Works obtained the consent of  
15 all property owners adjacent to the Vacation Area; 5) the Vacation Area presently contains  
16 physical utility facilities owned and operated by the San Francisco Public Utilities Commission  
17 including (i) a subsurface box culvert located within Hawes Street and Bancroft Avenue, (ii) a  
18 subsurface sewer main located within and adjacent to Griffith Street, (iii) one communication  
19 line in Bancroft Avenue, and (iv) maintenance hole and catch basins (collectively "SFPUC  
20 Utilities"); and 6) the Vacation Area presently contains overhead electrical utility facilities  
21 owned and operated by Pacific Gas and Electric ("PG&E Facilities"); and

22 WHEREAS, The Fire Department and the SFPUC have negotiated a memorandum of  
23 understanding ("MOU") to memorialize the agreement to preserve the SFPUC's access to the  
24 Project site for the use and maintenance of the SFPUC Utilities, a copy of said MOU is on file  
25 with the Clerk of the Board in File No. \_\_\_\_\_; and

1 WHEREAS, The Planning Department, in a letter dated \_\_\_\_\_, determined that the  
2 proposed vacation is, on balance, consistent with the General Plan and the priority policies of  
3 Planning Code, Section 101.1; a copy of said letter is on file with the Clerk of the Board of  
4 Supervisors in File No. \_\_\_\_\_ and is incorporated herein by reference; and

5 WHEREAS, Subject to the SFPUC's continued access to the Vacation Area for the  
6 use, maintenance, repair, and replacement of the SFPUC Utilities, and subject to PG&E's  
7 continued access to a portion of the Vacation Area for the use, maintenance, repair, and  
8 replacement of the PG&E Facilities, none of the Vacation Area is necessary for present or  
9 prospective public use; and

10 WHEREAS, Except as specifically provided above, the public interest, convenience,  
11 and necessity require that no other easements or other rights be reserved for any public or  
12 private utility facilities that are in place in the Vacation Area and that any rights based upon  
13 any such public or private utility facilities be extinguished; and

14 WHEREAS, The street vacation was evaluated as part of the Project in a Final  
15 Mitigated Negative Declaration ("FMND"), which was adopted by the Board on  
16 February 8, 2022; the Board also adopted a Mitigation Monitoring and Reporting Program  
17 ("MMRP") and made findings pursuant to the California Environmental Quality Act (California  
18 Public Resources Code, Sections 21000 et seq.) for the Project; copies of Motion  
19 No. M22-016, the FMND, and the MMRP are on file with the Clerk of the Board of Supervisors  
20 in File No. 220054; and

21 WHEREAS, Since the adoption of the FMND and the MMRP, the Department of Public  
22 Works, acting on behalf of the Fire Department, has made several changes to the Project,  
23 including by expanding the Project site area, changing the Project layout, adding structures,  
24 and reducing the heights of certain previously proposed structures; in Addendum No. 1 to the  
25 FMND, the Planning Department determined that the modifications to the Project will not

1 result in any new significant impacts or a substantial increase in the severity of previously  
2 identified significant effects that would alter the conclusions reached in the FMND; the  
3 Planning Department also determined that no new information has become available that  
4 shows that the modified project would cause significant environmental impacts; therefore, no  
5 supplemental environmental review is required beyond Addendum No. 1 to the FMND; a copy  
6 of this determination is on file with the Clerk of the Board in File No. \_\_\_\_\_; now, therefore,  
7 be it

8 RESOLVED, That under Sections 8320 et seq. of the California Streets and Highways  
9 Code, the Board of Supervisors hereby declares that it intends to order the vacation of the  
10 Vacation Area as shown on SUR Map No. \_\_\_\_\_, which is incorporated herein by  
11 reference; and, be it

12 FURTHER RESOLVED, That notice is hereby given that on \_\_\_\_\_, at \_\_\_\_\_ P.M.  
13 in the Legislative Chamber of the Board of Supervisors, all persons interested in or objecting  
14 to the proposed vacation will be heard; and, be it

15 FURTHER RESOLVED, That the Board of Supervisors directs the Clerk of the Board  
16 to transmit to the Department of Public Works a certified copy of this Resolution, and the  
17 Board of Supervisors directs the Director of Public Works and the Clerk of the Board to  
18 publish and post this Resolution and to give notice of the hearing of such contemplated action  
19 in the manner required by law.

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