

1 [Supporting public access to information regarding the Olympic torch route.]

2

3 **Resolution supporting public access to information regarding the Olympic torch route**
4 **through San Francisco.**

5

6 WHEREAS, The City and County of San Francisco has a long and proud tradition of
7 supporting the right of individuals to demonstrate, rally, and otherwise express themselves as
8 protected by the First Amendment; and

9 WHEREAS, San Francisco voters overwhelmingly voted in favor of Proposition G in
10 1999, adopting a sunshine ordinance for the City and County of San Francisco ; and,

11 WHEREAS, The Sunshine Ordinance contains strong provisions requiring immediate
12 and full disclosure of documents and creates strong presumptions in favor of disclosure; and

13 WHEREAS, The Sunshine Ordinance requires a response to an Immediate Disclosure
14 Request by close of business the next day and allows for an extension of only 10 days; and

15 WHEREAS, On March 13, 2008, the American Civil Liberties Union of Northern
16 California filed an Immediate Disclosure Request under the Sunshine Ordinance with the
17 Mayor, the Mayor's Office of Criminal Justice, and the Police Department for records relating
18 to the route for the April 9, 2008 Olympic torch run and possible demonstrations; and

19 WHEREAS, The Mayor and the Mayor's Office of Criminal Justice have not responded
20 to the request and the extension invoked by the Police Department has expired; and

21 WHEREAS, There is a strong public interest in the citizens of the City and County of
22 San Francisco learning the proposed route for the torch, plans to facilitate and/or curtail the
23 demonstrations or protests, and the criteria for granting permits for parades and other
24 assemblies; and

25

1 WHEREAS, The City must treat those who wish to express support for the Olympics in
2 China equally to those opposing it; now, therefore, be it

3 RESOLVED, That the Board of Supervisors strongly urge the Mayor, the Mayor's
4 Office of Criminal Justice, and the Police Department to comply with the San Francisco
5 Sunshine Ordinance and immediately release the route for the April 9 torch run and other
6 documents requested by the ACLU of Northern California; and

7 FURTHER RESOLVED, That to the extent that any requested information is subject to
8 an exemption under the Sunshine Ordinance, that the exempt information be redacted and all
9 other information be released.

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25