

1 [License Agreement - GSW Arena LLC - Non-Exclusive License for Curb Space and Metered
2 Parking Spaces on Terry Francois Boulevard, Illinois Street, 16th Street and Warriors Way -
3 Anticipated Revenue to Exceed \$1,000,000]

4 **Resolution approving Port Commission License No. 17036 with GSW Arena LLC for the**
5 **non-exclusive use of white and yellow zone curb spaces and metered parking spaces**
6 **on Port streets in and around the Chase Center on game and special event days for an**
7 **initial term of 10 years with two five-year extension options and with anticipated**
8 **revenues from this License to exceed \$1,000,000 to commence on August 1, 2023; to**
9 **authorize the Executive Director of the Port of San Francisco to enter into amendments**
10 **or modifications to the Port Commission License No. 17036 that do not materially**
11 **increase the obligations or liabilities to the City and are necessary to effectuate the**
12 **purposes of this Resolution; and making findings under the California Environmental**
13 **Quality Act.**

14
15 WHEREAS, California Statutes of 1968, Chapter 1333 (the "Burton Act") and Charter,
16 Sections 4.114 and B3.581, empower the Port Commission with the power and duty to use,
17 conduct, operate, maintain, manage, regulate and control the Port area of the City and County
18 of San Francisco; and

19 WHEREAS, GSW Arena LLC ("GSW") is a licensee in good standing under its current
20 License No. 16688 for colored curb spaces and metered parking spaces located on Terry
21 Francois Boulevard, Illinois Street, 16th Street and Warriors Way, in the City and County of
22 San Francisco (the "Existing License Area"); and

23 WHEREAS, Port Staff has negotiated with GSW the terms of a new License No. 17036
24 (the "License"), a copy of which is on file with the Clerk of the Board of Supervisors in File
25

1 No. 230778, which License will have an initial 10 year term with two five-year extension
2 options for the non-exclusive license of the Existing License Area comprised of three separate
3 white zone curb spaces totaling approximately 624 linear feet, two separate yellow zone curb
4 spaces totaling approximately 337 linear feet and 80 metered parking spaces on game and
5 special event dates; and

6 WHEREAS, On November 3, 2015, the San Francisco Commission on Community
7 Investment and Infrastructure (“OCII”), the successor agency to the former San Francisco
8 Redevelopment Agency, reviewed and considered the Final Subsequent Environmental
9 Impact Report for the Golden State Warriors Event Center and Mixed-Use Project at Mission
10 Bay Blocks 29-32 (“FSEIR”) and, by OCII Resolution No. 12 69-2015, certified the FSEIR in
11 compliance with California Environmental Quality Act; and

12 WHEREAS, On December 8, 2015, the Board of Supervisors upheld OCII’s
13 certification of the FSEIR, a copy of which is on file with the Clerk of the Board of Supervisors
14 in File No. 150991; and

15 WHEREAS, The uses permitted by the License are within the scope of the FSEIR;
16 and

17 WHEREAS, Charter, Section 9.118, requires Board of Supervisors' approval of non-
18 maritime licenses under the jurisdiction of the Port Commission which either have a term in
19 excess of ten years or have anticipated revenue to the City of \$1,000,000 or more; and

20 WHEREAS, The License term is 10 years with two five-year extension options and the
21 Port anticipates revenues from this License to exceed \$1,000,000; and

22 WHEREAS, On May 9, 2023, through Resolution 23-24, the Port Commission
23 determined that the uses permitted by the License are within the scope of the project
24 evaluated in the FSEIR, approved the terms of the License, and authorized the Executive
25

1 Director or her designee to forward the License to the Board of Supervisors for approval,
2 pursuant to the Board's authority under Charter, Section 9.118; now, therefore, be it

3 RESOLVED, That the Board of Supervisors determines that the uses permitted by the
4 proposed License are within the scope of the project evaluated in the FSEIR, and hereby
5 approves the proposed License and authorizes the Executive Director of the Port or her
6 designee to execute such License in substantially the same form as the License on file with
7 the Clerk of the Board of Supervisors in File No. 230778; and, be it

8 FURTHER RESOLVED, That the Board of Supervisors authorizes the Executive
9 Director to enter into any additions, amendments or other modifications to the License that the
10 Executive Director, in consultation with the City Attorney, determines, when taken as a whole,
11 to be in the best interest of the Port, do not materially increase the obligations or liabilities of
12 the City or the Port, and are necessary or advisable to complete the transactions which this
13 Resolution contemplates and effectuate the purpose and intent of this Resolution, such
14 determination to be conclusively evidenced by the execution and delivery by the Executive
15 Director of such documents; and, be it

16 FURTHER RESOLVED, That within thirty (30) days of the License being fully executed
17 by all parties, the Port shall provide a copy of the License to the Clerk of the Board for
18 inclusion into the official file.