

LEGISLATIVE DIGEST

[Summary Street Vacation - 25th Street - Continued Operation of Temporary Navigation Center for Homeless Residents]

Ordinance ordering the summary vacation of a portion of 25th Street, which is generally bounded by Assessor's Parcel Block No. 4241, Lot No. 002 to the north, Seawall Lot No. 355 (portions of Assessor's Parcel Block No. 4298, Lot No. 002, Assessor's Parcel Block No. 4299, Lot No. 001, and Assessor's Parcel Block No. 4300, Lot No. 001) to the south, Michigan Street to the west, and Seawall Lot No. 356 to the east, to enable extended operation of a temporary Navigation Center for homeless residents; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this legislation are consistent with the General Plan, and eight priority policies of Planning Code, Section 101.1; and authorizing official acts in furtherance of this Ordinance, as defined herein.

Existing Law

San Francisco Public Works Code Section 787 and California Streets and Highways Code Sections 8300 et seq. establish the process and procedures that the City follows to vacate streets and public service easements. California Street and Highways Code Sections 8334 and 8334.5 permit the summary vacation of a public street or public service easement if certain conditions are satisfied. A summary street vacation may proceed more expeditiously than a standard street vacation. California Street and Highways Code Sections 8340 and 8341 allow the City to reserve future rights for street purposes under which the street vacation area would revert to its prior street use status upon the occurrence of certain conditions.

Amendments to Current Law

The ordinance would extend the temporary and conditional vacation of a portion of 25th Street ("Vacation Area"), which was temporarily and conditionally vacated in 2016 pursuant to Ordinance No. 214-16, to enable the extended operation of the Central Waterfront Navigation Center, a temporary navigation center for homeless residents. As specified in this ordinance, the street vacation would be temporary and the Vacation Area will cease to be vacated and will revert to street use and its status as publicly dedicated street and right-of-way, as authorized under California Streets and Highways Code Section 8340, upon the earliest of any of the following occurrences: (1) removal, for any reason, of the Central Waterfront Navigation Center from the Vacation Area; (2) the expiration, termination, abandonment, and/or revocation of the Memorandum of Understanding or similar instrument between the Port Commission and the Department of Homelessness and Supportive Housing ("HSH"); or (3) a determination by the HSH Director and the Public Works Director that an equivalent

number of permanent shelter beds has been created at an alternate location or locations and all homeless residents housed at the Central Waterfront Navigation Center will have access to such location or locations. The ordinance would also reserve rights in the Vacation Area, which shall be excepted from the vacation, for future street use pursuant to Streets and Highways Code Section 8340. In addition, the ordinance would affirm the Planning Department's findings that the actions contemplated in the ordinance are exempt from the California Environmental Quality Act and the Planning Department's findings that the actions contemplated in the ordinance are consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1.

Background Information

In 2016, due to the vital need to find locations for temporary homeless shelters and to provide such facilities and related services and amenities to homeless residents, the Board of Supervisors, in Ordinance No. 214-16, summarily vacated the Vacation Area that is depicted on Public Works SUR Map No. 2016-20, dated October 3, 2016, to enable the siting and operation of the Central Waterfront Navigation Center. The Board of Supervisors conditioned the summary street vacation so that the street vacation would be in effective for 42 months from the effective date of Ordinance No. 214-16.

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