

FILE NO. 040538

ORDINANCE NO. 96-04

1 [Interdepartmental jurisdictional transfer of surplus property.]

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3 **Ordinance transferring jurisdiction from the Department of Public Works, the**  
4 **Department of Human Services, and the Real Estate Division of the Administrative**  
5 **Services Department to the Mayor's Office of Housing over the real property commonly**  
6 **known as 301 Wilde; 395 Justin Drive; 1051 Palou; 341 Corbett; 114 Elmira; 949**  
7 **Vermont Street; 150 Otis Street; 100 Broadway Street; 735 Battery Street; and 155**  
8 **Grove Street and over the real property located near the intersections of Geneva and**  
9 **Ocean Avenues; Junipero Serra and Shields Street; San Jose and Cuvier Street;**  
10 **Roosevelt Way at Henry Street; Lawton and 20<sup>th</sup> Avenue; for assessment of each**  
11 **property for development as affordable housing consistent with Chapter 23A of the**  
12 **Administrative Code.**

13  
14 Be it ordained by the People of the City and County of San Francisco:

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16 Section 1. Findings. The Board of Supervisors of the City and County of San Francisco  
17 ~~(the "Board") hereby finds and declares as follows:~~

18 A. In November 2002, this Board enacted the Surplus City Property Ordinance,  
19 Ordinance 227-02, which added Chapter 23A to the San Francisco Administrative Code to  
20 establish a procedure for the identification of surplus City property and declare it the policy of  
21 this Board that such property be used for housing for the homeless.

22 B. Pursuant to the Surplus City Property Ordinance, in 2003, the City Administrator  
23 collected information from City departments about vacant, surplus and underutilized real  
24 property within each department's jurisdiction and compiled a list of the surplus property (the  
25 "Surplus Property Report"), a copy of which is on file with the Clerk of the Board of

1 Supervisors in File No. 040538, which is hereby declared to be a part of this  
2 ordinance as if set forth fully herein. The Administrator posted the Surplus Property Report on  
3 the City's website but did not receive any applications for development of housing for the  
4 homeless on such properties. As a result, no properties identified on the Surplus Property  
5 Report have been conveyed for use in accordance with the Surplus City Property Ordinance.

6 C. The City's Department of Public Works ("DPW") currently has jurisdiction over  
7 the following properties on the Surplus Property Report: 301 Wilde; 395 Justin Drive; 1051  
8 Palou; 341 Corbett; 114 Elmira; 949 Vermont Street; 100 Broadway Street; and 735 Battery  
9 Street; and the real property located near the intersections of Geneva and Ocean Avenues;  
10 Junipero Serra and Shields Street; San Jose and Cuvier Street; Roosevelt Way at Henry  
11 Street; and Lawton and 20th Avenue (collectively, the "DPW Property").

12 D. The City's Department of Human Services ("DHS") currently has jurisdiction over  
13 the following properties on the Surplus Property Report: 150 Otis Street (the "DHS Property").

14 E. The Real Estate Division ("RED") of the City's Administrative Services  
15 Department currently has jurisdiction over the following property on the Surplus Property  
16 Report: 155 Grove Street (the "RED Property").

17 ~~F. The properties on the Surplus Property Report should be assessed for suitability~~  
18 for development for housing for the homeless, and proposals for such development of suitable  
19 properties should be solicited for this Board's consideration and approval, all as set forth in  
20 Chapter 23A of the Administrative Code.

21 G. The Mayor's Office of Housing ("MOH") has expertise in developing affordable  
22 housing and has relationships with non-profit agencies serving the homeless. MOH is thus  
23 ideally suited to assess the properties on the Surplus Property Report for their development  
24 as affordable housing consistent with Chapter 23A of the Administrative Code, to seek  
25 applications for development of the properties, and to make recommendations as to the terms

1 of disposition and development of each surplus property for submission to the Board of  
2 Supervisors for approval. MOH has reviewed the properties on the Surplus Property Report  
3 and compiled additional information and recommendations about twelve of the properties (the  
4 "MOH Report"), a copy of which is on file with the Clerk of the Board of Supervisors in File  
5 No. 040538, which is hereby declared to be a part of this ordinance as if set forth  
6 fully herein.

7 Section 2. Transfer of Jurisdiction. Notwithstanding Article II of Chapter 23 of the San  
8 Francisco Administrative Code, the Board of Supervisors hereby determines that the DPW  
9 Property, the DHS Property and the RED Property, all listed above in Section 1, is surplus to  
10 the DPW, the DHS and the RED, respectively, and that it can be used most advantageously  
11 by MOH. Therefore, jurisdiction over the DPW Property, the DHS Property and the RED  
12 Property is hereby transferred to MOH for assessment and further steps consistent with  
13 Chapter 23A of the Administrative Code, including, without limitation, publicizing the  
14 availability of the surplus properties to private and public agencies that serve the homeless,  
15 solicitation of applications for development of the properties as described further in  
16 Administrative Code Section 23.A8, compliance with the State Surplus Property Statute, and  
17 ~~preparation of legislation containing MOH's Executive Director's recommendations as to the~~  
18 terms of disposition and development of each surplus property for submission for the Board of  
19 Supervisor's approval in accordance with Administrative Code Section 23A.11.

20  
21 APPROVED AS TO FORM:  
22 DENNIS J. HERRERA, City Attorney

23 By: Amy L Brown  
24 Amy Brown  
25 Deputy City Attorney



# City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

## Tails Ordinance

**File Number:** 040538

**Date Passed:**

Ordinance transferring jurisdiction from the Department of Public Works, the Department of Human Services, and the Real Estate Division of the Administrative Services Department to the Mayor's Office of Housing over the real property commonly known as Ordinance transferring jurisdiction from the Department of Public Works, the Department of Human Services, and the Real Estate Division of the Administrative Services Department to the Mayor's Office of Housing over the real property commonly known as 301 Wilde; 395 Justin Drive; 1051 Palou; 341 Corbett; 114 Elmira; 949 Vermont Street; 150-170 Otis Street; 100 Broadway Street; 735 Battery Street; and 155 Grove Street and over the real property located near the intersections; Geneva and Ocean Avenues; Junipero Serra and Shields Street; San Jose and Cuvier Street; Roosevelt Way at Henry Street; Lawton and 20th Avenue; for assessment of each property for development as affordable housing consistent with Chapter 23A of the Administrative Code.

May 11, 2004 Board of Supervisors — PASSED ON FIRST READING AS DIVIDED

Ayes: 9 - Alioto-Pier, Daly, Dufty, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 1 - Hall

Excused: 1 - Ammiano


May 18, 2004 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 2 - Hall, Ma

File No. 040538

I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on May 18, 2004 by the Board of Supervisors of the City and County of San Francisco.


  
\_\_\_\_\_  
Gloria L. Young  
Clerk of the Board

\_\_\_\_\_  
\_\_\_\_\_  
Date Approved

\_\_\_\_\_  
\_\_\_\_\_  
Mayor Gavin Newsom

Date: May 27, 2004

I hereby certify that the foregoing ordinance, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

  
\_\_\_\_\_  
Clerk of the Board

File No.  
040538