

1 [Administrative Code - Prohibition on Leasing for the Extraction of Fossil Fuels]

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3 **Ordinance amending the Administrative Code to prohibit the City from entering into or**  
4 **extending leases for the extraction of fossil fuel from City-owned land.**

5 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.  
6 **Additions to Codes** are in *single-underline italics Times New Roman font*.  
7 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.  
8 **Board amendment additions** are in double-underlined Arial font.  
9 **Board amendment deletions** are in ~~strikethrough Arial font~~.  
10 **Asterisks (\* \* \* \*)** indicate the omission of unchanged Code  
11 subsections or parts of tables.

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

13 Section 1. The Administrative Code is hereby amended by adding Section 23.42, to  
14 read as follows:

15 **SEC. 23.42. PROHIBITION ON LEASING OF CITY-OWNED LAND FOR THE**  
16 **EXTRACTION OF FOSSIL FUELS.**

17 *(a) Title. This Section 23.42 may be cited as the “San Francisco Keep It in the Ground*  
18 *Ordinance.”*

19 *(b) Findings.*

20 *(1) The 2014 Fifth Assessment Report of the Intergovernmental Panel on Climate*  
21 *Change, a group of independent scientific experts from 195 countries under the auspices of the United*  
22 *Nations, states:*

23 *(A) “Warming of the climate system is unequivocal, and since the 1950s, many*  
24 *of the observed changes are unprecedented over decades to millennia. The atmosphere and ocean have*  
25 *warmed, the amounts of snow and ice have diminished, and sea level has risen . . . . The period from*  
*1983 to 2012 was very likely the warmest 30-year period of the last 800 years in the Northern*  
*Hemisphere, where such assessment is possible (high confidence) and likely the warmest 30-year*  
*period of the last 1400 years.*

1                             (B) “Human influence on the climate system is clear, and recent anthropogenic  
2 emissions of green-house gases are the highest in history. Recent climate changes have had widespread  
3 impacts on human and natural systems.

4                             (C) “Without additional mitigation efforts beyond those in place today, and even  
5 with adaptation, warming by the end of the 21st century will lead to high to very high risk of severe,  
6 wide-spread and irreversible impacts globally (high confidence).”

7                             (2) The World Meteorological Organization announced that 2015 is likely to be the  
8 warmest year on record and that the years 2011-2015 have been the warmest five-year period on  
9 record.

10                            (3) The San Francisco Bay Conservation and Development Commission’s 2011 report,  
11 “Living with a Rising Bay,” found that a 55-inch sea level rise by the end of the century would cause  
12 substantial impacts to San Francisco and California, including: putting \$62 billion of Bay Area  
13 shoreline development at risk, increasing the number of people at risk of flooding in the Bay Area to  
14 270,000; and requiring at least \$14 billion worth of static structures to protect California’s shorelines.

15                            (4) At the 2015 United Nations Climate Change Conference (COP 21), 196 parties  
16 including the United States, negotiated the Paris Agreement that reaffirms the goal of limiting global  
17 temperature increase well below 2 degrees Celsius while urging efforts to limit the increase to 1.5  
18 degrees.

19                            (5) Climate scientists have published several studies of the world’s remaining “carbon  
20 budget,” which is the maximum amount of future carbon that can be emitted into the atmosphere to  
21 provide a certain probability of limiting global temperature increase to 2 degrees Celsius, including:

22                            (A) The International Energy Association’s “World Energy Outlook 2012”  
23 estimates that “no more than one-third of proven reserves of fossil fuels can be consumed prior to 2050  
24 if the world is to achieve the 2 degrees Celsius goal.”



1 exclusive jurisdiction over real property to adopt policies consistent with the prohibition set forth in  
2 this Section.

3 (f) No Cause of Action Against the City. In no event shall any person or entity have the right to  
4 bring an action against the City based on any alleged violation or failure to enforce the requirements of  
5 this Section 23.42.

6 Section 2. Effective Date. This ordinance shall become effective 30 days after  
7 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the  
8 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board  
9 of Supervisors overrides the Mayor's veto of the ordinance.

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11 APPROVED AS TO FORM:  
12 DENNIS J. HERRERA, City Attorney

13  
14 By: \_\_\_\_\_  
15 Elizabeth A. Dietrich  
16 Deputy City Attorney  
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