

1 [Fisherman's Wharf and Fisherman's Wharf Portside Community Benefit Districts - Annual  
2 Report for FY2015-2016]

3 **Resolution receiving and approving the annual report for the Fisherman's Wharf**  
4 **Community Benefit District and Fisherman's Wharf Portside Community Benefit District**  
5 **for FY2015-2016, submitted as required by the Property and Business Improvement**  
6 **District Law of 1994 (California Streets and Highways Code, Sections 36600 *et seq.*),**  
7 **Section 36650, and the Districts' management agreements with the City, Section 3.4.**

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9 WHEREAS, The Fisherman's Wharf Community Benefit District (the  
10 "Fisherman's Wharf CBD") was established by the Board of Supervisors in 2005, and  
11 the Fisherman's Wharf Portside Community Benefit District (the "Fisherman's Wharf  
12 Portside CBD") was established by the Board of Supervisors in 2006, as described  
13 below; and

14 WHEREAS, Both the Fisherman's Wharf CBD and the Fisherman's Wharf  
15 Portside CBD are administered by the same owners' non-profit association, known as  
16 the Fisherman's Wharf Association, as described below; and

17 WHEREAS, On June 7, 2005, in accordance with the Property and Business  
18 Improvement District Law of 1994, California Streets and Highways Code,  
19 Sections 36600 *et seq.* (the "Act"), as augmented by Article 15 of the San Francisco  
20 Business and Tax Regulations Code ("Article 15"), the Board of Supervisors adopted  
21 Resolution No. 386-05 expressing the City's intent to form the Fisherman's Wharf CBD;  
22 and

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1           WHEREAS, On July 26, 2005, the Board of Supervisors adopted Resolution  
2 No. 540-05 establishing the Fisherman Wharf's CBD for a period of 15 years  
3 commencing with FY2005-2006; and

4           WHEREAS, On January 10, 2006, the Board of Supervisors adopted  
5 Resolution No. 16-06 authorizing a contract with the Fisherman's Wharf Association for  
6 the management and administration of the Fisherman's Wharf CBD (the "Fisherman's  
7 Wharf CBD Management Contract") which is on file with the Clerk of the Board of  
8 Supervisors in File No. 052026; and

9           WHEREAS, On October 24, 2006, in accordance with the Act, as augmented by  
10 Article 15, the Board of Supervisors adopted Resolution No. 586-06 expressing the  
11 City's intent to form the Fisherman's Wharf Portside CBD; and

12           WHEREAS, On December 12, 2006, the Board of Supervisors adopted  
13 Resolution No. 696-06 establishing the Fisherman's Wharf Portside CBD for a period of  
14 14 years commencing with fiscal year 2005-2006; and

15           WHEREAS, On June 19, 2007, the Board of Supervisors adopted  
16 Resolution No. 312-07 with the Fisherman's Wharf Association, authorizing a contract  
17 with the Fisherman's Wharf Association for the management and administration of the  
18 Fisherman's Wharf Portside CBD (the "Fisherman's Wharf Portside Management  
19 Contract") which is on file with the Clerk of the Board of Supervisors in File No. 070838;  
20 and

21           WHEREAS, On April 19, 2016, the Board of Supervisors approved the  
22 Fisherman's Wharf CBD's and the Fisherman's Wharf Portside CBD's annual report for  
23 FY2014-2015 in Resolution No. 135-16; and

24           WHEREAS, The Fisherman's Wharf Association has submitted for the Board's  
25 receipt and approval an annual report for both the Fisherman's Wharf CBD and

1 Fisherman's Wharf Portside CBD for FY2015-2016 as required by Section 36650 of the  
2 Act and Section 3.4 of the Fisherman's Wharf Management Contract and the  
3 Fisherman's Wharf Portside Management Contract (the "Annual Report"), which is on  
4 file with the Clerk of the Board of Supervisors in File No. 170181 and is incorporated  
5 herein by reference as though fully set forth; and

6 WHEREAS, Supporting documents, including, but not limited to, a transmittal  
7 letter and memorandum report from the City's Office of Economic and Workforce  
8 Development, dated February 1, 2017, and documentation from the Fisherman's Wharf  
9 Association for the Annual Report is on file with the Clerk of the Board of Supervisors in  
10 File No. 170181; now, therefore, be it

11 RESOLVED, That the Board of Supervisors hereby receives and approves the annual  
12 report for the Fisherman's Wharf Community Benefit District and Fisherman's Wharf Portside  
13 Community Benefit District for FY2015-2016.

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