

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

November 8, 2016

The Honorable Dianne Feinstein
United States Senator
331 Hart Senate Office Building
Washington, D.C. 20510

Re: Board of Supervisors Resolution No. 465-16

Dear Senator Feinstein:


On October 25, 2016, the Board of Supervisors adopted Resolution No. 465-16 (Supporting the Standing Rock Sioux Tribe's Opposition to the Dakota Access Pipeline), which was enacted on November 4, 2016.

The Board of Supervisors directs the Clerk of the Board to forward the following document to your attention:

- One copy of Resolution No. 465-16 (File No. 161135)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: board.of.supervisors@sfgov.org.

Sincerely,


Angela Calvillo
Clerk of the Board

- c. Supervisors Eric Mar, Aaron Peskin, David Campos, John Avalos, Jane Kim, and Malia Cohen
Mayor's Legislative Liaison to the Board of Supervisors, Nicole Elliott



City and County of San Francisco

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

Certified Copy
Resolution

161135

[Supporting the Standing Rock Sioux Tribe's Opposition to the Dakota Access Pipeline]

Sponsors: Mar, Peskin, Campos, Avalos, Kim and Cohen

Resolution supporting the Standing Rock Sioux Tribe's opposition to the construction of the Dakota Access Pipeline.

10/25/2016 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

11/4/2016 Mayor - RETURNED UNSIGNED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

I do hereby certify that the foregoing Resolution is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco.

November 09, 2016
Date

Peggy Nenin
for Angela Calvillo
Clerk of the Board

1 [Supporting the Standing Rock Sioux Tribe's Opposition to the Dakota Access Pipeline]

2
3 **Resolution supporting the Standing Rock Sioux Tribe's opposition to the construction**
4 **of the Dakota Access Pipeline.**

5
6 WHEREAS, The proposed Dakota Access Pipeline (DAPL) would carry as many as
7 570,000 barrels of fracked crude oil per day from of North Dakota's Bakken oilfield to Illinois;
8 and

9 WHEREAS, The proposed DAPL is a 1,134-mile pipeline that would run under the
10 Missouri River, posing a serious threat to drinking water; and

11 WHEREAS, San Francisco has promoted environmental justice policies that
12 proactively protect the safety and quality of water sources from pollution; and

13 WHEREAS, The Missouri River is relied upon as a source of drinking water for a
14 majority of the South Dakota population, including seven of the nine reservations in the state;
15 and

16 WHEREAS, The DAPL would cut across and intrude upon the native nations whose
17 cultural and sacred sites are in the path of the proposed structure; and

18 WHEREAS, Indian Treaties such as the Treaty of Ft. Laramie are recognized as "the
19 supreme law of the land," and require consultation and cooperation by the U.S. with its Indian
20 Treaty partner before any federal action is taken that affects Treaty lands, territories, waters or
21 other resources; and

22 WHEREAS, Articles, 11, 12, and 25 of the United Nations Declaration on the Rights of
23 Indigenous People (UNDRIP), as endorsed by the United States in 2010, affirms that
24 indigenous peoples like the Standing Rock Sioux Tribe possess the right to maintain and
25

1 protect their culture, religion, practices, and relationship with their “traditionally owned or
2 otherwise occupied and used lands, territories [and] waters;” and

3 WHEREAS, The United States Department of Justice has also requested that Energy
4 Transfer Partners voluntarily pause all construction activity within 20 miles east or west of
5 Lake Oahe and urged “a serious discussion during a series of consultations... on whether
6 there should be nationwide reform of the Tribal consultation process” for infrastructure
7 projects that threaten sovereign land; and

8 WHEREAS, Current threats to sovereign tribal lands evoke a host of injustices faced by
9 Native American tribes over the course of the 20th Century, including the lack of funding for
10 tribal education, which forced parents to send their children to government-run boarding
11 schools; the termination of federal recognition for scores of tribes, which caused the loss
12 of services promised by treaty; and a disregard for the sovereignty of tribes, including the
13 building of infrastructure on Native American land without good faith consultation or consent;
14 and

15 WHEREAS, San Francisco has long held space for indigenous people seeking to
16 assert their rights against noncompliant intrusion by the Federal government, including the
17 nearly year-long occupation of Alcatraz Island by Native Americans, beginning in November
18 1969, which demanded the return of all retired, abandoned, or out-of-use federal land to
19 Native people and which established a new precedent for Native American activism; and

20 WHEREAS, Indigenous warriors and water protectors are engaging today in peaceful
21 actions, teach-ins, leading toxic tour discussions and prayers to protest the construction of the
22 DAPL; and

23 WHEREAS, The frontline direct action, peaceful ceremonies and organizing efforts of
24 Indigenous People and environmental justice advocates have been met with intimidation,
25 excessive show of force, and arrests; and

1 WHEREAS, Violence against women and girls created by the “man camps” associated
2 with the construction of the extraction industry pose additional threats to the health and
3 wellbeing of Native communities; now, therefore, be it

4 RESOLVED, That the City and County of San Francisco stands in solidarity with the
5 Standing Rock Sioux Tribe in opposition to construction of the Dakota Access Pipeline (DAPL)
6 across the Tribe's ancestral lands, waters, resources sites of cultural, historical and religious
7 significance; and, be it

8 FURTHER RESOLVED, That this Resolution be forwarded to the congressional
9 delegation of the City and County of San Francisco so that they may advance good faith
10 consultation with the Standing Rock Sioux and other Native American Tribes prior to any
11 further undertaking related to the DAPL.

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City and County of San Francisco

Tails

Resolution

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

File Number: 161135

Date Passed: October 25, 2016

Resolution supporting the Standing Rock Sioux Tribe's opposition to the construction of the Dakota Access Pipeline.

October 25, 2016 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

File No. 161135

I hereby certify that the foregoing Resolution was ADOPTED on 10/25/2016 by the Board of Supervisors of the City and County of San Francisco.

Peggy Neuman
for Angela Calvillo
Clerk of the Board

Unsigned

Mayor

11/4/2016

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Peggy Neuman
for Angela Calvillo
Clerk of the Board

11/4/16
Date

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November 8, 2016

The Honorable Barbara Boxer
United States Senator
112 Hart Senate Office Building
Washington, D.C. 20510

Re: Board of Supervisors Resolution No. 465-16

Dear Senator Boxer:


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Sincerely,


Angela Calvillo
Clerk of the Board

- c. Supervisors Eric Mar, Aaron Peskin, David Campos, John Avalos, Jane Kim, and Malia Cohen
Mayor's Legislative Liaison to the Board of Supervisors, Nicole Elliott



City and County of San Francisco

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

Certified Copy

Resolution

161135 [Supporting the Standing Rock Sioux Tribe's Opposition to the Dakota Access Pipeline]

Sponsors: Mar, Peskin, Campos, Avalos, Kim and Cohen

Resolution supporting the Standing Rock Sioux Tribe's opposition to the construction of the Dakota Access Pipeline.

10/25/2016 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

11/4/2016 Mayor - RETURNED UNSIGNED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

I do hereby certify that the foregoing Resolution is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco.

November 09, 2016

Date

Peggy Nevin
for Angela Calvillo
Clerk of the Board

1 [Supporting the Standing Rock Sioux Tribe's Opposition to the Dakota Access Pipeline]

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4 **of the Dakota Access Pipeline.**

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6 WHEREAS, The proposed Dakota Access Pipeline (DAPL) would carry as many as
7 570,000 barrels of fracked crude oil per day from of North Dakota's Bakken oilfield to Illinois;
8 and

9 WHEREAS, The proposed DAPL is a 1,134-mile pipeline that would run under the
10 Missouri River, posing a serious threat to drinking water; and

11 WHEREAS, San Francisco has promoted environmental justice policies that
12 proactively protect the safety and quality of water sources from pollution; and

13 WHEREAS, The Missouri River is relied upon as a source of drinking water for a
14 majority of the South Dakota population, including seven of the nine reservations in the state;
15 and

16 WHEREAS, The DAPL would cut across and intrude upon the native nations whose
17 cultural and sacred sites are in the path of the proposed structure; and

18 WHEREAS, Indian Treaties such as the Treaty of Ft. Laramie are recognized as "the
19 supreme law of the land," and require consultation and cooperation by the U.S. with its Indian
20 Treaty partner before any federal action is taken that affects Treaty lands, territories, waters or
21 other resources; and

22 WHEREAS, Articles, 11, 12, and 25 of the United Nations Declaration on the Rights of
23 Indigenous People (UNDRIP), as endorsed by the United States in 2010, affirms that
24 indigenous peoples like the Standing Rock Sioux Tribe possess the right to maintain and
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1 protect their culture, religion, practices, and relationship with their “traditionally owned or
2 otherwise occupied and used lands, territories [and] waters;” and

3 WHEREAS, The United States Department of Justice has also requested that Energy
4 Transfer Partners voluntarily pause all construction activity within 20 miles east or west of
5 Lake Oahe and urged “a serious discussion during a series of consultations... on whether
6 there should be nationwide reform of the Tribal consultation process” for infrastructure
7 projects that threaten sovereign land; and

8 WHEREAS, Current threats to sovereign tribal lands evoke a host of injustices faced by
9 Native American tribes over the course of the 20th Century, including the lack of funding for
10 tribal education, which forced parents to send their children to government-run boarding
11 schools; the termination of federal recognition for scores of tribes, which caused the loss
12 of services promised by treaty; and a disregard for the sovereignty of tribes, including the
13 building of infrastructure on Native American land without good faith consultation or consent;
14 and

15 WHEREAS, San Francisco has long held space for indigenous people seeking to
16 assert their rights against noncompliant intrusion by the Federal government, including the
17 nearly year-long occupation of Alcatraz Island by Native Americans, beginning in November
18 1969, which demanded the return of all retired, abandoned, or out-of-use federal land to
19 Native people and which established a new precedent for Native American activism; and

20 WHEREAS, Indigenous warriors and water protectors are engaging today in peaceful
21 actions, teach-ins, leading toxic tour discussions and prayers to protest the construction of the
22 DAPL; and

23 WHEREAS, The frontline direct action, peaceful ceremonies and organizing efforts of
24 Indigenous People and environmental justice advocates have been met with intimidation,
25 excessive show of force, and arrests; and

1 WHEREAS, Violence against women and girls created by the “man camps” associated
2 with the construction of the extraction industry pose additional threats to the health and
3 wellbeing of Native communities; now, therefore, be it

4 RESOLVED, That the City and County of San Francisco stands in solidarity with the
5 Standing Rock Sioux Tribe in opposition to construction of the Dakota Access Pipeline (DAPL)
6 across the Tribe's ancestral lands, waters, resources sites of cultural, historical and religious
7 significance; and, be it

8 FURTHER RESOLVED, That this Resolution be forwarded to the congressional
9 delegation of the City and County of San Francisco so that they may advance good faith
10 consultation with the Standing Rock Sioux and other Native American Tribes prior to any
11 further undertaking related to the DAPL.

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City and County of San Francisco

Tails

Resolution

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

File Number: 161135

Date Passed: October 25, 2016

Resolution supporting the Standing Rock Sioux Tribe's opposition to the construction of the Dakota Access Pipeline.

October 25, 2016 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

File No. 161135

I hereby certify that the foregoing Resolution was ADOPTED on 10/25/2016 by the Board of Supervisors of the City and County of San Francisco.

Peggy Neuman
for Angela Calvillo
Clerk of the Board

Unsigned

Mayor

11/4/2016

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Peggy Neuman
for Angela Calvillo
Clerk of the Board

11/4/16
Date

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TDD/TTY No. 544-5227

November 8, 2016

The Honorable Nancy Pelosi
United States House of Representatives
233 Cannon House Office Building
Washington, D.C. 20515

Re: Board of Supervisors Resolution No. 465-16

Dear Congresswoman Pelosi:


On October 25, 2016, the Board of Supervisors adopted Resolution No. 465-16 (Supporting the Standing Rock Sioux Tribe's Opposition to the Dakota Access Pipeline), which was enacted on November 4, 2016.

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Sincerely,


Angela Calvillo
Clerk of the Board

- c. Supervisors Eric Mar, Aaron Peskin, David Campos, John Avalos, Jane Kim, and Malia Cohen
Mayor's Legislative Liaison to the Board of Supervisors, Nicole Elliott



City and County of San Francisco

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1 Dr. Carlton B. Goodlett Place
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Resolution

161135 [Supporting the Standing Rock Sioux Tribe's Opposition to the Dakota Access Pipeline]

Sponsors: Mar, Peskin, Campos, Avalos, Kim and Cohen

Resolution supporting the Standing Rock Sioux Tribe's opposition to the construction of the Dakota Access Pipeline.

10/25/2016 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

11/4/2016 Mayor - RETURNED UNSIGNED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

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November 09, 2016
Date

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for Angela Calvillo
Clerk of the Board

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7 570,000 barrels of fracked crude oil per day from of North Dakota's Bakken oilfield to Illinois;
8 and

9 WHEREAS, The proposed DAPL is a 1,134-mile pipeline that would run under the
10 Missouri River, posing a serious threat to drinking water; and

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12 proactively protect the safety and quality of water sources from pollution; and

13 WHEREAS, The Missouri River is relied upon as a source of drinking water for a
14 majority of the South Dakota population, including seven of the nine reservations in the state;
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16 WHEREAS, The DAPL would cut across and intrude upon the native nations whose
17 cultural and sacred sites are in the path of the proposed structure; and

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19 supreme law of the land," and require consultation and cooperation by the U.S. with its Indian
20 Treaty partner before any federal action is taken that affects Treaty lands, territories, waters or
21 other resources; and

22 WHEREAS, Articles, 11, 12, and 25 of the United Nations Declaration on the Rights of
23 Indigenous People (UNDRIP), as endorsed by the United States in 2010, affirms that
24 indigenous peoples like the Standing Rock Sioux Tribe possess the right to maintain and
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1 protect their culture, religion, practices, and relationship with their “traditionally owned or
2 otherwise occupied and used lands, territories [and] waters;” and

3 WHEREAS, The United States Department of Justice has also requested that Energy
4 Transfer Partners voluntarily pause all construction activity within 20 miles east or west of
5 Lake Oahe and urged “a serious discussion during a series of consultations... on whether
6 there should be nationwide reform of the Tribal consultation process” for infrastructure
7 projects that threaten sovereign land; and

8 WHEREAS, Current threats to sovereign tribal lands evoke a host of injustices faced by
9 Native American tribes over the course of the 20th Century, including the lack of funding for
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11 schools; the termination of federal recognition for scores of tribes, which caused the loss
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19 Native people and which established a new precedent for Native American activism; and

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24 Indigenous People and environmental justice advocates have been met with intimidation,
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3 wellbeing of Native communities; now, therefore, be it

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November 8, 2016

The Honorable Jackie Speier
United States House of Representatives
2465 Rayburn House Office Building
Washington, D.C. 20515

Re: Board of Supervisors Resolution No. 465-16

Dear Congresswoman Speier:

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Sincerely,

A handwritten signature in black ink that reads "Angela Calvillo".

Angela Calvillo
Clerk of the Board

- c. Supervisors Eric Mar, Aaron Peskin, David Campos, John Avalos, Jane Kim, and Malia Cohen
Mayor's Legislative Liaison to the Board of Supervisors, Nicole Elliott



City and County of San Francisco

City Hall
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Certified Copy

Resolution

161135

[Supporting the Standing Rock Sioux Tribe's Opposition to the Dakota Access Pipeline]

Sponsors: Mar, Peskin, Campos, Avalos, Kim and Cohen

Resolution supporting the Standing Rock Sioux Tribe's opposition to the construction of the Dakota Access Pipeline.

10/25/2016 Board of Supervisors - ADOPTED

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11/4/2016 Mayor - RETURNED UNSIGNED

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for Angela Calvillo
Clerk of the Board

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City and County of San Francisco

Tails

Resolution

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

File Number: 161135

Date Passed: October 25, 2016

Resolution supporting the Standing Rock Sioux Tribe's opposition to the construction of the Dakota Access Pipeline.

October 25, 2016 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

File No. 161135

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Peggy Neuman
for Angela Calvillo
Clerk of the Board

Unsigned
Mayor

11/4/2016
Date Approved

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Clerk of the Board

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Date