

1 [Grant of an Access Easement.]

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3 **Resolution approving an Easement Agreement between Lake Merced Golf Club, a**
4 **California not-for-profit corporation, and the City and County of San Francisco, acting**
5 **by and through its Public Utilities Commission ("SFPUC"), for the grant of an access**
6 **easement over SFPUC's Water Pipeline Right of Way in Daly City, San Mateo County.**

7

8 WHEREAS, The City and County of San Francisco owns certain real property under
9 the jurisdiction of the SFPUC in San Mateo County as part of the Sunset Supply Water
10 Pipeline Right of Way; and

11 WHEREAS, The Lake Merced Golf Club has requested an easement consisting of
12 1,603 square feet over SFPUC's property to access its newly constructed maintenance shed
13 from Park Plaza Drive in Daly City for the sum of \$5,000, which is the fair market value for the
14 easement based on an independent appraisal; and,

15 WHEREAS, THE SFPUC pursuant to Resolution No. 04-180 has approved the
16 Easement Agreement, a copy of which is on file with the Clerk of the Board of Supervisors in
17 File No. 050949; and,

18 WHEREAS, In a letter dated July 21, 2004, a copy of which is on file with the Clerk in
19 File No. 050949 and incorporated herein by reference, the City Planning Department
20 determined that (i) the conveyance of an access easement is in conformity with the General
21 Plan and Planning Code Section 101.1, and (ii) the actions contemplated in this Resolution
22 are in compliance with the California Environmental Quality Act (California Public Resources
23 Code Sections 2100 et. seq.); now, therefore, be it

24 **RESOLVED**, That the Board of Supervisors of the City and County of San Francisco in
25 accordance with the recommendation of the SFPUC and the Director of Property hereby

1 approves the terms and conditions of the Easement Agreement between the Lake Merced
2 Golf Club and the City and County of San Francisco; and, be it

3 FURTHER RESOLVED, That the Board of Supervisors adopts as its own and
4 incorporates by reference herein as though fully set forth, the findings in the Director of
5 Planning's letter referred to above, including the determination of compliance with the
6 California Environmental Quality Act and findings that the proposed conveyance of an access
7 easement to the Lake Merced Golf Club is consistent with the General Plan and the Eight
8 Priority Policies of Planning Code Section 101.1; and, be it

9 FURTHER RESOLVED, That the Director of Property shall be authorized to enter into
10 any amendments or modifications to the Easement Agreement, including without limitation,
11 completion of the exhibits, and to take any and all steps (including, but not limited to, the
12 execution and delivery of any and all certifications, notices, consents, agreements,
13 memorandum and other documents) that the Director of Property determines, in consultation
14 with the City Attorney, are in the best interest of the City, do not materially increase the
15 obligations or liabilities of the City, are necessary or advisable to effectuate the purposes and
16 intent of the Easement Agreement or this resolution, and are in compliance with all applicable
17 laws, including City's charter.

18
19 RECOMMENDED:

20 
21 Steve Legnitto
22 Director of Property



City and County of San Francisco

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

Tails
Resolution

File Number: 050949

Date Passed:

Resolution approving an Easement Agreement between Lake Merced Golf Club, a California not-for-profit corporation, and the City and County of San Francisco, acting by and through its Public Utilities Commission ("SFPUC"), for the grant of an access easement over SFPUC's Water Pipeline Right of Way in Daly City, San Mateo County.

June 28, 2005 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 050949

I hereby certify that the foregoing Resolution was ADOPTED on June 28, 2005 by the Board of Supervisors of the City and County of San Francisco.

JUN 30 2005

Date Approved

Gloria L. Young
Clerk of the Board

Mayor Gavin Newsom