

PUBLIC UTILITIES COMMISSION

City and County of San Francisco

RESOLUTION NO. 23-0116

WHEREAS, San Francisco Public Utilities Commission (SFPUC) staff have developed a project under the Water Enterprise 10-year Capital Improvement Program for certain improvements to the Regional Water System, otherwise known as Southern Skyline Blvd Ridge Trail Extension (Project); and

WHEREAS, The Project includes a new six-mile-long ridge trail roughly parallel to Skyline Boulevard, officially known as California State Route 35 (SR-35), a two-lane state highway under the jurisdiction of the California Department of Transportation (Caltrans); and

WHEREAS, There are 18 locations along Skyline Boulevard where Project improvements are to be constructed within Caltrans right-of-way; and

WHEREAS, Caltrans requires an encroachment permit to construct Project improvements at eight of the 18 locations within Caltrans right-of-way, and, as a condition of the encroachment permit, Caltrans requires that the SFPUC enter into a Project Specific Maintenance Agreement (Agreement) with Caltrans to allocate responsibility to the SFPUC for maintenance of the Project improvements at all 18 locations within Caltrans right-of-way; and

WHEREAS, There is no cost to the SFPUC for the Agreement, and the Agreement would remain in effect until amended or terminated at any time upon mutual consent of the parties to the Agreement or until terminated by Caltrans for cause if permitted under the relevant deed; and

WHEREAS, On April 29, 2021, the Planning Commission certified the Final Environmental Impact Report for the Southern Skyline Boulevard Ridge Trail Extension Project (Project) (Planning Department Case No. 2016-016100ENV); and

WHEREAS, On May 11, 2021, by Resolution No. 21-0077, this Commission approved the Project and, as required by the California Environmental Quality Act (CEQA), adopted findings including a statement of overriding considerations (CEQA findings) and a Mitigation Monitoring and Reporting Program; and

WHEREAS, The work to be conducted under the Agreement is within the scope of the Project as authorized under the Final Environmental Impact Report; and

WHEREAS, The San Francisco Planning Department is the custodian of records, that are located in the files for Case Number 2016-016100ENV at 49 South Van Ness Avenue, Suite 1400, San Francisco, California, 94103, which have been made available for review by this Commission and the public, and those files are part of the record before this Commission; and

WHEREAS, This Commission has reviewed and considered the information contained in the Final Environmental Impact Report (including appendices), CEQA Findings, Mitigation Monitoring and Reporting Program, and SFPUC Resolution Number 21-0077, and all written and oral information provided by the Planning Department, the public, relevant public agencies, SFPUC staff and other experts and the administrative files for the Project; now, therefore, be it

RESOLVED, This Commission finds that the record as a whole is adequate for its use as the decision-making body for the Project and incorporates the CEQA findings, Mitigation Monitoring and Reporting Program, and the findings contained in Resolution Number 21-0077 by this reference thereto as though set forth in this Resolution; and be it

FURTHER RESOLVED, This Commission further finds that since the Final Environmental Impact Report was certified there have been no substantial Project changes and no substantial changes in Project circumstances that would require major revisions to the Final Environmental Impact Report due to the involvement of new significant environmental effects or an increase in the severity of previously identified significant impacts, and there is no new information of substantial importance that would change the conclusions set forth in the Final Environmental Impact Report; and be it

FURTHER RESOLVED, That this Commission hereby approves the terms and conditions of the Agreement with Caltrans, subject to approval by the Board of Supervisors.

I hereby certify that the foregoing resolution was adopted by the Public Utilities Commission at its meeting of June 13, 2023.



Secretary, Public Utilities Commission