

LEGISLATIVE DIGEST

[Mission Bay South - Parks P22 and P19 Acceptance]

Ordinance conditionally accepting a grant deed for property associated with Mission Bay South Park P22; delegating for a three-year period to the San Francisco Port Commission the authority to dedicate Mission Bay South Parks P22 and P19 (bordering Terry François Boulevard) to public use, accept an irrevocable offer for the acquisition facilities that comprise the park improvements, designate said facilities for public park and open space purposes only, and accept these Parks for Port of San Francisco maintenance and liability purposes, subject to specified limitations; delegating for a three-year period to the Public Works Director similar authority for certain Public Utilities Commission assets in Parks P22 and P19; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and the Mission Bay South Redevelopment Plan; adopting a Public Works Order that recommends delegation of Parks P22 and P19 acceptance and related actions; and authorizing official acts, as defined, in connection with this Ordinance.

Existing Law

The Board of Supervisors adopted the Redevelopment Plan for the Mission Bay South Project Area in Ordinance No. 335-98 on November 2, 1998. This Ordinance and related Mission Bay legislation established a process by which the project developer (FOCIL - MB, LLC) would construct specified public improvements, including parks and open space, and the City would dedicate the completed improvements for public use, accept such improvements for City or Port of San Francisco maintenance and liability purposes, and take other related actions. The City accepts most public improvements associated with large development projects as part of the public right-of-way under CA Streets and Highways Code Section 1806 and San Francisco Administrative Code Section 1.52; however, the City can accept parkland in accordance with California Government Code Section 66477.1 and San Francisco Subdivision Code Section 1438. Mission Bay South Park P22, also known as Bayfront Park, is on the east side of Terry François Boulevard across from Chase Center. Park P19 is on the west side of Terry François Boulevard near Mission Rock Street.

Amendments to Current Law

Under this Ordinance, the Board of Supervisors would delegate to the San Francisco Port Commission the authority to (1) accept ownership of the park improvements at Mission Bay South Parks P22 and P19 and (2) accept these improvements for Port maintenance and liability, subject to certain conditions. The Board of Supervisors also would delegate to the Port Commission the power to dedicate the improvements to public use; designate them for

park and/or open space purposes as appropriate; and take all other official acts necessary for or related to acceptance of these parks. The Ordinance also would delegate to the Public Works Director, in consultation with the Public Utilities Commission General Manager, similar authority related to green infrastructure and electrical facilities in these parks that will be Public Utility Commission assets. The legislation would accept an Offer of Dedication and grant deed for a piece of property that is included as part of Park P22. This Ordinance would make certain findings, including environmental findings and findings that the legislation is consistent with the Mission Bay South Redevelopment Plan, the General Plan, and the eight priority policies of Planning Code Section 101.1. The delegations granted in this legislation would sunset three years from its effective date.

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