

BOARD of SUPERVISORS



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## MEMORANDUM

TO: Kate Sofis, Director, Office of Economic and Workforce Development

FROM: Jessica Perkinson, Assistant Clerk, Government Audit and Oversight  
Committee, Board of Supervisors

DATE: July 27, 2022

SUBJECT: LEGISLATION INTRODUCED

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The Board of Supervisors' Government Audit and Oversight Committee has received the following proposed legislation, introduced by Supervisor Aaron Peskin on July 19, 2022:

**File No. 220863**

**Resolution receiving and approving the annual report for the Fisherman's Wharf Community Benefit District and Fisherman's Wharf Portside Community Benefit District for Fiscal Year (FY) 2020-2021, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600 *et seq.*), Section 36650, and the Districts' Management Agreements with the City, Section 3.4.**

If you have any additional comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: [Jessica.Perkinson@sfgov.org](mailto:Jessica.Perkinson@sfgov.org).

cc: J'Wel Vaughan, Office of Economic and Workforce Development  
Anne Taupier, Office of Economic and Workforce Development  
Lisa Pagan, Office of Economic and Workforce Development

1 [Fisherman's Wharf Landside Community Benefit District and Fisherman's Wharf Portside  
2 Community Benefit District - Annual Report - FY2020-2021]

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 Fiscal Year (FY) 2020-2021, submitted as required by the Property and Business**  
6 **Improvement District Law of 1994 (California Streets and Highways Code, Sections**  
7 **36600 et seq.), Section 36650, and the Districts' management agreements with the City,**  
8 **Section 3.4.**

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

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

18  
19 **Fisherman's Wharf Community Benefit District**

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

25 WHEREAS, On July 26, 2005, the Board of Supervisors adopted Resolution

1 No. 540-05 establishing the Fisherman Wharf's CBD for a period of 15 years  
2 commencing with fiscal year 2005-2006; and

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

8

9 **Fisherman's Wharf Portside Community Benefit District**

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

13 WHEREAS, On December 12, 2006, the Board of Supervisors adopted  
14 Resolution No. 696-06 establishing the Fisherman's Wharf Portside CBD for a period of  
15 14 years commencing with fiscal year 2005-2006; and

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

22

23 **Annual Reports**

24 WHEREAS, On November 2, 2021, the Board of Supervisors approved the  
25 Fisherman's Wharf CBD's and the Fisherman's Wharf Portside CBD's annual report for

1 fiscal year 2019-2020 in Resolution No. 515-21; and

2 WHEREAS, The Fisherman’s Wharf Association has submitted for the Board’s  
3 receipt and approval an annual report for both the Fisherman's Wharf CBD and  
4 Fisherman's Wharf Portside CBD for fiscal year 2020-2021 as required by Section  
5 36650 of the Act and Section 3.4 of the Fisherman’s Wharf Management Contract and  
6 the Fisherman’s Wharf Portside Management Contract (the “Annual Report”), which is  
7 on file with the Clerk of the Board of Supervisors in File No. 220863 and is incorporated  
8 herein by reference as though fully set forth; and

9 WHEREAS, Supporting documents, including, but not limited to, a transmittal  
10 letter and memorandum report from the City's Office of Economic and Workforce  
11 Development, dated July 13, 2022, and documentation from the Fisherman's Wharf  
12 Association for the Annual Report is on file with the Clerk of the Board of Supervisors in  
13 File No. 220863; now, therefore, be it

14 RESOLVED, That the Board of Supervisors hereby receives and approves the annual  
15 report for the Fisherman's Wharf Community Benefit District and Fisherman's Wharf Portside  
16 Community Benefit District for fiscal year 2020-2021.

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# Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor  inquiries"
- 5. City Attorney Request.
- 6. Call File No.  from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No.
- 9. Reactivate File No.
- 10. Topic submitted for Mayoral Appearance before the BOS on

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.**

Sponsor(s):

Subject:

The text is listed:

Signature of Sponsoring Supervisor:

For Clerk's Use Only