

1 [Site for New Library Branch for Oceanview, Merced Heights, Ingleside, and Lakeview
2 Neighborhoods]

3 **Ordinance requiring that the new Public Library branch serving the Oceanview, Merced**
4 **Heights, Ingleside, and Lakeview neighborhoods be built on the City-owned parcel of**
5 **land at 100 Orizaba Avenue, subject to environmental review, required approvals, and**
6 **other applicable laws; and prohibiting the expenditure of City funds to explore, pursue,**
7 **or plan construction of a new Public Library branch serving those neighborhoods at**
8 **any alternate location, except as required by the environmental review process,**
9 **required approvals, or other applicable laws.**

10 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
11 **Additions to Codes** are in *single-underline italics Times New Roman font*.
12 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
13 **Board amendment additions** are in double-underlined Arial font.
14 **Board amendment deletions** are in ~~strikethrough Arial font~~.
15 **Asterisks (* * * *)** indicate the omission of unchanged Code
16 subsections or parts of tables.

17 Be it ordained by the People of the City and County of San Francisco:

18 Section 1. Background and Findings.

19 (a) An October 10, 2019 Memorandum from the City Librarian to the Library
20 Commission detailed the following: At the Library Commission meetings of April 18 and July
21 18, 2019, Library staff provided updates on Branch Capital Projects, which included
22 information about a series of community meetings with Oceanview neighborhood residents
23 regarding the prospective renovation of the Oceanview Branch Library. Three community
24 meetings in February and March 2019 yielded valuable feedback regarding residents' level of
25 support for and concerns about renovating the existing Oceanview Branch Library facility.
Community members shared that the existing building had numerous deficiencies including:

1 very limited space for physical collections, lack of adequate seating and study tables, lack of a
2 designated area for teens, lack of spaces for individual or group study, and an inadequate
3 meeting room that is unable to accommodate attendees of library events. Community
4 members expressed serious reservations about the efficacy of renovating the existing space
5 to address the community's needs for library services. Oceanview residents strongly
6 conveyed the need for a new library branch to be constructed at a new location to serve their
7 growing population, and to address the historical inequity in the level of library services
8 available to residents in their area of the City as compared to other areas. With support from
9 the District 11 Supervisor to identify City-owned property in the neighborhood, the Library
10 partnered with the Department of Public Works to draft a Site Feasibility Report for
11 undeveloped land parcels along Brotherhood Way. A copy of the October 10, 2019
12 Memorandum is on file with the Clerk of the Board of Supervisors in File No. 240017.

13 (b) Library staff presented an Oceanview Branch Library Site Feasibility Report for
14 undeveloped land parcels along Brotherhood Way at the October 17, 2019 Library
15 Commission meeting. A Public Works architect also discussed the Site Feasibility Report at
16 the meeting. The presentation and discussion included details on the viability of different
17 potential sites, and a range of preliminary cost estimates for building construction. This
18 information informed the Commission's consideration of additional budget allocations for the
19 Oceanview Branch Library project as part of the Fiscal Years 2021-2022 and FY 2022-2023
20 budget process. A copy of the Site Feasibility Report and minutes from the October 17, 2019
21 Library Commission meeting are on file with the Clerk of the Board of Supervisors in File
22 No. 240017.

23 (c) The Department of Public Works, in a letter dated May 21, 2021 to the Library,
24 presented a "Memorandum of Understanding for the Proposal of Architectural Services for the
25 Oceanview Branch Library, Concept Design & Preliminary Planning Application" (MOU) for a

1 potential new library building to replace the existing Oceanview Branch Library. The MOU
2 assumed that the project will be the development of the site boundary approximately
3 comprising the site "Option D" as depicted in the Oceanview Branch Library Site Feasibility
4 Report. In the letter, Public Works defined the assumed site boundary in a dimensioned
5 drawing as part of this project. A copy of the Public Works letter is on file with the Clerk of the
6 Board of Supervisors in File No. 240017.

7 (d) The Planning Department issued a Preliminary Project Assessment on April 28,
8 2022 for Public Works Case No. 2022-001023PPA that provided feedback regarding the
9 project at 100 Orizaba Avenue, located at Block/Lot 7136/060, on an approximately 31,620
10 square foot lot currently designated as public open space. A copy of the Planning Department
11 Preliminary Project Assessment is on file with the Clerk of the Board of Supervisors in File
12 No. 240017.

13 (e) The Library conducted three publicly-noticed community meetings on June 8, 9,
14 and 11, 2022 to gather community input on the Preliminary Project Assessment findings. The
15 meetings were held virtually, and also in person at 446 Randolph Street and 345 Randolph
16 Street. Community members expressed concerns about traffic safety and expressed an
17 overall consensus in favor of the recommended location at 100 Orizaba Avenue, at Block/Lot
18 7136/060.

19 (f) The San Francisco Municipal Transportation Agency (SFMTA) in a letter dated
20 February 28, 2023 to the District 11 Supervisor, described SFMTA's conceptual planning for
21 improvements to the intersection of Brotherhood Way, Alemany Boulevard, Sagamore Street,
22 and Orizaba Avenue, and adjacent roadways. Because of the intersecting roadways, multiple
23 travel lanes on many approaches, and unusual geometry, the SFMTA's letter noted that the
24 current street configuration could be modified for improved pedestrian access and safety to
25 the Brotherhood Way Open Space, and improved general pedestrian and traffic safety.

1 Implementation of these improvements would require dedicated funding, which was not
2 identified at the time of SFMTA’s letter. The letter noted that funding, planning, and
3 implementation of street improvements can be fully independent of any adjacent land use
4 changes, including potential siting of a San Francisco Public Library branch nearby. A copy of
5 the SFMTA letter is on file with the Clerk of the Board of Supervisors in File No. 240017.

6 (g) Following a lack of commitment from the Library to move forward with the 100
7 Orizaba Avenue location at the Board of Supervisors’ Budget and Appropriations Committee
8 hearings on June 16 and June 23, 2023, the Budget and Appropriations Committee put
9 funding for the construction of the new Library branch on reserve for Fiscal Years 2023-2024
10 and 2024-2025.

11
12 Section 2. Location of New Public Library Branch Serving Oceanview, Merced
13 Heights, Ingleside, and Lakeview Neighborhoods on City-Owned Parcel at 100 Orizaba
14 Avenue.

15 (a) Subject to the budget and fiscal provisions of the Charter, planning approvals,
16 environmental review under the California Environmental Quality Act, further regulatory and
17 City approvals as required by law, and any other applicable laws, the City-owned parcel No.
18 7136/060, located at 100 Orizaba Avenue at the intersection of Orizaba Avenue and
19 Brotherhood Way, shall be used as the location for a new Public Library branch serving the
20 Oceanview, Merced Heights, Ingleside and Lakeview Neighborhoods.

21 (b) The Public Library, Department of Public Works, Planning Department, and Real
22 Estate Division shall not expend any City funds to design, plan, perform environmental review
23 of, or implement a new Public Library branch serving the Oceanview, Merced Heights,
24 Ingleside, and Lakeview neighborhoods at any location other than parcel No. 7136/060, the
25 adjacent parcel No. 7135/045, and the adjacent right of way. Neither this subsection (b) nor

1 any other provision of this ordinance shall preclude the City from considering alternative
2 locations as part of the environmental review process, if needed.

3 (c) This ordinance does not constitute an approval of the construction of a new Library
4 branch serving the Oceanview, Merced Heights, Ingleside, and Lakeview neighborhoods. The
5 City retains its full discretion to approve, disapprove, or modify the Library branch proposal,
6 including but not limited to the adoption of mitigation measures, project alternatives, or not
7 moving forward with the project, as required by the environmental review process under the
8 California Environmental Quality Act, the budget and fiscal provisions of the Charter, planning
9 approvals, further regulatory and City approvals as required by law, or any other applicable
10 laws.

11
12 Section 3 Effective Date. This ordinance shall become effective 30 days after
13 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
14 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
15 of Supervisors overrides the Mayor’s veto of the ordinance.

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17 APPROVED AS TO FORM:
18 DAVID CHIU, City Attorney

19 By: /s/ _____
20 JON GIVNER
21 Deputy City Attorney

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