

1 [Official Sidewalk Width Changes - Portions of Van Ness Avenue]

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3 **Ordinance amending Ordinance No. 1061 entitled “Regulating the Width of Sidewalks”**
4 **to change the official sidewalk width of certain locations along Van Ness Avenue,**
5 **between the intersection of South Van Ness Avenue and Mission Street on the south,**
6 **to Van Ness Avenue and North Point Street on the north; adopting findings under the**
7 **California Environmental Quality Act; and affirming the Planning Department’s**
8 **determination of consistency with the General Plan, and the eight priority policies of**
9 **Planning Code, Section 101.1.**

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.

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

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17 Section 1. Findings.

18 (a) The Planning Department, in its letter dated October 8, 2015, determined that the
19 actions contemplated in this ordinance are, on balance, consistent with the General Plan and
20 the eight priority policies of Planning Code Section 101.1. A copy of said letter is on file with
21 the Clerk of the Board of Supervisors in File No. 160042 and is incorporated herein by
22 reference. The Board of Supervisors adopts as its own the findings in said letter.

23 (b) On December 15, 2015, the Board of Supervisors adopted Resolution No. 526-15
24 approving a Cooperative Agreement with the State of California for the Van Ness Transit
25 Improvement Project, which is part of the Van Ness Bus Rapid Transit project. In that

1 Resolution, the Board adopted environmental findings in accordance with the California
2 Environmental Quality Act (“CEQA”) (California Public Resources Code Sections 21000 et
3 seq.) and in reliance on the Van Ness BRT Project Final Environmental Impact Report
4 (“FEIR”). A copy of the abovementioned Resolution No. 526-15 and supporting CEQA
5 documentation and findings are on file with the Clerk of the Board of Supervisors in File No.
6 151232 and are incorporated herein by reference.

7 (c) The Board finds that the sidewalk width changes contemplated in this ordinance
8 are within the scope of the FEIR and no additional environmental review is required under
9 Public Resources Code Section 21166.

10 (d) The Board has reviewed and considered the FEIR and the record as a whole,
11 determines that the FEIR is adequate for the purposes of the actions contemplated herein,
12 and incorporates by reference its CEQA findings from Resolution No. 526-15 as though fully
13 set forth herein.

14 (e) The Board further finds that since the FEIR certification there has been no
15 substantial project changes and no substantial changes in the project’s circumstances that
16 would require major revisions to the FEIR due to the involvement of new significant
17 environmental effects or an increase in the severity of previously identified significant impacts,
18 and there is no new information of substantial importance that would change the conclusions
19 set forth in the FEIR.

20 (f) On January 12, 2016, the Public Works Director issued Public Works Order
21 No.184466, including sidewalk width change drawing Q-20-817, regarding the actions in this
22 ordinance. The proposed sidewalk width changes will accommodate the Van Ness Transit
23 Improvement Project, making Van Ness Avenue an integral part of the Municipal
24 Transportation Agency’s bus “Rapid” transit network. Copies of said Order and drawing are
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1 on file with the Clerk of the Board of Supervisors in File No. 160042 and are incorporated
2 herein by reference.

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4 Section 2. In accordance with the Department of Public Works Order No. 184466,
5 Board of Supervisors Ordinance No.1061, entitled "Regulating the Width of Sidewalks," a
6 copy of which is in the Clerk of the Board of Supervisors Book of General Ordinances, in
7 effect May 11, 1910, is hereby amended by adding thereto a new section to read as follows:

8 Section 1604. Changing the official sidewalk width of the following locations, as shown on
9 Public Works drawing Q-20-817:

<i>Intersection</i>	<i>Page on Q-20-817</i>
<i>1. South Van Ness Avenue and 12th Street</i>	<i>1 of 15</i>
<i>2. Van Ness Avenue and Hickory Street</i>	<i>2 of 15</i>
<i>3. Van Ness Avenue and Fell Street</i>	<i>3 of 15</i>
<i>4. Van Ness Avenue and Hayes Street</i>	<i>4 of 15</i>
<i>5. Van Ness Avenue and Grove Street</i>	<i>5 of 15</i>
<i>6. Van Ness Avenue and Elm Street</i>	<i>6 of 15</i>
<i>7. Van Ness Avenue and Alice B. Toklas Pl/Myrtle Street</i>	<i>7 of 15</i>
<i>8. Van Ness Avenue and Post Street</i>	<i>8 of 15</i>
<i>9. Van Ness Avenue and Sutter Street</i>	<i>9 of 15</i>
<i>10. Van Ness Avenue and Bush Street</i>	<i>10 of 15</i>
<i>11. Van Ness Avenue and Pine Street</i>	<i>11 of 15</i>
<i>12. Van Ness Avenue and California Street</i>	<i>12 of 15</i>
<i>13. Van Ness Avenue and Sacramento Street</i>	<i>13 of 15</i>
<i>14. Van Ness Avenue and Washington Street</i>	<i>14 of 15</i>
<i>15. Van Ness Avenue and Green Street</i>	<i>15 of 15</i>

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22 Section 3. The San Francisco Municipal Transportation Agency, as is necessary as a
23 result of this ordinance, shall make arrangements with public utility companies and City
24 Departments for the relocation, and/or modification of any affected public facilities.

1 Section 4. Effective Date. This ordinance shall become effective 30 days after
2 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
3 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
4 of Supervisors overrides the Mayor's veto of the ordinance.

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6 APPROVED AS TO FORM:
7 DENNIS J. HERRERA, City Attorney

8 By: _____
9 John D. Malamut
Deputy City Attorney

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