

1 [Changing the official sidewalk width – Jessie Street east of 10th Street.]

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3 **Ordinance amending Ordinance No. 1061 entitled “Regulating the Width of Sidewalks”**
4 **by adding thereto Section 1579 to change the official sidewalk width on Jessie Street**
5 **east of 10th Street; making environmental findings and findings pursuant to the General**
6 **Plan and Planning Code Section 101.1; requiring relocation, modification, or both of**
7 **facilities affected by the sidewalk width change; and approving public sidewalk**
8 **easements along the southerly side of Jessie Street.**

9 Note: Additions are *single-underline italics Times New Roman*;
10 deletions are *strikethrough italics Times New Roman*.
11 Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

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

13 Section 1. The Board of Supervisors adopts as its own and incorporates by reference
14 herein as though fully set forth the Planning Department findings in its letter dated April 28,
15 2008. Said letter stated the actions contemplated herein are consistent with the General Plan
16 and in conformance with the Eight Priority Policies of Planning Code Section 101.1. A copy of
17 said letter is in the Clerk of the Board of Supervisors File No. _____.

18 Section 2. In the abovementioned letter, the Planning Department also determined that
19 the actions contemplated in this Ordinance are in compliance with the California Environmental
20 Quality Act (California Public Resources Code sections 21000 et seq.). Said determination is
21 incorporated herein by reference.

22 Section 3. The contemplated sidewalk width change involves the change of width of the
23 sidewalk on the south side of Jessie Street to the east of 10th Street to a 4.5-foot width and
24 abolishing the sidewalk on the northerly side of Jessie Street to the east of 10th Street. In
25 accordance with the Department of Public Works’ Order No. 177,599, a copy of which is in the

1 Clerk of the Board of Supervisors File No. _____ and incorporated herein by reference,
2 Board of Supervisors Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," a copy
3 of which is in the Clerk of the Board of Supervisors Book of General Ordinances, in effect May
4 11, 1910, is hereby amended by adding thereto a new section to read as follows:

5 Section 1579. The official sidewalk widths on Jessie Street east of 10th Street shall be as shown
6 on Department of Public Works drawing Q-20-660, copies of which are in the Clerk of the Board of
7 Supervisors File No. _____.

8 Section 4. Mercy Housing California , as is necessary as a result of this Ordinance,
9 shall make arrangements with public utility companies and City Departments for the
10 relocation, modification, or any affected public facilities. Any necessary relocation,
11 modification, or both of such facilities shall be at no cost to the City and County of San
12 Francisco.

13 Section 5. (a) The Board of Supervisors acknowledges that Mercy Housing
14 California's offers for public sidewalk easements over a portion of Jessie Street are intended
15 to offset the loss in sidewalk width due to the sidewalk width change contemplated herein.
16 This easement area, which generally is 2-feet wide along the southerly edge of Jessie Street,
17 also is addressed in DPW Order No. 177,599. Copies of said easements are on file with the
18 Clerk of the Board of Supervisors in File No. _____ and are incorporated herein by
19 reference. The Board of Supervisors hereby approves the subject public sidewalk easements
20 in substantially the form on file with the Clerk of the Board.

21 (b) The Board hereby authorizes and Director of Public Works and Director of Real
22 Estate to take any and all actions which they or the City Attorney may deem necessary or
23 advisable in order to effectuate the purpose and intent of this Ordinance (including, without
24 limitation, processing and recordation of the easements contemplated herein).

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

John D. Malamut
Deputy City Attorney

RECOMMENDED:
DEPARTMENT OF PUBLIC WORKS

Edward D. Reskin
Director of Public Works