



Edwin M. Lee, Mayor
Mohammed Nuru, Director

Office of the Director
1 Dr. Carlton B. Goodlett Place, City Hall, Room 348
San Francisco, CA 94102
(415) 554-6920 ■ www.sfdpw.org



August 25, 2014

Angela Calvillo, Clerk of the Board
Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689

Dear Ms. Calvillo:

Attached please find an original, two copies, and one electronic copy of a proposed resolution for Board of Supervisors consideration. This resolution would grant revocable permission to Kristina Baker to occupy a portion of the public right-of-way to construct and maintain a portion of a new two-car garage, new terraced concrete retaining walls, reconstruct existing public concrete stairway, and install and maintain additional landscaping at 157 24th Avenue. This encroachment would provide off-street parking within a proposed new garage at the subject property. The resolution would also make findings of consistency with the priority policies of Planning Code Section 101.1.

Pursuant to Section 786 of the Public Works Code, Onda Rosa Architecture, on behalf of the property owner, Kristina Baker, requested to reinitiate the process for a Major Encroachment Permit in a letter dated November 21, 2013. The Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT) originally heard this request on February 23, 2006 and recommended it for approval. The Planning Department, by letter dated June 26, 2014, declared that the proposed encroachment is in conformity with the General Plan and with the priority policies of Planning Code Section 101.1.

The following is a list of accompanying documents (three sets):

- Letter from Onda Rosa Architecture, dated November 21, 2013.
- Planning Department General Plan Referral, dated June 26, 2014.
- DPW Order No. 182870 approved August 19, 2014, recommending approval of the proposed Major Encroachment.
- A proposed plan for the Major Encroachment Permit.
- Signed and Notarized Street Encroachment Agreement.



The following person may be contacted regarding this matter: Mr. Nick Elsner of BSM at (415) 554-6186.

Sincerely,



Mohammed Nuru
Director of Public Works

Attachments: As Noted



FILE NO.

RESOLUTION NO.

1 [Street Encroachment at 157 24th Avenue.]
2

3 **Resolution granting revocable permission to Kristina Baker to occupy a portion of the**
4 **public right-of-way to construct and maintain a portion of a new two car garage, new**
5 **terraced concrete retaining walls, reconstruct existing public concrete stairway, and**
6 **install and maintain additional landscaping within the existing sloped and landscaped**
7 **portion of the 24th Avenue public right-of-way, to access and provide off-street parking**
8 **for the property at 157 24th Avenue (Block 1334, Lot 006) and making findings of**
9 **consistency with the priority policies of Planning Code Section 101.1.**

10 WHEREAS, pursuant to Public Works Code Section 786, permission was requested by
11 Onda Rosa Architecture, on behalf of Kristina Baker, to occupy a portion of the public right-of-
12 way to construct, install and maintain a portion of a new two car garage, new terraced
13 concrete retaining walls, reconstruct existing concrete stairway, and install and maintain
14 additional landscaping within the existing sloped and landscaped portion of the 24th Avenue
15 right-of-way, to access and provide off-street parking for the subject property, as shown on the
16 plans, a copy of which is on file in the office of the Clerk of the Board of Supervisors in File
17 No. ; and

18 WHEREAS, The Planning Department, by letter dated June 26, 2014, declared that the
19 proposed encroachment is in conformity with the General Plan and with the priority policies of
20 Planning Code Section 101.1. A copy of said letter is on file with the Clerk of the Board of
21 Supervisors in File No. , and is incorporated herein by reference; and

22 WHEREAS, The permit and associated encroachment agreement, which are
23 incorporated herein by reference and attached hereto as Exhibit A, shall not become effective
24 until:
25

1 (a) The Permittee executes and acknowledges the permit and delivers said permit to
2 the City's Controller, and

3 (b) Permittee delivers to the City Controller a policy of insurance provided for in said
4 agreement and the Controller shall have had approved the same as complying with the
5 requirement of said agreement. The Controller may, in his discretion, accept, in lieu of said
6 insurance policy, the certificate of an insurance company certifying to the existence of such a
7 policy; and,

8 (c) The City Controller records the permit and associated agreement in the office of the
9 County Recorder; and

10 WHEREAS, The Permittee, at the Permittee's sole expense and as is necessary as a
11 result of this permit, shall make the following arrangements:

12 (a) To provide for the support and protection of facilities belonging to the Department of
13 Public Works, San Francisco Water Department, the San Francisco Fire Department and
14 other City Departments, and public utility companies; and

15 (b) To remove or relocate such facilities and provide access to such facilities for the
16 purpose of constructing, reconstructing, maintaining, operating, or repairing such facilities;
17 and

18 WHEREAS, The Permittee shall procure the necessary permits from the Central Permit
19 Bureau, Department of Building Inspection and/or Bureau of Street-Use and Mapping,
20 Department of Public Works, and pay the necessary permit fees and inspection fees before
21 starting work; and

22 WHEREAS, The permit shall be conditioned upon payment of an annual public right-of-
23 way occupancy assessment pursuant to Public Works Code Section 786 and the initial
24 amount of said fee shall be \$1,894.00; and,
25

1 WHEREAS, No structure shall be erected or constructed within said street right-of-way
2 except as specifically permitted herein; and,

3 WHEREAS, The Permittee shall assume all costs for the maintenance and repair of the
4 encroachments and no cost or obligation of any kind shall accrue to the City and County of
5 San Francisco by reason of this permission granted; now, therefore be it

6 RESOLVED, That pursuant to Public Works Code Section 786, the Board of
7 Supervisors hereby grants permission, revocable at the will of the Director of the Department
8 of Public Works, to Kristina Baker, to occupy a portion of the public right-of-way to construct,
9 and maintain a portion of a new two car garage, new terraced concrete retaining walls
10 reconstruct existing public concrete stairway, and install and maintain additional landscaping
11 within the existing sloped and landscaped portion of the 24th Avenue right-of-way, to access
12 and provide off-street parking for the property at 157 24th Avenue (Block 1334, Lot 006).; and,
13 be it

14 FURTHER RESOLVED, That this Board adopts the findings of the Planning
15 Department which determined that said permit is consistent with the priority policies of
16 Planning Code Section 101.1.

17
18 APPROVED:

19
20 

21 Mohammed Nuru

22 Director of Public Works