

1 [Amending the Articles of Formation of the South of Market Project Area Committee to
2 Require new elections.]

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4 **Resolution amending the Articles of Formation of the South of Market Project Area**
5 **Committee to require new elections following the adoption of the Redevelopment Plan**
6 **Amendment for the South of Market Redevelopment Project Area.**

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8 WHEREAS, On _____, 2005, the Board of Supervisors adopted Ordinance
9 No. _____ approving and adopting the Redevelopment Plan Amendment for the South
10 of Market Redevelopment Project Area (the "Redevelopment Plan Amendment") following a
11 duly noticed public hearing to consider the adoption of such Redevelopment Plan Amendment
12 in accordance with the requirements of the Community Redevelopment Law (Sections 33000
13 et seq. of the Health and Safety Code, and hereafter referred to as the "Redevelopment
14 Law"). Prior notice of such hearing was published in the San Francisco Chronicle, a
15 newspaper of general circulation, in accordance with Section 33361 of the California Health
16 and Safety Code, describing the boundaries of the proposed Project Area and stating the day,
17 hour and place when and where any interested persons may appear before the Board of
18 Supervisors to object to the proposed Redevelopment Plan Amendment. At such hearing the
19 Board of Supervisors considered the report and recommendations of the Agency and the
20 Planning Commission, the Final Environmental Impact Report for the South of Market
21 Redevelopment Plan ("FEIR"), the Final Supplement to such FEIR, and all evidence and
22 testimony for and against the proposed Redevelopment Plan Amendment. The Board
23 approved the Redevelopment Plan Amendment, and Ordinance No. _____ became
24 effective on _____, 2005; and,

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1 WHEREAS, Prior to the adoption of the Redevelopment Plan Amendment, by
2 Resolution No. 268-97 adopted on March 24, 1997, the Board of Supervisors (i) determined
3 that a project area committee shall be formed for the South of Market Project Area, and
4 (ii) approved and adopted the Articles of Formation of a Project Area Committee for the South
5 of Market Project (the "Articles of Formation"); and,

6 WHEREAS, By Resolution No. 575-97, adopted on June 9, 1997, the Board of
7 Supervisors confirmed the election of the members of the South of Market Project Area
8 Committee ("SOMPAC"); and,

9 WHEREAS, The Articles of Formation provide that the Board of Supervisors may
10 amend such Articles of Formation by resolution after a public hearing pursuant to the
11 Redevelopment Law; and,

12 WHEREAS, Section 33385(b) requires that notices of all meetings and hearings of the
13 Redevelopment Agency or the Board of Supervisors relative to the formation and selection of
14 a project area committee be done in the same manner as specified in Section 65090(a) of the
15 Government Code, which requires a written notice to be published in a newspaper of general
16 circulation at least ten (10) days prior to the date of the hearing; and,

17 WHEREAS, The Board of Supervisors wish to amend the Articles of Formation to
18 require a new election of the members of the SOMPAC as set forth in the Amended and
19 Restated Articles of Formation on file with the Clerk of the Board of Supervisors in File No.
20 _____, which is hereby declared to be a part of this resolution as if set forth fully herein;
21 and,

22 WHEREAS, On _____, 2005, notice of public hearing was published in the
23 San Francisco Chronicle, a newspaper of general circulation, stating the day, hour and place
24 of this Board of Supervisors' meeting when and where any interested persons may appear
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1 before the Board of Supervisors to object or comment upon the proposed Amendment to the
2 Articles of Formation; and,

3 WHEREAS, The purpose of such new election is to elect new members to the
4 SOMPAC and affirm the SOMPAC as the body that the Redevelopment Agency must consult
5 with and obtain the advice of concerning those policy matters which deal with the planning
6 and provision of residential facilities or replacement housing and other matters that affect the
7 residents of the South of Market Redevelopment Project Area; now, therefore, be it

8 RESOLVED, That the Board of Supervisors hereby determines that a new election
9 shall be held for the SOMPAC to consult with the Redevelopment Agency concerning those
10 policy matters which deal with the planning and provision of residential facilities or
11 replacement housing and other matters that affect the residents of the South of Market
12 Redevelopment Project Area as set forth in Section 33386 of the Health and Safety Code;
13 and,

14 FURTHER RESOLVED, That the Board of Supervisors hereby adopts the Amended
15 and Restated Articles of Formation on file with the Clerk of the Board of Supervisors in File
16 No. _____, calling for a new election of the members of the SOMPAC within 90 days
17 following the effective date this Resolution; and, be it

18 FURTHER RESOLVED, That the new election shall be conducted in accordance with
19 the "Procedures for the Election of Members to Redevelopment Project Area Committees in
20 the City and County of San Francisco" approved and adopted by Board of Supervisors
21 Resolution No. 1087-96 on November 25, 1996, a copy of which is on file with the Clerk of the
22 Board of Supervisors in File No. _____; and, be it

23 FURTHER RESOLVED, That nothing in this Resolution is intended to invalidate any of
24 the actions or recommendations made by the SOMPAC in connection with the adoption of the
25 Redevelopment Plan Amendment, and the call for a new election of members of the

1 SOMPAC is only for the purpose of affirming the SOMPAC members who will be consulting
2 with the Redevelopment Agency in connection with the implementation of the Redevelopment
3 Plan Amendment as set forth in Section 33386 of the Health and Safety Code; and, be it

4 FURTHER RESOLVED, That the Redevelopment Agency of the City and County of
5 San Francisco is hereby authorized and directed to take all steps necessary and appropriate
6 to implement the new election of the members of the SOMPAC in accordance with the
7 Amended and Restated Articles of Formation.

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