

AIRPORT COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 12.0243

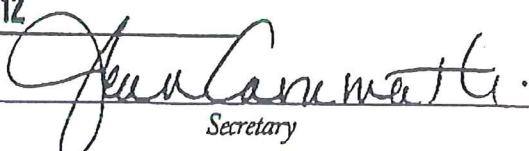
APPROVAL OF ACQUISITION OF PERPETUAL AVIGATION EASEMENTS TO REPLACE EXPIRING EASEMENTS AND AUTHORIZATION TO REQUEST BOARD OF SUPERVISORS' APPROVAL TO ACCEPT AND RECORD THE EASEMENTS

- WHEREAS, as part of the Airport's Noise Insulation Program (NIP), between the 1980s and 2000s the Airport insulated approximately 15,200 structures in exchange for the grant of avigation easements, and/or made genuine efforts toward this, and through this work the Airport eliminated all incompatible land uses inside the Noise Impact Boundary (the contour of the area around the Airport affected by aircraft noise), thereby meeting the State of California Noise Standards for Airports (Title 21 of the California Code of Regulations, hereafter "State Regulations"); and
- WHEREAS, in order to eliminate incompatible land uses for residential uses constructed on or after January 1, 1989, the State Regulations require the Airport to obtain avigation easements from the property owners; and
- WHEREAS, in some cases, the Airport's form of avigation easements contained a term of 20 years and 187 of these easements were for residences located inside the current Noise Impact Boundary constructed on or after January 1, 1989, with easement expiration dates starting in 2014; and
- WHEREAS, the Airport can continue meeting the State Regulations if the expiring easements are replaced with perpetual easements before the expiration date or if the Airport makes a genuine effort to acquire the replacement easements; and
- WHEREAS, Airport staff undertook an extensive outreach program to ask the owners of these properties for assistance to replace the expiring easements with perpetual ones; and,
- WHEREAS, the Airport proposed a payment of \$100 per property to the owners who agreed to grant the perpetual easements in order to compensate them for their time and effort, and also agreed to pay for all costs related to the execution, notarization and recordation of the new easements, using funds budgeted in the Airport's Capital Plan for these payments; and
- WHEREAS, the owners of 42 of these residences, which are listed in Attachment 1 to this Resolution, agreed to the Airport's request; and
- WHEREAS, acceptance and recordation of the easements can be processed by the Real Estate Division of the City and County of San Francisco following a General Plan conformity determination by the Department of City Planning and approval by the Board of Supervisors; now, therefore, be it
- RESOLVED, that the Airport Commission hereby approves the acquisition of perpetual Avigation Easements to replace expiring easements for the properties with addresses listed in Attachment 1 to the Resolution; and be it further
- RESOLVED, that the Airport Commission hereby authorizes the Director to request the Real Estate Division of the City and County of San Francisco to process and to seek approval from the Board of Supervisors to accept and record said easements.

*I hereby certify that the foregoing resolution was adopted by the Airport Commission*

*at its meeting of*

OCT 30 2012

  
Secretary

ATTACHMENT 1

SAN FRANCISCO INTERNATIONAL AIRPORT - NOISE INSULATION PROGRAM

PROPERTIES IN CURRENT NOISE IMPACT BOUNDARY WITH 20-YR AVIGATION EASEMENTS  
FOR WHICH OWNERS HAVE AGREED TO GRANT NEW EASEMENTS IN PERPETUITY

	APN Number	Site Number	Site Street	City	Owner First Name	Owner Last Name
1	091-691-490	267	Barbara Lane	Daly City	Subagio Sugiharto & Theresa R.	Winasari
2	091-691-500	289	Barbara Lane	Daly City	Gilda T Wong & Irene	Wong
3	091-691-350	308	Barbara Lane	Daly City	Carlito & Cecilia	Adiaz
4	091-691-540	307	Barbara Lane	Daly City	Joseph & Barbara	Basso
5	091-691-590	317	Barbara Lane	Daly City	Jeffery H	Littlefield
6	091-691-250	320	Barbara Lane	Daly City	Francesco & G	Nozzolino
7	091-691-240	328	Barbara Lane	Daly City	Aiswarya	Palanisamy
8	091-682-560	331	Barbara Lane	Daly City	Aleksandr I. & Elta N. V.	Eydeberg
9	091-682-600	332	Barbara Lane	Daly City	Janet L	Holland
10	091-682-490	334	Barbara Lane	Daly City	Margaret C	Bhugue
11	091-682-580	337	Barbara Lane	Daly City	Vincent & Pamela	Gin
12	091-682-440	348	Barbara Lane	Daly City	Delfin & Mary	Hernandez
13	091-672-610	361	Barbara Lane	Daly City	Noralza	Salazar
14	091-672-550	364	Barbara Lane	Daly City	Andy	Loong
15	091-672-450	364	Barbara Lane	Daly City	Susana Vizconde & Reuben S	Bartolome
16	091-672-440	366	Barbara Lane	Daly City	Hermia & Krzysztof	Wazner
17	091-672-780	391	Barbara Lane	Daly City	Jairo	Medeiros
18	091-691-120	506	Michelle Lane	Daly City	Celda Almeida	Defaria
19	091-691-160	309	Michelle Lane	Daly City	Fuad	Makhmudov
20	091-691-100	310	Michelle Lane	Daly City	Myra	Lang
21	091-691-080	314	Michelle Lane	Daly City	Benjamin Moon Bing & Alice Mi Po	Wong
22	091-691-040	322	Michelle Lane	Daly City	Frank	Mizuo
23	091-691-230	323	Michelle Lane	Daly City	James	Calacal
24	091-682-210	334	Michelle Lane	Daly City	Danny	Joe
25	091-682-320	341	Michelle Lane	Daly City	Victor & Beta P	Santiago
26	091-682-160	346	Michelle Lane	Daly City	Daniel & Rose	Chiu
27	091-682-360	349	Michelle Lane	Daly City	Hedy	Mul
28	091-682-130	350	Michelle Lane	Daly City	Alice Y	Ma
29	091-682-570	351	Michelle Lane	Daly City	Ronald	Kunzaid
30	091-682-120	352	Michelle Lane	Daly City	Lucy	Chua
31	091-682-360	353	Michelle Lane	Daly City	Sai Min	Wong
32	091-682-110	354	Michelle Lane	Daly City	Hwa Seung	Lee
33	091-682-100	356	Michelle Lane	Daly City	Hallen L.	Kelly
34	091-672-210	359	Michelle Lane	Daly City	Roy & Amy	Low
35	091-682-070	362	Michelle Lane	Daly City	Zachary & Dagniya	Feygin
36	091-672-250	367	Michelle Lane	Daly City	Michael & Diana	Tom
37	091-672-270	371	Michelle Lane	Daly City	Diana E	Oquendo
38	091-672-300	377	Michelle Lane	Daly City	Jeffrey H & Heather H	Wong
39	091-672-170	380	Michelle Lane	Daly City	Jimmy C	Yee
40	091-672-160	382	Michelle Lane	Daly City	June	Dayao
41	091-672-360	389	Michelle Lane	Daly City	Dorothy Wal-Kuen	Tom
42	091-672-370	391	Michelle Lane	Daly City	Proctor & Jennie J	Yuen

AIRPORT COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 13 0186

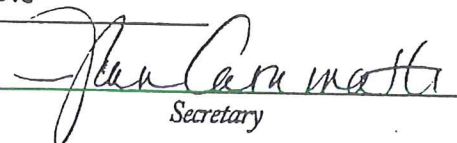
APPROVAL OF ACQUISITION OF ADDITIONAL PERPETUAL AVIGATION EASEMENTS TO REPLACE EXPIRING EASEMENTS, AND AUTHORIZATION TO REQUEST BOARD OF SUPERVISORS' APPROVAL TO ACCEPT AND RECORD THE EASEMENTS

- WHEREAS, as part of the Airport's Noise Insulation Program (NIP), between the 1980s and 2000s the Airport insulated approximately 15,200 structures and acquired approximately 12,600 grants of avigation easements, and/or made genuine efforts toward insulation or acquisition of easements, and through this work the Airport eliminated all incompatible land uses, thereby meeting the State of California Noise Standards for Airports (Title 21 of the California Code of Regulations, hereafter "State Regulations"); and
- WHEREAS, in order to eliminate incompatible land uses for residential uses constructed on or after January 1, 1989, the State Regulations require the Airport to obtain avigation easements from the property owners; and
- WHEREAS, in some cases, the Airport's form of avigation easements contained a term of 20 years and 184 of these easements were for residences located inside the current Noise Impact Boundary (the contour of the area around the Airport affected by aircraft noise) and constructed on or after January 1, 1989, with easement expiration dates starting in 2014; and
- WHEREAS, the Airport can continue meeting the State Regulations if the expiring easements are replaced with perpetual easements before the expiration date or if the Airport makes a genuine effort to acquire the replacement easements; and
- WHEREAS, in 2012 Airport staff undertook an extensive outreach program to ask the owners of the 184 properties for assistance to replace the expiring easements with perpetual ones; and
- WHEREAS, the Airport proposed a payment of \$100 per property to the owners who agree to grant the perpetual easements in order to compensate them for their time and effort, and also agreed to pay for all costs related to the execution, notarization and recordation of the new easements, using funds budgeted in the Airport's Capital Plan for these payments; and
- WHEREAS, as a result of these outreach efforts, the owners of 42 residences agreed to grant perpetual easements at that time and the Commission approved acquisition of these easements on October 30, 2012, through Resolution No. 12-0243; and
- WHEREAS, as a result of additional outreach efforts undertaken in the first half of 2013, the owners of two additional properties have agreed to grant replacement easements (these properties are listed in the attached Exhibit A); and
- WHEREAS, acceptance and recordation of the easements can be processed by the Real Estate Division following a General Plan conformity determination by the Department of City Planning and approval by the Board of Supervisors; now, therefore, be it
- RESOLVED, that the Airport Commission hereby approves the acquisition of the additional perpetual Avigation Easements to replace expiring easements for the properties with addresses listed in Exhibit A to this Resolution; and be it further
- RESOLVED, that the Airport Commission hereby authorizes the Director to request the City's Real Estate Division to process and to seek approval from the Board of Supervisors to accept and record said easements.

*I hereby certify that the foregoing resolution was adopted by the Airport Commission*

*at its meeting of*

**AUG 12 2013**

  
Secretary

**EXHIBIT A**

**SAN FRANCISCO INTERNATIONAL AIRPORT - NOISE INSULATION PROGRAM  
 INITIATIVE TO REPLACE NON-PERPETUAL AVIGATION EASEMENTS IN NOISE IMPACT BOUNDARY  
 WITH PERPETUAL EASEMENTS**

**RESULTS OF 2013 OUTREACH EFFORT - ADDITIONAL PROPERTIES WITH NON-PERPETUAL EASEMENTS FOR  
 WHICH OWNERS HAVE AGREED TO GRANT REPLACEMENT EASEMENTS**

	APN Number	Site Number	Site Street	City	Owner's Name	Owner's Name
1	091-682-280	333	Michelle Lane	Daly City	Adolfo Alano Jr.	Elizabeth Alano
2	091-672-310	379	Michelle Lane	Daly City	Edwin C. Balingit	Victoria Mortero