

1 [Annual Reports - Castro/Upper Market Community Benefit District]

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3 **Resolution regarding Castro/Upper Market Community Benefit District annual reports**
4 **to the City: receiving and approving the District's Annual Reports for Fiscal Years**
5 **2006-2007, 2007-2008, and 2008-2009, as submitted pursuant to Section 36650 of the**
6 **Business Property and Community Benefit Act of 1994 (California Streets and**
7 **Highways Code §§36600 *et seq.*) and Section 3.4 of the District's management contract**
8 **with the City.**
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10 WHEREAS, On June 7, 2005, pursuant to the Property and Community Benefit Law of
11 1994, California Streets and Highways Code Sections 36600 *et seq.* (the "Act"), as
12 augmented by Article 15 of the San Francisco Business and Tax Regulations Code ("Article
13 15"), the Board of Supervisors adopted Resolution No. 421-05 "Resolution of Intention to form
14 the Castro/Upper Market Community Benefit District (CBD)" ("Resolution of Intention," BOS
15 File No. 050924); and,

16 WHEREAS, On August 2, 2005 the Board of Supervisors adopted Resolution
17 No. 582-05 "Resolution to Establish the Castro/Upper Market Community Benefit District"
18 (Resolution to Establish) for a period of 15 years commencing with fiscal year 2005-2006,
19 (BOS File No. 051187); and,

20 WHEREAS, On January 10, 2006 the Board of Supervisors adopted Resolution
21 No. 14-06" Contract with Owners' Association for Administration of Castro/Upper Market
22 Community Benefit District" (BOS File No. 051968); and,

23 WHEREAS, On June 19, 2007 the Castro/Upper Market Community Benefit District
24 Annual Report for 2005-2006 was approved by the Board of Supervisors in Resolution No. 344-
25 07 (BOS File No. 070733); now be it,

1 RESOLVED, that the Board of Supervisors declares as follows:

2 **Section 1. RECEIPT AND APPROVAL OF THE CASTRO/UPPER MARKET**
3 **COMMUNITY BENEFIT DISTRICT'S ANNUAL REPORTS TO THE CITY.**

4 The Board hereby receives and approves the Castro/Upper Market Community Benefit
5 District's Annual Reports for Fiscal Years 2006-2007, 2007-2008, and 2008-2009.

6 Supporting documents for these annual reports are on file with the Clerk of the Board
7 of Supervisors in File No. 101482, and include a transmittal letter and memorandum
8 report from the City's Office of Economic and Workforce Development dated November 22,
9 2010, and documentation from the owners' nonprofit corporation that is also named
10 "Castro/Upper Market Community Benefit District."

11 These annual reports are submitted pursuant to Section 36650 of the Business
12 Property and Community Benefit Act of 1994 (California Streets and Highways Code §§36600
13 *et seq.*), and pursuant to Section 3.4 of the District's Management Contract with the City (*i.e.*,
14 Section 3.4 of the City's management agreement/contract with the nonprofit property owners'
15 association which uses the name "Castro/Upper Market District Community Benefit District,"
16 for management and administration of the Castro/Upper Market Community Benefit District),
17 which is on file with the Clerk of the Board of Supervisors in File No. 051968 (re Resolution
18 No. 14-06).