

BOARD of SUPERVISORS



City Hall
Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

MEMORANDUM

LAND USE AND ECONOMIC DEVELOPMENT COMMITTEE SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor Scott Wiener, Chair
Land Use and Economic Development Committee

FROM: Andrea Ausberry, Assistant Clerk

DATE: December 15, 2014

SUBJECT: **COMMITTEE REPORT, BOARD MEETING**
Tuesday, December 16, 2014

The following file should be presented as a **COMMITTEE REPORT** at the Board meeting, Tuesday, December 16, 2014. This item was acted upon at the Committee Meeting on December 15, 2014, at 1:30 p.m., by the votes indicated.

Item No. 49 **File No. 141273**

Resolution granting revocable permission to Illuminate The Arts to occupy a portion of the public right-of-way to install and maintain a public art project comprised of a subway-responsive light sculpture (LightRail) along Market Street between Van Ness Avenue and The Embarcadero, affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Vote: Supervisor Scott Wiener - Aye
Supervisor Jane Kim - Aye
Supervisor Malia Cohen - Aye

RECOMMENDED AS AMENDED AS A COMMITTEE REPORT

Vote: Supervisor Scott Wiener - Aye
Supervisor Jane Kim - Aye
Supervisor Malia Cohen - Aye

c: Board of Supervisors
Angela Calvillo, Clerk of the Board
Rick Caldeira, Deputy Legislative Clerk
Jon Givner, Deputy City Attorney

File No. 141273

Committee Item No. 1
Board Item No. 49

COMMITTEE/BOARD OF SUPERVISORS AGENDA PACKET CONTENTS LIST

Committee: Land Use & Development
Board of Supervisors Meeting

Date Dec. 15, 2014
Date Dec. 16, 2014

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Introduction Form |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

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Completed by: Andrea Ausberry Date Dec. 10, 2014
Completed by: AA Date Dec. 15, 2015

1 [Street Encroachment along Market Street from Van Ness Avenue to The Embarcadero]

2
3 **Resolution granting revocable permission to Illuminate The Arts to occupy a portion of**
4 **the public right-of-way to install and maintain a public art project comprised of a**
5 **subway-responsive light sculpture (LightRail) along Market Street between Van Ness**
6 **Avenue and The Embarcadero, affirming the Planning Department’s determination**
7 **under the California Environmental Quality Act; and making findings of consistency**
8 **with the General Plan, and the eight priority policies of Planning Code, Section 101.**
9

10 WHEREAS, Pursuant to Public Works Code Section 786, permission was requested by
11 Illuminate The Arts requested permission, to occupy a portion of the public right-of-way with
12 *LightRail*, a public art project comprised of a subway-responsive light sculpture, that
13 illuminatinges two (2) miles of Market Street from Van Ness Avenue to The Embarcadero.
14 The *LightRail* shall identify and project real-time movement of underground trains, to
15 transform San Francisco’s preeminent thoroughfare into a scene of wonder and awe for
16 millions of people. The *LightRail* will visually connect Market Street along the fragmented
17 communities and further fuel efforts that aiming to revitalize Market Street while reinforcing the
18 corridor’s historic creative essence. The public art project shall be a temporary installation, for
19 a duration of approximately four (4) years. ,The project as is shown on the plans, a copy
20 copies of which is are on file in the office of the Clerk of the Board of Supervisors in File
21 No.141273; and,

22 WHEREAS, The Transportation Advisory Staff Committee (TASC), at its meeting of
23 September 25, 2014, considered the proposed encroachments and recommended them for
24 approval; and,
25

1 WHEREAS, The Planning Department/Historic Preservation Committee, by letter dated
2 October 22, 2014, found the proposed project, on balance, to be in conformity with the
3 General Plan and consistent with the eight priority policies of Planning Code Section 101.1. A
4 copy of said letter is on file with the Clerk of the Board of Supervisors in File No. 141273, and
5 is incorporated herein by reference; and,

6 WHEREAS, On June 18, 2014, the Historic Preservation Commission issued a
7 certificate of appropriateness for the LightRail light sculpture pursuant to Article 10 of the
8 Planning Code. Prior to that approval, the Planning Department determined that the
9 encroachment was categorically exempt under the California Environmental Quality Act
10 (“CEQA”, the California Public Resources Code sections 21000 et seq.). These actions are
11 described in the abovementioned Planning Department letter; and,

12 WHEREAS, The Arts Commission, at its meeting of October 6, 2014, recommended
13 approval of the proposed encroachments by a Resolution No. 1006-14-254. A copy of said
14 Resolution is on file with the Clerk of the Board of Supervisors in File No. 141273; and,

15 WHEREAS, The San Francisco Municipal Transportation Agency (SFMTA) Overhead
16 Lines Division, per an email dated November 6 September 4, 2014, confirmed approval of the
17 design and maintenance plan for the proposed encroachments; and,

18 WHEREAS, The San Francisco Public Utilities Commission (SFPUC) Power
19 Enterprise, in an email dated November 18, 2014, recommended the proposed public art
20 encroachments for approval; and,

21 WHEREAS, The San Francisco Fire Department (SFFD), in an email dated December
22 1, 2014, confirmed that SFFD does not object to the proposed *LightRail* Art Project provided
23 that when the minimum dimension from the curb to light rail support and light tubes is
24 determined to be less than (12) feet, the SFFD shall be consulted and the aerial access
25 condition addressed to the satisfaction of the SFFD during installation.; and,

1 WHEREAS, The permit and associated encroachment agreement, which are
2 incorporated herein by reference and attached hereto as identified as Exhibit A, shall not
3 become effective until:

4 (a) The Permittee executes and acknowledges the permit and delivers said permit to
5 the City's Controller, and;

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

11 (c) The City Controller records the permit and associated agreement in the office of the
12 County Recorder; and,

13 WHEREAS, Said permit is on file with the Clerk of the Board in File No. 141273 and is
14 incorporated herein by reference; and,

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

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

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

23 WHEREAS, The Permittee shall procure the necessary permits from the Central Permit
24 Bureau, Department of Building Inspection and/or Bureau of Street-Use and Mapping,
25

1 Department of Public Works, and pay the necessary permit fees and inspection fees before
2 starting work; and,

3 WHEREAS, The public right-of-way occupancy assessment fee shall be waived based
4 on the subject encroachments being a public amenity, and shall because it will provide a
5 visual benefit to the residents and visitors of the City, and that the subject improvements
6 satisfy and are in compliance with the Better Streets Plan, per Section 786 and Section
7 786.7(f) subsection (b) respectively, of the Public Works Code; and,

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

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

13 RESOLVED, That pursuant to Public Works Code Section 786, the Board of
14 Supervisors hereby grants permission, revocable at the will of the Director of the Department
15 of Public Works, to Illuminate The Arts to install and maintain a public art subway-responsive
16 light sculpture within Market Street from Van Ness Avenue Street to The Embarcadero.; and,
17 be it

18 FURTHER RESOLVED, That this Board adopts as its own the findings of the Planning
19 Department's which determined findings that said permit is consistent with the General Plan
20 and eight priority policies of Planning Code Section 101.1 and affirms the CEQA
21 determination contained in the Planning Department letter.

22 n:\and\as2014\9690063\00977606.doc

December 8, 2014

The Honorable Scott Wiener
Board of Supervisors
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Re: Proposed Resolution to grant Street Encroachment to Illuminate The Arts

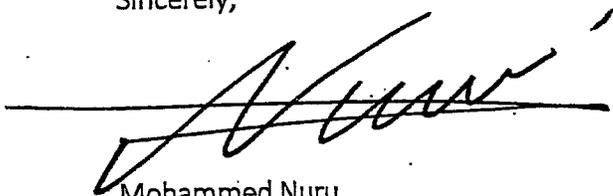
Dear Supervisor Wiener:

Thank you for sponsoring the proposed resolution. Attached are an original signed copy of the proposed resolution and three copies of the following:

- Proposed Resolution
- Letter from Illuminate the Arts, dated June 24, 2014
- Planning Department General Plan Referral, dated October 22, 2014
- Arts Commission Resolution No. 1006-14-254, dated October 6, 2014
- Transportation Advisory Staff Committee (TASC) memo, dated September 30, 2014
- DPW Order No. 183,175, dated December 8, 2014
- Signed and notarized Street Encroachment Agreement, dated December 5, 2014
- Proposed Site and Electrical Plans for LightRail/Street Encroachment Permit

If you have any questions regarding this proposed resolution, LightRail, or the Street Encroachment, please contact Mr. Berhane Gaime of the Bureau of Street-Use and Mapping (BSM) at (415) 554-4185 or at Berhane.Gaime@sfdpw.org.

Sincerely,



Mohammed Nuru
Director of Public Works

Attachments: As Noted



Edwin M. Lee
Mayor

Mohammed Nuru
Director

San Francisco Public Works
Dr. Carlton B. Goodlett PL
Room 348
San Francisco, CA 94102
Tel 415-554-6920

sfpublishworks.org
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twitter.com/sfpublishworks
twitter.com/mrcleansf

June 24, 2014



Mr. Mohammed Nuru
Department of Public Works
1 Dr. Carlton B. Goodlett Place
City Hall, Room 348
San Francisco, CA 94102

Dear Mr. Nuru,

I am writing this letter to seek a major encroachment permit for a public art installation called LightRail. It is the world's first subway-responsive light sculpture, illuminating two miles along San Francisco's Market Street, from Van Ness Avenue to The Embarcadero. It is being presented by Illuminate the Arts, the organization that produced THE BAY LIGHTS.

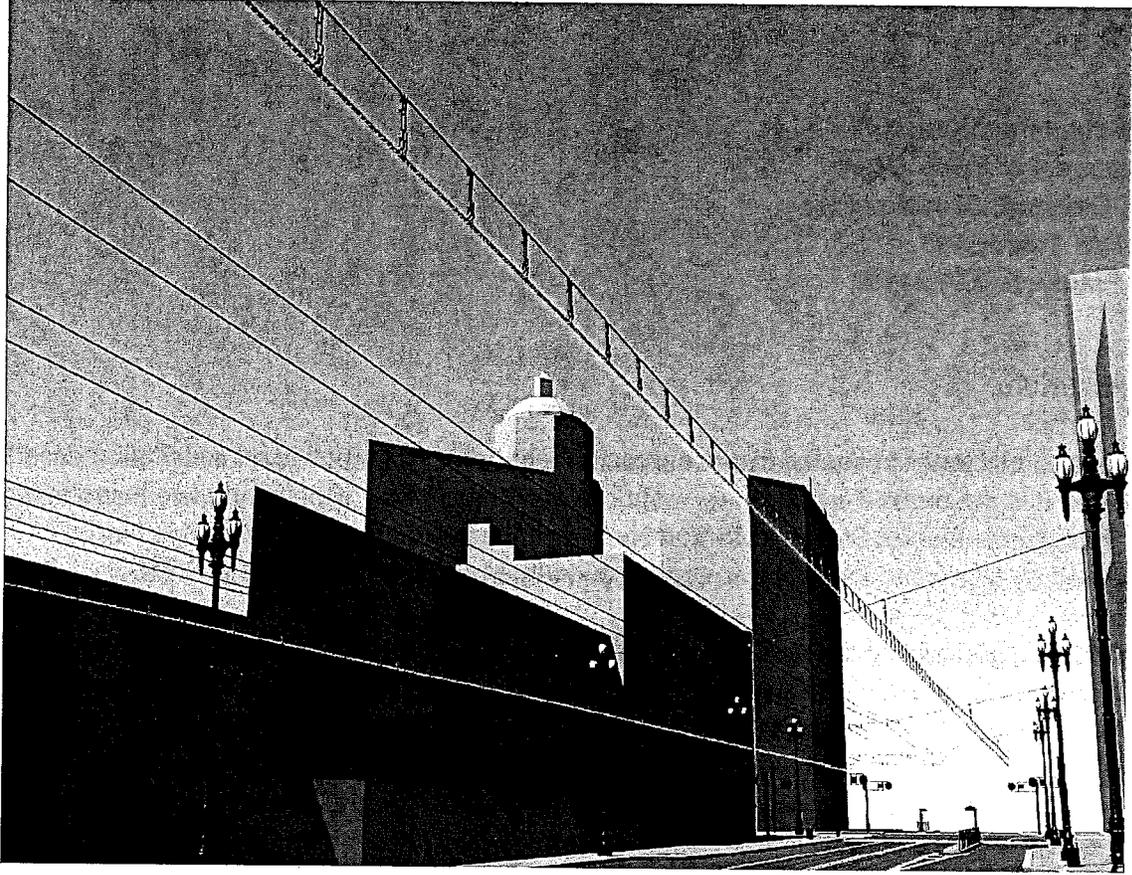
By beautifully visualizing the real-time movement of underground trains, LightRail will transform San Francisco's preeminent thoroughfare into a scene of wonder and awe for millions of people. It will visually connect Market Street's long-fragmented communities and further fuel efforts aiming to revitalize Market Street--while reinforcing the corridor's historic creative essence. The artwork will be temporary, lasting four years--being installed in late 2014 and lasting through 2018, the year Market Street is slated to be reconfigured to better serve and inspire our city's residents and visitors for generations to come.

Parsons Brinckerhoff, one the world's leading engineering firms, and the designers of THE BAY LIGHTS, have created the project's technical design. Public safety has been the design's main priority. The installation consists of LED light tubes suspended from the MUNI overhead catenary system (OCS). This rail of energy-efficient LED lights sips power from components contained in boxes mounted onto the exterior of the 23 cabinets on Market St that power the Path of Gold lights. All electrical wiring is run through the interior of the poles. LightRail is temporary and reversible. The entire installation, maintenance, and de-installation will be privately funded and managed by Illuminate The Arts.

We are very eager to work with the various city departments as necessary to move forward with permitting. Thank you for your time and consideration.

Sincerely,

Ben Davis



Project Drawing - LightRail



SAN FRANCISCO PLANNING DEPARTMENT

General Plan Referral

1650 Mission St.
Suite 400
San Francisco,
CA 94103-2479

Reception:
415.558.6378

Fax:
415.558.6409

Planning
Information:
415.558.6377

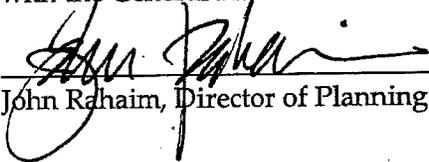
Date: October 22, 2014
Case No.: Case No. 2014.1072R
DPW LightRail Light Sculpture

Block/Lot No.: 1-1496 Market Street, from Embarcadero to Van Ness Ave
Project Sponsor: Berhane Gaime
San Francisco Department of Public Works
875 Stevenson, Room 460
San Francisco, CA 94103

Applicant: Ben Davis
80 East Sir Francis Drake Blvd, Suite 1B
Larkspur, CA 94939

Staff Contact: Jeremy Shaw – (415) 575-9135
jeremy.shaw@sfgov.org

Recommendation: Finding the project, on balance, is **in conformity**
with the General Plan

Recommended
By: 
John Rahaim, Director of Planning

PROJECT DESCRIPTION

The Project involves an installation of LED lights suspended from light rail crosswires and between Path of Gold (POG) Light Standards between 1 and 1496 Market Street from the Embarcadero to Van Ness Avenue. Two rows of LED light tubes will visually represent the movement of underground trains along Market Street. The artwork would be temporary. All power equipment will be installed underground in existing electrical manholes.

The project sponsor, the Department of Public Works, is coordinating several initiatives along Market Street. This is one such project, designed to improve public space and transform the corridor. The project is temporary and privately funded.

SITE DESCRIPTION AND PRESENT USE

Market Street is currently a four-lane street with 20-foot sidewalks on either side. It is the primary employment center of San Francisco. Above ground, the streets are heavily used by buses, historic street car transit, local delivery trucks, taxis and private automobile. All downtown-serving BART and Muni light rail lines travel underneath Market Street. The Path of Gold historic light standards line Market Street and date from the early 20th Century City Beautiful movement. They provide Market Street one of the most distinctive street features in San Francisco. The site of the installation would be along the 2.1 miles of Market Street between the Embarcadero and Van Ness Avenue.

ENVIRONMENTAL REVIEW

On June 18th, the Historic Preservation Commission issued a Certificate of Appropriateness for the LightRail light sculpture, pursuant to Article 10 of the Planning Code. The project was determined to be Class I categorically exempt from environmental review. The conditions of approval are attached.

GENERAL PLAN COMPLIANCE AND BASIS FOR RECOMMENDATION

As described below, the Project is consistent with the Eight Priority Policies of Planning Code Section 101.1 and is, on balance, **in-conformity** with the following Objectives and Policies of the General Plan:

Eight Priority Policies Findings

The subject project is found to be consistent with the Eight Priority Policies of Planning Code Section 101.1 in that:

1. That existing neighborhood-serving retail uses be preserved and enhanced and future opportunities for resident employment in and ownership of such businesses enhanced.

The proposed project will not affect existing neighborhood-serving retail uses or opportunities for employment in or ownership of such businesses.

2. That existing housing and neighborhood character be conserved and protected in order to preserve the cultural and economic diversity of our neighborhood.

The proposed project will not affect housing. It will protect neighborhood character by maintaining the path of gold during the duration of the light art installation and in that the installation is temporary and reversible. It may enhance neighborhood character.

3. That the City's supply of affordable housing be preserved and enhanced.

The proposed project would have no adverse effect on the City's supply of affordable housing.

4. That commuter traffic not impede MUNI transit service or overburden our streets or neighborhood parking.

The proposed project will not result in commuter traffic impeding MUNI transit service or overburdening the streets or neighborhood parking.

5. That a diverse economic base be maintained by protecting our industrial and service sectors from displacement due to commercial office development, and that future opportunities for residential employment and ownership in these sectors be enhanced.

The proposed project would not affect the existing economic base in this area.

6. That the City achieve the greatest possible preparedness to protect against injury and loss of life in an earthquake.

Preparedness against injury and loss of life in an earthquake is unaffected by the proposed alterations. Any construction or alteration associated would be executed in compliance with all applicable construction and safety measures.

7. That landmarks and historic buildings be preserved.

The proposed temporary and fully reversible minimal alteration to the Landmark is in conformance with Article 10 of the Planning Code and the Secretary of the Interior's Standards.

8. That our parks and open space and their access to sunlight and vistas be protected from development.

The proposed project will not impact the access to sunlight or vistas for parks and open space.

General Plan Findings

THE URBAN DESIGN ELEMENT

OBJECTIVE 1 - EMPHASIS OF THE CHARACTERISTIC PATTERN WHICH GIVES TO THE CITY AND ITS NEIGHBORHOODS AN IMAGE, A SENSE OF PURPOSE, AND A MEANS OF ORIENTATION.

POLICY 1.5 Emphasize the special nature of each district through distinctive landscaping and other features.

Discussion: The project capitalizes on a unique opportunity to emphasize the distinctive nature of Market Street in San Francisco by using art to draw attention to the Street, to transit underground, and to the Path of Gold.

POLICY 1.6 Make centers of activity more prominent through design of street features and by other means.

Discussion: The project uses lighting design and art to make Market Street more prominent relative to its surroundings in an attractive and appropriately scaled manner.

OBJECTIVE 2 - CONSERVATION OF RESOURCES WHICH PROVIDE A SENSE OF NATURE, CONTINUITY WITH THE PAST, AND FREEDOM FROM OVERCROWDING.

POLICY 2.4 Preserve notable landmarks and areas of historic, architectural or aesthetic value, and promote the preservation of other buildings and features that provide continuity with past development.

Discussion: The project preserves the landmark Path of Gold along Market Street, draws attention to it, and ensures the return to existing conditions after the project's timeline.

POLICY 2.7 Recognize and protect outstanding and unique areas that contribute in an extraordinary degree to San Francisco's visual form and character.

Discussion: Market Street contributes an extraordinary degree to San Francisco's visual form and character. The project recognizes this, enhances this contribution, and emphasizes Market Street as the City's principle commercial district, entertainment destination and transit corridor.

RECOMMENDATION:	Finding the Project, on balance, in-conformity with the General Plan
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I:\Citywide\General Plan\General Plan Referrals\2014\2014.1072R DPW LightRail Light Sculpture.doc
Attachment: Certificate of Appropriateness Conditions of Approval

cc: Simon Bertrang, Department of Public Works

Path of Gold Maintenance Plan

Proposed Scope of Work for the conditions assessment.

Each affected pole will be visually inspected ahead of installation. The conditions of the poles will be documented in a memo with written descriptions of each poles conditions supported by photo back-up. This memo will establish the base condition of each pole before installation.

Methods/Materials to ensure that the metal clamps and the box will not cause damage or corrosion to the poles.

As mentioned in writetup, small rubber barriers will be placed in between the metal clamps and poles to prevent any corrosion.

Plan and schedule for periodic assessments.

The poles will be visually inspected on a quarterly basis along with the inspection of the LightRail piece. The inspection will include looking for discoloration of the light pole (signs of rust, chipping of paint, etc.), the inspection will include comparing the condition of the pole to the documented baseline condition described in the memo. If any unplanned maintenance is required for the LightRail, the contractor performing the maintenance will also include in their activities an assessment of the poles.

Plan for repairing and addressing regular maintenance, vandalism, damage and/or corrosion.

Illuminate the Arts (ITA) and their contractor will repair any damage from corrosion or vandalism discovered during the quarterly assessment at their cost. Maintenance costs will be included in the capital plan for the project.

Staffing responsibilities and contact information for those responsible for the maintenance plan.

ITA and their contractor will be responsible for all maintenance costs of the POG poles as a result of the installation of the LightRail project. ITA will have staff available through their contractor who will have the responsibility for repairs. Their names and contact numbers will be made available to all necessary City officials ahead of the start of project construction.

Removal plan including who is responsible for the removal and who will ensure that the Path of Gold poles are properly restored.

ITA and their contractor will be responsible for removal costs of the LightRail from the POG poles. As part of the installation removal, the poles' condition will be assessed as compared to the baseline condition. Bases on the assessment, the ITA contractor will developed a comprehensive POG pole restoration plan that returns the poles to their original condition before the installation of the LightRail. The restoration plan will then be circulated amongst the appropriate City officials, including the HPC, for their review and approval. Once approved, ITA contractor will commence on the repairs including plugging up the hole. Once the repairs are finished, the ITA contractor will be available to make changes and perform additional work on the restoration until City inspectors have signed off on the project. Finally, the ITA contractor will document the final condition of the poles in a memo for City records.

(E) CITY OF SAN FRANCISCO
 PATH-OF-GOLD HISTORIC LIGHT
 POLE. APPROXIMATE HEIGHT OF
 E OF RING IS 24'-0" ABOVE
 FINISHED SIDEWALK SURFACE

(E) CABLE ATTACHMENT POINT FOR (E) MUNI SUPPORT
 CABLE TO PATH-OF-GOLD POLE. EXACT POINT OF
 ATTACHMENT VARIES. (N) LIGHTRAIL CABLES EXITING
 PATH-OF-GOLD POLE SHALL NOT BE GREATER
 THAN 6" BELOW POINT OF ATTACHMENT TO PATH-OF-GOLD
 POLE OF (E) MUNI CROSS-SUPPORT CABLE

(EXISTING) MUNI CROSS-SUPPORT CABLE

DIST. TO CABLE EXIT TO BE
 NOT GREATER THAN 6" FROM
 (E) POINT OF ATTACHMENT OF
 MUNI CROSS-SUPPORT CABLE

3" - 5"
 [VARIES]

DRILL AND TAP TO
 1/2-1/4" NPT. NEW
 CABLE SEALING
 NIPPLE FOR LIGHT
 RAIL CABLES

(N) LIGHTRAIL CABLE, 2 ARE SHOWN.
 MAXIMUM OF FOUR CABLES. MAXIMUM CABLE
 DIA. = .250". ONE CABLE FOR 36VDC LED
 POWER, SECOND CABLE FOR LED CONTROL
 DATA CABLE TO MOST NEARLY MATCH COLOR
 OF POB POLE.

(N) INSULATED SUPPORT
 LINK FOR (N) LIGHTRAIL
 CABLES TO BE INSTALLED AS
 REQUIRED FOR SUPPORT OF
 CABLE RUN TO (N) LIGHTRAIL
 CATERNARY

LIGHTRAIL
 CABLE DRIP
 LOOP
 (MANDATORY)

DIST. TO SW=4' - 23'-6"

THIS PLAN ACCURATE FOR ELECTRICAL WORK ONLY

SHEET NO. 050 OF 050

Path-Of-Gold-PL1010105

Path-Of-Gold-PE1010105

NO.	REV.	DATE	BY	CHKD.	DESCRIPTION

DESIGNED BY
 L. HENNINGSON
 CHECKED BY
 D. O'D
 IN CHARGE
 J. ANGELL
 DATE
 05/10/10

lightrail

BLEYCO **PARSONS BRINCKERHOFF** **kapsch**

ZOON (requesting)

**LIGHTRAIL PROJECT
 ELECTRICAL PLAN**

PATH-OF-GOLD POLE - LIGHTRAIL CABLE EXIT POINT

CONTRACT #	
DRAWING NO.	DRAWING 050
SCALE	No Scale
DATE	E-050

From: Lipps, Tim
To: Vanderslice, Allison (CPC)
Cc: George Zisiadis (george.zisiadis@gmail.com); Fahey, Terrance (MTA)
Subject: Lightrail Project
Date: Thursday, September 04, 2014 9:54:01 AM

Allison

Terry Fahey and myself have reviewed the maintenance plan for the LightRail project on Market St and approve it.

Tim Lipps
Superintendent
Overhead Lines

Allison-

The Department of Public Works has reviewed the attached LightRail and Path of Gold Maintenance Plans as well as the proposal to plug and repair the hole in the pole.

We do not have any additional comments at this time.

We look forward to working with the LightRail team during design and installation to refine the maintenance and repair plans further.

Please let me know if you need any additional information.

Thanks,
Simon

Simon Bertrang
Project Manager
Department of Public Works
City and County of San Francisco
Office (415) 558-4045
Mobile (917) 548-3682
Email Simon.Bertrang@sfdpw.org



Full Commission - October 6, 2014 Meeting Minutes

MEETING OF THE FULL ARTS COMMISSION

Monday, October 6, 2014

3:00 p.m.

City Hall Room 416

1 Dr. Carlton B. Goodlett Place

Draft Minutes

Commission President JD Beltran called the meeting to order at 3:06 p.m.

1. **Roll Call**

Commissioners Present

JD Beltran, President

Abby Sadin Schnair, Vice President

Gregory Chew

Charles Collins

Simon Frankel

Dorka Keehn

Sherene Melania

Roberto Ordeñana

Marcus Shelby

Janine Shiota

Barbara Sklar

Kimberlee Stryker

Commissioners Absent

Jessica Silverman

Cass Calder Smith

Kathrin Moore, ex officio

2. **Public Comment**

There was no public comment.

3. **Approval of Minutes**

There was no public comment, and the minutes were unanimously approved as follows.

RESOLUTION NO. 1006-14-228: Motion to approve September 8, 2014 Minutes.

4. **President's Report**

President Beltran reported that Leo Chow has had to resign from the Commission because of his

promotion to partner at Skidmore, Owings and Merrill. Because the firm has major contracts with the City, this constitutes a conflict of interest, according to the Ethics Commission.

President Beltran named Commissioners Ordeñana (Chair), Frankel and Shiota to the Nominating Committee, which will meet in late October; the agenda will be posted once the date is confirmed. She added that elections will be held at the November meeting of the full Commission, in accordance with the bylaws.

Finally, she reported that the Mayor has requested annual performance evaluations for department heads, and the Executive Committee will conduct its review of the Director of Cultural Affairs at its October meeting. Because this is a personnel matter, the review will be held in closed session. The Committee will seek input from staff and the public as well as Commissioners before submitting its review to the Mayor at the end of October.

5. **Director's Report**

Mr. DeCaigny reported on the Veterans Memorial, which will be dedicated on Friday, October 10, at the War Memorial Veterans Building. He announced the Galleries' annual event, Passport, to be held on October 26 along the 24th Street corridor in the Mission, or Calle 24, with the cooperation of the Mayor's Office of Economic and Workforce Development and several local merchants. He explained that passport books are available on the Arts Commission's website or at the Arts Commission's offices for \$25, and that participants can collect artist-designed stamps on October 26, with an after-party at Galería de la Raza.

Mr. DeCaigny reported that he has been invited by the California Arts Council to represent San Francisco in a California cultural delegation to China later this month.

He reported that Americans for the Arts has confirmed the Hilton Union Square for its 2017 national convention in San Francisco, and that he is working on developing a memorandum of understanding with Americans for the Arts to confirm the City's obligations as host.

On the question of nonprofit displacement, Mr. DeCaigny reported that the Northern California Community Loan Fund, which was selected to administer the funds authorized by the Board of Supervisors to address displacement of nonprofit organizations, has begun developing guidelines for a Request for Proposals to be released in the next two weeks.

There was no public comment.

6. **Consent Calendar**

President Beltran severed agenda item 6 (regarding the African American Art and Culture Complex, "AAACC" and the Queer Cultural Center, "QCC") and agenda item 26 (regarding the Moscone Expansion Exterior Artworks plan) for separate consideration. Commissioner Ordeñana recused himself from discussion on the AAACC item because his employer, the San Francisco Lesbian Gay Bisexual Transgender Center ("SFLGBT Center"), rents space to QCC. President Beltran recused herself from discussion on the Moscone Expansion item because she was commissioned by the Yerba Buena Community Benefit District to create the public art plan.

Commissioner Ordeñana left the room, and President Beltran called for consideration of the following item. There was no public comment, and the motion was unanimously approved as follows, with the recusal of Commissioner Ordeñana.

RESOLUTION NO. 1006-14-235: Motion to approve the proposed FY2014-2015 Management and Programming Plan and Budget for African American Art and Culture Complex ("AAACC") for an amount not to exceed \$623,165: \$521,477 to AAACC, and \$101,688 to sub-grantee Queer Cultural Center ("QCC") pending budget revisions from QCC.

Commissioner Ordeñana returned to the meeting room following the vote. President Beltran left

the room, and Vice President Schnair called for consideration of the following item. There was no public comment, and the motion was unanimously approved as follows, with the recusal of President Beltran.

RESOLUTION NO. 1006-14-255: Motion to approve the Moscone Expansion: Exterior Artworks Project Outline.

President Beltran returned to the meeting room following the vote.

There was no public comment on the remainder of the Consent Calendar, and it was unanimously approved as follows.

RESOLUTION NO. 1006-14-229:

Approval: RESOLVED, that this Commission does hereby adopt the following items on the Consent Calendar and their related Resolutions:

Approval of Committee Minutes

1. **RESOLUTION NO. 1006-14-230:** Motion to approve the Community Arts, Education and Grants Committee Meeting Minutes of September 9, 2014.
2. **RESOLUTION NO. 1006-14-231:** Motion to approve the Street Artists Committee Meeting Minutes of September 10, 2014.
3. **RESOLUTION NO. 1006-14-232:** Motion to approve the Visual Arts Committee Meeting Minutes of September 17, 2014.
4. **RESOLUTION NO. 1006-14-233:** Motion to approve the Executive Committee Meeting Minutes of September 22, 2014.

**Community Arts, Education and Grants Committee Recommendations
(September 9, 2014)**

5. **RESOLUTION NO. 1006-14-234:** Motion to approve the following panelists to serve, as selected by staff, on SFAC review panels for the 2014-2015 and 2015-2016 Fiscal Years:
Ani Rivera, Executive Director, Galería de la Raza
Ashara Ekundayo, Chief Creative Officer & Omi Gallery Director, Impact Hub Oakland
Idris Ackamoor, Co-Founder, Cultural Odyssey
Juan G. Berumen, Adjunct Professor, University of San Francisco
Lex Leifheit, Executive Director, SOMArts Cultural Center
Miguel Salinas, Program Officer in Local Grantmaking, Packard Foundation
Tamara Alvarado, Executive Director, School of Arts & Culture at the Mexican Heritage Plaza
Vanessa Whang, Director of Programs, Cal Humanities
Wayne Hazzard, Executive Director, Dancers' Group

Visual Arts Committee Recommendations (July 16, 2014)

6. **RESOLUTION NO. 1006-14-236:** Motion to approve the proposed FY2014-2015 Management and Programming Plan and Budget for SOMArts Cultural Center for an amount not to exceed \$614,690.
7. **RESOLUTION NO. 1006-14-237:** Motion to approve the proposed FY2014-2015 Management and Programming Plan and Budget for Mission Cultural Center for Latino Arts for an amount not to exceed \$550,067.
8. **RESOLUTION NO. 1006-14-238:** Motion to approve the proposed FY2014-2015 Management and Programming Plan and Budget for Bayview Opera House, Inc. for an

amount not to exceed \$327,836.

Street Artists Committee Recommendations (September 10, 2014)

9. **RESOLUTION NO. 1006-14-239:** Motion to approve proposal of Program Director to relocate street artist selling space B-00 a distance of eleven feet eastward from B-0 on Beach Street.

Visual Arts Committee Recommendations (September 17, 2014)

10. **RESOLUTION NO. 1006-14-240:** Motion to approve the destruction of Carlos Loarca's painted mural, *Untitled*, 1979, sited at the Mission Cultural Center for Latino Arts' second floor gallery located at 2868 Mission Street in San Francisco. The mural is scheduled for demolition during the renovation of the second floor gallery, following the expiration of a 90-day notice period in which the artist or a party authorized by the artist is given opportunity to remove and relocate the artwork.
11. **RESOLUTION NO. 1006-14-241:** Motion to approve the mural design, *Shades*, by Anthony Kraus, to be painted on a mural site located at 1157 Post Street. The mural is a project of the Arts Commission's StreetSmARTS Program, funded by the Department of Public Works.
12. **RESOLUTION NO. 1006-14-242:** Motion to approve artist honoraria payments in the amount of \$2,000 each to Michael Arcega, Matthew Gottschalk, Elisabeth Higgins O'Connor and Jeremy Mende, for new commissioned installations in Fiscal Year 2014-2015 at the SFAC Galleries Window Installation Site.
13. **RESOLUTION NO. 1006-14-243:** Motion to approve an honorarium payment in the amount of \$5,500 to Kevin Chen for his curatorial work on upcoming SFAC Galleries exhibitions at City Hall and the Grove Street Window Installation Site. Exhibitions supported by this curatorial honorarium include, but are not limited to: *Pirkle Jones 1938-1993* (City Hall); Michael Arcega, *Baby (Medium for Intercultural Navigation)* (Grove Street); Roger Erickson, *Normal* (City Hall); and Matthew Gottschalk, *New Installation* (Grove Street).
14. **RESOLUTION NO. 1006-14-244:** Motion to approve the Public Utilities Commission Storm Drain Murals Pilot Program Outline.
15. **RESOLUTION NO. 1006-14-245:** Motion to approve revised conceptual proposal by Dennis Scott Oliver for the Masonic Avenue Streetscape Improvement Project.
16. **RESOLUTION NO. 1006-14-246:** Motion to approve the following artists for the Central Subway: Construction Barricade Temporary Public Art Projects, as recommended by the Artist Selection Panel: Maria Park for Chinatown Station, and Jason Jägel for Yerba Buena/Moscone Station.
17. **RESOLUTION NO. 1006-14-247:** Motion to authorize the Director of Cultural Affairs to enter into an agreement with Maria Park for an amount not to exceed \$25,000 to design artwork imagery and create production files for the Central Subway: Construction Barricade Temporary Public Art Project for Chinatown Station, which will be on display for one year from approximately early 2015 through early 2016.
18. **RESOLUTION NO. 1006-14-248:** Motion to authorize the Director of Cultural Affairs to enter into an agreement with Jason Jägel for an amount not to exceed \$25,000 to design artwork imagery and create production files for the Central Subway: Construction Barricade Temporary Public Art Project for Yerba Buena/Moscone Station, which will be on display for one year from approximately mid-2015 through mid-2016.

19. **RESOLUTION NO. 1006-14-249:** Motion to approve the mock-up showing the background elements for a mosaic artwork by Jetro Martinez for the General Hospital Acute Care Building: Emergency Department.
20. **RESOLUTION NO. 1006-14-250:** Motion to approve Nancy Blum's final design for art glass for the fifth floor of the General Hospital Acute Care Building.
21. **RESOLUTION NO. 1006-14-251:** Motion to approve the *Guidelines for Temporary Art Installations in Civic Center* dated August 8, 2014.
22. **RESOLUTION NO. 1006-14-252:** Motion to approve the final poster designs for Ranu Mukherjee's 2014-2015 Art on Market Street Kiosk Poster Series, *Wild Spicy Growing Gritty Spirited Transmission*, on view December 22, 2014–March 28, 2015, pending final editing of poster text by Arts Commission staff.
23. **RESOLUTION NO. 1006-14-253:** Motion to approve the long-term loan of Keith Haring's artwork *Untitled (Three Dancing Figures)*, 1989, a large-scale enamel on aluminum sculpture, approximately 10 feet by 12 feet by 18 feet. (San Francisco Arts Commission Accession Number 2001.1) to the Fine Arts Museums of San Francisco for display at the de Young Museum, beginning in October 2014 to coincide with their exhibition, *Keith Haring: The Political Line*, and extending to the completion of construction at Moscone Convention Center South scheduled for Spring 2018.
24. **RESOLUTION NO. 1006-14-254:** Motion to approve the design of *LightRail*, a privately funded LED light art project proposed for installation on Market Street from Van Ness Avenue to the Embarcadero for a duration of approximately four years beginning in 2015.

Executive Committee Recommendations (September 22, 2014)

25. **RESOLUTION NO. 1006-14-256:** Motion to approve the design and temporary installation of *Free Art*, a 9' x 20' freestanding mural designed by Ricardo Richey (a.k.a. APEX) on the Proxy lot located on the southeast corner of Octavia and Hayes streets, from October 17, 2014 through January 17, 2015, pending submittal and staff approval of construction drawings and insurance documents. The mural is sponsored by Young Jenkins, LLC and funded privately.

7. Committee Reports and Committee Matters

1. Executive Committee—JD Beltran, Chair

1. President Beltran reported that the Committee reviewed the agency's year-end financial report and the final budget approved for Fiscal Years 2014-2015 and 2015-2016, and approved the Moscone Expansion artwork outline approved in the Consent Calendar above. Vice President Schnair pointed out that this would ordinarily go to the Visual Arts Committee, but came to the Executive Committee because of a scheduling issue. She noted that the Committee was very impressed with the flow and increased openness of the plan.

President Beltran added that the Mayor's office was seeking an architect for the Commission seat vacated by Leo Chow. Mr. DeCaigny added that former Commissioner Chow would attend the November meeting of this Commission so that the Commission could formally thank him for his service.

There was no public comment.

2. Community Arts, Education and Grants Committee—Sherene Melania, Chair

1. Commissioner Melania reported that the Committee met new Community Investment staff, and looks forward to working together; they also met the

interim director of AAACC. She reported that panels are currently reviewing grant applications for Cultural Equity Initiative grants. She reported that WritersCorps has begun the new school year. She reported on adjustments in the schedule for review of the Management and Programming Plan and Budgets for the Cultural Centers.

Finally, she presented the following motion. There was no public comment, and the motion was approved unanimously as follows.

2. **RESOLUTION NO. 1006-14-257:** Motion to approve the following panelists to serve, as selected by staff, on San Francisco Arts Commission review panels for the 2014-2015 and 2015-2016 Fiscal Years:
Claire Schoen, filmmaker, Claire Schoen Media
D'Arcy Drollinger, multimedia artist, director, producer, performer
Ernest Jolly, artist and exhibition designer
Imin Yehmin Yeh, Artist and Lecturer, San Jose State University
Jenifer K. Wofford, artist and educator
Justin Hoover, Curator of Exhibitions, Santa Cruz Museum of Art & History
Katynka Martinez, Associate Professor, San Francisco State University
Michella Rivera-Gravage, multimedia artist
Sharon Tanenbaum, independent arts consultant
Shawna Virago, Artistic Director, San Francisco Transgender Film Festival, musician
T. Kebo Drew, Managing Director, Queer Women of Color Media Arts Project

3. **Street Artists Committee—Barbara Sklar, Chair**

1. Commissioner Sklar reported that the Advisory Committee is working hard to update the criteria for various categories of art and crafts, which have been in place since 1977. She reported that holiday selling spots have been authorized to begin on November 16, and encouraged everyone to do their holiday shopping with the street artists.

She reported that the Committee is looking into a way to reward excellence among the artists.

Public Comment:

A member of the public asked about the Urban Prototyping event.

There was no further public comment.

Mr. DeCaigny explained that a number of nonprofit organizations and some City departments were working with the Yerba Buena Center for the Arts, showcasing urban prototyping innovations on Market Street.

4. **Visual Arts Committee—Dorka Keehn, Chair**

1. Commissioner Keehn reported that the Committee reviewed exterior artwork proposals for the Moscone expansion project. She noted that since the project is simultaneously undergoing Civic Design Review, there may be further design revisions impacting the public art. She reported that the Committee also reviewed guidelines for temporary public art in the Civic Center area. She reported on the Committee's approval of the loan of Keith Haring's *Three Dancing Figures* to the de Young Museum, and conceptual approval of the privately funded *LightRail*, an artwork proposed for Market Street.

Commissioner Chew added that he was looking forward to being part of the October 7 panel reviewing public art proposals for the Office of the Chief

Medical Examiner.

There was no public comment.

8. New Business and Announcements

President Beltran congratulated Mr. DeCaigny on being named one of the fifty most influential arts leaders, and on a recent front-page profile in the San Francisco Chronicle's Datebook section.

She announced that she had artwork in the California College of the Arts' Oliver Gallery show, *Making () that Matters*.

Commissioner Chew praised the work of Lenora Lee Dance, an Arts Commission grantee whose seventh anniversary performance he had recently attended.

Vice President Schnair praised the *@ Large* installation by Ai Weiwei on Alcatraz Island and encouraged everyone to see it; she and President Beltran described the artist and the process of making the artwork.

Mr. DeCaigny congratulated Women's Audio Mission on moving into a new permanent space in the Mission, the former Soundworks studio. He reported that the National Endowment for the Arts has awarded an Our Town grant of \$75,000 to the Arts Commission in support of the work of the Community Arts Stabilization Trust ("CAST"), which is mapping the inventory of arts and culture spaces in the mid-Market and Tenderloin areas. He also reported that Director of Public Art Trust and Special Initiatives Jill Manton is negotiating a twenty-year agreement between the Arts Commission and the Treasure Island Development Authority to manage the nearly \$50 million in public art funds generated by the redevelopment of Treasure Island. He added that the final agreement will come to the Commission for its approval, and staff will give an overview presentation to the Commission at a future meeting.

President Beltran announced the beginning of the annual Litquake festival, October 10-18, and the new Art Silicon Valley/San Francisco art fair, October 9-12.

Public Comment:

A member of the public said she had come to this meeting by happenstance and was very impressed by the Commission and its activities.

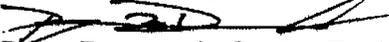
There was no further public comment.

9. Adjournment

There being no further business, the meeting was adjourned at 3:55 p.m.



MEMORANDUM

DATE: September 30, 2014
TO: Berhane Gaime, DPW-BSM
THROUGH:  Brian Dusseault, Senior Engineer
FROM: Norman Wong, Engineer
SUBJECT: Market Street LightRail – Major Encroachment Permit

At its meeting of September 25, 2014, TASC reviewed:

A major encroachment permit is requested for installation and maintenance of a public art project called LightRail along two (2) miles of Market Street between Van Ness Ave and The Embarcadero. The LightRail project is the world's first subway-responsive light sculpture, illuminating Market Street by visually connecting Market Street's long fragmented communities, to further fuel efforts aiming to revitalize Market Street-while reinforcing the corridor's historic creative essence.

The project will consist of LED light tubes suspended from the MUNI overhead catenary system (OCS). This rail of energy-efficient LED lights sips power from components contained in boxes mounted onto the exterior of 23 cabinets on Market St. that power the Path of Gold lights. All electrical wiring is run through the interior of the poles and the LightRail shall be temporary and reversible. The entire installation, maintenance, and de-installation will be privately funded and managed by Illuminate The Arts.

TASC had no objections to general concept. SFFD expressed concerns of final placement of LED lights and the impact to fire equipment (specifically the use of ladders). Sponsor to meet with SFFD to resolve.

If you have any questions, please call me at 701-4600. Thank you.

/NW

Edwin M. Lee
Mayor

Tom Nolan
Chairman

Cheryl Brinkman
Vice-Chairman

Malcolm Heinicke
Director

Jerry Lee
Director

Joél Ramos
Director

Cristina Rubke
Director

Edward D. Reiskin
Director of
Transportation

One South Van Ness Ave.
Seventh Floor
San Francisco, CA 94103

Tele: 415.701.4500

www.sfmta.com



City and County of San Francisco



Edwin M. Lee, Mayor
Mohammed Nuru, Director

San Francisco Department of Public Works
Office of the Deputy Director & City Engineer, Fuad Sweiss
Bureau of Street-Use & Mapping
1155 Market Street, 3rd Floor
San Francisco Ca 94103
(415) 554-5810 www.sfdpw.org



Jerry Sanguinetti, Bureau Manager

DPW Order No: 183175

APPROVAL OF A MAJOR (STREET) ENCROACHMENT PERMIT FOR THE INSTALLATION OF A PUBLIC ART PROJECT IDENTIFIED AS *LIGHT RAIL*, A SUBWAY-RESPONSIVE LIGHT SCULPTURE TO BE INSTALLED ALONG MARKET STREET FROM VAN NESS AVENUE TO THE EMBARCADERO.

APPLICANT: Illuminate The Arts
c/o Pacific Crest Group
Attn: Ben Davis
80 East Sir Francis Drake Blvd., Suite 1B
Larkspur, CA 94939

PROPERTY IDENTIFICATION: Market Street
(Van Ness Ave to The Embarcadero)
San Francisco, CA 94102

DESCRIPTION OF REQUEST: Major (Street) Encroachment

BACKGROUND:

1. On June 24, 2014, the applicant filed a request with the Department of Public Works (DPW) to consider approval of a Major (Street) Encroachment Permit to install and maintain a public art subway-responsive light sculpture, illuminating two (2) miles along Market Street, from Van Ness Avenue to The Embarcadero. The *LightRail* shall identify and project real-time movement of underground trains, to transform San Francisco's preeminent thoroughfare into a scene of wonder and awe for millions of people. The *LightRail* will visually connect Market Street along the fragmented communities and further fuel efforts aiming to revitalize Market Street while reinforcing the corridor's historic creative essence. The public art project shall be a temporary installation, for a duration of approximately four (4) years.
2. The Transportation Advisory Staff Committee (TASC), at its meeting of September 25, 2014, recommended the proposed encroachment for approval.
3. The Planning Department/Historic Preservation Committee, in response to a referral dated July 7, 2014, and by a letter dated October 22, 2014, found the project, on balance, to be in conformity with the General Plan.
4. Arts Commission at its meeting of October 6, 2014, recommended the proposed encroachment for approval.



San Francisco Department of Public Works
Making San Francisco a beautiful, livable, vibrant, and sustainable city.

5. San Francisco Municipal Transportation Agency (SFMTA) Overhead Lines per an email dated November 06, 2014 confirmed approval of the proposed design and maintenance plan.
6. San Francisco Public Utilities Commission (SFPUC) Power Enterprise, in an email dated November 18, 2014 recommended the public art project for approval.
7. San Francisco Fire Department (SFFD) in an email dated December 1, 2014 confirmed that SFFD does not object to the proposed *LightRail* Art Project.
8. Public Works (PW) scheduled a public hearing on December 3, 2014 to consider the proposed encroachment. On November 10, 2014, PW emailed the notice to Daily Journal Corporation for publication on 11/13/2014, for the subject hearing.
9. Hearing Officer Oscar Gee conducted a hearing on the merits of the Major (Street) Encroachment Permit on December 3, 2014.
10. George Zisiadis and Stefano Corazza, representing Illuminate The Arts attended the public hearing. Mr. Zisiadis testified regarding the proposed encroachment and showed a video clip of how the *LightRail* would look, further stating that they are eager to get the permit and to commence installation of the public art project.
11. No other testimony was presented at the public hearing in favor or in opposition to the encroachment.
12. The Hearing Officer considered and reviewed all of DPW's files on this encroachment. Based on this information, the Hearing Officer made his decision on December 3, 2014 to recommend the proposed Major (Street) Encroachment to the Board of Supervisors for approval.

HEARING OFFICER RECOMMENDATION: APPROVAL of the request for a Major (Street) Encroachment Permit based on the following findings:

FINDING 1. Recommendation for approval by TASC and Planning Department's determination that the subject encroachment is in conformity with the General Plan.

FINDING 2. Said encroachment will provide the City and its neighborhoods an image, a sense of purpose, and a means of orientation.

FINDING 3. Said encroachment uses lighting design and art to make Market Street more prominent relative to its surroundings in an attractive and appropriately scaled manner.

FINDING 4. The subject encroachment is designed to improve and transform the Market Street corridor.

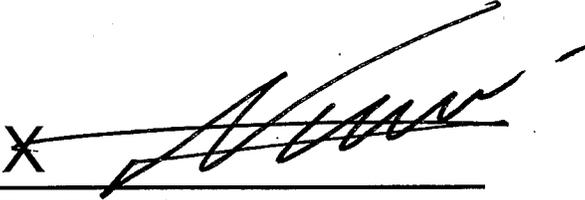
FINDING 5. Said encroachment capitalizes on a unique opportunity to emphasize the distinctive nature of Market Street by using art to draw attention to the street, the transit underground and the historic Path of Gold lamp posts.

FINDING 6. Due to this project providing a public amenity for the improvement of Market Street for a four (4) year duration, the annual assessment fee, as provided for in Section ____ of the Public Works Code, shall be waived.




X
Sanguinetti, Jerry
Bureau Manager


X
for Sweiss, Fuad
Deputy Director and City Engineer


X
Nuru, Mohammed
Director, DPW





**CITY AND COUNTY OF SAN FRANCISCO
DEPARTMENT OF PUBLIC WORKS
STREET ENCROACHMENT AGREEMENT**

WITNESSETH

In consideration of the adoption by the Board of Supervisors of the City and County of San Francisco of Resolution No. _____ at its meeting of _____, a true copy of which is attached hereto marked Exhibit A, and by this reference incorporated herein, and subject to all the terms, conditions and restrictions of this Agreement, also by reference incorporated herein, Permittee agrees that in accordance with this agreement and Exhibit A:

1. The permitted encroachment shall constitute a revocable license, shall be personal to Permittee and shall not be assignable or transferable by Permittee, whether separate from or together with any interest of Permittee.

Upon revocation the undersigned permittee, subsequent owners, or their heirs and assignees will within 30 days remove or cause to be removed the encroachment and all materials used in connections with its construction, without expense to the City and County of San Francisco, and shall restore the area to a condition satisfactory to the Department of Public Works.

2. The occupancy, construction and maintenance of the encroachment shall be in the location and as specified by the plans submitted, revised, approved and filed in the Department of Public Works. The permittee, by acceptance of this permit, acknowledges its responsibility to comply with all requirements of the occupancy, construction and maintenance of the encroachment as specified in Public Works Code Section 786 and with the sidewalk maintenance requirements specified in Public Works Code Section 706.
3. The permittee shall verify the locations of City and public service utility company facilities that may be affected by the work authorized by this permit and shall assume all responsibility for any damage to such facilities due to the work. The permittee shall make satisfactory arrangements and payments for any necessary temporary relocation of City and public utility company facilities.
4. In consideration of this Permit being issued for the work described in the application, Permittee on its behalf and that of any successor or assign, and on behalf of any lessee, promises and agrees to perform all the terms of this Permit and to comply with all applicable laws, ordinances and regulations.

Permittee agrees on its behalf and that of any successor or assign to hold harmless, defend, and indemnify the City and County of San Francisco, including, without limitation, each of its commissions, departments, officers, agents and employees (hereinafter collectively referred to as the "City") from and against any and all losses, liabilities, expenses, claims, demands, injuries, damages, fines, penalties, costs or judgments including, without limitation, attorneys' fees and costs (collectively, "claims") of any kind allegedly arising directly or indirectly from (i) any act by, omission by, or negligence of, Permittee or its subcontractors, or the offices, agents or employees of either, while engaged in the performance of the work authorized by this Permit, or while in or about the property subject to this Permit for any reason connected in any way whatsoever with the performance of the work authorized by this Permit, or allegedly resulting directly or indirectly from the maintenance or installation of any equipment, facilities or structures authorized under this Permit, (ii) any accident or injury to any contractor or subcontractor, or any officer, agent, or employee of either of them, while engaged in the performance of the work authorized by this Permit, or while in or about the property, for any reason connected with the performance of the work authorized by this Permit, or arising from liens or claims for services rendered or labor or materials furnished in or for the performance of the work authorized by this Permit, (iii) injuries or damages to real or personal property, good will, and persons in, upon or in any way allegedly connected with the work authorized by this Permit from any cause or claims arising at any time, and potentially falls within this indemnity provision, even if the allegations are or may be groundless, false or fraudulent, which obligations arises at the time such claim is tendered to Permittee by the City and continues at all times thereafter. Permittee agrees that the indemnification obligations assumed under this Permit shall survive expiration of the Permit or completion of work.

Permittee shall obtain and maintain through the terms of this Permit insurance as the City deems necessary to protect the City against claims for damages for personal injury, accidental death and property damage allegedly arising from any work done under this Permit. Such insurance shall in no way limit Permittee's indemnity hereunder. Certificates of insurance, in form and with insurers satisfactory to the City, evidencing all coverages above shall be furnished to the City before commencing any operations under this Permit, with complete copies of policies furnished promptly upon City request.

5. Permittee will, at its own expense, maintain in full force and effect an insurance policy or policies issued by insurers with ratings comparable to A-VIII, or higher that are authorized to do business in the State of California, and that are satisfactory to the City. Approval of the insurance by City shall not relieve or decrease Permittee's liability hereunder.

Permittee must maintain in force, during the full term of the Agreement, insurance in the following amounts and coverages. Workers' Compensation, in statutory amounts, with Employer's Liability limits not less than \$1,000,000 each accident, injury, or illness; and Commercial General Liability Insurance with Limits not less than \$1,000,000 each occurrence and \$2,000,000 in the aggregate for bodily injury and property damage, including contractual liability, personal injury, products and completed operations; and Commercial Automobile Liability insurance with limits not less than \$1,000,000 each occurrence combined single limit or bodily injury and

property damage, including owned, non-owned and hired auto coverage as applicable. Said policies shall include the City and County of San Francisco and its officers and employees jointly and severally as additional insured and shall apply as primary insurance and shall stipulate that no other insurance affected by the City and County of San Francisco will be called on to contribute to a loss covered hereunder.

All policies shall be endorsed to provide thirty (30) days advance written notice to the City of reduction, nonrenewal or material changes in coverages or cancellation of coverages for any reason. Notices shall be sent to the Department of Public Works, Bureau of Street Use and Mapping, 1155 Market Street, 3rd Floor, San Francisco, CA, 94103. The permission granted by said resolution shall automatically terminate upon the termination of such insurance. Upon such termination, Permittee shall restore the right-of-way, without expense to the "Personal Injuries", as used herein, shall include wrongful death.

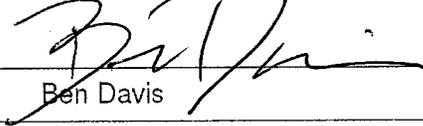
6. The permittee shall obtain a building permit as the Central Permit Bureau, 1660 Mission Street for the construction or alteration of any building.
7. The permittee shall contact the DPW Street Inspection Section (415) 554-7149, at least 72 hours prior to starting work to arrange an inspection schedule.
8. The permittee acknowledge its responsibility to notify any successor owners of the existence of the encroachment and the successor owner's obligation to obtain a permit from the Department of Public Works 60 days in advance of any pending sale of the permittee's adjacent property. The permittee's obligation to remove the encroachment and restore the right-of-way to a condition satisfactory to the Department of Public Works shall survive the revocation, expiration or termination of this permit or sale of permittee's adjacent property.
9. The permittee's right to use City property, as set forth in this permit is appurtenant to the property described as:
LightRail project on Market St from Embarcadero to Van Ness
_____ The provisions of the permit shall bind all subsequent purchases and owners of the described property.

Subsequent purchasers and owners shall be subject to the revocation and termination provisions set forth in this permit.

10. The permittee or subsequent owners recognize and understand that this permit may create a possessory interest subject to property taxation and that the permittee or subsequent owner or owners may be subject to the payment of such taxes.
11. The permittee or subsequent owner or owners recognize the recordation of this permit.

All of the provisions of this agreement shall be deemed provisions of said resolution. All of the provisions of said resolution shall be deemed provisions of this agreement.

In witness whereof the undersigned Permittee(s) have executed this agreement this
5th day of December, 2014.



Ben Davis

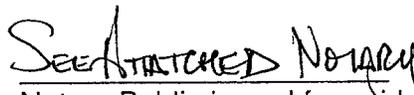
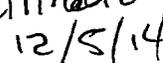
CEO, Illuminate The Arts

STATE OF CALIFORNIA)
) SS
COUNTY OF _____)

On _____ before me, _____ Notary Public in
and for said County and State, personally appeared _____
_____ personally known to me (or proven to me on the name(s) is/are subscribed to
the within instrument and acknowledged to me that he/she/they executed the same in
his/her/their authorized capacity(ies), and that by this by his/her/their signature(s) on the
instrument the person(s), or entity upon behalf of which the person(s) acted, executed
the instrument.

WITNESS my hand and official seal

(NOTARY STAMP OR SEAL)

~~See Attached~~ Notary Certificate  
Notary Public in and for said
County and State

Signature page
and certificate
bear embossment.

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

State of California

County of SAN FRANCISCO }

On December 5, 2014 before me, L. TORTOLERO, NOTARY PUBLIC
Date Here Insert Name and Title of the Officer

personally appeared BENJAMIN MARK DAVIS
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: [Handwritten Signature]
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: STREET ENCROACHMENT AGREEMENT

Document Date: Dec. 5, 2014 Number of Pages: 4

Signer(s) Other Than Named Above: r/a

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____ Signer's Name: _____

Corporate Officer — Title(s): _____ Corporate Officer — Title(s): _____

Individual Individual

Partner — Limited General Partner — Limited General

Attorney in Fact Attorney in Fact

Trustee Trustee

Guardian or Conservator Guardian or Conservator

Other: _____ Other: _____

Signer Is Representing: _____ Signer Is Representing: _____

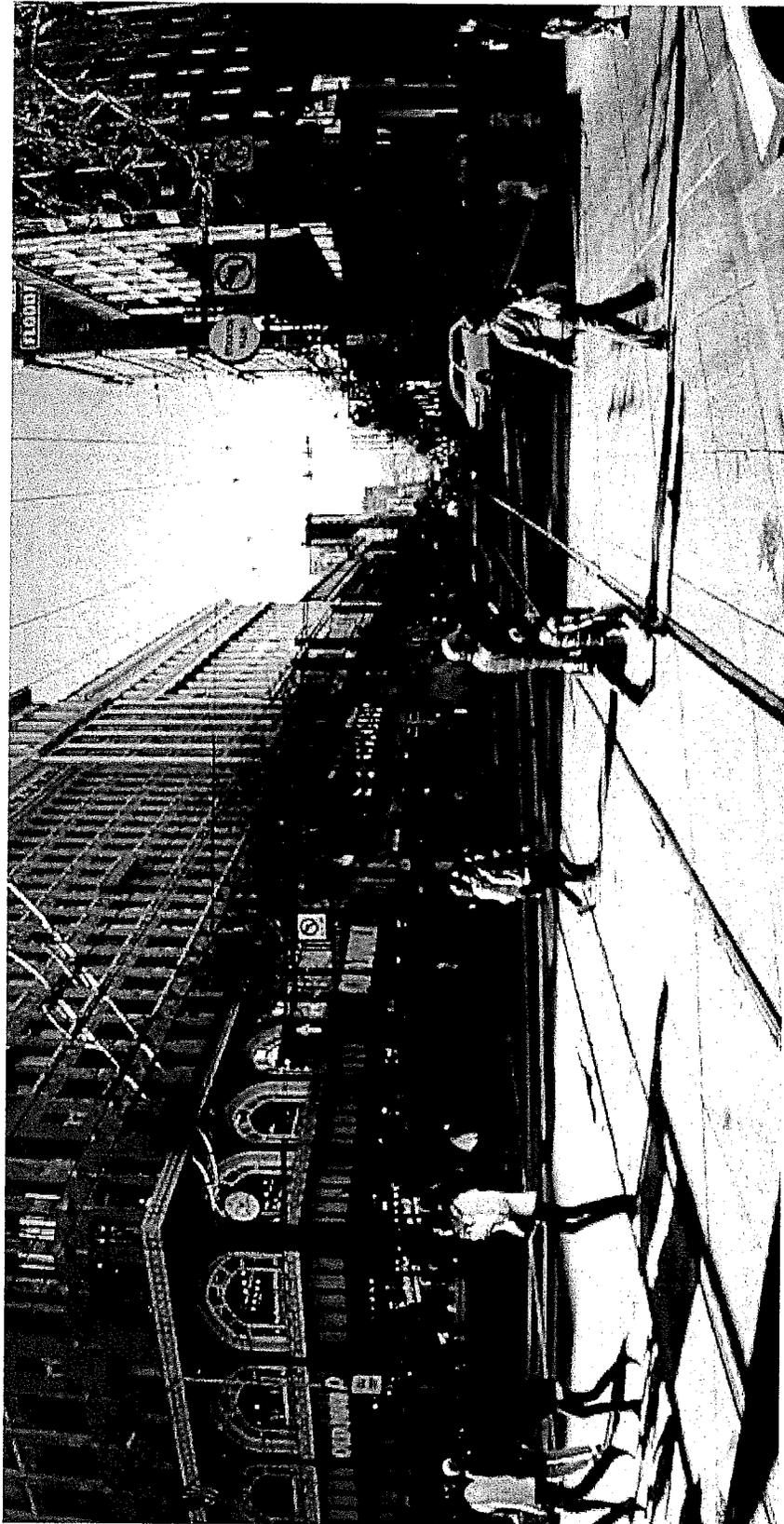
RIGHT THUMBPRINT OF SIGNER
Top of thumb here

RIGHT THUMBPRINT OF SIGNER
Top of thumb here

Signature page and certificate bear embossment.

Location Map - LightRail







central market community benefit district

901 market street, suite 490.
san francisco, ca 94103

e / info@central-market.org
w / www.central-market.org
t / 415.957.5985
f / 415.962.0403

July 28, 2014

To Whom It May Concern:

On behalf of the Central Market Community Benefit District (CMCBD), I write this letter in support of the proposed **LightRail** art installation by artists George Zisiadis and Stefano Corazza - presented by *Illuminate the Arts*. The CMCBD is a community-based organization that works in tandem with Central Market stakeholders and City agencies to improve the quality of life experienced in the public realm along Market Street.

While the City of San Francisco itself is deserving, and in need, of more world-class public art, I am most excited to welcome *LightRail* to the Central Market area in particular. In the 1960's the already struggling vitality of Central Market was further extinguished by the construction of Bay Area Rapid Transit (BART) beneath Market Street. Due to construction disruption businesses lost visibility, accessibility and foot traffic, and were ultimately forced to close. Local residents, workers and visitors lost access to critical goods and services. Boarded up buildings led to graffiti, loitering and crime that for years have negatively impacted the area.

The time has finally come for Central Market to regain its significance along a boulevard of distinction and *LightRail* possesses the level of sophistication the Central Market community deserves; while also being grounded in its use of an equitable public transportation infrastructure for its foundation.

The *LightRail* installation will be a dynamic boost to the very unique revival of Central Market appealing to stakeholders old and new in a respectful and innovative way. It links people and place and people to one another. I look forward to witnessing the sidewalk interactions of people seeing *LightRail* and having to ask someone close by "Do you know what that is?". I have no doubt this installation will foster communication and discussion amongst spectators from all walks of life and elevate the perception of the Central Market particularly from an arts and cultural perspective for stakeholders old and new.

Best regards,

A handwritten signature in black ink, appearing to read 'Tracy Everwine', written in a cursive style.

Tracy Everwine,
Executive Director



Board of Directors

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Bill Whitfield
Shorenstein Realty Services

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Anthony Boas
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San Francisco Apartment
Association

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Patricia Unterman

Hayes Street Grill

Tim Vrabel

Emerald Fund

Past Chair

David Harrison
Patson Companies

Donald W. Savoie

Executive Director

234 Van Ness Avenue

Suite 1

San Francisco, CA 94102

P: (415) 626-1819

F: (415) 626-4029

info@sfciviccenter.org

www.sfciviccenter.org

August 1, 2014

Ms. JD Beltran, President
Honorable Commissioners
Tom DeCaigny, Director of Cultural Affairs
San Francisco Planning Commission
25 Van Ness Avenue, Suite 345
San Francisco, CA 94102

RE: LightRail art installation

Dear President Beltran, Commissioners and Mr. DeCaigny:

On behalf of the Civic Center Community Benefit District (CBD), I am writing to formally endorse the proposed LightRail art installation by artists George Zisiadis and Stefano Corazza and presented by Illuminate the Arts.

The goal of the Civic Center CBD is to improve the image, safety, beautification and cleanliness of the greater Civic Center area for the benefit of patrons, residents, employees, merchants, property owners and other visitors within the district.

I am also a member of the Better Market Street Citizens' Advisory Committee and part of our goal is to create a sense of place on Market Street. I believe this art project enhances that ideal.

The installation visualizes the real-time movement of underground trains along this historic street and it will transform San Francisco's main artery into a scene of wonder and awe for millions—while highlighting the crucial importance of public transit for the future of our cities in a beautiful and compelling way.

The long term goal of Illuminate the Arts is to elevate general awareness of the importance of art and stimulate greater giving to the arts, including by sponsoring and organizing other art installations and projects and promoting giving campaigns for and providing grants to artists and arts groups. In a certain way LightRail brings the energy created by The Bay Lights – Illuminate the Arts' initial project – all the way into the heart of San Francisco.

We believe that the LightRail art installation is in perfect alignment with our CBD's goals, as well as long-established goals of the Planning Department and the City and County of San Francisco.

We strongly urge you to support this vital new housing opportunity.

Sincerely,

A handwritten signature in black ink that reads "Donald W. Savoie". The signature is written in a cursive, slightly slanted style.

Donald W. Savoie, Executive Director
Civic Center Community Benefit District



June 4th, 2014

To Whom It May Concern,

This is a letter in support of the LightRail, an art installation created by artists George Zisiadis and Stefano Corazza and presented by Illuminate the Arts.

LightRail is the world's first subway-responsive light sculpture, designed with thousands of LED lights along two miles along San Francisco's iconic Market Street, from Van Ness Avenue to The Embarcadero.

The installation visualizes the real-time movement of underground trains along this historic street and will transform San Francisco's main artery into a scene of wonder and awe for millions—while highlighting the crucial importance of public transit for the future of our cities in a beautiful and compelling way.

The long-term goal of Illuminate the Arts is to elevate awareness of the importance of art and stimulate greater giving to the arts. This includes increased sponsorship, organizing other art installations and providing grants to artists and arts organizations. In a way, LightRail brings the energy created by The Bay Lights – Illuminate the Arts' initial project – all the way into the heart of San Francisco.

For these and many other reasons, I whole heartedly support the effort to make LightRail a reality.

Best regards,

A handwritten signature in black ink, appearing to read 'Josette', with a long horizontal stroke extending to the right.

Josette Melchor | Executive Director | Gray Area Foundation for the Arts



870 Market Street Suite 456 San Francisco, CA 94102 415-362-2500
Carolyn@marketstreetassociation.org

June 6, 2014

To: Historic Preservation Commission

Re: Light Rail on Market Street

Dear Commissioners:

The Market Street Association is a non-profit organization dedicated to the revitalization, rehabilitation and improvement of Market Street.

We have been presented with the details of the LightRail art installation by artists George Zisiadis and Stefano Corazza and presented by Illuminate the Arts.

As you know the LightRail is the worlds first subway-responsive light sculpture, designed with thousands of LED lights strung for two miles along San Francisco's iconic Market Street, from Van Ness Avenue to The Embarcadero.

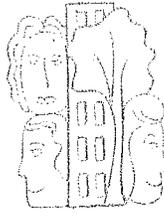
I understand that there will be a service box addition to the "Path of Gold" lampposts. I believe that this will not detract from the historic element of the lampposts. The benefit of having this incredible art piece on Market Street should not be denied because of a slight modification to the lampposts.

Our Market Street has been selected to showcase this unique and modern art technology. Similar to The Bay Lights, the LightRail project will bring notoriety and unprecedented interest to the street.

We fully support this project and urge your support.

Sincerely,

Carolyn Diamond
Executive Director



north of market
tenderloin
community
benefit district

June 3, 2014

To Whom It May Concern:

Please accept this letter as an expression of our support of the LightRail, an art installation created by artists George Zisiadis and Stefano Corazza and presented by Illuminate the Arts.

LightRail is the world's first subway-responsive light sculpture, designed with thousands of LED lights along two miles along San Francisco's iconic Market Street, from Van Ness Avenue to The Embarcadero. The installation visualizes the real-time movement of underground trains along this historic street and will transform San Francisco's main artery into a scene of wonder and awe for millions—while highlighting the crucial importance of public transit for the future of our cities in a beautiful and compelling way.

The long term goal of Illuminate the Arts is to elevate awareness of the importance of art and stimulate greater giving to the arts. This includes increased sponsorship, organizing other art installations and providing grants to artists and arts organizations. In a way, LightRail brings the energy created by The Bay Lights – Illuminate the Arts' initial project – all the way into the heart of San Francisco.

For these and many other reasons, we whole heartedly support the effort to make LightRail a reality.

Best regards,

Dina Hilliard
Executive Director
North of Market/Tenderloin Community Benefit District



Executive Director

Kearstin Krehbiel

Board of Directors

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Darcy Brown
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Amanda Hoenigman
Kathryn Inglin
Richard Lanzerotti
Naomi Lempert Lopez
Ye-Hui Lu
Nan McGuire
Richard Munzinger
Tito Patri
Scott Preston
Sharon Sero
Lisa Wataba
Jane Winslow
Catherine Wong

Date: 7/29/2014

To Whom It May Concern:

San Francisco Beautiful endorses The LightRail Project public art installation by artists George Zisladis and Stefano Corazza and presented by Illuminate the Arts to support art, activate and unify the two- mile stretch of Market Street from Embarcadero to Van Ness.

LightRail is the world's first subway-responsive light sculpture, designed with thousands of LED lights strung for two miles along San Francisco's iconic Market Street, from Van Ness Avenue to The Embarcadero. The installation visualizes the real-time movement of underground trains along this historic street and it will transform San Francisco's main artery by highlighting the crucial importance of public transit for the future of our cities in a beautiful and compelling way.

A group of citizens, neighbors, friends and philanthropists, San Francisco Beautiful, has been committed to make San Francisco an extraordinary place. We appreciate the efforts of the team and engineers to minimize visual impacts on the "Path of Golden Lights".

While we are still concerned about impact to drivers, we do believe that this project will bring focus to Market St. and bring the underground life on the street. Please keep us updated with the progress of the project.

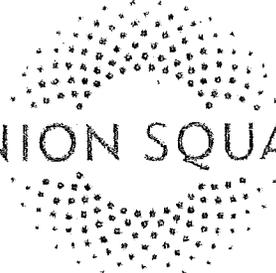
We support the efforts of Illuminate the Arts to beautify and bring the focus back to Market St. and make San Francisco beautiful.

Best,

Komal Panjwani
Policy Manager

100 Bush Street, Suite 1812
San Francisco, CA 94104

www.sfbeautiful.org
info@sfbeautiful.org
415-421-2608



UNION SQUARE

To Whom It May Concern:

This is a letter in support of the LightRail art installation by artists George Zisiadis and Stefano Corazza and presented by Illuminate the Arts.

LightRail is the world's first subway-responsive light sculpture, designed with thousands of LED lights strung for two miles along San Francisco's iconic Market Street, from Van Ness Avenue to The Embarcadero. This installation will pass directly through the three blocks of our district that border Market Street, and is right in line with the Union Square Business Improvement District's mission to enhance and promote the neighborhood as a clean, safe and vibrant community for those who live, work and visit there.

The installation visualizes the real-time movement of underground trains along this historic street. It will transform San Francisco's main artery into a scene of wonder and awe for millions – while highlighting the crucial importance of public transit for the future of our cities in a beautiful and compelling way.

The long term goal of Illuminate the Arts is to elevate general awareness of the importance of art and stimulate greater giving to the arts, including by sponsoring and organizing other art installations and projects and promoting giving campaigns for and providing grants to artists and arts groups. In a certain way LightRail brings the energy created by The Bay Lights – Illuminate the Arts' initial project – all the way into the heart of San Francisco.

For these and many other reasons I whole heartedly support the effort to make LightRail a reality.

Best regards,

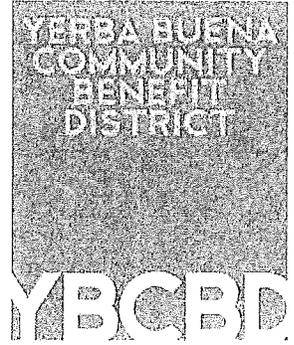


Karin Flood
Executive Director

Manuela King, Chairperson, Streetscapes & Beautification Committee
Union Square Business Improvement District

UNION SQUARE BUSINESS IMPROVEMENT DISTRICT

1000 Market Street, Suite 1000
San Francisco, CA 94102
Tel: 415.398.1100
www.usbid.org



July 24, 2014

To Whom It May Concern:

On behalf of the Yerba Buena Community Benefit District (YBCBD) Board of Directors, we're writing to support the temporary LightRail art installation by artists George Zisiadis and Stefano Corazza and presented by Illuminate the Arts.

LightRail is the world's first subway-responsive light sculpture, designed with thousands of LED lights strung for two miles along San Francisco's iconic Market Street, from Van Ness Avenue to The Embarcadero.

The temporary installation visualizes the real-time movement of underground trains along this historic street and it will transform San Francisco's main artery into a scene of wonder and awe for millions—while highlighting the crucial importance of public transit for the future of our cities in a beautiful and compelling way.

The long term goal of Illuminate the Arts is to elevate general awareness of the importance of art and stimulate greater giving to the arts, including by sponsoring and organizing other art installations and projects and promoting giving campaigns for and providing grants to artists and arts groups. In a certain way LightRail brings the energy created by The Bay Lights – Illuminate the Arts' initial project – all the way into the heart of San Francisco.

Projects like LightRail support our efforts to improve the streets and public space in Yerba Buena. The project complements our overall plan, the Yerba Buena Street Life Plan, and is closely aligned with our Yerba Buena Public Art Plan.

We are pleased to support the LightRail art installation on Market Street.

Sincerely,

A handwritten signature in black ink, appearing to read "Lawrence Li", is written over a horizontal line.

Lawrence Li
YBCBD Board Chair

BOARD of SUPERVISORS



City Hall
Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

MEMORANDUM

TO: Ed Reiskin, Executive Director, Municipal Transportation Agency
Mohammed Nuru, Director, Public Works
John Rahaim, Director, Planning Department
Joanne Hayes-White, Chief, Fire Department
Tom DeCaigny, Director of Cultural Affairs
Ben Rosenfield, Controller
Harlan Kelly, Jr., General Manager, Public Utilities Commission

FROM: Andrea Ausberry, Assistant Clerk, Land Use and Economic Development
Committee, Board of Supervisors

DATE: December 10, 2014

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Land Use and Economic Development Committee has received the following proposed legislation, introduced by Supervisor Wiener on December 9, 2014:

File No. 141273

Resolution granting revocable permission to Illuminate The Arts to occupy a portion of the public right-of-way to install and maintain a public art project comprised of a subway-responsive light sculpture (*LightRail*) along Market Street between Van Ness Avenue and The Embarcadero, and making findings of consistency with the eight priority policies of Planning Code, Section 101.1.

If you have any additional comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Janet Martinsen, Municipal Transportation Agency
Kate Breen, Municipal Transportation Agency
Dillon Auyoung, Municipal Transportation Agency
Frank Lee, Public Works
AnMarie Rodgers, Planning Department
Aaron Starr, Planning Department
Jonas Ionin, Historic Preservation Commission
Scott Sanchez, Zoning Administrator
Sarah Jones, Environmental Planning
Joy Navarrete, Environmental Planning
Jeanie Poling, Environmental Planning
Kelly Alves, Fire Department

Susan Pontious, Arts Commission
Rebekah Krell, Arts Commission
Sharon Ritchie, Arts Commission
Todd Rydstrom, Deputy City Controller
Juliet Ellis, Public Utilities Commission
Donna Hood, Public Utilities Commission

Member, Board of Supervisors
District 8



City and County of San Francisco

SCOTT WIENER
威善高

DATE: December 10, 2014

TO: Angela Calvillo
Clerk of the Board of Supervisors

FROM: Supervisor Scott Wiener 
Chairperson

RE: Land Use and Economic Development Committee
COMMITTEE REPORT

Pursuant to Board Rule 4.20, as Chair of the Land Use and Economic Development Committee, I have deemed the following matter is of an urgent nature and request it be considered by the full Board on December 16, 2014, as a Committee Report:

141273 Street Encroachment - Market Street from Van Ness Ave to The Embarcadero

Resolution granting revocable permission to Illuminate The Arts to occupy a portion of the public right-of-way to install and maintain a public art project comprised of a subway-responsive light sculpture (LightRail) along Market Street between Van Ness Avenue and The Embarcadero, and making findings of consistency with the eight priority policies of Planning Code, Section 101.1.

This matter will be heard in the Land Use and Economic Development Committee on December 15, 2014, at 1:30 p.m.

Introduction Form

By a Member of the Board of Supervisors or the Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee.
An ordinance, resolution, motion, or charter amendment. *Lana Vse*
- 2. Request for next printed agenda without reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor [] inquires"
- 5. City Attorney request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. []
- 9. Request for Closed Session (attach written motion).
- 10. Board to Sit as A Committee of the Whole.
- 11. Question(s) submitted for Mayoral Appearance before the BOS on []

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission Youth Commission Ethics Commission
- Planning Commission Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative

Sponsor(s):

Supervisor Wiener

Subject:

Street Encroachment along Market Street from Van Ness Ave to The Embarcadero

The text is listed below or attached:

Resolution granting revocable permission to Illuminate The Arts to occupy a portion of the public right-of-way to install and maintain a public art project comprised of a subway-responsive light sculpture (LightRail) along Market Street between Van Ness Avenue and The Embarcadero and making findings of consistency with the priority policies of Planning Code Section 101.1.

Signature of Sponsoring Supervisor: *Scott Wiener*

For Clerk's Use Only: