

1 [Accept and Expend Grant - Noe Valley Town Square Project - \$743,543]

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3 **Resolution authorizing the Recreation and Park Department to accept and expend a**
4 **Land and Water Conservation Fund Grant from the State of California Department of**
5 **Parks and Recreation in the amount of \$743,543 for the Noe Valley Town Square**
6 **Project; and authorizing the Director of Real Estate to record a Deed Restriction with**
7 **the Assessor-Recorder against the property designated as Assessor’s Parcel Block No.**
8 **6509, Lot No. 040, providing that the use restrictions contained in the Grant Agreement**
9 **will be covenants, conditions, and restrictions on the use of the property in perpetuity.**

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11 WHEREAS, The City and County of San Francisco (“the City”) owns the property
12 designated as San Francisco Assessor’s Parcel Number Lot 040, Block 6509 (“Property”)
13 commonly referred to as “Noe Valley Town Square”; and

14 WHEREAS, the City, through the San Francisco Recreation and Park Department
15 (“RPD”) is responsible for operating and maintaining the Property; and

16 WHEREAS, The National Park Service provides funding under the Land and Water
17 Conservation Fund (“LWCF”) Program for statewide planning, acquisition and development of
18 outdoor recreation areas and facilities; and

19 WHEREAS, The California Department of Parks and Recreation (“CDPR”) has been
20 delegated the responsibility for administrating of the LWCF program; and

21 WHEREAS, CDPR has awarded the City a LWCF grant in the amount of \$743,543
22 (“Grant”) to fund improvements to the Property; and

23 WHEREAS, The terms and conditions of the Grant are detailed in an agreement on file
24 at the Clerk of the Board of Supervisors in File No. 150313 (“Grant Agreement”) which is
25 hereby declared to be part of this resolution as set forth fully herein; and

1 WHEREAS, As a condition of receiving the Grant, the City is required to record a Deed
2 Restriction against Assessor's Parcel Block No. 6509, Lot No.040, to provide notice that the
3 future park to be constructed at the Property has been developed with LWCF assistance and
4 cannot be converted to other than public outdoor recreation use without the written approval
5 of CDPR, the National Park Service and/or the Secretary of the Interior; and

6 WHEREAS, The Grant does not require an amendment to the Annual Salary
7 Ordinance (ASO); and

8 WHEREAS, The Grant terms prohibit including indirect costs in the Grant budget; now,
9 therefore, be it

10 RESOLVED, That the Board of Supervisors authorizes the General Manager of the
11 Recreation and Park Department to accept and expend a Land and Water Conservation Fund
12 Grant from the State of California Department of Parks and Recreation in the amount of
13 \$743,543 for the Noe Valley Town Square Project; and, be it

14 FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of
15 indirect costs in the Grant budget; and, be it

16 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Real
17 Estate to record a Deed Restriction with the Assessor-Recorder against the property
18 designated as Assessor's Parcel Block No. 6509, Lot No. 040, providing that the use
19 restrictions contained in the Grant Agreement will be covenants, conditions and restrictions on
20 the use of the property in perpetuity, including that the property cannot be converted to other
21 than public outdoor recreation use without the written approval of the California Department of
22 Parks and Recreation, the National Park Service and/or the Secretary of the Interior; and, be it

23 FURTHER RESOLVED, That the Board of Supervisors authorizes the Recreation and
24 Park Department to accept and expend the grant funds for the completion of the project.

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Recommended:

Approved: _____

Mayor

Approved: _____

Department Head

Controller