

BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 544-5227

January 29, 2016

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

**Re: Board of Supervisors Resolution No. 5-16**

Dear Director Nuru:

On January 26, 2016, the Board of Supervisors adopted Resolution No. 5-16 (Approval of a 90-Day Extension for Urban Forestry Council Review of Landmark Tree Designation - 46A Cook Street), which was enacted on January 29, 2016.

This resolution directs the Public Works to notify the owner of 46A Cook Street (Assessor's Block 1067, Lot 032) of this 90-day extension of temporary designation status and the special permit and approval requirements for maintenance and removal of a landmark tree pursuant to Public Works Code, Section 810. Pursuant to this end, the Office of the Clerk of the Board is forwarding the following documents to your attention:

One copy of Resolution No. 5-16 (File No. 160053)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: [board.of.supervisors@sfgov.org](mailto:board.of.supervisors@sfgov.org).

Sincerely,

  
for Angela Calvillo  
Clerk of the Board

Cc: Frank Lee, Public Works

1 [Approval of 90-Day Extension for Urban Forestry Council Review of Landmark Tree  
2 Designation - 46A Cook Street]

3 **Resolution extending by 90 days the landmark tree designation review period by the**  
4 **Urban Forestry Council for a Norfolk Island Pine at 46A Cook Street (Assessor's Block**  
5 **No. 1067, Lot No. 032) in accordance with Public Works Code, Section 810(d), and**  
6 **referring the matter back to the Urban Forestry Council for further review.**

7  
8 WHEREAS, The Board of Supervisors adopted Ordinance No. 17-06, which amended  
9 the Urban Forestry Ordinance, Public Works Code, Sections 801, et seq., concerning  
10 landmarks and significant trees; and

11 WHEREAS, A copy of said ordinance is on file with the Clerk of the Board of  
12 Supervisors in File No. 051458 and is incorporated herein by reference; and

13 WHEREAS, As part of this implementation of Ordinance No. 17-06, the Urban Forestry  
14 Council, after duly noticed public hearings, developed criteria and procedures for the  
15 designation and removal of landmark trees and recommended that the Board of Supervisors  
16 adopt such criteria and procedures; and

17 WHEREAS, Said criteria and procedures were subsequently adopted by Resolution  
18 No. 440-06 which is on file with the Clerk of the Board of Supervisors in File No. 060487 and  
19 is incorporated herein by reference; and

20 WHEREAS, On July 2, 2015, Planning Commission initiated landmark proceedings at  
21 the request of Commissioner Dennis Richards by adopting Resolution No. 19404 for one  
22 Norfolk Island Pine (*Araucaria heterophylla*), located at 46A Cook Street, Assessor's Block  
23 1067, Lot 032 and; and

24 WHEREAS, The Planning Commission acknowledged the temporary designation of  
25 such tree for landmark tree status pursuant to Public Works Code, Section 810(d), and

1 directed the Commission Secretary to forward the Resolution and accompanying documents  
2 contained in the file to the Urban Forestry Council and urged the Urban Forestry Council to  
3 expeditiously complete the landmark tree designation review for the subject tree; and

4 WHEREAS, On August 6, 2015, the Urban Forestry Council held a public hearing on  
5 the landmark tree designation review for the subject tree but continued the matter to October  
6 27, 2015, stating that they did not have enough information and needed further historical and  
7 species clarification; and

8 WHEREAS, On October 27, 2015, the Urban Forestry Council held a public hearing on  
9 the landmark tree designation review for the subject tree and after a motion was made to  
10 nominate the tree for landmark status, the nomination failed in a 5-5 vote and instead was  
11 referred to the Board of Supervisors without recommendation pursuant to criteria and  
12 procedures for designation and removal of landmark trees adopted in Resolution No. 440-06;  
13 and

14 WHEREAS, Public Works Code, Section 810(d), provides that once a tree is  
15 nominated for landmark status the subject tree is temporarily designated as a landmark tree  
16 for 215 days so that the tree is protected while the designation proceedings are pending; and

17 WHEREAS, Once this 215-day temporary designation terminates, the tree loses its  
18 temporary landmark protection status; however Section 810(d) allows the Board of  
19 Supervisors via resolution to extend the protections of temporary designation status for an  
20 additional 90 days to allow adequate time to consider the pending landmark designation; and

21 WHEREAS, The temporary landmark status for the Norfolk Island Pine (*Araucaria*  
22 *heterophylla*), located at 46A Cook Street, Assessor's Block 1067, Lot 032, expires on  
23 February 1, 2016 and the Board of Supervisors does not have adequate information to  
24 landmark said tree at this time; now, therefore, be it

1 RESOLVED, That the Board, in accordance with Public Works Code, Section 810(d),  
2 extends temporary landmark designation status for the Norfolk Island Pine (*Araucaria*  
3 *heterophylla*), located at 46A Cook Street, Assessor's Block 1067, Lot 032, for an additional  
4 90 days and refers the matter back to the Urban Forestry Council for further review; and, be it

5 FURTHER RESOLVED, That the Board directs the Department of Public Works to  
6 notify the owner of 46A Cook Street (Assessor's Block 1067, Lot 032) of this 90-day extension  
7 of temporary designation status and the special permit and approval requirements for  
8 maintenance and removal of a landmark tree pursuant to Public Works Code, Section 810.

9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25



**City and County of San Francisco**  
**Tails**  
**Resolution**

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

**File Number:** 160053

**Date Passed:** January 26, 2016

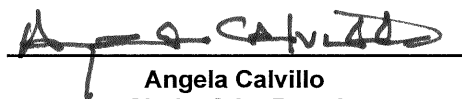
Resolution extending by 90 days the landmark tree designation review period by the Urban Forestry Council for a Norfolk Island Pine at 46A Cook Street (Assessor's Block No. 1067, Lot No. 032) in accordance with Public Works Code, Section 810(d), and referring the matter back to the Urban Forestry Council for further review.


January 26, 2016 Board of Supervisors - ADOPTED

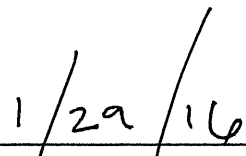
Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

File No. 160053

**I hereby certify that the foregoing Resolution was ADOPTED on 1/26/2016 by the Board of Supervisors of the City and County of San Francisco.**

  
Angela Calvillo  
Clerk of the Board

  
Mayor

  
Date Approved