


BOARD of SUPERVISORS



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## MEMORANDUM

TO: Mohammed Nuru, Director, Public Works  
FROM:  Alisa Somera, Assistant Clerk, Board of Supervisors  
DATE: February 9, 2016  
SUBJECT: INTRODUCED LEGISLATION

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On February 2, 2016, the Board of Supervisors received the following legislation introduced by Supervisor Peskin:

**File No. 160105**

Resolution declaring the intention of the Board of Supervisors to order the vacation of James Alley, generally bounded by Assessor's Block No. 0192 and Jackson Street, as part of improvements to the Chinese Hospital, subject to certain conditions; and setting the hearing date for all persons interested in the proposed vacation of said public right-of-way.

This matter is being referred to you since it may affect your department.

If you have any comments or reports to be considered with the proposed legislation, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email: [alisa.somera@sfgov.org](mailto:alisa.somera@sfgov.org).

c: Frank Lee, Public Works

[Resolution of Intent - Street Vacation - Part of Chinese Hospital Improvements - James Alley]

**Resolution declaring the intention of the Board of Supervisors to order the vacation of James Alley, generally bounded by Assessor's Block No. 0192 and Jackson Street, as part of improvements to the Chinese Hospital, subject to certain conditions; and setting the hearing date for all persons interested in the proposed vacation of said public right-of-way.**

WHEREAS, This vacation proceeding for James Alley, generally bounded by Assessor's Block No. 0192 and Jackson Street (the "Vacation Area"), is conducted under the general vacation procedures of the Public Streets, Highways and Service Easements Vacation Law (California Streets and Highways Code, Sections 8300 et seq.); and

WHEREAS, Section 787(a) of the San Francisco Public Works Code provides that the street vacation procedures for the City and County of San Francisco (the "City") shall be in accordance with the applicable provisions of California Streets and Highways Code and such rules and conditions as adopted by the Board of Supervisors; and

WHEREAS, The location and extent of the Vacation Area is more particularly described on the Public Works ("PW") SUR Map No. 2015-003, dated October 15, 2015, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 160105 and incorporated herein by reference; and

WHEREAS, The vacation of the Vacation Area is necessary for related improvements to the Chinese Hospital; and

WHEREAS, In a letter dated November 26, 2014, (the "Planning Letter"), the City Planning Department determined that the proposed vacation is consistent with the General Plan, and with the eight priority policies of City Planning Code, Section 101.1; and

1 WHEREAS, A copy of said letter is on file with the Clerk of the Board of Supervisors in  
2 File No. 160105; and

3 WHEREAS, In PW Order No. 184148, dated October 15, 2015, a copy of which is on  
4 file with the Clerk of the Board of Supervisors in File No. 160105 and incorporated herein by  
5 reference, the Director of Public Works determined that: (a) the Vacation Area is unnecessary  
6 for the City's present or prospective public street, sidewalk, and service easement purposes;  
7 (b) with exception of those easements noted for AT&T California and Assessor's Block No.  
8 0192, Lot No. 039, the public interest, convenience, and necessity do not require any  
9 easements or other rights be reserved for any public or private utility facilities that are in place  
10 in the Vacation Area and that any rights based upon any such public or private utility facilities  
11 not specifically excepted shall be extinguished upon the effectiveness of the vacation; (c) in  
12 accordance with Streets and Highways Code, Sections 892 and 8314, James Alley is no  
13 longer useful as a nonmotorized transportation facility; and (d) the consent of all property  
14 owners adjacent to the Vacation Area was obtained by the applicant; now, therefore be it

15 RESOLVED, That under California Streets and Highway Code, Sections 8300 et seq.,  
16 the Board of Supervisors hereby declares that it intends to order the vacation of James Alley  
17 as shown on PW SUR Map No. 2015-003, subject to the conditions and reservations  
18 described above; and, be it

19 FURTHER RESOLVED, That notice is hereby given that on \_\_\_\_\_, 2016, at  
20 approximately 3:00 P.M. in the Legislative Chamber of the Board of Supervisors, all persons  
21 interested in or objecting to the proposed vacation will be heard; and, be it



1           FURTHER RESOLVED, That the San Francisco Board of Supervisors directs the Clerk  
2 of the Board to transmit to PW a certified copy of this Resolution, and the Board of  
3 Supervisors urges the Director of Public Works and the Clerk of the Board to publish and post  
4 this Resolution and to give notice of the hearing of such contemplated action in the manner  
5 required by law.

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