

1 [Amending Ordinance No. 1061 - Sidewalk Width Change - Portion of 30th Avenue Between  
2 Clement Street and Geary Boulevard]

3 **Ordinance amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks,"**  
4 **to change the official sidewalk width along a portion of the easterly side of 30th Avenue**  
5 **between Clement Street to the north, and Geary Boulevard to the south; adopting the**  
6 **Planning Department's determination under the California Environmental Quality Act;**  
7 **and making findings of consistency with the General Plan, and the eight priority**  
8 **policies of Planning Code, Section 101.1.**

9 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.  
10 **Additions to Codes** are in *single-underline italics Times New Roman font*.  
11 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.  
12 **Board amendment additions** are in double-underlined Arial font.  
13 **Board amendment deletions** are in ~~strikethrough Arial font~~.  
14 **Asterisks (\* \* \* \*)** indicate the omission of unchanged Code  
15 subsections or parts of tables.

16 Be it ordained by the People of the City and County of San Francisco:

17 Section 1. Findings.

18 (a) The Planning Department, in its letter dated June 10, 2015, determined that the  
19 actions contemplated in this ordinance are consistent with the General Plan and in  
20 conformance with the eight priority policies of Planning Code Section 101.1. A copy of said  
21 letter is on file with the Clerk of the Board of Supervisors in File No. 161051 and is  
22 incorporated herein by reference. The Board of Supervisors adopts as its own the findings in  
23 said letter.

24 (b) In the above-mentioned letter, the Planning Department determined that the  
25 actions contemplated in this ordinance (the "Project") are within the scope of the project  
26 evaluated pursuant to the Better Streets Plan Project Mitigated Negative Declaration, adopted  
27 September 15, 2010, Case No. 2007.1238E ("BSP Mitigated Negative Declaration") pursuant

1 to the California Environmental Quality Act (“CEQA”, California Public Resources Code  
2 sections 21000 et seq.). The Board of Supervisors further finds that no substantial changes  
3 are proposed by the Project or the circumstances under which the Project is undertaken that  
4 would cause new significant environmental effects or any increase in the severity of previously  
5 identified significant effects. The Board further finds there is no new information of substantial  
6 importance showing that the Project would have any significant effects not discussed in the  
7 BSP Mitigated Negative Declaration, or that significant effects would be substantially more  
8 severe, or that new or different mitigation measures or alternatives would substantially reduce  
9 one or more significant effects of the Project. Consequently, the Board hereby adopts the  
10 Planning Department’s environmental findings in the BSP Mitigated Negative Declaration as  
11 its own for purposes of this ordinance.

12 (c) The Public Works Director prepared Public Works Order No. 185327, dated  
13 September 27, 2016, including sidewalk width change drawing Q-20-867, regarding the  
14 actions contemplated in this ordinance. The proposed sidewalk width change is intended to  
15 promote pedestrian safety and comfort, enhance the urban design of 30th Avenue, and  
16 accommodate a safe, ADA-compliant drop-off zone adjacent to the front entrance of Presidio  
17 Middle School (located at 430 30th Avenue). A copy of said Order is on file with the Clerk of  
18 the Board of Supervisors in File No. 161051 and is incorporated herein by reference.

19  
20 Section 2. In accordance with Public Works Order No. 185327, Board of Supervisors  
21 Ordinance No.1061, entitled “Regulating the Width of Sidewalks,” a copy of which is in the  
22 Clerk of the Board of Supervisors Book of General Ordinances, in effect May 11, 1910, is  
23 hereby amended by adding thereto a new section to read as follows:

24 Section 1609. Changing the official sidewalk width of: a) a portion of the easterly side of 30th  
25 Avenue between Clement Street to the north and Geary Boulevard to the south; and b) the proposed

1 sidewalk reduction shall start 103 feet from the northwesterly corner of AB 1461 Lot 001 and continue  
2 south for approximately 53 feet, and shall decrease the sidewalk width by 5 feet, from a width of 15 feet  
3 to 10 feet, as shown on Department of Public Works drawing Q-20-867, a copy of which is in the Clerk  
4 of the Board of Supervisors File No. 161051.

5  
6 Section 3. The San Francisco Unified School District, as is necessary as a result of  
7 this ordinance, shall make arrangements with public utility companies and City Departments  
8 for the relocation, and/or modification of any affected public facilities. Any necessary  
9 relocation, modification, or both of such facilities shall be at no cost to the City.

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11 Section 4. Effective Date. This ordinance shall become effective 30 days after  
12 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the  
13 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board  
14 of Supervisors overrides the Mayor's veto of the ordinance.

15  
16 APPROVED AS TO FORM:  
17 DENNIS J. HERRERA, City Attorney

18 By: \_\_\_\_\_  
19 Christopher T. Tom  
20 Deputy City Attorney