

1 [Top of Broadway Community Benefit District - Annual Report for FY2015-2016]

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3 **Resolution receiving and approving an annual report for the Top of Broadway**
4 **Community Benefit District for FY2015-2016, submitted as required by the Property and**
5 **Business Improvement District Law of 1994 (California Streets and Highways Code,**
6 **Sections 36600, et seq.), Section 36650, and the District’s management agreement with**
7 **the City, Section 3.4.**

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9 WHEREAS, On June 4, 2013, pursuant to the Property and Business Improvement
10 District Law of 1994 (the “Act”), California Streets and Highways Code Sections 36600 *et*
11 *seq.*, as augmented by Article 15 of the San Francisco Business and Tax Regulations Code,
12 the Board of Supervisors adopted Resolution No. 165-13, expressing the City’s intention to
13 establish the Top of Broadway Community Benefit District (the “Top of Broadway CBD”); and

14 WHEREAS, On July 23, 2013, the Board of Supervisors adopted Resolution
15 No. 263-13 establishing the Top of Broadway CBD ("Resolution to Establish") for a period of
16 eight years, commencing FY2013-2014; and

17 WHEREAS, On February 25, 2014, the Board of Supervisors adopted Resolution
18 No. 52-14, authorizing an agreement with the owners' association for the
19 administration/management of the Top of Broadway CBD, and a management agreement (the
20 “Management Contract”) with the owners' association, the Top of Broadway Community
21 Benefit District, Inc., was executed accordingly; and

22 WHEREAS, A copy of the Management Contract is on file with the Clerk of the Board
23 of Supervisors in File No. 140100; and

24 WHEREAS, On March 8, 2016, the Board of Supervisors approved the Top of
25 Broadway CBD’s annual report for FY2014-2015 in Resolution No. 083-16; and

1 WHEREAS, The Top of Broadway CBD has submitted for the Board’s receipt and
2 approval the Top of Broadway annual report for FY2015-2016 (“the Annual Report”) as
3 required by Section 36650 of the Act and Section 3.4 of the Management Contract; and

4 WHEREAS, The Annual Report is on file with the Clerk of the Board of Supervisors in
5 File No. 170610, and is incorporated herein by reference as though fully set forth; and

6 WHEREAS, Supporting documents, including, but not limited to, a transmittal letter and
7 memorandum report from the City's Office of Economic and Workforce Development, dated
8 May 12, 2017, and documentation from the Top of Broadway CBD for the Annual Report is on
9 file with the Clerk of the Board of Supervisors in File No. 170610; now, therefore, be it

10 RESOLVED, That the Board of Supervisors hereby receives and approves the annual
11 report for the Top of Broadway Community Benefit District for FY2015-2016.

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