

1 [Non-Renewal of a Mills Act Historical Property Contract - 215 and 229 Haight Street]

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3 **Resolution regarding non-renewal of a Mills Act historical property contract with Alta**
4 **Laguna, LLC, the owner of 215 and 229 Haight Street (Assessor's Parcel Block**
5 **No. 0857, Lot No. 002), under Chapter 71 of the San Francisco Administrative Code,**
6 **notifying the Assessor-Recorder's Office of such non-renewal; and authorizing the**
7 **Planning Director to send notice of the non-renewal of the historical property contract**
8 **to the owner and record a notice of non-renewal.**

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10 WHEREAS, The California Mills Act (Government Code, Section 50280 et seq.)
11 authorizes local governments to enter into a contract with the owners of a qualified historical
12 property, as defined in the Act, who agree to rehabilitate, restore, preserve, and maintain the
13 property in return for property tax reductions under the California Revenue and Taxation
14 Code; and

15 WHEREAS, Chapter 71 of the Administrative Code was adopted to implement the Mills
16 Act in San Francisco and to preserve these historic buildings; and

17 WHEREAS, Under the Mills Act and Chapter 71, a year is added automatically to the
18 initial term of the contract at the anniversary date of the contract, unless notice of non-renewal
19 is given as provided as prescribed in the Mills Act; and

20 WHEREAS, A Mills Act application for an historical property contract was submitted by
21 Alta Laguna, LLC, the owner of 215 and 229 Haight Street (Assessor's Block No. 0857, Lot
22 No. 002), detailing rehabilitation work and proposing a maintenance plan for the property; and

23 WHEREAS, At a public hearing on December 12, 2017, in Resolution No. 453-17, and
24 after reviewing the Historic Preservation Commission's recommendation and the information
25 provided by the Assessor's Office, the Board of Supervisors approved the historical property

1 contract between Alta Laguna, LLC, the owner of 215 and 229 Haight Street, and the City and
2 County of San Francisco; and

3 WHEREAS, When it considered the approval of the historical property contract, the
4 Board of Supervisors balanced the benefits of the Mills Act to the owner of 215 and 229
5 Haight Street with the cost to the City of providing the property tax reductions authorized by
6 the Mills Act, as well as the historical value of 215 and 229 Haight Street and the resultant
7 property tax reductions, and determined that it was in the public interest to enter into a
8 historical property contract with the applicants; and

9 WHEREAS, The Board of Supervisors also desired that the historical property contract
10 for 215 and 229 Haight Street have a term of not more than ten years in order to better
11 achieve such balance between the benefits of the Mills Act to the owner and the costs to the
12 City; and

13 WHEREAS, The historical property contract for 215 and 229 Haight Street was
14 recorded at the Assessor Recorder Office on December 22, 2017, which is the anniversary
15 date of the contract; and

16 WHEREAS, The Planning Department has determined that the actions contemplated in
17 this Resolution comply with the California Environmental Quality Act (California Public
18 Resources Code, Sections 21000 et seq.); said determination is on file with the Clerk of the
19 Board of Supervisors in File No. 180869, is incorporated herein by reference, and the Board
20 herein affirms it; and now, therefore, be it

21 RESOLVED, That the Board of Supervisors hereby elects not to renew the historical
22 property contract for 215 and 229 Haight Street (Assessor's Block No. 0857, Lot No. 002);
23 and, be it

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1 FURTHER RESOLVED, That the Board of Supervisors hereby notifies the Assessor
2 Recorder of the non-renewal of the historical property contract for 215 and 229 Haight Street;
3 and, be it

4 FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the Planning
5 Director to send notice at least 60 days before the anniversary date to the owner of 215
6 and 229 Haight Street informing them that the historical property contract will not be renewed;
7 and be it

8 FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the Planning
9 Director to cause a notice of the non-renewal of the contract to be recorded in the City
10 Recorder's office.

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