

RESOLUTION NO. 102-2008

Adopted September 2, 2008

AUTHORIZING A LICENSE AGREEMENT WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, SAN FRANCISCO FOR THE USE OF THE KAYAK STORAGE BUILDING LOCATED IN MISSION CREEK PARK, PARCEL NP4; MISSION BAY NORTH REDEVELOPMENT PROJECT AREA

BASIS FOR RESOLUTION

1. On October 26, 1998, the Board of Supervisors of the City and County of San Francisco ("City") approved and adopted the Redevelopment Plan for the Mission Bay North Redevelopment Project Area; on November 2, 1998, it approved and adopted the Redevelopment Plan for the Mission Bay South Redevelopment Project Area (collectively the "Plans"). The Plans and their implementing documents, as defined in the Plans, constitute the Plan Documents.
2. Under the Plan Documents, FOCIL-MB, a subsidiary of Farallon Capital Management, LLC, is developing 43 acres of public open space on parcels of land in the Plans' areas owned by the City and the Port of San Francisco ("Open Space Parcels"), which are leased to the Redevelopment Agency of the City and County of San Francisco ("Agency") at the time of improvement ("Mission Bay Open Space System"). The Open Space Parcels are phased in over time in association with the residential and commercial development. Under the Plan Documents, the Agency is responsible for managing and operating the Mission Bay Open Space System until 2043.
3. FOCIL-MB recently completed the construction of a park, commonly referred to as NP4, in Mission Creek Park. The park was developed in accordance with the Schematic Design for NP4 and NP5 approved by the Commission on March 15, 2005. The approved Schematic Design includes a facility to store kayak boats ("Kayak Storage Building") to allow the public to utilize the boat launch that has been constructed in NP4.
4. The Regents of the University of California, San Francisco ("The Regents") has an organization called the Outdoor Programs, a not-for-profit enterprise, which offers classes to the general public, including classes on rafting and kayaking, surfing, backpacking, camping, rock climbing, and CPR courses. Outdoor Programs is also under contract with the California Department of Boating and Waterways to provide on the water training to members of the public to enhance basic boating safety education.
5. Allowing Outdoor Programs to use the Kayak Storage Building as a staging location for its kayaking classes will help activate the Mission Creek Park, as well as provide opportunities for underserved children and the general San Francisco public to access waterfront recreation.

6. The Agency has prepared a license agreement ("License Agreement") with The Regents to license the use of the Kayak Storage Building to Outdoor Programs for an initial term of five years, with the option of the Agency's Executive Director to extend the agreement for up to an additional nine years, in three-year increments.
7. Approval of the License Agreement with The Regents is categorically exempt from the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Section 15301 because it authorizes the use of an existing park facility for the use for which it was designed, and will not result in a significant physical effect on the environment.

RESOLUTION

ACCORDINGLY, IT IS RESOLVED by the Redevelopment Agency of the City and County of San Francisco that the Executive Director is authorized to enter into a License Agreement with The Regents, for the use of the Kayak Storage Building located in Parcel NP4 of the Mission Bay North Redevelopment Project Area, substantially in the form lodged with the Agency General Counsel; and to enter into any and all ancillary documents or take any additional actions necessary to consummate the transaction.

APPROVED AS TO FORM:



for James B. Morales 8/27/08
Agency General Counsel