RESOLUTION NO. 150-2005

Adopted October 4, 2005
5 ayes, 2 nays

AMENDING THE RULES GOVERNING PARTICIPATION BY PROPERTY OWNERS AND THE EXTENSION OF REASONABLE PREFERENCES TO BUSINESS OCCUPANTS FOR THE SOUTH OF MARKET EARTHQUAKE RECOVERY REDEVELOPMENT PROJECT AREA; SOUTH OF MARKET EARTHQUAKE RECOVERY REDEVELOPMENT PROJECT AREA

BASIS FOR RESOLUTION

1. The Redevelopment Agency of the City and County of San Francisco (the “Agency”) has prepared a proposed Redevelopment Plan Amendment for the South of Market Earthquake Recovery Redevelopment Project Area that adds the area bounded by Folsom Street, Columbia Square, Harrison Street and Seventh Street (the “Western Expansion Area”), that would also convert the South of Market Earthquake Recovery Redevelopment Project Area, together with the Western Expansion Area, to the South of Market Redevelopment Project Area (the “Project Area”) and provides for other amended policies (the “Plan Amendment”).

2. In connection with the Plan Amendment, the Agency proposes to adopt amended and restated Rules Governing Participation by Property Owners and the Extension of Reasonable Preferences to Business Occupants (the “amended OP Rules”) for the Project Area that update and supersede the Rules Governing Participation by Property Owners and the Extension of Reasonable Preferences to Business Occupants dated May 15, 1990, adopted pursuant to Resolution No. 122-90.

3. The amended OP Rules, which have been approved by the South of Market Project Area Committee and presented to this Commission, update the terms and conditions under which owners of real property in the Project Area may participate in redevelopment by developing or improving their property in accordance with the Redevelopment Plan and to establish the rules for the reentry of businesses in the Project Area that were engaged in business in buildings leased or acquired by the Agency.

4. On January 18, 2005, the Commission, by Resolution No. 9-2005, certified the Final Supplement to the Final Environmental Impact Report for the proposed Plan Amendment and Project Area (the “Final Supplement”) as adequate, accurate, and objective and in compliance with the California Environmental Quality Act (California Public Resources Code Sections 21000 et seq.) (“CEQA”) and the CEQA Guidelines (14 California Code of Regulations Sections 15000 et seq.). On January 13, 2005, the City and County of San Francisco, acting through the
San Francisco Planning Commission, adopted a parallel motion regarding certification of the Final Supplement.

5. The Commission has reviewed and considered the information in the Final Supplement, the CEQA findings, mitigation measures, mitigation monitoring and reporting plan and Statement of Overriding Considerations, which the Commission adopted on May 3, 2005 pursuant to Resolution No. 67-2005 and affirmed such CEQA findings and determinations through its adoption of Resolution No. 147-2005. Said findings and determinations are on file with the Secretary of the Agency and are incorporated in this Resolution by this reference.

RESOLUTION

ACCORDINGLY, IT IS RESOLVED by the Redevelopment Agency of the City and County of San Francisco that: (1) Resolution No. 122-90 is superseded by this Resolution, and (2) the amended Rules Governing Participation by Property Owners and the Extension of Reasonable Preferences to Business Occupants for the South of Market Earthquake Recovery Redevelopment Project Area are hereby approved, substantially in the form lodged with the Agency General Counsel.

APPROVED AS TO FORM:

[Signature]
James B. Morales
Agency General Counsel