## FILE NO. 181054

[Real Property License - Gerald Sullivan - Streetlight Facilities On and Near 10 Rockaway Avenue]

Resolution authorizing the General Manager of the Public Utilities Commission to enter into a revocable license with Gerald Sullivan as licensor for new streetlight facilities on Assessor's Parcel Block No. 2916, Lot No. 15, and in rock columns in Rockaway Avenue and Laguna Honda Boulevard with no license fee.

WHEREAS, Through the Rockaway Avenue Streetlight Project, the San Francisco Public Utilities Commission (SFPUC) Power Enterprise desires to install, operate, and maintain two new streetlights on existing rock columns located on Rockaway Avenue and Laguna Honda Boulevard in San Francisco (Rock Columns); and

WHEREAS, Gerald F. Sullivan (Licensor) owns the Rock Columns and adjacent property at 10 Rockaway Avenue, Assessor's Parcel Block No. 2916, Lot No. 15 (Licensor's Property); and

WHEREAS, Installation, operation, and maintenance of the two new streetlights on the Rock Columns will require a license (License) from Licensor to use a portion of Licensor's Property and the Rock Columns (License Area) for streetlights and electrical service facilities; and

WHEREAS, Licensor has agreed to grant the City and County of San Francisco (City), acting through the SFPUC, the License for no license fee, on the terms and conditions stated in the Streetlight License on file with the Clerk of the Board of Supervisors in File No. 181054; and

WHEREAS, The License will run with the land until terminated by either Licensor upon one year's notice, or by the City upon thirty days' notice, except in an emergency; and

Supervisor Yee BOARD OF SUPERVISORS

WHEREAS, On October 23, 2018, the SFPUC, by its Commission Resolution No. 18-0177, authorized the General Manager to execute the Streetlight License, subject to approval by the Board of Supervisors; and

WHEREAS, On July 24, 2018, the Planning Department determined that approval of this license is categorically exempt from the California Environmental Quality Act (CEQA) and the CEQA Guidelines under Section 15301, Class 1 (Existing Facilities); now, therefore, be it

RESOLVED, That the SFPUC General Manager is hereby authorized and urged, in the name and on behalf of the City, to execute the Streetlight License, and to take all steps (including, but not limited to, the execution and delivery of all certificates, agreements, notices, consents, and other instruments or documents) as the SFPUC General Manager deems necessary or appropriate pursuant to the Streetlight License, or to otherwise effectuate the purpose and intent of this Resolution, such determination to be conclusively evidenced by the execution and delivery of any such instrument by the SFPUC General Manager; and, be it

FURTHER RESOLVED, That the SFPUC General Manager is hereby authorized to enter into any amendments or modifications to the Streetlight License, including without limitation, the exhibits, that the SFPUC General Manager determines, in consultation with the City Attorney, are in the best interest of the City, do not materially increase the obligations or liabilities of the City, are necessary or advisable to effectuate the purposes and intent of the License or this Resolution, and are in compliance with all applicable laws, including the City Charter.



## City and County of San Francisco Tails Resolution

City Hall 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102-4689

File Number: 181054

## Date Passed: November 27, 2018

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November 15, 2018 Budget and Finance Committee - RECOMMENDED

November 27, 2018 Board of Supervisors - ADOPTED

Ayes: 11 - Brown, Cohen, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang and Yee

File No. 181054

I hereby certify that the foregoing Resolution was ADOPTED on 11/27/2018 by the Board of Supervisors of the City and County of San Francisco.

f Angela Calvillo Clerk of the Board

London N. Breed Mayor

Date Approved