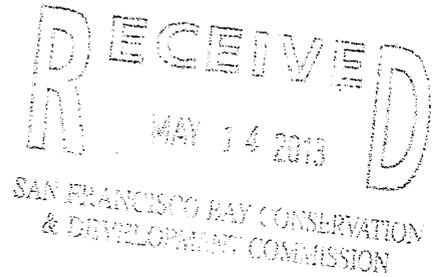


COPY



May 13, 2013

The Honorable Anne Halsted, Vice Chair  
San Francisco Bay Conservation and Development Commission  
50 California Street, Suite 2600  
San Francisco, CA 94111

**Re: Staff Recommendation to Oppose AB 1273 (Ting)**

Dear Ms. Vice Chair and Commissioners:

On behalf of Save The Bay and our 40,000 members and supporters throughout the Bay Area, I write to encourage you to vote to oppose AB 1273 (Ting) as your staff has recommended, unless the bill is significantly amended to eliminate waiver of BCDC's public trust determination authority and other objectionable provisions.

Save The Bay has communicated consistently for more than a year to the Mayor of San Francisco, Port of San Francisco officials, and representatives of the Golden State Warriors, that Piers 30-32 are not a legal or appropriate place to build a massive private arena that would negatively impact San Francisco Bay, public access and views. Save The Bay is on record in opposition to AB 1273 as an absolutely premature effort by the legislature to make findings and mandate uses on Pier 30-32, far in advance of even a draft Environmental Impact Report (EIR) that can be reviewed by the public and decision-makers.

As the staff recommendation underscores:

- BCDC should formally object to the legislature precluding your evaluation of public trust consistency for a project at Piers 30-32; AB 1273 erodes BCDC's statutory authority and undermines the Commission's ability to protect San Francisco Bay and the public interest
- Only with an "oppose" position can BCDC influence improvements to AB 1273 while it is still pending in the Assembly; without a formal "oppose" position from the Commission at this time, neither the author nor proponents of AB 1273 have sufficient incentive to make significant changes recommended by BCDC staff
- The Port and City staff's recommended alternative, that BCDC take no position on AB1273, should be rejected as a self-serving request designed to preclude BCDC influence on the legislation while it advances toward enactment.

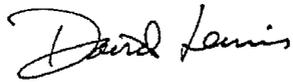
Section 8 of AB 1273 reads:

*Any legislative or regulatory requirement for findings line of consistency with the trust under the Special Area Plan, the Bay Plan, or any other applicable statute, regulation, or plan shall be deemed satisfied if the Port has made a finding that the Pier 30-32 development is consistent with the requirements of Section 5 of this act.*

It is premature for the Commission or any agency to determine whether the proposed arena project at Piers 30-32 appropriately balances trust and non-trust uses, minimizes bay fill and other impacts to San Francisco Bay, and provides sufficient public benefits. The Commission must oppose AB 1273 unless amended, or lose its ability to make those determinations at an appropriate time, with full information and public input.

Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script that reads "David Lewis".

David Lewis  
Executive Director



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MAY 14 2013

SAN FRANCISCO BAY CONSERVATION  
& DEVELOPMENT COMMISSION

85 Second Street, 2nd Floor, San Francisco CA 94105-3441

May 13, 2013

Honorable Anne Halsted, Vice Chair  
San Francisco Bay Conservation and Development Commission  
50 California Street, Suite 2600  
San Francisco, CA 94111

Re: Staff Recommendation to Oppose AB 1273 (Ting)

Dear Vice Chair Halsted and Commissioners:

I am writing on behalf of the Sierra Club and our 30,000 local members to express our concerns over this Commission's response to AB1273. As currently worded, the bill would grant to the Port of San Francisco the authority to make a finding of public trust compliance for the Warriors' project at Seawall Lot 330 and Piers 30-32 if certain (mainly incidental) requirements are met. That determination, however, is more properly made by the State Lands Commission and this body, in accordance with the McAtier – Petris Act.

We do not believe this project should be exempted from the normal review procedures, nor do we believe this body should be complicit in the abrogation of its own authority. AB1273 is at best premature, and at worst a pernicious meddling of the State Legislature in the normal procedures and planning principles relating to findings of Public Trust compliance. We urge you to accept staff's recommendation and oppose the bill unless amended.

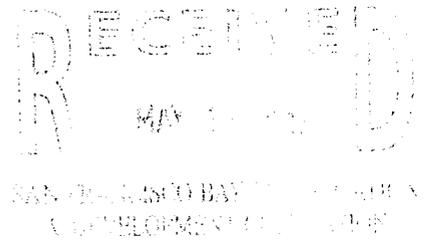
Thank you for your consideration.

Sincerely,

Rebecca Evans

Chair

San Francisco Group



**From:** Alice Rogers <arcomnsf@pacbell.net>  
**Date:** Wednesday, May 15, 2013 4:41 PM  
**To:** Larry Goldzband <lgoldzband@bcdc.ca.gov>  
**Subject:** BCDC Agenda item 9; May 16 meeting/Support Primary Staff Recommendation

15 May 2013

San Francisco Bay Conservation and Development Commission  
50 California St, Suite 2600  
San Francisco, CA 94111

Re: May 16th Meeting, Agenda Item 9, Pending Assembly Bill AB 1273

Honorable Commissioners, Alternates, and Staff,

I am writing as a 20-year resident, home owner and independent business person located in Assembly District 17, Supervisorial District 6, and the neighborhood adjacent to the proposed Piers 30-32 project. I strongly urge you to either support your staff's primary recommendation of opposing AB1273 unless amended, or--better yet--to oppose AB1273 outright and let the the Golden State Warriors' Pier project go through the full local, State Lands and BCDC review process so that each and every agency may evaluate the project on its merits, including its public trust consistency. There is no urgency nor over-riding uniqueness to set this development apart for targeted legislation, and it is only equitable that the debate over whether the proposed non-maritime use be taken in front of the full State Lands Commission, allowing any decision made to stand for all areas of the bay.

At the outset of this development process, our elected officials promised a robust public vetting of every aspect of this complicated project. Hundreds of hours of neighborhood meetings have ensued and--even though the development proposal has only been revealed to the public in conceptual, programmatic form, even in its 2.0 version--it is clear that informed opinions are widely divided on the appropriateness and trust-consistency of this entertainment complex on the water.

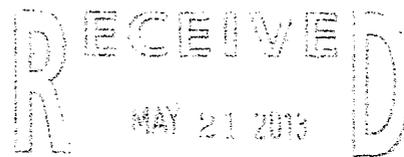
This proposed project will benefit San Francisco in many ways, but these benefits are not site specific and will accrue equally--and at less cost to City tax payers and the bay--if this non-maritime-related complex is located landside. Since both public funds and public lands are integral to this development, it is imperative that the project review, including possible alternative sites, be exhaustive at every agency level so that decision-makers and tax payers will be fully informed of all implications.

Opposing this legislation is not opposing this development proposal; it is simply asking that its public trust consistency not be pre-ordained until the proposal is fully formed and then shaped and vetted through the mandated public process.

Respectfully,

Alice Rogers  
10 South Park St, Studio 2, San Francisco, CA 94107

Geoffrey Gibbs  
50 California Street, 26th Floor  
San Francisco, CA 94111  
Telephone: (415) 352-3600  
Fax: (415) 352-3606



SAN FRANCISCO BAY CONSERVATION  
& DEVELOPMENT COMMISSION

With regards to AB 1273

I respectfully request you consider opposing this dangerous and unprecedented legislation. We have fought for decades to preserve and restore our most valued asset – the San Francisco Bay, and this legislation weakens these important checks and balances.

Regardless of whether you support or oppose the proposed Warriors Arena on Piers 30-32, supporting this end-run around the bay's hard won protections would be a vote against preserving the bay.

Please consider your vote carefully. Our bay needs every protection we can offer it. The Warriors can and should go through the same careful process and analysis that every other development must faces to insure we are doing the right thing and protecting our most precious resource

Respectfully,

Kevin Simons  
5800 Third Street, #1404  
San Francisco, CA 94124  
(415) 378-2347

A handwritten signature in black ink, appearing to read "K. Simons".



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www.RoundTheDiamond.com

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MAY 14 2013

SAN FRANCISCO BAY CONSERVATION  
& DEVELOPMENT COMMISSION

May 14, 2013

BCDC

Honorable R. Zachary Wasserman, Chair  
Honorable Anne Halsted, Vice Chair  
Mr. Larry Goldzband, Executive Director  
Mr. Stephen Goldbeck, Chief Deputy Director  
c/o Ms. Graciela Gomez, Executive Secretary

Re: BCDC: May 14, 2013 / Commission Meeting

Agenda Item #: 9 Consideration of Proposed  
Legislation AB 1273 (Ting) • Correspondence; Draft  
Staff Recommendation for AB 1273 (Ting): The Pier  
30-32 Revitalization Act - Agenda Item 9.

Round The Diamond Proposal:

San Francisco - Golden State Warriors  
Arena High School-College Career  
Pathway Classroom

Dear Commissioners,

I support the "best & highest use" development of a Multi-Purpose Cultural Center & Arena on the Piers 30-32 of our San Francisco waterfront, as well as the integration of my long-time proposal for the Warriors & San Francisco officials to collaborate & build within the original Design and Construction of this Arena, a High School-College Career Pathway Classroom.

I respectfully ask the Warriors Organization to invite me to work as a Team Member with their Community Foundation, in order to begin the process of gaining wide-spread Financial Support to evolve & implement a Model, Career Development space worthy of National & International respect & emulation.

I believe the Warriors will work with trustworthy integrity and Visionary Leadership in relation to all of us - the citizens of San Francisco, the State of California & our Nation.

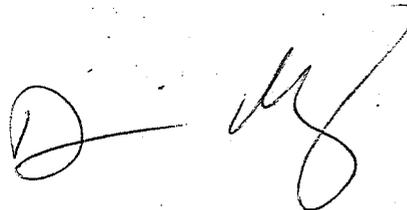
I have provided you & all officials & the Warriors with copies of the letters I received from Hopi Nation elders in 1991 in support of developing cross-cultural cooperation regarding my original proposal for a Sports Facility Classroom within the Giants Ballpark in 1985 to Bob Lurie Mayor Dianne Feinstein & the SF Board of Supervisors. This is one example of the Cross-Cultural Sports & Education Exchange Program I am proposing as an element of my proposal.

As an integral, real-world & practical Sister-City Relationship can be established with our neighbor nations & people of Mexico, Central & South America, I believe we can create an influential Motel program as a component of future Arena's & Stadiums built by our Professional Sports Teams & Industry.

One additional component that can be explored, is the potential of establishing a small "Visitors Housing" facility located within the SWL 330 project for the positive business opportunities available for all of San Francisco, including the immediate neighborhood surrounding this Arena.

My Arena Classroom Proposal  
information can be reviewed on my  
website: RoundTheDiamond.com.

Thank you very much  
for your Time.

Sincerely,   
Dennis G. MacKearie

CC:

Honorable Edmund G. Brown Jr.,  
Governor; State of California

Honorable Gavin Newsom,  
Lieutenant Governor; California

Honorable Phil Ting, Assembly member;  
State of California



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COPY

Dennis G. MacKenzie, M.A.

www.RoundTheDiamond.com

DennisMacKenzie@RoundTheDiamond.com

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MAY 23 2013

SAN FRANCISCO BAY CONSERVATION  
& DEVELOPMENT COMMISSION

5/22/13

BCOC

4/0 Ms. Graciela Boney,  
Executive Secretary

Dear Commissioners & Staff,

Please accept my enclosed letter  
as a part of your 5/16/13 Public  
Hearing on the Revitalization Act issue  
regarding Piers 30-32.

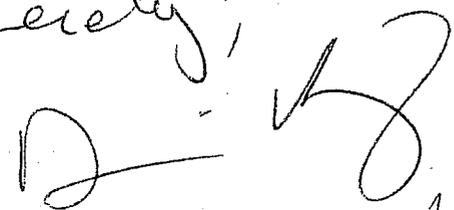
My computer "froze-up" before I  
could print my comments for the  
meeting - so I provided you with a  
last minute "hand-written" letter last  
week.

I appreciate the work that you  
and trust the decisions that

you & the State Lands Commission -  
as well as all the SF Public  
officials & agencies responsible for  
the "highest & best use" care  
of this unique waterfront location -  
must make.

Thank you once again for  
your perspectives you shared at  
the 5/16/13 Hearing. And I  
appreciate your understanding of  
my need to utilize "pen & paper"  
in our "old school" tradition!

Sincerely,

  
Dennis Mackenzie

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*Dennis G. MacKenzie, M.A.*

[www.RoundTheDiamond.com](http://www.RoundTheDiamond.com)

[DennisMacKenzie@RoundTheDiamond.com](mailto:DennisMacKenzie@RoundTheDiamond.com)

346 Precita • San Francisco, CA 94110 USA • Ph/Fax (415) 648-5655

May 16, 2013

Bay Conservation and Development Commission  
50 California Street, Suite 2600  
San Francisco, CA 94111

Honorable R. Zachary Wasserman, Chair  
Honorable Anne Halsted, Vice Chair

Mr. Larry Goldzband, Executive Director  
Mr. Stephen Goldbeck, Chief Deputy Director

C/o Ms. Graciela Gomez, Executive Secretary

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MAY 23 2013

SAN FRANCISCO BAY CONSERVATION  
& DEVELOPMENT COMMISSION

Re: BCDC: May 16, 2013 / Commission Meeting  
Agenda Item #9 – Consideration of Proposed Legislation AB 1273 (Ting)  
Correspondence; Draft Staff Recommendation for AB 1273 (Ting): The Pier 30-32  
Revitalization Act – Agenda Item 9.

Round The Diamond / Proposal:  
San Francisco – Golden State Warriors  
Arena High School-College Career Pathway Classroom

Dear Commissioners and Staff,

I support the "...best and highest use" development of a Multi-Purpose Cultural Center & Arena on Piers 30-32 of our San Francisco waterfront; as well as the integration of my long-time proposal for the Warriors and San Francisco officials to collaborate and build within the original design and construction of this Arena, a High School-College Career Pathway Classroom.

I respectfully ask the Warriors Organization to invite me to work as a Team Member within their Community Foundation to gain wide-spread Financial Support to continue the evolution and implementation of my proposal, and in order to assist in the facilitation and development of a Model Career Development component worthy of National and International respect and emulation. This Arena Classroom can also provide our numerous American professional Sports

Teams and Industries with a comprehensive and successful model worthy of inclusion in the future design and construction of Arenas and Sports Stadiums for future public-private projects for the health and economic benefits of cities and communities throughout the country.

I believe the Warriors, their architectural partners, all San Francisco and State public agencies and officials involved in this waterfront project, can work together with trustworthy integrity - and visionary leadership - as well as honoring the Port of San Francisco's policy regarding the commitment to develop projects on the waterfront in the "... best and highest use" possible for the benefit of all the good people of the City and County of San Francisco, the State of California - and our Nation.

I have provided you, all public officials and the Warriors Leadership Team, with copies of the letters I received from Hopi Nation elders and leaders in 1991 in support of my proposal to include an educational classroom within the San Francisco Giants Ballpark in 1985, to then owner Bob Lurie, Mayor Dianne Feinstein and the SF Board of Supervisors. This is one example of the innovative and comprehensive social, educational, career guidance and economic investments and benefits that the inclusion of the Cross-Cultural Sports & Education Exchange Program I am proposing can offer for all parties involved - including our students, youth, families, citizens, and businesses - as well as national and international cities and communities.

I trust that practical, real-world benefits can be established through 'Sister-City Relationships' that can be created through innovative development of this Multi-Purpose Facility through visionary leadership. Through this Public-Private Partnership, I believe the Warriors and San Francisco can initiate with our neighboring nations throughout Mexico and the Americas, a World Class, Model Cross-Cultural Program that will offer our citizens opportunities to enhance and expand positive, trans-cultural creative international relations; as well as initiation of new ideas for economic, business and educational benefits for the entire San Francisco-Oakland Bay Area Community and beyond - for generations to come.

One additional component I believe is worthy to be explored, is the potential this project offers to include a 'Visitors Housing Facility' located within the SWL 330 project that can provide successful business opportunities for the benefit of all the investors, including the immediate surrounding neighborhood and community of San Francisco as a whole. At the same time, this Visitor's Facility can serve as a convenient, practical and valuable partnership for everyone involved in this Multi-Purpose Cultural Center and Arena's long-term goals and objectives.

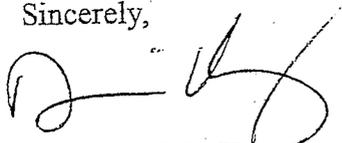
I appreciate the work and responsibility of the BCDC in assisting in the creation a healthy environment for all current and future San Francisco Bay Area waterfront project developments. I trust your professional leadership serves as a model for meeting the numerous environmental challenges we all face around the Bay Area waterfront, and throughout the State of California.

My San Francisco-Warriors Arena Classroom proposal and lists of public officials and the Warriors Team contact information can be reviewed on my Website: RoundTheDiamond.com.

Thank you very much for your time, consideration and support for the long-term comprehensive benefits that this professional, Multi-Purpose Cultural Events Center & Arena can potentially offer

all the people of the City and County of San Francisco, our Bay Area Community, State of California citizens and visitors from around the World.

Sincerely,

A handwritten signature in black ink, appearing to read "Dennis G. MacKenzie". The signature is fluid and cursive, with a large initial "D" and "M".

Dennis G. MacKenzie

CC:

Honorable Edmund G. Brown, Jr., Governor; State of California  
Honorable Gavin Newsom, Lieutenant Governor; State of California  
Honorable Phil Ting, Assemblyman; State Assembly, California

