

From: Lutenski, Leigh (ECN) <leigh.lutenski@sfgov.org>
Sent: Friday, February 7, 2020 10:53 AM
To: Jennifer Heggie <jdheggie@gmail.com>
Cc: Balboa Reservoir Compliance (ECN) <balboareservoircompliance.ecn@sfgov.org>; secretary.sunnyside@gmail.com
Subject: RE: Balboa Reservoir: Request re. compensation for displaced residents

Hi Jennifer,

Thank you for expressing your concerns. I hope to see you on Monday evening at the BRCAC meeting.

Best, Leigh

Leigh Lutenski
OEWD Joint Development
City Hall, Room 448
leigh.lutenski@sfgov.org
(415) 554-6679

From: Jennifer Heggie <jdheggie@gmail.com>
Sent: Thursday, January 30, 2020 5:20 PM
To: Lutenski, Leigh (ECN) <leigh.lutenski@sfgov.org>
Cc: Balboa Reservoir Compliance (ECN) <balboareservoircompliance.ecn@sfgov.org>; secretary.sunnyside@gmail.com
Subject: Re: Balboa Reservoir: Request re. compensation for displaced residents

Thank you Leigh.

These issues are not hypothetical. They are real.

My next door neighbor had a baby just a few months ago. I'm not sure the projections are conservative enough. My neighbors are less than a half block away from Frida Kahlo Way. Our local sidewalks on Frida Kahlo Way and within a block from there are frequently used by neighbors walking their babies, children and young children as well as children who play on the sidewalk. I personally know elderly neighbors (80+ years) and families with young children who live on Frida Kahlo Way and another elderly neighbor on Plymouth. And our neighborhoods are education rich, providing child services for children from many other neighborhoods as well. These children play or exercise outside for their health.

What protections will these families have? Is this another neighborhood where long-time San Francisco families will end up being displaced? Much as we want housing, we don't want to be displaced to do it, and particularly by housing that will displace the middle class (because most of these homes were middle class when they were last bought.) By paying taxes, are we contributing to paying for our own displacement or ill-health?

Jennifer

On Thu, Jan 30, 2020 at 3:56 PM Lutenski, Leigh (ECN) <leigh.lutenski@sfgov.org> wrote:

Hi Jennifer,

I did hear back from my colleagues and can provide some information for your questions:

The City does not have any laws and/or programs regarding displacement of residents that live outside the boundaries of a project site. We do have resident displacement laws that apply only to existing occupied units within a project site that will be affected by construction of the project. The Balboa project does not displace any on-site residents so these laws would not apply here. I understand that you're contemplating the potential physical environmental impacts to residents outside of the

boundaries of the project area. The Balboa Reservoir draft environmental impact report (EIR) examines these as they apply to the general public and proposes the mitigation measures for any identified impacts. The Balboa EIR conservatively identified significant and unavoidable noise and air quality impacts, and identified all known feasible mitigation to address these impacts. I summarized them below so you can see how the project will be required to mitigate these impacts.

In addition, the project will be using best practices to manage dust as is discussed in the EIR as well.

I hope this helps. Thanks, Leigh

- o Noise

- Mitigation to reduce the construction noise includes plywood barriers and best available noise control techniques on equipment. The draft EIR identified it as significant and unavoidable because of the existing low noise levels in the neighborhood and the length of construction could exceed the standard used.

- o Air quality

- Draft EIR impacts AQ-2a and 2b relate to *regional* air pollutants, not local air pollutants.
- Draft EIR impact AQ-4 relates to *local* air pollutants.
 - The mitigation including cleanest construction engines available would reduce the impacts to less than significant levels for most nearby residents under most construction scenarios.
 - Under the three-year construction scenario a significant and unavoidable air quality impact *could* occur to some off-site residents even with proposed mitigation of that impact.
- The draft EIR analysis made conservative assumptions for maximum health protection. This includes assumptions such as the project would begin construction while a nearby resident is in the third trimester of pregnancy, and project construction would continuously expose the nearby resident child the first few years of their life. That is, the nearby resident child wouldn't leave the house during project construction activities.

From: Lutenski, Leigh (ECN)

Sent: Thursday, January 30, 2020 1:57 PM

To: Jennifer Heggie <jdheggie@gmail.com>

Cc: secretary.sunnyside@gmail.com; Balboa Reservoir Compliance (ECN) <balboareservoircompliance.ecn@sfgov.org>

Subject: RE: Balboa Reservoir: Request re. compensation for displaced residents

Hi Jennifer –

I just wanted to let you know that I'm waiting for some information from a colleague in order to answer your question. Sorry it's taken a little bit. I'll be back in touch soon.

Thanks, Leigh

From: Jennifer Heggie <jdheggie@gmail.com>

Sent: Thursday, January 23, 2020 4:43 PM

To: Conrad, Theodore (ECN) <theodore.conrad@sfgov.org>

Cc: secretary.sunnyside@gmail.com; Lutenski, Leigh (ECN) <leigh.lutenski@sfgov.org>

Subject: Re: Balboa Reservoir: Request re. compensation for displaced residents

Thank you Ted, and welcome back, Leigh.

Please let me know if you need any clarification of my request.

Regards,

Jennifer

On Thu, Jan 23, 2020 at 4:38 PM Conrad, Theodore (ECN) <theodore.conrad@sfgov.org> wrote:

Hi Jennifer-

Thanks for reaching out. Leigh Lutenski is now back from her leave and has resumed her responsibilities as project manager for the Balboa Reservoir Project. Because of this, I am now transitioning off of the project.

I've copied Leigh here and I'm sure she can help answer your questions.

Thanks,

Ted

Theodore W. Conrad
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(415) 554-6162
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From: Jennifer Heggie <jdheggie@gmail.com>
Sent: Thursday, January 23, 2020 3:56 PM
To: Conrad, Theodore (ECN) <theodore.conrad@sfgov.org>
Cc: secretary.sunnyside@gmail.com
Subject: Balboa Reservoir: Request re. compensation for displaced residents

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Hi Ted,
Thank you again for meeting us in December.

I have a question about precedent or examples of compensation for residents who are displaced during the construction of large developments. Do you know of any precedent for compensating residents who must leave their homes due to adverse environmental impacts during construction?

Have other developments provided this form of compensation so that the burden doesn't fall on existing residents who may have more sensitive health systems to find a way to move if they may be hurt from the fallout of construction?

Also, I heard that in Tokyo, new development is surrounded by some sort of construction all the way to the tallest height of the building to minimize the impact of construction noise. Are these methods in practice elsewhere? Is there a precedent in the U.S.?

I'd appreciate any examples or links you think are pertinent.
Thank you,
Jennifer Heggie
Sunnyside