

1 [Settlement of Lawsuit - Yes in My Back Yard and Sonja Trauss - Appellants to Pay City
2 \$32,000]

3 **Ordinance authorizing settlement of the lawsuit filed by Yes in My Back Yard, a**
4 **California nonprofit corporation, and Sonja Trauss against the City and County of San**
5 **Francisco, Nordstrom, Inc., 469 Stevenson Investment, LLC, and Yerba Buena**
6 **Neighborhood Consortium, LLC for a payment to the City of \$32,000; the lawsuit was**
7 **filed on January 20, 2022, in San Francisco Superior Court, Case No. case # CPF-22-**
8 **517661, and appealed by petitioners to the First District Court of Appeal, Case No.**
9 **A167949; entitled Yes In My Back Yard, et al. vs. City and County of San Francisco, et**
10 **al.; the lawsuit involves a challenge to San Francisco’s requirement of further**
11 **environmental review of a proposed project under the California Environmental Quality**
12 **Act and compliance with the California Housing Accountability Act.**

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14 Be it ordained by the People of the City and County of San Francisco:

15 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby
16 authorizes the City Attorney to settle the action entitled Yes In My Back Yard, et al. vs. City
17 and County of San Francisco, et al., San Francisco Superior, Case No. CPF-22-517661, and
18 appealed by petitioners to the First District Court of Appeal, Case No. A167949, by
19 Appellants’ payment to the City of \$32,000 and dismissal of the lawsuit. The lawsuit involves
20 a challenge to San Francisco’s requirement of further environmental review of a proposed
21 project under the California Environmental Quality Act and compliance with the California
22 Housing Accountability Act.

23 Section 2. The above-named action was filed in January 20, 2022, and the following
24 parties were named in the lawsuit: Yes in My Backyard and Sonja Trauss, Petitioners and
25 Plaintiffs; City and County of San Francisco; San Francisco Board of Supervisors; and DOES

1 1-25, Respondents and Defendants; Nordstrom, Inc.; 469 Stevenson Investment, LLC; Yerba
2 Buena Neighborhood Consortium, LLC, Real Parties In Interest.

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5 APPROVED AS TO FORM AND
6 RECOMMENDED:

RECOMMENDED:

7 DAVID CHIU
8 City Attorney

PLANNING DEPARTMENT

9 /s/
10 AUSTIN M. YANG
11 Chief Land Use Deputy

/s/
12 RICH HILLIS
13 Director

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City and County of San Francisco

Tails Ordinance

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

File Number: 240147

Date Passed: April 16, 2024

Ordinance authorizing settlement of the lawsuit filed by Yes in My Back Yard, a California nonprofit corporation, and Sonja Trauss against the City and County of San Francisco, Nordstrom, Inc., 469 Stevenson Investment, LLC, and Yerba Buena Neighborhood Consortium, LLC for a payment to the City of \$32,000; the lawsuit was filed on January 20, 2022, in San Francisco Superior Court, Case No. case # CPF-22-517661, and appealed by petitioners to the First District Court of Appeal, Case No. A167949; entitled Yes In My Back Yard, et al. vs. City and County of San Francisco, et al.; the lawsuit involves a challenge to San Francisco's requirement of further environmental review of a proposed project under the California Environmental Quality Act and compliance with the California Housing Accountability Act.

March 21, 2024 Government Audit and Oversight Committee - RECOMMENDED

April 02, 2024 Board of Supervisors - PASSED ON FIRST READING


Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

April 16, 2024 Board of Supervisors - FINALLY PASSED


Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 240147

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 4/16/2024 by the Board of Supervisors of the City and County of San Francisco.



Angela Calvillo
Clerk of the Board



London N. Breed
Mayor

4/26/24

Date Approved