

1 [Adopting findings related to affirming the categorical exemption for 1 La Avanzada Avenue
2 (aka 250 Palo Alto Avenue).]

3 **Motion adopting findings affirming the determination by the Planning Department that**
4 **the 1 La Avanzada Street (aka 250 Palo Alto Avenue) project is categorically exempt**
5 **from environmental review under the California Environmental Quality Act.**

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7 The Planning Department determined that the installation of a radio antenna,
8 emergency generator and diesel fuel tank and 4 satellite dishes on Sutro Tower ("Project")
9 was categorically exempt from the California Environmental Quality Act ("CEQA") on or
10 around February 10, 2005 (the "determination"). By letter to the Clerk of the Board of
11 Supervisors dated February 28, 2005, SiuLing Chen, on behalf of Midtown Terrace
12 Homeowners Association, and Doris Linnenback, on behalf of Twin Peaks Improvement
13 Association, filed an appeal of the determination to the Board of Supervisors, which the Clerk
14 of the Board of Supervisors received on or around February 28, 2005.

15 On April 26, 2005, this Board held a duly noticed public hearing to consider the appeal
16 of the determination and following the public hearing affirmed the determination of the
17 Planning Department that the Project is categorically exempt from CEQA.

18 In reviewing the appeal of the categorical exemption determination, this Board
19 reviewed and considered the written record before the Board and all of the public comments
20 made in support of and opposed to the appeal.

21 NOW, THEREFORE, BE IT MOVED, That the Board of Supervisors of the City and
22 County of San Francisco hereby adopts as its own and incorporates by reference herein, as
23 though fully set forth, the determination made by the Planning Department on February 10,
24 2005.

1 FURTHER MOVED, That the Board of Supervisors finds that based on the whole
2 record before it there are no substantial Project changes, no substantial changes in Project
3 circumstances, and no new information of substantial importance that would change the
4 conclusions set forth in the Certificate of Exemption/Exclusion from Environmental Review
5 finding that the proposed Project is exempt/excluded from environmental review.

6 FURTHER MOVED, That after carefully considering the appeal of the categorical
7 exemption this Board concludes that the Project qualifies for a categorical exemption as set
8 forth in the determination by the Planning Department and there are no special circumstances
9 present in this case that would require the preparation of a negative declaration or an
10 environmental impact report for the Project under the California Environmental Quality Act and
11 CEQA Guidelines.

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