

1 [Affirming the Community Plan Evaluation - 1052-1060 Folsom Street and 190-194 Russ
2 Street]

3 **Motion affirming the determination by the Planning Department that a proposed project**
4 **at 1052-1060 Folsom Street and 190-194 Russ Street is exempt from further**
5 **environmental review under a Community Plan Evaluation.**

6
7 WHEREAS, On December 11, 2018, the Planning Department issued a Community
8 Plan Evaluation (“environmental determination”), pursuant to CEQA, the CEQA Guidelines, 14
9 Cal. Code of Reg. Sections 15000 et seq., and Chapter 31 of the San Francisco
10 Administrative Code, finding that the proposed project at 1052-1060 Folsom Street and 190-
11 194 Russ Street (“Project”) is consistent with the development density established by zoning,
12 community plan, and general plan policies in the Eastern Neighborhoods Rezoning and Area
13 Plan (the “Area Plan”) for the project site, for which a Programmatic EIR (the “PEIR”) was
14 certified; and

15 WHEREAS, The project site consists of three adjacent lots totaling 11,500 square feet
16 and contains five existing buildings; Lot 87 (190 Russ Street) contains a one-story commercial
17 building constructed in 1938 and an existing surface parking lot; Lot 21 contains three
18 buildings: 1052-1058 Folsom Street, which was constructed in 1916 and is occupied by an
19 existing two-story residential building with a ground-floor retail space; 192-194 Russ Street,
20 which was also constructed in 1916, and is occupied by an existing three-story building with
21 residential flats on the upper floors and storage on the ground-floor; and 200 Russ Street
22 (formerly 196 Russ Street), which was also constructed in 1916, and is occupied by a one
23 story commercial building; and Lot 23 (1060 Folsom Street) is occupied by an existing two-
24 story commercial building constructed in 1924; and

25

1 WHEREAS, The Project would demolish the existing buildings on the project site,
2 merge the three lots into a single lot, and construct a new seven-story, approximately 59,000-
3 gross-square-foot mixed-use building with 63 dwelling units and approximately 2,800 square
4 feet of ground floor retail use; the proposed unit mix for the 63 dwelling units consists of three
5 studio units, 23 one-bedroom units, and 37 two-bedroom units; and

6 WHEREAS, Four units would be designated as replacement units for the four existing
7 rent-controlled units (in the 1052-1060 Folsom Street and 192 Russ Street buildings), 15 units
8 would be designated as below market rate units, and the remaining 44 dwelling units would be
9 market rate; the proposed building would be approximately 64 feet, 6 inches tall per the San
10 Francisco Planning Code, with an additional 15 feet to the top of the rooftop elevator and stair
11 penthouses and mechanical equipment; the Project would provide approximately 6,800
12 square feet of common open space within the second floor deck and a rooftop deck, and a
13 combined total of approximately 2,100 square feet of private open space for units on the first
14 through seventh floors; the Project would also include an at-grade garage for 17 vehicles and
15 63 class I bicycle parking spaces and 10 class II bicycle parking spaces would be installed on
16 the sidewalks along the Folsom Street and Russ Street frontages of the project site; and

17 WHEREAS, The ground floor of the Project would include about 2,800 square feet for
18 three retail spaces fronting Folsom Street, three ground-floor residential units fronting on Russ
19 Street, and about 800 square feet for 63 class I bicycle parking spaces; the ground floor would
20 also include approximately 4,500 square feet for building services and an at-grade garage
21 with 17 off-street vehicle parking spaces in stackers (including one handicapped-accessible
22 parking space and one car share parking space) that would be accessible via Russ Street; the
23 Project would construct a new 10-foot-wide curb cut on Russ Street and a driveway into the
24 aforementioned at-grade garage, restore sidewalk to standard heights where curb cuts are
25 removed, and install street trees along the Folsom Street and Russ Street frontages; the

1 existing approximately 13-foot-wide sidewalk along Folsom Street and the approximately 15-
2 foot-wide sidewalk along Russ Street would remain; the proposed ground-floor dwelling units
3 would be accessed through individual entrances/exits along the Russ Street frontage of the
4 project site; all other dwelling units would be accessed through a residential lobby also located
5 on the ground floor with an entrance/exit on Russ Street; access to the proposed ground-floor
6 retail units would be through individual entrances/exits located along the Folsom Street
7 frontage of the site, and an additional entrance/exist would be located on Russ Street for one
8 corner retail unit; and

9 WHEREAS, On, December 20, 2018, the Planning Commission approved the
10 Conditional Use Authorization and a Large Project Authorization for the project (Planning
11 Commission Resolutions No. 20361 and No. 20360) and adopted findings of the shadow
12 analysis for the project (Planning Commission Resolution No. 20362); the approval of the
13 Conditional Use Authorization and Large Project Authorization constituted the approval action
14 under Chapter 31 of the Administrative Code; and

15 WHEREAS, By letter to the Clerk of the Board, dated January 22, 2019, Sue Hestor,
16 attorney for the South of Market Community Action Network (“Appellant”), appealed the
17 environmental determination; and

18 WHEREAS, The Planning Department’s Environmental Review Officer, by
19 memorandum to the Clerk of the Board dated January 25, 2019, determined that the appeal
20 had been timely filed; and

21 WHEREAS, On April 9, 2019, this Board held a duly noticed public hearing to consider
22 the appeal of the environmental determination filed by Appellant and, following the public
23 hearing, affirmed the environmental determination; and

24 WHEREAS, In reviewing the appeal of the environmental determination, this Board
25 reviewed and considered the environmental determination, the appeal letter, the responses to

1 the appeal documents that the Planning Department prepared, the other written records
2 before the Board of Supervisors and all of the public testimony made in support of and
3 opposed to the environmental determination appeal; and

4 WHEREAS, Following the conclusion of the public hearing, the Board of Supervisors
5 affirmed the determination that the Project does not require further environmental review
6 based on the written record before the Board of Supervisors as well as all of the testimony at
7 the public hearing in support of and opposed to the appeal; and

8 WHEREAS, The written record and oral testimony in support of and opposed to the
9 appeal and deliberation of the oral and written testimony at the public hearing before the
10 Board of Supervisors by all parties and the public in support of and opposed to the appeal of
11 the environmental determination is in the Clerk of the Board of Supervisors File No. 190093
12 and is incorporated in this motion as though set forth in its entirety; now, therefore, be it

13 MOVED, That the Board of Supervisors of the City and County of San Francisco
14 hereby adopts as its own and incorporates by reference in this motion, as though fully set
15 forth, the environmental determination; and, be it

16 FURTHER MOVED, That the Board of Supervisors finds that based on the whole
17 record before it there are no substantial project changes, no substantial changes in project
18 circumstances, and no new information of substantial importance that would change the
19 conclusions set forth in the environmental determination by the Planning Department that the
20 Project does not require further environmental review; and, be it

21 FURTHER MOVED, That after carefully considering the appeal of the environmental
22 determination, including the written information submitted to the Board of Supervisors and the
23 public testimony presented to the Board of Supervisors at the hearing on the environmental
24 determination, this Board concludes that the Project is consistent with the development
25 density established by the zoning, community plan, and general plan policies in the Eastern

1 Neighborhoods Area Plan project area, for which the PEIR was certified; would not result in
2 new significant environmental effects, or effects of greater severity than were already
3 analyzed and disclosed in the PEIR; and therefore does not require further environmental
4 review in accordance with CEQA Section 21083.3 and CEQA Guidelines Section 15183.

5

6 n:\land\as2017\0400241\01336817.docx

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25