

**From:** [Lew, Lisa \(BOS\)](#)  
**To:** [Lew, Lisa \(BOS\)](#)  
**Subject:** RE: Planning Department expert's response to issues with their report  
**Date:** Tuesday, April 20, 2021 10:50:28 AM

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**From:** Kelly Nice <[kellynice@niceandcompany.com](mailto:kellynice@niceandcompany.com)>  
**Sent:** Tuesday, April 20, 2021 9:21 AM  
**To:** Donovan, Dominica (BOS) <[dominica.donovan@sfgov.org](mailto:dominica.donovan@sfgov.org)>  
**Cc:** Maureen Holt <[maureen@ddmhww.com](mailto:maureen@ddmhww.com)>  
**Subject:** Planning Department expert's response to issues with their report

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Hi Dominica,

We're not sure if we're allowed to share this with Supervisor Stefani or not so we're sending to you to evaluate. It's part of the record so the Supervisor should be able to see it, but it didn't arrive until yesterday.

The Planning Department's own expert, Symphysis, has responded to the critique of their report by our five credentialed experts. He agrees with many of the points raised, walks back some of his claims in the original report, and in some cases explains why he chose his evaluation methodology.

This report is the basis of the Planning Department's CEQA exemption and the Planning Commission's decision in the DR.

Our point that we'll be making today is that this is proof of expert disagreement, and there can be no categorical exemption if credentialed experts provide evidence that there may be negative impact to a known historic resource.

This same standard was applied and upheld 10-1 by the BOS last Tuesday (April 13) in a similar matter regarding 476 Lombard.

Thank you, Dominica, your help has been invaluable in navigating this maze.

Maureen Holt and Kelly Nice

<https://sfgov.legistar.com/View.ashx?M=F&ID=9323789&GUID=7B423B42-6374-463B-A3CD-C59292B7F4C3>

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