

File No. 140769

Committee Item No. \_\_\_\_\_  
Board Item No. \_\_\_\_\_ 20

# COMMITTEE/BOARD OF SUPERVISORS

## AGENDA PACKET CONTENTS LIST

Committee \_\_\_\_\_ Date \_\_\_\_\_

Board of Supervisors Meeting Date May 19, 2015

## Cmte Board

<input checked="" type="checkbox"/>	<b>Motion</b>
<input type="checkbox"/>	<b>Resolution</b>
<input type="checkbox"/>	<b>Ordinance</b>
<input type="checkbox"/>	<b>Legislative Digest</b>
<input type="checkbox"/>	<b>Budget Analyst Report</b>
<input type="checkbox"/>	<b>Legislative Analyst Report</b>
<input checked="" type="checkbox"/>	<b>Introduction Form</b>
<input type="checkbox"/>	<b>Department/Agency Cover Letter and/or Report</b>
<input type="checkbox"/>	<b>MOU</b>
<input type="checkbox"/>	<b>Grant Information Form</b>
<input type="checkbox"/>	<b>Grant Budget</b>
<input type="checkbox"/>	<b>Subcontract Budget</b>
<input type="checkbox"/>	<b>Contract/Agreement</b>
<input type="checkbox"/>	<b>Award Letter</b>
<input type="checkbox"/>	<b>Application</b>
<input type="checkbox"/>	<b>Public Correspondence</b>

**OTHER** (Use back side if additional space is needed)

**Completed by:** Joy Lamug

Date May 14, 2015

1 [Reversing the Categorical Exemption Determination - 2251 Greenwich Street]

2

3 **Motion reversing the determination by the Planning Department that a proposed**  
4 **project at 2251 Greenwich Street is categorically exempt from environmental review.**

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6 WHEREAS, On June 2, 2014, the Planning Department determined that the proposed  
7 project located at 2251 Greenwich Street ("Project") is exempt from environmental review  
8 under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and San  
9 Francisco Administrative Code, Chapter 31; and

10 WHEREAS, The proposed project involves demolition of an existing two-story, 10,272  
11 square foot fire station built in 1936 and construction of a new 2-story, 10,398 square foot fire  
12 station on the same lot; and

13 WHEREAS, The project also includes replacement of the roof top generator, removal  
14 of one underground storage tank and replacement of a second underground storage tank; and

15 WHEREAS, By letter to the Clerk of the Board, received by the Clerk's Office on July 2,  
16 2014, Stephen M. Williams, of the Law Offices of Stephen M. Williams and on behalf of Brent  
17 McMicking and Evan Kletter, (Appellants) appealed the exemption determination; and

18 WHEREAS, The Appellants provided a copy of the Planning Department's Categorical  
19 Exemption Determination, signed June 2, 2014, which found that the proposed project was  
20 exempt under Class 2 of the CEQA Guidelines (14 Cal. Code Reg. Section 15302); and

21 WHEREAS, The Planning Department's Environmental Review Officer, by  
22 memorandum to the Clerk of the Board dated July 7, 2014, determined that the appeal had  
23 not been timely filed because no approval had yet been granted for the proposed project; and

24 WHEREAS, The Planning Department's Environmental Review Officer, by  
25 memorandum to the Clerk of the Board dated March 16, 2015, determined that the appeal

1 was now timely because a building permit was issued for the proposed project on February  
2 12, 2015; and

3 WHEREAS, On May 19, 2015, this Board held a duly noticed public hearing to consider  
4 the appeal of the exemption determination filed by Appellants and, following the public  
5 hearing, affirmed the exemption determination; and

6 WHEREAS, In reviewing the appeal of the exemption determination, this Board  
7 reviewed and considered the exemption determination, the appeal letter, the responses to the  
8 appeal documents that the Planning Department prepared, the other written records before  
9 the Board of Supervisors and all of the public testimony made in support of and opposed to  
10 the exemption determination appeal; and

11 WHEREAS, Following the conclusion of the public hearing, the Board of Supervisors  
12 reversed the exemption determination for the project based on the written record before the  
13 Board of Supervisors as well as all of the testimony at the public hearing in support of and  
14 opposed to the appeal; and

15 WHEREAS, The written record and oral testimony in support of and opposed to the  
16 appeal and deliberation of the oral and written testimony at the public hearing before the  
17 Board of Supervisors by all parties and the public in support of and opposed to the appeal of  
18 the exemption determination is in the Clerk of the Board of Supervisors File No. 140767 and is  
19 incorporated in this motion as though set forth in its entirety; now, therefore, be it

20 MOVED, That this Board of Supervisors reverses the determination by the Planning  
21 Department that the project is exempt from environmental review.

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## Introduction Form

By a Member of the Board of Supervisors or the Mayor

*qe*  
Time stamp  
or meeting date 5/12/15

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion, or Charter Amendment)
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor"  inquires"
- 5. City Attorney request.
- 6. Call File No.  from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No.
- 9. Reactivate File No.
- 10. Question(s) submitted for Mayoral Appearance before the BOS on

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative Form.**

**Sponsor(s):**

Clerk of the Board

**Subject:**

Reversing the Categorical Exemption Determination - 2251 Greenwich Street

**The text is listed below or attached:**

Motion reversing the determination by the Planning Department that a proposed project at 2251 Greenwich Street is categorically exempt from environmental review.

*qe +*  
Signature of Sponsoring Supervisor:

**For Clerk's Use Only:**