

File No. 200987

Committee Item No. _____

Board Item No. 95

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: _____

Date: _____

Board of Supervisors Meeting

Date: September 22, 2020

Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract/Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER

- Appeal Letter - 8/14/20
- Appellant Supplemental Info - 9/10/20
- Public Hearing Notice - 9/8/20
- Clerical Documents
- _____
- _____
- _____
- _____

Prepared by: Lisa Lew

Date: September 18, 2020

Prepared by: _____

Date: _____

FROM:

Mary Miles (SB #230395)
Attorney at Law for
Coalition for Adequate Review
364 Page St., #36
San Francisco, CA 94102

TO:

Angela Calvillo, Clerk, and
San Francisco Board of Supervisors
City Hall, Room 244
San Francisco, CA 94102

DATE: August 14, 2020

BY E-MAIL TO: bos.legislation@sfgov.org

**NOTICE OF APPEAL OF CEQA EXEMPTION OF "PANHANDLE SOCIAL
DISTANCING AND SAFETY PROJECT"**

PLEASE TAKE NOTICE that Coalition for Adequate Review hereby appeals to the San Francisco Board of Supervisors the environmental determination of the San Francisco Planning Department of the "Panhandle Social Distancing and Safety Project," aka "D5 Safe and Slow Streets Project," referred to here as "the Project," and the implementation of the Project by the San Francisco Municipal Transportation Agency ("MTA") with no CEQA review or public approval proceedings.

The Planning Department's Statutory Exemption No. 2020-006678ENV dated July 16, 2020 is attached as **EXHIBIT A**.

Although MTA implemented the Project on July 15, 2020, no public approval proceedings have been conducted and no approval document has been provided after numerous Public Records Act/Sunshine Ordinance requests. The Exemption document claims the Project was approved "under the authority delegated by the City Traffic Engineer." (Exh. A, p. 1.) After four Public Records Act/Sunshine Ordinance requests, the Planning Department and MTA have refused to provide any records of that "approval."

Grounds for this Appeal lie in the California Environmental Quality Act ("CEQA") (Pub. Res. Code §§21000 *et seq.*, and in rules, regulations, and case law. Appellant will submit briefing and other documents after a hearing is scheduled by the Board.

MTA implemented its "Panhandle Social Distancing and Safety Project," claiming it was "approved" under "authority delegated by the City Traffic Engineer" on July 15, 2020. On July 16, 2020, the Planning Department issued a statutory exemption under Guidelines §15269(c) ["Emergency Project"] and posted it on July 17, 2020. (Exh. A, p. 2 [starting the "appeal period"].) Nothing in any City or State Code grants such authority to the City Traffic Engineer, and the Project is not exempt under CEQA. Further, CEQA requires that an environmental determination must be made before a project is approved. MTA's July 15, 2020 implementation of the Project violates the fundamental requirements of CEQA to first provide public notice and the opportunity for meaningful participation in public proceedings.

The Project received NO public approval process and gave no notice or opportunity for input from the public.

The Project removes the left traffic lane and 12 parking spaces on a major one-way westbound street in San Francisco to install a "parking protected" bicycle lane. Fell Street is not only a "neighborhood" street but is also a heavily-trafficked arterial carrying commuters and other travelers to Golden Gate Park and the west side of the City.

The San Francisco Fire Department stated in a letter to MTA and other City agencies on May 20, 2020: "The SFFD has reviewed the plans for the Emergency parking Protected bikeway on Fell St between Baker and Shrader and does *not* approve of them." (**EXHIBIT B** [emphasis in Fire Dept. letter].)

The exemption document claims the "Panhandle Social Distancing and Safety Project is to facilitate members of the public maintaining six feet social distance while bicycling or walking in the Panhandle in order to prevent and mitigate a public health emergency." (Exh. A, p. 1.) That is not an emergency under CEQA, and recreational bicycling is not essential.

The "Panhandle Social Distancing and Safety Project" does not meet CEQA's definition of an emergency, which must be "a sudden, unexpected occurrence, involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property, or essential public services," and "such occurrences as fire, flood, earthquake, or other soil or geologic movements, . . . riot, accident, or sabotage." (Pub. Res. Code §21060.3 ["Emergency"].)

MTA claims these changes "are temporary and will expire 120 days after the retraction of the City's proclamation of the COVID-19 local emergency (dated February 25, 2020)." (Exh. A, p. 1.) During the six months since the February proclamation, the mayor has issued 25 (twenty-five) "supplements" to that fiat. Like other Slow Streets projects, no end date is provided for the Project. MTA now indicates it intends to make this Project permanent after the alleged "emergency need" expires.

Since it does not meet the requirements for the claimed exemption, this Board must reverse the Planning Department's exemption and MTA's implementation of the Project, eliminate the "parking protected" bicycle lane on Fell Street, and restore Fell Street to its previous condition before this illegally implemented Project, including restoring the traffic lane and all parking spaces.



Mary Miles

DATE: August 14, 2020

ATTACHMENTS/EXHIBITS:

A Planning Department's Statutory Exemption No. 2020-006678ENV dated July 16, 2020

B Letter from Fire Department to MTA, dated May 20, 2020.

ATTACHMENT A



Panhandle Social Distancing and Safety Project

As a result of the coronavirus (COVID-19) public health emergency, the San Francisco Municipal Transportation Agency (SFMTA) is proposing a parking-protected bikeway on Fell Street between Baker Street and Shrader Street “Panhandle Social Distancing and Safety Project” to provide relief to crowding on the multi-use paths within The Panhandle, a portion of Golden Gate Park located on the east side between Oak, Fell, Baker, and Stanyan Streets.

Before COVID-19, the multi-use paths in the Panhandle already carried high volumes of bicyclists and pedestrians. Use of these multi-use paths have only increased as a result of COVID-19. Given the increase in users and the existing width of the multi-use paths (up to 12 feet wide), people cannot practically maintain the six feet of social distance required by the city’s Public Health orders C19-07b. Providing a parking protected bikeway on Fell Street adjacent to the Panhandle would give bicycles an alternative route to the Panhandle paths, thereby providing relief to the overcrowding and supporting social distancing between users within the Panhandle.

As part of the proposed project, a westbound parking-protected bike lane would be installed on the south side of Fell Street between Baker Street and Shrader Street. The project would reduce the number of travel lanes on Fell Street from 4 to 3 to accommodate the new bike lane. The parking-protected bike lane design would run curbside with a painted buffer between cyclists and parking. The installation of the parking-protected bike lane would include the removal of one travel lane and the removal of approximately 12 parking spaces along Fell Street between Baker and Shrader streets. No loading spaces would be removed. Implementation of the proposed project would require paint and the installation of safe-hit posts. No excavation would be required.

Following installation, the SFMTA would monitor and evaluate conditions along Fell Street and make adjustments, if necessary, to address travel circulation for all modes as well as emergency response times.

The proposed Panhandle Social Distancing and Safety Project is to facilitate members of the public maintaining six feet social distance while bicycling or walking in the Panhandle in order to prevent and mitigate a public health emergency. The changes implemented as part of the project are temporary and will expire 120 days after the retraction of the City’s proclamation of the COVID-19 local emergency (dated February 25, 2020).

Approval Action:

SFMTA DOC Approval under the authority delegated by the City Traffic Engineer

Date of Approval Action:

July 15, 2020

Date of Posting:*

July 17, 2020

*Per Section 31.16(e)(2)(B)(ii), the appeal period starts on the date this exemption is posted to the Planning Department's website: <https://sfplanning.org/resource/ceqa-exemptions>

Statutorily Exempt pursuant to CEQA Guidelines Section 15269(c): Emergency Projects, specific actions necessary to prevent or mitigate an emergency.

Melinda Hue 7/16/20

Melinda Hue Date
San Francisco Municipal Transportation Agency

Laura C. Lynch 7/16/20

Laura Lynch Date
San Francisco Planning Department

ATTACHMENT B

From: Law, Chad (FIR) <chad.law@sfgov.org>
Sent: Wednesday, May 20, 2020 4:51 PM
To: Chen, Elizabeth; Olea, Ricardo; Uchida, Kansai; Knox White, John; Dusseault, Brian; Shahamiri, James; Sallaberry, Mike; Robinson, Daryl; Rude, Gretchen; Laffey, Noel; Macario, Michael; Lam, Scarlett L; McCormick, Shawn; Smith, Curtis; Fritzler, Anne; MTADOC Logistics; MTADOC Operation; MTADOC Manager; MTADOC Planning; Scanlon, Olivia (FIR); FireFDOC, FIR (FIR); Heidohrn, Scott (POL); Perea, Daniel (POL); Cherniss, Jason (POL); Thompson, Dack (POL); DPW-PublicWorks-DOC; Mcknight, John (DEM); Streeter, Jonathan; Gering, Rick (FIR)
Subject: RE: COVID-19 TASC: emergency parking protected bikeway on Fell between Baker and Shrader

Greetings,

The SFFD has reviewed the plans for the Emergency Parking Protected bikeway on Fell St between Baker and Shrader and does **not** approve of them. Please contact me if you have any questions.

Thank you,

Chad

Captain Chad Law

San Francisco Fire Department
Bureau of Fire Prevention & Investigation
698 Second Street, Room 109
San Francisco, CA 94107
415-558-3300 (Main)
415-558-3306 (Direct)
415-558-3323 (Fax)

415-238-5319 (Cell)

chad.law@sfgov.org



CONFIDENTIALITY NOTICE: This communication and its contents may contain confidential and/or legally privileged information. It is solely for the use of the intended recipient(s). Unauthorized interception, review, use or



San Francisco Planning

BOARD OF SUPERVISORS APPEAL FEE WAIVER FOR NEIGHBORHOOD ORGANIZATIONS

APPLICATION

Appellant's Information

Name: Mary Miles, Attorney at Law, for Coalition for Adequate Review

Address: 364 PAGE ST., #36
SAN FRANCISCO, CA 94102

Email Address: page364@earthlink.net

Telephone: (415) 863-2310

Neighborhood Group Organization Information

Name of Organization: Coalition for Adequate Review

Address: PLEASE SEE ABOVE

Email Address: PLEASE SEE ABOVE

Telephone: " "

Property Information

Project Address: Fell Street, San Francisco, CA

Project Application (PRJ) Record No: 2020-006678ENV Building Permit No:

Date of Decision (if any):

Required Criteria for Granting Waiver

All must be satisfied; please attach supporting materials.

REQUIRED CRITERIA	YES	NO
The appellant is a member of the stated neighborhood organization and is authorized to file the appeal on behalf of the organization. Authorization may take the form of a letter signed by the President or other officer of the organization.	<input checked="" type="checkbox"/>	
The appellant is appealing on behalf of an organization that is registered with the Planning Department and that appears on the Department's current list of neighborhood organizations.	<input checked="" type="checkbox"/>	
The appellant is appealing on behalf of an organization that has been in existence at least 24 months prior to the submittal of the fee waiver request. Existence may be established by evidence including that relating to the organization's activities at that time such as meeting minutes, resolutions, publications and rosters.	<input checked="" type="checkbox"/>	
The appellant is appealing on behalf of a neighborhood organization that is affected by the project and that is the subject of the appeal.	<input checked="" type="checkbox"/>	

For Department Use Only

Application received by Planning Department:

By: _____

Date: _____

Submission Checklist:

- APPELLANT AUTHORIZATION CURRENT ORGANIZATION REGISTRATION MINIMUM ORGANIZATION AGE
- PROJECT IMPACT ON ORGANIZATION

- WAIVER APPROVED WAIVER DENIED

FROM:
Rob Anderson, Director
Coalition for Adequate Review

TO:
San Francisco Planning Department
1650 Mission Street
San Francisco, CA 94103

RE: Application for Board of Supervisors Appeal Fee Waiver
Appeal of Planning Department Statutory Exemption

DATE: August 13, 2020

This will advise that Mary Miles, Attorney at Law, is authorized to represent Coalition for Adequate Review in the Appeal of the CEQA Exemption on the "Panhandle Social Distancing and Safety Project" dated July 16, 2020.

Coalition for Adequate Review requests a fee waiver for filing this Appeal to the Board of Supervisors, and attaches a copy of the Application for Board of Supervisors Appeal Fee Waiver form.

Coalition for Adequate Review has existed for more than 24 months and is on the Planning Department's list of neighborhood organizations. Coalition for Adequate Review uses San Francisco streets, including the streets affected by the Project and is affected by the impacts of the proposed Project that is the subject of this appeal.

Therefore, Coalition for Adequate Review respectfully asks that the Planning Department grant the attached Application for Board of Supervisors Appeal Fee Waiver. Thank you.



Rob Anderson

MARY ANN MILES

364 PAGE ST APT 36
SAN FRANCISCO, CA 94102-5624

3078

11-4288/1210 4958

9/11/20

Date

Pay to the Order of San Francisco Planning Department

\$ 640.00

Six hundred forty and ⁰⁰/₁₀₀

Dollars



Photo Safe Deposit
Details on back

WELLS FARGO

Wells Fargo Bank, N.A.
California
wellsfargo.com

BOS APPEAL "PANHANDLE" PROJECT

For BOS FILE # 200987

MP

⑆ 121042882⑆



From: [BOS Legislation..\(BOS\)](#)
To: "Mary Miles"
Cc: [PEARSON, ANNE \(CAT\)](#); [STACY, KATE \(CAT\)](#); [JENSEN, KRISTEN \(CAT\)](#); [RUIZ-ESQUIDE, ANDREA \(CAT\)](#); [Hillis, Rich \(CPC\)](#); [Teague, Corey \(CPC\)](#); [Sanchez, Scott \(CPC\)](#); [Jain, Devyani \(CPC\)](#); [Navarrete, Joy \(CPC\)](#); [Lewis, Don \(CPC\)](#); [Varat, Adam \(CPC\)](#); [Sider, Dan \(CPC\)](#); [Starr, Aaron \(CPC\)](#); [Rodgers, AnMarie \(CPC\)](#); [Ionin, Jonas \(CPC\)](#); [Lynch, Laura \(CPC\)](#); [Delumo, Jenny \(CPC\)](#); [Wietgreffe, Wade \(CPC\)](#); [Bihl, Lauren \(CPC\)](#); [Hue, Melinda \(MTA\)](#); [Contreras, Andrea \(MTA\)](#); [Rosenberg, Julie \(BOA\)](#); [Sullivan, Katy \(BOA\)](#); [Longaway, Alec \(BOA\)](#); [BOS- Supervisors](#); [BOS-Legislative Aides](#); [Somera, Alisa \(BOS\)](#); [Mchugh, Eileen \(BOS\)](#); [Hillis, Rich \(CPC\)](#); [BOS Legislation..\(BOS\)](#)
Subject: APPELLANT SUPPLEMENTAL REQUEST - Appeal of CEQA Exemption Determination - Proposed MTA - Panhandle Social Distancing and Safety Project - Hearing - September 22, 2020
Date: Thursday, September 10, 2020 1:39:40 PM
Attachments: [image001.png](#)

Greetings,

The Office of the Clerk of the Board received the following supplemental information from the appellant Mary Miles, on behalf of Coalition for Adequate Review, regarding the appeal of the Statutory Exemption under the California Environmental Quality Act the proposed MTA's Panhandle Social Distancing and Safety project.

[Appellant Supplemental Information - September 10, 2020](#)

The hearing for this matter is scheduled for 3:00 p.m. special order before the Board on September 22, 2020.

I invite you to review the entire matter on our [Legislative Research Center](#) by following the link below:

[Board of Supervisors File No. 200987](#)

Regards,

Lisa Lew
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
T 415-554-7718 | F 415-554-5163
lisa.lew@sfgov.org | www.sfbos.org

(VIRTUAL APPOINTMENTS) To schedule a "virtual" meeting with me (on Microsoft Teams), please ask and I can answer your questions in real time.

Due to the current COVID-19 health emergency and the Shelter in Place Order, the Office of the Clerk of the Board is working remotely while providing complete access to the legislative process and our services.



Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information

from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors' website or in other public documents that members of the public may inspect or copy.

From: [Mary Miles](#)
To: [BOS Legislation, \(BOS\)](#)
Subject: BOS FILE 200987 REQUEST FOR CONTINUANCE OF CEQA APPEAL HEARING
Date: Thursday, September 10, 2020 11:14:36 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

FROM:
Mary Miles (SB #230395)
Attorney at Law
for Coalition for Adequate Review
364 Page St., #36
San Francisco, CA 94102
(415) 863-2310

TO:
President Norman Yee and Members
San Francisco Board of Supervisors
City Hall, Room 244
San Francisco, CA 94102
BY E-MAIL TO: bos.legislation@sfgov.org
DATE: September 10, 2020

**REQUEST FOR CONTINUANCE OF CEQA APPEAL HEARING,
BOS FILE 200987**

Dear President Yee and Members of the Board:

I represent Appellant in this matter. On September 8, 2020, I received an e-mail with a Notice of Public Hearing stating that the above-described appeal was scheduled for hearing on September 22, 2020. I also received similar e-mails stating that two other appeals hearings were scheduled on the same day.

The 14-day Notice is inadequate to prepare and submit interested persons mailing lists (lists are due 20 days before the hearing) and briefs (due 11 days before the hearing). The short time deprives Appellant of the right to submit information needed for the informed decisionmaking required by CEQA and denies the public's right to notice. Scheduling all three appeals on September 22, 2020 makes it impossible to submit briefs and exhibits on these citywide projects, and for the public to be informed of the hearings and exercise their right to comment. Appellant and the public are thus significantly prejudiced by the inadequate time for briefing, public comment, submitting interested persons lists, and preparing for hearing.

The September 8, 2020 Notice of Public Hearing states:

"NOTE: The President may entertain a motion to continue this Hearing to a future Board of Supervisors meeting date, date to be determined. Public Comment will be taken on the continuance only."

Accordingly, consistent with the Notice, public comment should be taken on the continuance only at the September 22, 2020 meeting, the Board should continue the hearing to a date certain, and public comment should be taken on the merits of the appeal at the continued hearing. To assure equity and fairness, Appellant assumes that the Board will grant all continuance requests.

Therefore, Appellant requests that the Board continue the hearing on this appeal to **December 8, 2020**. Appellant will submit separate Requests for Continuance on the other two appeals.

Thank you.

Mary Miles
Attorney for Appellant Coalition for Adequate Review

From: [Board of Supervisors. \(BOS\)](#)
To: [BOS-Supervisors](#)
Cc: [BOS Legislation. \(BOS\)](#)
Subject: FW: Request of a continuance on hearing the appeals on: BOS File No. 200903, 200987, 201000, 201024
Date: Wednesday, September 16, 2020 5:04:55 PM

From: zrants <zrants@gmail.com>
Sent: Wednesday, September 16, 2020 5:00 PM
To: Board of Supervisors, (BOS) <board.of.supervisors@sfgov.org>
Cc: Ronen, Hillary <hillary.ronen@sfgov.org>; Peskin, Aaron (BOS) <aaron.peskin@sfgov.org>; Safai, Ahsha (BOS) <ahsha.safai@sfgov.org>; Stefani Catherine <margaux.kelly@sfgov.org>; Marstaff (BOS) <marstaff@sfgov.org>; Dean Preston <deanpreston7@gmail.com>; Yee, Norman (BOS) <norman.yee@sfgov.org>; Fewer, Sandra (BOS) <sandra.fewer@sfgov.org>; Haney, Matt (BOS) <matt.haney@sfgov.org>; MandelmanStaff, [BOS] <mandelmanstaff@sfgov.org>; Walton, Shamann (BOS) <shamann.walton@sfgov.org>
Subject: Request of a continuance on hearing the appeals on: BOS File No. 200903, 200987, 201000, 201024

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

September 16, 2020

Supervisors:

Re: Request of a continuance on hiring the appeals of the following cases:
BOS File No. 200903, MTA Emergency Temporary Transit Lanes and Bikeways
BOS File No. 200987, MTA Panhandle Social Distancing and Safety Project
BOS File No. 201000, MTA Emergency Temporary Street Changes Program
BOS File No. 201024, MTA Slow Streets Phase 3

We request a continuance on the appeal for Planning Department Cases listed here based on the fact that no one can reasonably deal with such a case load in such a rushed fashion during a pandemic and a firestorm emergency. In fact, few people could handle this during a none emergency state of affairs when all systems are functioning properly.

These are separate appeals on different MTA programs and projects. MTA is clearly using the COVID-19 crisis as a pretext to implement large-scale traffic and transit changes, labeling them as temporary, but actually designed as permanent, with no meaningful public process.

The main issue before the BOS in the appeals is whether the ongoing COVID-19

public health crisis is an emergency under CEQA, which the law strictly defines as a "sudden, unexpected occurrence" and requires specific conditions to qualify for an exemption from environmental review. The appellants argue that the MTA projects are not exempt under CEQA and that the exemption determination by the Planning Department should be reversed. The appellants are also asking for a continuance on each appeal to allow more time for briefing and public comment before the BOS decides how to rule.

The public has not been properly notified of this hearing or had time to respond to the actions being taken that do not follow health guidelines or fall within the jurisdiction of the agencies attempting to enforce them.

Sincerely,

Mari Eliza

San Francisco Board of Supervisors,

108 people have signed a petition on Action Network telling you to Support Emergency Measures to Open Streets to People.

Here is the petition they signed:

We urge you to reject the CEQA appeals of SFMTA's emergency measures. Slow Streets, Shared Spaces, Temporary Emergency Transit Lanes and Emergency Bike Lanes provide essential relief and amenities to San Franciscans during the COVID-19 emergency. The programs allow San Franciscans to enjoy safe and socially-distanced time outdoors. They help San Franciscans travel safely to work, groceries, and errands. They provide an economic lifeline for struggling small businesses. And they add to the city's COVID response capacity by making room for testing sites and food pantries.

Moreover, we call on you to reform the CEQA appeals process. All transportation projects which do not increase vehicle-miles traveled (VMT) should be ineligible to be appealed on CEQA grounds to the Board of Supervisors. All emergency SFMTA projects should not be subject to appeal on CEQA grounds.

Transportation projects such as these help San Francisco meet its joint commitments to making our streets safer and reducing our contributions to climate change. We will not succeed in either goal if we continue to allow a small number of individuals to abuse the CEQA process and waste city resources, delaying these necessary and urgent projects.

You can view each petition signer and the comments they left you below.

Thank you,

Streets for People

1. byron hawley (*ZIP code: 94118*)

This use of CEQA is the most un environmental step a single resident has done to attempt to stop an environmentally conscience set of measures to help people and businesses survive during a pandemic and looks absolutely foolish against the backdrop of California's single most deadly fire season brought on by decades of mismanagement and stupidity

2. Alexander Walker (*ZIP code: 94123*)

3. Ali Vahabzadeh (*ZIP code: 94123*)

4. Alex Stahl (*ZIP code: 94110*)

5. Andrew Reeder (*ZIP code: 94121*)

Open the streets to walking/biking and allow restaurants to create larger parklets. This is absolutely

an emergency, and will help people survive both mentally and financially.

6. Arman Khatchatrian (*ZIP code: 94131*)

7. Aubrey Jones (*ZIP code: 94043*)

8. Cassius Jones (*ZIP code: 94117*)
Please open up streets to pedestrians!

9. Austin Elliott (*ZIP code: 94103*)

10. Ben Donahue (*ZIP code: 94110*)

11. Sarah Boudreau (*ZIP code: 94123*)

12. Brandon Whitney (*ZIP code: 94103*)

13. Colby Sato (*ZIP code: 94103*)

14. Christopher Golis (*ZIP code: 94116*)

15. Gabriela Kaufman (*ZIP code: 94121*)

16. Cliff Bargar (*ZIP code: 94107*)

17. Carly Mc Caffrey (*ZIP code: 94118*)

@ Santa Lee Fewer. Just because you are not running for re-election does not mean you can give up on the housing and sustainability crisis. Please help make an SF where young people can afford to stay.

18. Daniel Lopes (*ZIP code: 94102*)

19. Deepak Jagannath (*ZIP code: 94129*)

20. Derek Boehringer (*ZIP code: 94102*)

21. Desiree Stanley (*ZIP code: 94118*)

22. Dan Federman (*ZIP code: 94117*)

23. Dennis Dominguez (*ZIP code: 94117*)

24. David Marwick (*ZIP code: 94110*)

25. Donovan Lacy (*ZIP code: 94107*)

26. Shirley Johnson (*ZIP code: 94110*)

Please use common sense when it comes to CEQA and don't allow it to delay environmentally beneficial projects. We need to fast-track all programs that reduce vehicle miles traveled to make our streets safer for pedestrians and bike riders.

27. Evan Aczon (*ZIP code: 94114*)

28. Elaine Lee (*ZIP code: 94110*)

Slow Streets, Shared Spaces, JFK/Great Highway car-free FOREVER!! Cars have enough streets here in SF, let the people take back some!!!

29. Elliot Schwartz (*ZIP code: 94107*)

30. Galit Gontar (*ZIP code: 94131*)

31. Josh Snyder (*ZIP code: 94110*)

32. Tamas Nagy (*ZIP code: 94102*)

Safe Streets and protected bike lanes are great environmentally friendly projects. They shouldn't be held up by a couple people abusing an "environmental protection" law. Please fix this.

33. Jack Harman (*ZIP code: 94115*)

34. Jacqueline Mauro (*ZIP code: 94131*)

We need *major* changes to fight climate policy and help SF recover from the pandemic. Allowing obstructionism like this to continue will strangle our city.

35. Rob Jaques (*ZIP code: 94107*)

36. Jason Cunningham (*ZIP code: 94117*)

Make it happen!

37. Jean Walsh (*ZIP code: 94608-3429*)

38. Joseph Lacap (*ZIP code: 94118*)

CEQA has become a laughable excuse for an "environmental protection" law. All it achieves (at least in urban contexts) is to preserve the status quo of traffic, long commutes, and unfavorable housing while wasting everyone's time and money in the process.

39. Juliette Page (*ZIP code: 94117*)

40. Joe Kaylor (*ZIP code: 94133*)

41. **Joe FitzPatrick** (*ZIP code: 94109*)
42. **Joe Tutterow** (*ZIP code: 94115*)
43. **John DiMattia** (*ZIP code: 94115*)
44. **Jonathan Dirrenberger** (*ZIP code: 94114*)
45. **Jordon Wing** (*ZIP code: 94110*)
46. **Josh Estelle** (*ZIP code: 94112*)
47. **Joshua Barnabei** (*ZIP code: 94103*)
48. **Julie Lacap** (*ZIP code: 94118*)
49. **jonathan winston** (*ZIP code: 94137*)
50. **John Stefanski** (*ZIP code: 94107*)
51. **James Dyer** (*ZIP code: 94117*)
52. **Kieran Farr** (*ZIP code: 94110*)
53. **An anonymous signer** (*ZIP code: 94117*)
54. **Kenneth Russell** (*ZIP code: 94132*)
We need to move San Francisco forward
55. **Kevin Utschig** (*ZIP code: 94110*)
56. **Laura Burkhauser** (*ZIP code: 94112*)
57. **Martin Strauss** (*ZIP code: 94117*)
58. **Martin Munoz** (*ZIP code: 94117*)
59. **Maxwell Davis** (*ZIP code: 94611*)
60. **Meredith Bradshaw** (*ZIP code: 94131*)
This is insanity. Let's work to make these changes work.

61. Michael Ducker (*ZIP code: 94115*)

62. Monica Mallon (*ZIP code: 95124*)

63. Michael Smith (*ZIP code: 94117*)

64. Michael Chen (*ZIP code: 94109*)

65. Nicasio Nakamine (*ZIP code: 94122*)

66. Nadia Rahman (*ZIP code: 94118*)

67. Nathanael Aff (*ZIP code: 94122*)

68. Jeremy Rose (*ZIP code: 94110*)

69. Parker Day (*ZIP code: 94103*)

Stop a couple of bad actors from wasting City resources and time.

70. John Pascoe (*ZIP code: 94116*)

71. Patrick Chang (*ZIP code: 94103*)

Open streets to ppl close minna street to cars or add speed bumps. 600 block of minna cars fly by over 30mph

72. Patrick Traughber (*ZIP code: 94109*)

We need to make progress quickly and we shouldn't stop progress because one person doesn't like Slow Streets. Reform how San Francisco responds to CEQA appeals now.

73. Peter Belden (*ZIP code: 94107*)

74. Peter Darche (*ZIP code: 94110*)

75. Phil Crone (*ZIP code: 94112*)

76. Patrick Linehan (*ZIP code: 94112*)

77. Rachel Ratliff (*ZIP code: 94114*)

78. Riley Avron (*ZIP code: 89449*)

79. Raynell Cooper (*ZIP code: 94117*)

80. CHRISTIAN RITTER (ZIP code: 94110)

81. Radoslav Kirov (ZIP code: 94102)

82. Robin Kutner (ZIP code: 94117)

83. Roan Kattouw (ZIP code: 94109)

84. Ryan Prior (ZIP code: 94117)

Let us cycle safely in SF!

85. Sachin Agarwal (ZIP code: 94122)

86. Samuel Maskell (ZIP code: 94105)

87. Scott Andreas (ZIP code: 94115)

88. Michael Howley (ZIP code: 94117)

I would go even further and request no CEQA appeals for any SFMTA/transportation projects that do not add lane-miles or parking stalls for private vehicles. Clean and simple, whereas VMT projection math could be fought over.

Would love to see the Board of Supervisors also take similar action to establish CEQA-proof criteria for other types of projects, like housing. I won't hold my breath though.

89. Anthony Fox (ZIP code: 94109)

90. Maureen Persico (ZIP code: 94110)

I'm sick of this nonsense!

91. Solomon Hykes (ZIP code: 94115)

92. Sharky Laguana (ZIP code: 94127)

93. Scott Holden (ZIP code: 94110)

Slow Streets has been a huge help in allowing those of us who have been locked inside our tiny apartments to get outside and exercise while maintaining safe social distancing from others. Taking away this program based on the complaints of a handful of spiteful people that have apparently found enough free time during a pandemic to file them is beyond unfair to those who are unable to counter their claims. A system that allows this to happen is a broken system. For the good of the residents of this city who are trying their best to stay safe and sane through this nightmare of a year, please fix it.

94. Harold Pile (ZIP code: 94117)

95. Srinivasan Vijayaraghavan (ZIP code: 94110)

96. Steven Guichard (*ZIP code: 94110*)

97. Stephanie Beechem (*ZIP code: 94611*)

98. Sean Hall (*ZIP code: 94127*)

99. Theo Gordon (*ZIP code: 94115*)

100. Taylor McNair (*ZIP code: 94110*)

101. Tristen Miller (*ZIP code: 94117*)

102. Jane Natoli (*ZIP code: 94118*)

103. Matthew Warshauer (*ZIP code: 94117*)

We are in a time of crisis. It is a time for action. We can't let those actions be bogged down in slow processes like these.

104. Charles Whitfield (*ZIP code: 94107*)

105. Artie Lee (*ZIP code: 94110*)

You've got the city behind you, Supervisors. Please fix this unintended side effect that blocks progress in our city.

106. Zack Subin (*ZIP code: 94112*)

We have 10 yrs to slash emissions by 50%. We can't let 20% of that get gobbled up by CEQA appeals.

Not to mention, biking on these Slow Streets was one of the few things that brought me joy in our pandemic spring in SF.

From: [BOS Legislation..\(BOS\)](#)
To: "Mary Miles"
Cc: [PEARSON, ANNE \(CAT\)](#); [STACY, KATE \(CAT\)](#); [JENSEN, KRISTEN \(CAT\)](#); [RUIZ-ESQUIDE, ANDREA \(CAT\)](#); [Hillis, Rich \(CPC\)](#); [Teague, Corey \(CPC\)](#); [Sanchez, Scott \(CPC\)](#); [Jain, Devyani \(CPC\)](#); [Navarrete, Joy \(CPC\)](#); [Lewis, Don \(CPC\)](#); [Varat, Adam \(CPC\)](#); [Sider, Dan \(CPC\)](#); [Starr, Aaron \(CPC\)](#); [Rodgers, AnMarie \(CPC\)](#); [Ionin, Jonas \(CPC\)](#); [Lynch, Laura \(CPC\)](#); [Delumo, Jenny \(CPC\)](#); [Wietgreffe, Wade \(CPC\)](#); [Bihl, Lauren \(CPC\)](#); [Hue, Melinda \(MTA\)](#); [Contreras, Andrea \(MTA\)](#); [Rosenberg, Julie \(BOA\)](#); [Sullivan, Katy \(BOA\)](#); [Longaway, Alec \(BOA\)](#); [BOS- Supervisors](#); [BOS-Legislative Aides](#); [Somera, Alisa \(BOS\)](#); [Mchugh, Eileen \(BOS\)](#); [Hillis, Rich \(CPC\)](#); [BOS Legislation..\(BOS\)](#)
Subject: HEARING NOTICE - Appeal of CEQA Exemption Determination - Proposed MTA - Panhandle Social Distancing and Safety Project - Hearing - September 22, 2020
Date: Tuesday, September 8, 2020 9:35:13 AM
Attachments: [image001.png](#)

Greetings,

The Office of the Clerk of the Board has scheduled a remote hearing for Special Order before the Board of Supervisors on **September 22, 2020, at 3:00 p.m.**, to hear an appeal of CEQA Exemption Determination, for the proposed San Francisco Municipal Transportation Agency's Panhandle Social Distancing and Safety project.

Please find the following link to the hearing notice for the matter:

[Public Hearing Notice - September 8, 2020](#)

The President may entertain a motion to continue this Hearing to a future Board of Supervisors meeting date, to be determined. Public Comment will be taken on the continuance only.

I invite you to review the entire matters on our [Legislative Research Center](#) by following the link below:

[Board of Supervisors File No. 200987](#)

Regards,

Brent Jalipa

Board of Supervisors - Clerk's Office
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
(415) 554-7712 | Fax: (415) 554-5163
brent.jalipa@sfgov.org | www.sfbos.org

(VIRTUAL APPOINTMENTS) To schedule a "virtual" meeting with me (on Microsoft Teams), please ask and I can answer your questions in real time.

Due to the current COVID-19 health emergency and the Shelter in Place Order, the Office of the Clerk of the Board is working remotely while providing complete access to the legislative process and our services.



Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under

the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors' website or in other public documents that members of the public may inspect or copy.

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO Sent via Email and/or U.S. Postal Service

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco will hold a remote public hearing to consider the following appeal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

NOTE: The President may entertain a motion to continue this Hearing to a future Board of Supervisors meeting date to be determined. Public Comment will be taken on the continuance only.

Date: Tuesday, September 22, 2020

Time: 3:00 p.m.

Location: REMOTE MEETING VIA VIDEOCONFERENCE

Watch: www.sfgovtv.org

Watch: SF Cable Channel 26, 78 or 99 (*depending on your provider*) once the meeting starts, the telephone number and Meeting ID will be displayed on the screen.

Public Comment Call-In: <https://sfbos.org/remote-meeting-call>

Subject: **File No. 200987.** Hearing of persons interested in or objecting to the determination of statutory exemption from environmental review under the California Environmental Quality Act issued as a Statutory Exemption by the Planning Department on July 16, 2020, for the proposed Municipal Transportation Agency's Panhandle Social Distancing and Safety project, to provide relief to crowding on the multi-use paths within The Panhandle, a portion of Golden Gate Park located on the east side between Oak, Fell, Baker, and Stanyan Streets. (District 5) (Appellant: Mary Miles, on behalf of Coalition for Adequate Review) (Filed August 14, 2020)

On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely and allow for remote public comment due to the Coronavirus -19 pandemic. Therefore, Board of Supervisors meetings that are held through videoconferencing will allow remote public comment. Visit the SFGovTV website (www.sfgovtv.org) to stream the live meetings or watch them on demand.

PUBLIC COMMENT CALL-IN

WATCH: SF Cable Channel 26, 78 or 99 (*depending on your provider*) once the meeting starts, and the telephone number and Meeting ID will be displayed on the screen; or

VISIT: <https://sfbos.org/remote-meeting-call>

Please visit the Board's website (<https://sfbos.org/city-board-response-covid-19>) regularly to be updated on the City's response to COVID-19 and how the legislative process may be impacted.

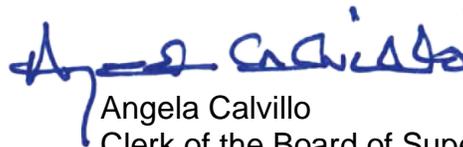
In accordance with Administrative Code, Section 67.7-1, persons who are unable to attend the hearing on this matter may submit written comments prior to the time the hearing begins. These comments will be made as part of the official public record in this matter and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA, 94102 or sent via email (bos@sfgov.org). Information relating to this matter is available in the Office of the Clerk of the Board or the Board of Supervisors' Legislative Research Center (<https://sfbos.org/legislative-research-center-lrc>). Agenda information relating to this matter will be available for public review on Friday, September 18, 2020.

For any questions about this hearing, please contact one of the Legislative Clerks:

Lisa Lew (lisa.lew@sfgov.org ~ (415) 554-7718)

Jocelyn Wong (jocelyn.wong@sfgov.org ~ (415) 554-7702)

Please Note: *The Department is open for business, but employees are working from home. Please allow 48 hours for us to return your call or email.*



Angela Calvillo
Clerk of the Board of Supervisors
City and County of San Francisco

ll:jw:ams

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

PROOF OF MAILING

Legislative File No. 200987

Description of Items: Hearing - Appeal of Determination of Statutory Exemption From Environmental Review - Proposed MTA's Panhandle Social Distancing and Safety Project - 1 Notice Mailed

I, Lisa Lew, an employee of the City and County of San Francisco, mailed the above described document(s) by depositing the sealed items with the United States Postal Service (USPS) with the postage fully prepaid as follows:

Date: September 8, 2020

Time: 3:30 p.m.

USPS Location: Repro Pick-up Box in the Clerk of the Board's Office (Rm 244)

Mailbox/Mailslot Pick-Up Times (if applicable): N/A

A handwritten signature in blue ink that reads "Lisa Lew".

Signature: _____

Instructions: Upon completion, original must be filed in the above referenced file.

From: [BOS Legislation, \(BOS\)](#)
To: [Ko, Yvonne \(CPC\)](#); [Yeung, Tony \(CPC\)](#)
Cc: [BOS-Operations](#); [BOS Legislation, \(BOS\)](#)
Subject: CHECK PICKUP: Appeal of CEQA Exemption Determination - Proposed MTA - Panhandle Social Distancing and Safety Project - Hearing - September 22, 2020
Date: Tuesday, September 15, 2020 4:47:48 PM
Attachments: [image001.png](#)
[Appeal Check Pickup.doc](#)

Hi Yvonne,

The check for the appeal filing fee for the CEQA Exemption Determination appeal of the proposed MTA Panhandle Social Distancing and Safety project, is ready to be picked up at the Clerk's Office. Please coordinate with our BOS-Operations team, copied here, to set up a date and time for pickup. A fee waiver was filed with this project.

Ops,

The check should be in your possession currently. Please have Planning sign the attached pick up form and scan it back to the leg clerks when completed.

Thank you.

Lisa Lew
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
T 415-554-7718 | F 415-554-5163
lisa.lew@sfgov.org | www.sfbos.org

(VIRTUAL APPOINTMENTS) To schedule a "virtual" meeting with me (on Microsoft Teams), please ask and I can answer your questions in real time.

Due to the current COVID-19 health emergency and the Shelter in Place Order, the Office of the Clerk of the Board is working remotely while providing complete access to the legislative process and our services.



Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

Disclosures: *Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors' website or in other public documents that members of the public may inspect or copy.*

From: BOS Legislation, (BOS) <bos.legislation@sfgov.org>
Sent: Wednesday, September 2, 2020 6:36 PM
To: 'Mary Miles' <page364@earthlink.net>
Cc: PEARSON, ANNE (CAT) <Anne.Pearson@sfcityatty.org>; STACY, KATE (CAT) <Kate.Stacy@sfcityatty.org>; JENSEN, KRISTEN (CAT) <Kristen.Jensen@sfcityatty.org>; RUIZ-

ESQUIDE, ANDREA (CAT) <Andrea.Ruiz-Esquide@sfcityatty.org>; Hillis, Rich (CPC) <rich.hillis@sfgov.org>; Teague, Corey (CPC) <corey.teague@sfgov.org>; Sanchez, Scott (CPC) <scott.sanchez@sfgov.org>; Jain, Devyani (CPC) <devyani.jain@sfgov.org>; Navarrete, Joy (CPC) <joy.navarrete@sfgov.org>; Lewis, Don (CPC) <don.lewis@sfgov.org>; Varat, Adam (CPC) <adam.varat@sfgov.org>; Sider, Dan (CPC) <dan.sider@sfgov.org>; Starr, Aaron (CPC) <aaron.starr@sfgov.org>; Rodgers, AnMarie (CPC) <anmarie.rodgers@sfgov.org>; Ionin, Jonas (CPC) <jonas.ionin@sfgov.org>; Lynch, Laura (CPC) <laura.lynch@sfgov.org>; Hue, Melinda (MTA) <Melinda.Hue@sfmta.com>; Rosenberg, Julie (BOA) <julie.rosenberg@sfgov.org>; Sullivan, Katy (BOA) <katy.sullivan@sfgov.org>; Longaway, Alec (BOA) <alec.longaway@sfgov.org>; BOS-Supervisors <bos-supervisors@sfgov.org>; BOS-Legislative Aides <bos-legislative_aides@sfgov.org>; Somera, Alisa (BOS) <alisa.somera@sfgov.org>; Mchugh, Eileen (BOS) <eileen.e.mchugh@sfgov.org>; Hillis, Rich (CPC) <rich.hillis@sfgov.org>; BOS Legislation, (BOS) <bos.legislation@sfgov.org>

Subject: Appeal of CEQA Exemption Determination - Proposed MTA - Panhandle Social Distancing and Safety Project - Hearing - September 22, 2020

Greetings,

The Office of the Clerk of the Board has scheduled for a remote hearing Special Order before the Board of Supervisors on September 22, 2020, at 3:00 p.m. Please find linked below a letter of appeal regarding the proposed Municipal Transportation Agency's Panhandle Social Distancing and Safety project, as well as direct links to the Planning Department's timely filing determination, and an informational letter from the Clerk of the Board.

[Appeal Letter - August 14, 2020](#)

[Planning Department Memo - August 27, 2020](#)

[Clerk of the Board Letter - September 2, 2020](#)

Please note, the President may entertain a motion to continue this Hearing to a future Board of Supervisors meeting date to be determined. Public Comment will be taken on the continuance only.

I invite you to review the entire matters on our [Legislative Research Center](#) by following the link below:

[Board of Supervisors File No. 200987](#)

Best regards,

Lisa Lew

San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
T 415-554-7718 | F 415-554-5163
lisa.lew@sfgov.org | www.sfbos.org

(VIRTUAL APPOINTMENTS) To schedule a "virtual" meeting with me (on Microsoft Teams), please ask and I can answer your questions in real time.

Due to the current COVID-19 health emergency and the Shelter in Place Order, the Office of the Clerk of the Board is working remotely while providing complete access to the legislative process and our services.



Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors' website or in other public documents that members of the public may inspect or copy.

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

September 15, 2020

File Nos. 200987-200990

Planning Case No. 2020-006678ENV

Received from the Board of Supervisors Clerk's Office one check payment in the amount of Six Hundred Forty Dollars (\$640), representing the filing fee paid by Mary Miles, on behalf of Coalition for Adequate Review for the appeal of the Statutory Exemption under CEQA for the proposed MTA's Panhandle Social Distancing and Safety Project:

Planning Department

By:

Tony Young
Print Name

[Signature] 9/17/20
Signature and Date

From: [BOS Legislation. \(BOS\)](#)
To: "Mary Miles"
Cc: [PEARSON, ANNE \(CAT\)](#); [STACY, KATE \(CAT\)](#); [JENSEN, KRISTEN \(CAT\)](#); [RUIZ-ESQUIDE, ANDREA \(CAT\)](#); [Hillis, Rich \(CPC\)](#); [Teague, Corey \(CPC\)](#); [Sanchez, Scott \(CPC\)](#); [Jain, Devyani \(CPC\)](#); [Navarrete, Joy \(CPC\)](#); [Lewis, Don \(CPC\)](#); [Varat, Adam \(CPC\)](#); [Sider, Dan \(CPC\)](#); [Starr, Aaron \(CPC\)](#); [Rodgers, AnMarie \(CPC\)](#); [Ionin, Jonas \(CPC\)](#); [Lynch, Laura \(CPC\)](#); [Hue, Melinda \(MTA\)](#); [Rosenberg, Julie \(BOA\)](#); [Sullivan, Katy \(BOA\)](#); [Longaway, Alec \(BOA\)](#); [BOS-Supervisors](#); [BOS-Legislative Aides](#); [Somera, Alisa \(BOS\)](#); [Mchugh, Eileen \(BOS\)](#); [Hillis, Rich \(CPC\)](#); [BOS Legislation. \(BOS\)](#)
Subject: Appeal of CEQA Exemption Determination - Proposed MTA - Panhandle Social Distancing and Safety Project - Hearing - September 22, 2020
Date: Wednesday, September 2, 2020 6:36:30 PM
Attachments: [image001.png](#)

Greetings,

The Office of the Clerk of the Board has scheduled for a remote hearing Special Order before the Board of Supervisors on September 22, 2020, at 3:00 p.m. Please find linked below a letter of appeal regarding the proposed Municipal Transportation Agency's Panhandle Social Distancing and Safety project, as well as direct links to the Planning Department's timely filing determination, and an informational letter from the Clerk of the Board.

- [Appeal Letter - August 14, 2020](#)
- [Planning Department Memo - August 27, 2020](#)
- [Clerk of the Board Letter - September 2, 2020](#)

Please note, the President may entertain a motion to continue this Hearing to a future Board of Supervisors meeting date to be determined. Public Comment will be taken on the continuance only.

I invite you to review the entire matters on our [Legislative Research Center](#) by following the link below:

[Board of Supervisors File No. 200987](#)

Best regards,

Lisa Lew
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
T 415-554-7718 | F 415-554-5163
lisa.lew@sfgov.org | www.sfbos.org

(VIRTUAL APPOINTMENTS) To schedule a "virtual" meeting with me (on Microsoft Teams), please ask and I can answer your questions in real time.

Due to the current COVID-19 health emergency and the Shelter in Place Order, the Office of the Clerk of the Board is working remotely while providing complete access to the legislative process and our services.

 Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of

the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors' website or in other public documents that members of the public may inspect or copy.

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

September 2, 2020

Mary Miles
364 Page Street, #36
San Francisco, CA 94102

**Subject: File No. 200987 - Appeal of California Environmental Quality Act (CEQA)
Determination of Exemption from Environmental Review - MTA - Panhandle
Social Distancing and Safety Project**

Dear Ms. Miles:

As you know, in response to the challenges posed during this health emergency, we have been working diligently the last several months to stabilize the remote meeting system and establish processes to execute efficient, complex hearings at the Board of Supervisors. Now that we have reached confidence in the remote meeting system, we are resuming scheduling of the appeal queue. In order to alleviate deadline concerns due to the sizable queue, Mayor London N. Breed issued the Twenty-Second Supplement to the Declaration of the Emergency that provides the Board until September 30, 2020, to schedule all of the initial hearings for pending appeals.

The Office of the Clerk of the Board is in receipt of a memorandum dated August 27, 2020, from the Planning Department regarding their determination on the timely filing of appeal of the Statutory Exemption Determination issued by the Planning Department under CEQA for the proposed Municipal Transportation Agency's Panhandle Social Distancing and Safety project.

The Planning Department has determined that the appeal was filed in a timely manner (copy attached).

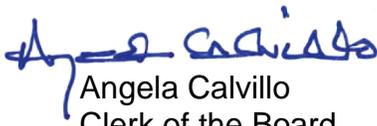
In accordance with Mayor Breed's Twenty-Second Supplemental and Administrative Code, Section 31.16, a remote initial hearing date has been scheduled for **Tuesday, September 22, 2020, at 3:00 p.m.**, at the Board of Supervisors meeting.

Please note, the President of the Board of Supervisors may entertain a motion to continue this Hearing to a future Board of Supervisors meeting date to be determined. Public comment will be taken on the continuance only.

Please provide to the Clerk's Office names, addresses, and emails of interested parties to be notified of the hearing by Friday, September 4, 2020. Please also provide supporting documentation you wish to include for the hearing, by emailing an electronic copy by Thursday, September 17, 2020, at noon to bos.legislation@sfgov.org. Any materials received after this date, will still be distributed to all parties and be included as part of the official file. For the above, the Clerk's office requests electronic files be sent to bos.legislation@sfgov.org.

If you have any questions, please feel free to contact Legislative Clerks Lisa Lew at (415) 554-7718, Jocelyn Wong at (415) 554-7702, or Brent Jalipa at (415) 554 7712.

Very truly yours,



Angela Calvillo
Clerk of the Board

ll:jw:ams

- c: Anne Pearson, Deputy City Attorney
- Kate Stacy, Deputy City Attorney
- Kristen Jensen, Deputy City Attorney
- Rich Hillis, Director, Planning Department
- Corey Teague, Zoning Administrator, Planning Department
- Scott Sanchez, Acting Deputy Zoning Administrator, Planning Department
- Lisa Gibson, Environmental Review Officer, Planning Department
- Devyani Jain, Deputy Environmental Review Officer, Planning Department
- Joy Navarette, Environmental Planning, Planning Department
- Don Lewis, Environmental Planning, Planning Department
- Adam Varat, Acting Director of Citywide Planning, Planning Department
- Dan Sider, Director of Executive Programs, Planning Department
- Aaron Starr, Manager of Legislative Affairs, Planning Department
- Jonas Ionin, Planning Commission Secretary, Planning Department
- Laura Lynch, Staff Contact, Planning Department
- Jeffrey Tumlin, Municipal Transportation Agency
- Sarah Jones, Municipal Transportation Agency
- Melinda Hue, Municipal Transportation Agency
- Roberta Boomer, Municipal Transportation Agency
- Julie Rosenberg, Executive Director, Board of Appeals
- Katy Sullivan, Legal Assistant, Board of Appeals
- Alec Longaway, Legal Process Clerk, Board of Appeals



Statutory Exemption Appeal Timeliness Determination

DATE: August 27, 2020
TO: Angela Calvillo, Clerk of the Board of Supervisors
FROM: Lisa Gibson, Environmental Review Officer
RE: Appeal Timeliness Determination – SFMTA Panhandle Social Distancing and Safety Project Emergency Statutory Exemption 2020-006678ENV

On August 14, 2020, Mary Miles on behalf of the Coalition for Adequate Review (Appellant) filed an appeal with the Office of the Clerk of the Board of Supervisors of the Statutory Exemption for the San Francisco Municipal Transportation Agency’s (SFMTA) Panhandle Social Distancing and Safety Project. As explained below, the appeal is timely.

Date of Project Approval	Date of CEQA Posting	Appeal Deadline (Must Be Day Clerk of Board’s Office Is Open for Remote Business)	Date of Appeal Filing	Timely?
July 15, 2020	July 17, 2020	August 17, 2020	August 14, 2020	Yes

Approval Action: On July 15, 2020, the SFMTA Department Operations Center, under the authority delegated by the City Traffic Engineer, approved the project. On July 17, 2020, the Planning Department posted a Statutory Exemption on the Planning Department’s website.

Appeal Deadline: Per Administrative Code Section 31.16(e)(2)(B)(ii), the 30-day appeal period starts on the date this exemption is posted to the Planning Department’s website. Sections 31.16(a) and (e) of the San Francisco Administrative Code state that any person or entity may appeal an exemption determination (including a statutory exemption) to the Board of Supervisors during the time period. The 30th day after the date of CEQA posting falls on a Sunday and therefore the appeal period expired on Monday, August 17, 2020 at 5:00 p.m. (Appeal Deadline).

Appeal Filing and Timeliness: The Appellant filed the appeal of the exemption determination on Friday, August 14, 2020, prior to the end of the Appeal Deadline. Therefore, the appeal is timely.

From: [BOS Legislation. \(BOS\)](#)
To: [Hillis, Rich \(CPC\)](#)
Cc: [PEARSON, ANNE \(CAT\)](#); [STACY, KATE \(CAT\)](#); [JENSEN, KRISTEN \(CAT\)](#); [Teague, Corey \(CPC\)](#); [Sanchez, Scott \(CPC\)](#); [Gibson, Lisa \(CPC\)](#); [Jain, Devyani \(CPC\)](#); [Navarrete, Joy \(CPC\)](#); [Lewis, Don \(CPC\)](#); [Varat, Adam \(CPC\)](#); [Sider, Dan \(CPC\)](#); [Starr, Aaron \(CPC\)](#); [Rodgers, AnMarie \(CPC\)](#); [Ionin, Jonas \(CPC\)](#); [Lynch, Laura \(CPC\)](#); [Hue, Melinda \(MTA\)](#); [Rosenberg, Julie \(BOA\)](#); [Sullivan, Katy \(BOA\)](#); [Longaway, Alec \(BOA\)](#); [BOS-Supervisors](#); [BOS-Legislative Aides](#); [Calvillo, Angela \(BOS\)](#); [Somera, Alisa \(BOS\)](#); [Mchugh, Eileen \(BOS\)](#); [BOS Legislation. \(BOS\)](#)
Subject: Appeal of CEQA Exemption Determination - SFMTA - Panhandle Social Distancing and Safety Project - Timeliness Determination
Date: Thursday, August 20, 2020 4:23:04 PM
Attachments: [Appeal Ltr 081420.pdf](#)
[image001.png](#)
[COB Ltr 082020.pdf](#)

Dear Director Hillis,

The Office of the Clerk of the Board is in receipt of an appeal of the CEQA Exemption Determination for the proposed SFMTA Panhandle Social Distancing and Safety project. The appeal was filed by Mary Miles on behalf of Coalition for Adequate Review.

Please find the attached letter of appeal and timely filing determination request letter from the Clerk of the Board.

Kindly review for timely filing determination.

Regards,

Lisa Lew
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
T 415-554-7718 | F 415-554-5163
lisa.lew@sfgov.org | www.sfbos.org

(VIRTUAL APPOINTMENTS) To schedule a “virtual” meeting with me (on Microsoft Teams), please ask and I can answer your questions in real time.

Due to the current COVID-19 health emergency and the Shelter in Place Order, the Office of the Clerk of the Board is working remotely while providing complete access to the legislative process and our services.



Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors' website or in other public documents that members of the public may inspect or copy.

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

August 20, 2020

To: Rich Hillis
Planning Director

From: *ACC* Angela Calvillo
Clerk of the Board of Supervisors

Subject: Appeal of California Environmental Quality Act (CEQA) Determination of Categorical Exemption from Environmental Review - SFMTA - Panhandle Social Distancing and Safety Project

As you know, in response to the challenges posed during this health emergency, we have been working diligently the last several months to stabilize the remote meeting system and establish processes to execute efficient, complex hearings at the Board of Supervisors. Now that we have reached confidence in the remote meeting system, we are resuming scheduling of the appeal queue. In order to alleviate deadline concerns due to the sizable queue, Mayor London N. Breed issued the Twenty-Second Supplement to the Declaration of the Emergency that provides the Board until September 30, 2020, to schedule all of the initial hearings for pending appeals. Upon receipt of your determination, we will move forward accordingly and schedule a hearing within the timeframe if it is deemed to have been filed timely.

An appeal of the CEQA Determination of Statutory Exemption from Environmental Review for the proposed San Francisco Municipal Transportation Panhandle Social Distancing and Safety Project aka D5 Safe and Slow Streets Project, was filed with the Office of the Clerk of the Board on August 14, 2020, by Mary Miles on behalf of Coalition for Adequate Review.

Pursuant to Administrative Code, Chapter 31.16, I am forwarding this appeal, with attached documents, to the Planning Department to determine if the appeal has been filed in a timely manner.

If you have any questions, please feel free to contact Legislative Clerks Lisa Lew at (415) 554-7718, Jocelyn Wong at (415) 554-7702 or Brent Jalipa at (415) 554-7712.

c: Anne Pearson, Deputy City Attorney
Kate Stacy, Deputy City Attorney
Kristen Jensen, Deputy City Attorney
Corey Teague, Zoning Administrator, Planning Department
Scott Sanchez, Acting Deputy Zoning Administrator, Planning Department
Lisa Gibson, Environmental Review Officer, Planning Department
Devyani Jain, Deputy Environmental Review Officer, Planning Department
Joy Navarette, Environmental Planning, Planning Department
Don Lewis, Environmental Planning, Planning Department
Adam Varat, Acting Director of Citywide Planning, Planning Department
Dan Sider, Director of Executive Programs, Planning Department
Aaron Starr, Manager of Legislative Affairs, Planning Department
AnMarie Rodgers, Director of Citywide Planning, Planning Department
Jonas Ionin, Planning Commission Secretary, Planning Department
Laura Lynch, Staff Contact, Planning Department
Melinda Hue, Staff Contact, Municipal Transportation Agency
Julie Rosenberg, Executive Director, Board of Appeals
Katy Sullivan, Legal Assistant, Board of Appeals
Alec Longaway, Legal Process Clerk, Board of Appeals

Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp
or meeting date

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 [] inquiries"
- 5. City Attorney Request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No. []
- 9. Reactivate File No. []
- 10. Topic 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 the Imperative Form.

Sponsor(s):

Clerk of the Board

Subject:

Hearing - Appeal of Determination of Statutory Exemption From Environmental Review - Proposed MTA's Panhandle Social Distancing and Safety Project

The text is listed:

Hearing of persons interested in or objecting to the determination of statutory exemption from environmental review under the California Environmental Quality Act issued as a Statutory Exemption by the Planning Department on July 16, 2020, for the proposed Municipal Transportation Agency's Panhandle Social Distancing and Safety project, to provide relief to crowding on the multi-use paths within The Panhandle, a portion of Golden Gate Park located on the east side between Oak, Fell, Baker, and Stanyan Streets. (District 5) (Appellant: Mary Miles, on behalf of Coalition for Adequate Review) (Filed August 14, 2020)

Signature of Sponsoring Supervisor: []