

File No. 101085

Committee Item No. _____
Board Item No. 24

COMMITTEE/BOARD OF SUPERVISORS
AGENDA PACKET CONTENTS LIST

Board of Supervisors Meeting

Date September 21, 2010

Cmte Board

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|--------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form (for hearings) |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

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|--------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Reversing the Exemption Determination</u> |
| <input type="checkbox"/> | <input type="checkbox"/> | <u>Issued for 2514-23rd Ave</u> |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |

Completed by: Andrea Ausberry Date 9/16/10

Completed by: _____ Date _____

An asterisked item represents the cover sheet to a document that exceeds 25 pages.
The complete document is in the file.

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1 [Reversing the Exemption Determination Issued for 2514-23rd Avenue]

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3 **Motion reversing the determination by the Planning Department that the 2514-23rd**
4 **Avenue project is exempt from environmental review.**

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6 WHEREAS, On May 18, 2010, Building Permit No. 2010/05/05/1781 was issued on by
7 the Department of Building Inspection for a project at 2514 23rd Avenue. The proposed
8 project (the "Project") would involve structural work to the foundation, roof framing and the
9 addition of roof dormers, window replacement, and interior work to the building, which is a
10 single-family residence. The building permit included an exemption determination by the
11 Planning Department, which determined that the Project was exempt from environmental
12 review under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and
13 San Francisco Administrative Code Chapter 31. By letter to the Clerk of the Board, Nancy
14 Wuerfel, on behalf of the Sunset Parkside Education and Action Committee (SPEAK),
15 ("Appellant"), received by the Clerk's Office on August 9, 2010, appealed the exemption
16 determination; and

17 WHEREAS, On September 21, 2010, this Board held a duly noticed public hearing to
18 consider the appeal of the exemption determination filed by Appellant, and following the public
19 hearing reversed the exemption determination; and

20 WHEREAS, In reviewing the appeal of the exemption determination, this Board
21 reviewed and considered the exemption determination, the appeal letters, the responses to
22 concerns document that the Planning Department prepared, the other written records before
23 the Board of Supervisors and all of the public testimony made in support of and opposed to
24 the exemption determination appeal. Following the conclusion of the public hearing, the
25 Board of Supervisors reversed the exemption determination for the Project based on the

1 written record before the Board of Supervisors as well as all of the testimony at the public
2 hearing in support of and opposed to the appeal. The written record and oral testimony in
3 support of and opposed to the appeal and deliberation of the oral and written testimony at the
4 public hearing before the Board of Supervisors by all parties and the public in support of and
5 opposed to the appeal of the exemption determination is in the Clerk of the Board of
6 Supervisors File No. 101085 and in the Planning Department files, which are available for
7 public review by appointment at the Planning Department offices at 1650 Mission Street, and
8 are incorporated in this motion as though set forth in its entirety; now therefore be it

9 MOVED, That this Board of Supervisors reverses the determination by the Planning
10 Commission that the Project is exempt from environmental review.

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