



SAN FRANCISCO PLANNING DEPARTMENT

MEMO

DATE: June 7, 2017

TO: Angela Calvillo, Clerk of the Board of Supervisors

FROM: Lisa Gibson, Environmental Review Officer 

RE: Appeal Timeliness Determination – SFMTA - Upper Market Street Safety Project
Planning Department Case No. 2017-000817ENV

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An appeal of the categorical exemption for the proposed SFMTA Upper Market Street Safety Project on Market Street, between Castro Street and Octavia Street (Planning Department Case No. 2017-000817ENV), was filed with the Office of the Clerk of the Board of Supervisors on June 1, 2017, by David Pilpel (Appellant). As explained below, the Planning Department finds the appeal to be timely filed.

Date of Approval Action	30 Days after Approval Action	Appeal Deadline (Must Be Day Clerk of Board's Office Is Open)	Date of Appeal Filing	Timely?
May 2, 2017	Friday, June 1, 2017	Friday, June 1, 2017	June 1, 2017	Yes

Approval Action: On February 3, 2017, the Planning Department issued a categorical exemption for the proposed project. The Approval Action for the project was the duly noticed hearing by the SFMTA Board of Directors, which occurred on May 2, 2017 (Date of the Approval Action).

Appeal Deadline: Section 31.16(a) and (e) of the San Francisco Administrative Code states that any person or entity may appeal an exemption determination to the Board of Supervisors during the time period beginning with the date of the exemption determination and ending 30 days after the Date of the Approval Action. Thus, the 30th day after the Date of the Approval Action was Friday, June 1, 2017 (Appeal Deadline).

Appeal Filing and Timeliness: The Appellant filed the appeal of the exemption determination on June 1, 2017, prior to the end of the Appeal Deadline. Therefore, the appeal is considered timely.