

1 [Reversing approval of the negative declaration for 606-624 Divisadero Street/1278 Hayes  
2 Street.]

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4 **Motion reversing the Planning Department approval of the mitigated negative**  
5 **declaration for 606-624 Divisadero Street/1278 Hayes Street.**

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7 WHEREAS, On October 16, 2004, the Environmental Review Officer of the Planning  
8 Department issued a preliminary mitigated negative declaration for 606-624 Divisadero  
9 Street/1278 Hayes Street in accordance with the California Environmental Quality Act  
10 (“CEQA”), the CEQA Guidelines and San Francisco Administrative Code Chapter 31; and

11 WHEREAS, On November 29, 2004, having received no appeal of the preliminary  
12 mitigated negative declaration, the Environmental Review Officer of the Planning Department  
13 issued a final mitigated negative declaration for 606-624 Divisadero Street/1278 Hayes Street  
14 (“mitigated negative declaration”) in accordance with Administrative Code Section 31.11(h). A  
15 copy of said document is on file with the Clerk of the Board of Supervisors in File No. 050287  
16 and is incorporated by reference herein; and

17 WHEREAS, On February 16, 2004, the Clerk of the Board received an appeal of the  
18 mitigated negative declaration from Arthur D. Levy on behalf of the Central City Progressives  
19 (“Appellant”); and

20 WHEREAS, This Board of Supervisor’s held a duly noticed public hearing on March 15,  
21 2005, to consider the mitigated negative declaration appeal filed by Appellant; and

22 WHEREAS, This Board has reviewed and considered the mitigated negative  
23 declaration and heard testimony, the appeal letter, a responses to concerns document  
24 prepared by the Planning Department and received public comment regarding the adequacy  
25 of this document; and

1           WHEREAS, The mitigated negative declaration files and all correspondence and other  
2 documents have been made available for review by this Board and the public. These files are  
3 available for public review by appointment at the Planning Department offices at 1660 Mission  
4 Street, and are part of the record before this Board by reference herein; now, therefore, be it

5           MOVED, That this Board of Supervisors reverses the Planning Department's approval  
6 of the mitigated negative declaration.

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