

File No. 140467

Committee Item No. _____
Board Item No. 29

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: _____
Board of Supervisors Meeting

Date _____
Date May 20, 2014

Cmte Board

- | | | |
|--------------------------|-------------------------------------|--|
| <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 and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <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"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

| | | |
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| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
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Completed by: John Carroll Date May 15, 2014
Completed by: _____ Date _____

1 [Disapproving Decision of the Department of Public Works and Disapproving the Vesting
2 Tentative Map - 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street]

3 **Motion disapproving the decision of the Department of Public Works and disapproving**
4 **the Vesting Tentative Map for a 190 Unit Mixed-Use Condominium Project located at 86-**
5 **3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street; making**
6 **environmental findings and findings of consistency with the General Plan, and the**
7 **eight priority policies of Planning Code, Section 101.1.**

8
9 WHEREAS, The Planning Department found the subject Vesting Tentative Map in
10 compliance with the California Environmental Quality Act (California Public Resources Code,
11 Sections 21000 et seq.) and found it consistent with the General Plan and the priority policy
12 findings of Planning Code, Section 101.1. Said determination is on file with the Clerk of the
13 Board of Supervisors in File No. 140465 and is incorporated herein by reference; and

14 WHEREAS, The Department of Public Works, in a decision dated April 28, 2014,
15 approved a Vesting Tentative Map for a 190 Unit Mixed-Use Condominium Project located at
16 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street. Said
17 determination is on file with the Clerk of the Board of Supervisors in File No. 140465 and is
18 incorporated herein by reference; and

19 WHEREAS, On April 30, 2014, Thomas N. Lippe, on behalf of 765 Market Street
20 Residential Owners Association, the Friends of Yerba Buena, Paul Sedway, Ron Wornick,
21 Matthew Schoenberg, Joe Fang, and Margaret Collins, filed a timely appeal to the decision of
22 the Department of Public Works; and

23 WHEREAS, On May 20, 2014, this Board held a duly noticed public hearing to consider
24 the appeal of the Tentative Map filed by Appellants; and

1 WHEREAS, This Board has reviewed and considered the subject Map, the appeal
2 letter, the other written records before the Board of Supervisors, and heard testimony and
3 received public comment regarding the subject Map; now, therefore, be it

4 MOVED, That the Board hereby re-adopts and incorporates by reference the
5 environmental findings and findings of consistency with the General Plan, and Planning Code,
6 Section 101.1, it made in Ordinance No. 177-13, Board File No. 130570 concerning the
7 project at 706 Mission Street - The Mexican Museum and Residential Tower Project
8 ("Project") which includes a Vesting Tentative Map for a 190 Unit Mixed-Use Condominium
9 Project located at 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission
10 Street, Assessor's Block No. 3706, Lot Nos. 093, 275, and 277; since the Board approved the
11 Project and made CEQA findings, the Board continues to find that there have been no
12 substantial changes to the Project that would require major revisions to the Final EIR or result
13 in new or substantially more severe significant environmental impacts that were not evaluated
14 in the Final EIR; no substantial changes in circumstances have occurred that would require
15 major revisions to the Final EIR or result in new or substantially more severe significant
16 environmental impacts that were not evaluated in the Final EIR; no new information has
17 become available that was not known and could not have been known at the time the Final
18 EIR was certified as complete and that would result in new or substantially more severe
19 significant environmental impacts not evaluated in the Final EIR; and no mitigation measures
20 or alternatives previously found infeasible would be feasible or mitigation measures or
21 alternatives considerably different than those analyzed in the Final EIR would substantially
22 reduce significant environmental impacts, but the project proponent declines to adopt them;
23 and, be it

24 FURTHER MOVED, That the Board disapproves the decision of the Department of
25 Public Works concerning the Vesting Tentative Map and hereby disapproves said Map.

Introduction Form

By a Member of the Board of Supervisors or the 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 [] 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:

Disapproving Decision of the Department of Public Works and Disapproving the Vesting Tentative Map - 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street

The text is listed below or attached:

Motion disapproving the decision of the Department of Public Works and disapproving the Vesting Tentative Map for a 190 Unit Mixed-Use Condominium Project located at 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Signature of Sponsoring Supervisor: _____



For Clerk's Use Only: