

1 [Disapproving the categorical exemption issued for 39 Chattanooga Street.]

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3 **Motion disapproving the determination by the Planning Department that the 39**
4 **Chattanooga Street project is categorically exempt from environmental review under**
5 **the California Environmental Quality Act.**

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7 WHEREAS, the Planning Department determined that a proposal to construct an
8 addition to an existing single-family residence without off-street parking to accommodate two
9 dwelling units and two parking spaces at 39 Chattanooga Street ("Project") was categorically
10 exempt from the California Environmental Quality Act ("CEQA") on or around June 13, 2005
11 ("determination"). A copy of the Certificate of Determination of Exemption/Exclusion from
12 Environmental Review prepared by the Planning Department is on file with the Clerk of the
13 Board of Supervisors in File No. 051320, and is incorporated by reference herein; and,

14 WHEREAS, By letter to the Clerk of the Board of Supervisors dated July 6, 2005,
15 Susan Brandt-Hawley Law on behalf of Chattanooga Street/Golden Fireplug Historic District
16 Friends ("Appellants"), filed an appeal of the Planning Department's determination that a
17 project at 39 Chattanooga Street is categorically exempt from environmental review under the
18 California Environmental Quality Act ("CEQA"), which the Clerk of the Board of Supervisors
19 received on or around July 11, 2005; and,

20 WHEREAS, On August 9, 2005, this Board held a duly noticed public hearing to
21 consider the appeal of the determination; and,

22 WHEREAS, This Board has reviewed and considered the determination, the appeal
23 letter, the responses to concerns document that the Planning Department prepared, and
24 public testimony; and,

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

5 MOVED, That this Board of Supervisors disapproves the determination by the Planning
6 Department that the Project is exempt from environmental review.

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