

1 [Affirm adoption of the negative declaration for 2003 update of Housing Element]

2 **Motion affirming Planning Commission adoption of the final negative declaration for**
3 **2003 update of Housing Element.**
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5 WHEREAS, On December 20, 2003, the Environmental Review Officer of the Planning
6 Department issued a preliminary mitigated negative declaration for the 2003 update of the
7 Housing Element in accordance with the California Environmental Quality Act (“CEQA”), the
8 CEQA Guidelines and San Francisco Administrative Code Chapter 31; and

9 WHEREAS, On May 13, 2004, following a noticed public hearing, the Planning
10 Commission by motion adopted a Final Mitigated Negative Declaration for the 2003 update of
11 the Housing Element (“negative declaration”) in accordance with Administrative Code Section
12 31.11(h). A copy of said document is on file with the Clerk of the Board of Supervisors in File
13 No. 040704 and is incorporated by reference herein; and

14 WHEREAS, On May 27, 2004, the Clerk of the Board received an appeal of the
15 negative declaration from Mr. John Bardis on behalf of the Inner Sunset Action Committee
16 and on June 3, 2004, the Clerk of the Board received an appeal of the negative declaration
17 from Ms. Susan Brandt-Hawley on behalf of sixteen neighborhood organizations (collectively
18 “Appellants”); and

19 WHEREAS, This Board of Supervisor’s held a duly noticed public hearing on June 29,
20 2004, to consider the negative declaration appeals filed by Appellants; and

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

5 WHEREAS, Since the Planning Commission adoption of the negative declaration,
6 there is no new information of significance that would require a substantial revision to the
7 negative declaration and necessitate recirculation of said document pursuant to CEQA
8 Guideline Section 15073.5; now, therefore, be it

9 MOVED, That this Board of Supervisors finds that the contents of the negative
10 declaration and the procedures through which it was prepared, publicized, and reviewed
11 complied with the provisions of the California Environmental Quality Act (Cal. Pub. Res. Code
12 sections 21000 et seq., hereinafter "CEQA"), the State CEQA Guidelines (Cal. Code Regs.
13 Title 14, sections 15000 et seq., ("CEQA Guidelines") and Chapter 31 of the San Francisco
14 Administrative Code ("Chapter 31"); and, be it

15 FURTHER MOVED, That based on substantial evidence in light of the whole record,
16 this Board of Supervisors finds the negative declaration reflects its independent judgment and
17 analysis and is adequate, accurate, and objective, and hereby affirms the decision of the
18 Planning Commission to adopt the negative declaration in compliance with CEQA, the State
19 CEQA Guidelines, and Chapter 31.

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