

File No. 141062

Committee Item No. _____

Board Item No. 33

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: _____
Board of Supervisors Meeting

Date _____
Date November 18, 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 checked="" 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)

<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
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Completed by: John Carroll Date November 13, 2014

Completed by: _____ Date _____

1 [Preparation of Findings to Reverse the Exemption Determination - 115 Telegraph Hill
2 Boulevard]

3 **Motion directing the Clerk of the Board to prepare findings reversing the determination**
4 **by the Planning Department that a proposed project at 115 Telegraph Hill Boulevard is**
5 **exempt from environmental review.**

6
7 WHEREAS, On September 3, 2014, the Planning Department determined that the
8 proposed project located at 115 Telegraph Hill Boulevard ("Project") is exempt from
9 environmental review under the California Environmental Quality Act ("CEQA"), the CEQA
10 Guidelines, and San Francisco Administrative Code Chapter 31. The proposed project
11 involves the construction of a new three-unit residential building and an approximately 160
12 square foot (sf) demolition and exterior renovation of an existing 1,000-square-foot, two-story
13 cottage constructed in 1906. The existing cottage would be modified to remove an
14 approximately 160-sf addition in the northeast corner of the cottage that was permitted by the
15 granting of a variance by the Planning Department's Zoning Administrator in 1995 (Planning
16 Department Case File No. 93.180v). Access to the cottage would be provided via a pedestrian
17 walkway along Filbert Street; and

18 WHEREAS, By letter to the Clerk of the Board, received by the Clerk's Office on
19 October 14, 2014, Susan Brandt-Hawley, on behalf of Telegraph Hill Dwellers (Appellant),
20 appealed the exemption determination. The Appellant provided a copy of the Planning
21 Department's Certificate of Determination, Exemption from Environmental Review, which
22 detailed the proposed project's exemption determination under Class 1 of the CEQA
23 Guidelines (14 Cal. Code Reg. §15301); and

24 WHEREAS, On October 16, 2014, the Planning Department's Environmental Review
25 Officer, by memorandum to the Clerk of the Board, determined that the appeal had been

1 timely filed, noting that the Planning Commission had approved a Conditional Use
2 Authorization for the Project on September 11, 2014; and

3 WHEREAS, On November 18, 2014, this Board held a duly noticed public hearing to
4 consider the appeal of the exemption determination filed by Appellant and, following the public
5 hearing, reversed the exemption determination; and

6 WHEREAS, In reviewing the appeal of the exemption determination, this Board
7 reviewed and considered the exemption determination, the appeal letter, the responses to the
8 appeal documents that the Planning Department prepared, the other written records before
9 the Board of Supervisors and all of the public testimony made in support of and opposed to
10 the exemption determination appeal. Following the conclusion of the public hearing, the Board
11 of Supervisors reversed the exemption determination for the project based on the written
12 record before the Board of Supervisors as well as all of the testimony at the public hearing in
13 support of and opposed to the appeal. The written record and oral testimony in support of and
14 opposed to the appeal and deliberation of the oral and written testimony at the public hearing
15 before the Board of Supervisors by all parties and the public in support of and opposed to the
16 appeal of the exemption determination is in the Clerk of the Board of Supervisors File No.
17 141059 and is incorporated in this motion as though set forth in its entirety; now therefore be it

18 MOVED, That this Board of Supervisors directs the Clerk of the Board to prepare the
19 findings specifying the basis for its decision on the appeal of the exemption determination
20 issued by the Planning Department for the project.

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23
24

Print Form

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:

Preparation of Findings to Reverse the Exemption Determination - 115 Telegraph Hill Boulevard

The text is listed below or attached:

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that a proposed project at 115 Telegraph Hill Boulevard is exempt from environmental review.

Signature of Sponsoring Supervisor: Alisa Bmeralfn

For Clerk's Use Only: