

1 [Adopting findings related to affirming the categorical exemption issued for the 9 Douglass
2 Street project.]

3 **Motion adopting findings related to affirming the determination by the Planning**
4 **Department that the 9 Douglass Street project is categorically exempt from**
5 **environmental review under the California Environmental Quality Act.**
6

7
8 The San Francisco Planning Department, as part of its Discretionary Review Summary
9 prepared for a Discretionary Review hearing before the Planning Commission scheduled for
10 August 2, 2007, determined that an application for a building permit for 9 Douglass Street to
11 add a vertical addition to the rear portion of a one-story-over-garage single-family home and a
12 4-foot horizontal rear addition (the "Project") was exempt from environmental review (the
13 "determination").

14 By letter to the Clerk of the Board of Supervisors dated February 8, 2008, Stephen M.
15 Williams filed an appeal of the determination to the Board of Supervisors, which the Clerk of
16 the Board of Supervisors received on or around February 8, 2008.

17 On March 18, 2008, this Board held a duly noticed public hearing to consider the
18 appeal of the determination and following the public hearing affirmed the determination of the
19 Planning Department that the Project is categorically exempt from CEQA.

20 In reviewing the appeal of the categorical exemption determination, this Board
21 reviewed and considered the written record before the Board and all of the public comments
22 made in support of and opposed to the appeal. Following the conclusion of the public
23 hearing, the Board affirmed the Planning Department's categorical exemption determination
24 for the Project based on the written record before the Board as well as all of the testimony at
25 the public hearing in support of and opposed to the appeal. Said Motion and written record is

1 in the Clerk of the Board of Supervisors File No. 080250 and is incorporated herein as though
2 set forth in its entirety.

3 In regard to said decision, this Board made certain findings specifying the basis for its
4 decision to affirm the Planning Department's approval of the determination for the Project
5 based on the whole record before the Board including the written record in File No. 080250,
6 which is hereby declared to be a part of this motion as if set forth fully herein; the written
7 submissions to and official written records of the Planning Department determination related
8 to the 9 Douglass Street project; the official written and oral testimony at and audio and video
9 records of the public hearing in support of and opposed to the appeal and deliberation of the
10 oral and written testimony at the public hearing before the Board of Supervisors by all parties
11 and the public in support of and opposed to the appeal of the categorical exemption.

12 NOW, THEREFORE, BE IT MOVED, That the Board of Supervisors of the City and
13 County of San Francisco hereby adopts as its own and incorporates by reference herein, as
14 though fully set forth, the determination made by the Planning Department as part of its
15 Discretionary Review Summary prepared for a Discretionary Review hearing before the
16 Planning Commission scheduled for August 2, 2007 and as further explained by the Planning
17 Department in its submittals to the Board as part of this appeal.

18 FURTHER MOVED, That the Board of Supervisors finds that based on the whole
19 record before it there are no substantial Project changes, no substantial changes in Project
20 circumstances, and no new information of substantial importance that would change the
21 conclusions set forth in the determination by the Planning Department that the proposed
22 Project is exempt from environmental review.

23 FURTHER MOVED, That after carefully considering the appeal of the categorical
24 exemption, including the written information submitted to the Board and the public testimony
25 presented to the Board at the hearing on March 18, 2008, this Board concludes that the

1 Project qualifies for a categorical exemption under CEQA Guidelines Section 15301 as a
2 minor alteration to an existing facility.

3 FURTHER MOVED, that the Board finds that there are no special circumstances
4 present in this case that would require the preparation of a negative declaration or an
5 environmental impact report for the Project under the California Environmental Quality Act and
6 CEQA Guidelines for the following reasons: the Appellant presented no evidence to
7 substantiate his assertion that the project would result in a significant impact to an historic
8 resource and advised the Board on March 18, 2008, the day of the appeal, that he was
9 withdrawing the appeal for failure to secure an historian in support of his allegation of a
10 significant impact to an historic resource.

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25