

1 [Preparation of findings to disapprove certification of 690 Stanyan Street Project FEIR]

2  
3 **Motion directing the Clerk of the Board to prepare findings disapproving the**  
4 **certification by the Planning Commission of the Final Environmental Impact Report for**  
5 **the 690 Stanyan Street Project FEIR.**  
6

7 WHEREAS, 690 Stanyan Street, LLC, (the "Project Sponsor") is proposing to demolish  
8 an existing vacant former Cala Foods store, remove an existing 42-space parking lot and  
9 construct a mixed-use building with 34,000 square feet of ground-floor retail space and 62  
10 residential units (the "Project"); and

11 WHEREAS, the Project Sponsor applied for environmental review on April 20, 2006  
12 (City Planning File No. 2006.0460E); and

13 WHEREAS, The Planning Department for the City and County of San Francisco (the  
14 "Department") determined that an Environmental Impact Report ("EIR") was required and  
15 provided public notice of that determination by publication in a newspaper of general  
16 circulation on July 7, 2007; and

17 WHEREAS, On January 19, 2008, the Department published the Draft Environmental  
18 Impact Report ("DEIR") for the Project; and

19 WHEREAS, On February 28, 2008, the Commission held a duly noticed public hearing  
20 on the DEIR, at which time opportunity for public comment was received on the DEIR, and  
21 written comments were received through March 10, 2008; and

22 WHEREAS, The Department prepared responses to comments received at the public  
23 hearing on the DEIR and submitted in writing to the Department, prepared revisions to the text  
24  
25

1 of the DEIR and published a Draft Summary of Comments and Responses on October 1,  
2 2008; and

3 WHEREAS, A Final Environmental Impact Report ("FEIR") for the Project was  
4 prepared by the Department, consisting of the DEIR, any consultations and comments  
5 received during the review process, any additional information that became available and the  
6 Draft Summary of Comments and Responses, all as required by law; and

7 WHEREAS, On October 23, 2008, the Commission reviewed and considered the FEIR  
8 and, by Motion No. 17732, found that the contents of said report and the procedures through  
9 which the FEIR was prepared, publicized and reviewed complied with the provisions of the  
10 California Environmental Quality Act (CEQA), the State CEQA Guidelines and Chapter 31 of  
11 the San Francisco Administrative Code; and

12 WHEREAS, By Motion No. 17732, the Commission found the FEIR to be adequate,  
13 accurate and objective, reflected the independent judgment and analysis of the Department  
14 and the Commission and that the Summary of Comments and Responses contained no  
15 significant revisions to the DEIR, adopted findings relating to significant impacts associated  
16 with the Project and certified the completion of the FEIR in compliance with CEQA and the  
17 State CEQA Guidelines; and

18 WHEREAS, On October 23, 2006, by Motion No. 17733, the Commission approved a  
19 conditional use permit for the Project; and

20 WHEREAS, On October 24, 2008, Regan Caponi filed an appeal of the FEIR with the  
21 Clerk of the Board of Supervisors; and

22 WHEREAS, The Board of Supervisors held a public hearing on November 18, 2008 to  
23 review the decision by the Planning Commission to certify the FEIR; and

24 WHEREAS, the FEIR files and all correspondence and other documents have been  
25 made available for review by the Board of Supervisors, the Planning Commission and the

1 public; these files are available for public review by appointment at the Planning Department  
2 offices at 1660 Mission Street, and are part of the record before the Board of Supervisors; and

3 WHEREAS, this Board has reviewed and considered the FEIR and heard testimony  
4 and received public comment regarding the adequacy of the FEIR; now, therefore, be it

5 MOVED, That this Board directs the Clerk of the Board to prepare findings specifying  
6 the basis for its disapproval of the certification of the FEIR by the Planning Commission.

7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25