

1 [Disapproving the categorical exemption issued for 3300 Clay Street project.]

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3 **Motion disapproving the determination by the Planning Department that the 3300 Clay**
4 **Street project is categorically exempt from environmental review under the California**
5 **Environmental Quality Act.**

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7 WHEREAS, The Environmental Review Office of the San Francisco Planning
8 department issued a certificate of determination of exemption/exclusion from environmental
9 review for a proposal that would remodel the ground floor, excavate and install a six-car
10 garage and install a new opening in the side of the building for access to the garage, located
11 at 3300 Clay Street (the "Project"). A copy of said document is on file with the Clerk of the
12 Board of Supervisors in File No. 061396, and is incorporated by reference herein; and,

13 WHEREAS, By letter to the Clerk of the Board of Supervisors dated October 12, 2006,
14 Douglas D. Cain ("Appellant"), filed an appeal of the determination to the Board of
15 Supervisors, which the Clerk of the Board of Supervisors received on or around October 13,
16 2006; and,

17 WHEREAS, On November 21, 2006, this Board held a duly noticed public hearing to
18 consider the appeal of the determination; and,

19 WHEREAS, This Board has reviewed and considered the determination, the appeal
20 letter, the responses to concerns document that the Planning Department prepared, and
21 public testimony; and,

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

1 Moved, That this Board of Supervisors disapproves the determination by the Planning
2 Department that the Project is exempt/excluded from environmental review.

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