

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

3 **Motion adopting findings related to affirming the determination by the Planning**
4 **Department that the 1 La Avanzada Street project is categorically exempt from**
5 **environmental review under the California Environmental Quality Act.**
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7 The Planning Department determined that a proposal to install a fire suppression
8 system to an existing equipment building for Comcast at Sutro Tower, located at 1 La
9 Avanzada Street (the "Project") was categorically exempt from the California Environmental
10 Quality Act ("CEQA") on or around November 10, 2005 ("determination").

11 By letter to the Clerk of the Board of Supervisors dated January 6, 2006, Walter
12 Capland of the Forest Knolls Neighborhood Organization ("Appellant") filed an appeal of the
13 determination to the Board of Supervisors, which the Clerk of the Board of Supervisors
14 received on or around January 9, 2006.

15 On February 14, 2006, this Board held a duly noticed public hearing to consider the
16 appeal of the determination and following the public hearing affirmed the determination of the
17 Planning Department that the Project is categorically exempt from CEQA.

18 In reviewing the appeal of the categorical exemption determination, this Board
19 reviewed and considered the written record before the Board and all of the public comments
20 made in support of and opposed to the appeal. Following the conclusion of the public
21 hearing, the Board affirmed the Planning Department's categorical exemption determination
22 for 1 La Avanzada Street based on the written record before the Board as well as all of the
23 testimony at the public hearing in support of and opposed to the appeal. Said Motion and
24 written record is in the Clerk of the Board of Supervisors File No. 060007 and is incorporated
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1 herein as though set forth in its entirety.

2 In regard to said decision, this Board made certain findings specifying the basis for its
3 decision to affirm the Planning Department's approval of the determination for 1 La Avanzada
4 Street based on the whole record before the Board including the written record in File No.
5 060008, which is hereby declared to be a part of this motion as if set forth fully herein; the
6 written submissions to and official written records of the Planning Department determination
7 related to the 1 La Avanzada Street project; the official written and oral testimony at and audio
8 and video records of the public hearing in support of and opposed to the appeal and
9 deliberation of the oral and written testimony at the public hearing before the Board of
10 Supervisors by all parties and the public in support of and opposed to the appeal of the
11 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 on November 10,
15 2005.

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

21 FURTHER MOVED, That after carefully considering the appeal of the categorical
22 exemption, including the written information submitted to the Board and the public testimony
23 presented to the Board at the hearing on February 14, 2006, this Board concludes that the
24 Project qualifies for a categorical exemption under Class 1, and, specifically, Classes 1(b),
25 1(d) and 1(f), under CEQA Guidelines Section 15301.

1 FURTHER MOVED, that the Board finds that there are no special circumstances
2 present in this case that would require the preparation of a negative declaration or an
3 environmental impact report for the Project under the California Environmental Quality Act and
4 CEQA Guidelines.

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