

1 [Affirming the Categorical Exemption Determination - 2651-2653 Octavia Street]

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3 **Motion affirming the determination by the Planning Department that the proposed**
4 **project at 2651-2653 Octavia Street is categorically exempt from further environmental**
5 **review.**

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7 WHEREAS, On September 5, 2019, the Planning Department issued a CEQA
8 Categorical Exemption Determination for the proposed project located at 2651-2653 Octavia
9 Street ("Project") under the California Environmental Quality Act ("CEQA"), the CEQA
10 Guidelines, and San Francisco Administrative Code, Chapter 31; and

11 WHEREAS, The project site is located on the block bounded by Green Street to the
12 north, Octavia Street to the east, Vallejo Street to the south, and Laguna Street to the west, in
13 the Pacific Heights neighborhood; the approximately 3,100-square-foot project site is within
14 the Residential, House, Two-Family (RH-2) Zoning District and a 40-X Height and Bulk
15 District; the project site is currently occupied by a two-family residence; and

16 WHEREAS, The Project includes the construction a fourth-floor-level vertical and
17 horizontal addition to an existing 37-foot-tall (inclusive of a 7-foot-tall mansard roof), three-
18 story, 4,151-gross-square-foot two-family residence constructed in 1950, resulting in a 40-
19 foot-tall (exclusive of a 3.5-foot-tall parapet and clear glass guardrail on the roof deck), four-
20 story, 6,512-gross-square-foot two family residence; the project construction would involve
21 localized excavation for new foundation and possible excavation to replace existing
22 foundations in kind, resulting in a total of approximately 15 to 30 cubic yards of soil excavated,
23 at an average depth of 1.5 feet; and

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1 WHEREAS, The Planning Department, pursuant to Title 14 of the CEQA Guidelines
2 (California Code of Regulations, Title 14, Division 6, Chapter 3, Sections 15300-15333),
3 issued a categorical exemption for the Project on September 5, 2019, finding that the
4 proposed project is exempt from the California Environmental Quality Act (CEQA) as a Class
5 1 categorical exemption (alteration and addition to an existing structure) and that no further
6 environmental review was required; and

7 WHEREAS, On February 6, 2020, the Planning Commission passed a resolution
8 denying a discretionary review request at a public hearing (Planning Department Case No.
9 2018-011022DRP), which constituted the approval action for the project under CEQA; and

10 WHEREAS, On March 6, 2020, Maureen Holt, Elizabeth Reilly, Paul Guermonprez,
11 and Jack Fowler (collectively, "Appellant") filed an appeal of the September 5, 2019,
12 categorical exemption to the board; and

13 WHEREAS, By memorandum to the Clerk of the Board dated March 12, 2020, the
14 Planning Department's Environmental Review Officer determined that the appeal was timely
15 filed; and

16 WHEREAS, On July 28, 2020, this Board held a duly noticed public hearing to consider
17 the appeal of the exemption determination filed by Appellant; and

18 WHEREAS, In reviewing the appeal of the exemption determination, this Board
19 reviewed and considered the exemption determination, the appeal letter, the responses to the
20 appeal documents that the Planning Department prepared, the other written records before
21 the Board of Supervisors and all of the public testimony made in support of and opposed to
22 the exemption determination appeal; and

23 WHEREAS, Following the conclusion of the public hearing, the Board of Supervisors
24 affirmed the exemption determination for the Project based on the written record before the
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1 Board of Supervisors as well as all of the testimony at the public hearing in support of and
2 opposed to the appeal; and

3 WHEREAS, The written record and oral testimony in support of and opposed to the
4 appeal and deliberation of the oral and written testimony at the public hearing before the
5 Board of Supervisors by all parties and the public in support of and opposed to the appeal of
6 the exemption determination is in the Clerk of the Board of Supervisors File No. 200284 and is
7 incorporated in this motion as though set forth in its entirety; now, therefore, be it

8 MOVED, That the Board of Supervisors hereby adopts as its own and incorporates by
9 reference in this motion, as though fully set forth, the exemption determination; and, be it

10 FURTHER MOVED, That the Board of Supervisors finds that based on the whole
11 record before it there are no substantial project changes, no substantial changes in project
12 circumstances, and no new information of substantial importance that would change the
13 conclusions set forth in the exemption determination by the Planning Department that the
14 Project is exempt from environmental review; and, be it

15 FURTHER MOVED, That after carefully considering the appeal of the exemption
16 determination, including the written information submitted to the Board of Supervisors and the
17 public testimony presented to the Board of Supervisors at the hearing on the exemption
18 determination, this Board concludes that the Project qualifies for an exemption determination
19 under CEQA.

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