

1 [Disapproving the categorical exemption issued for 755 22nd Avenue.]

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3 **Motion disapproving the determination by the Planning Department that the 755 22nd**
4 **Avenue project is categorically exempt from environmental review under the California**
5 **Environmental Quality Act.**

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7 WHEREAS, the Planning Department determined that a proposal to construct a 3-story
8 horizontal addition at the rear of a 3-story structure single-family home at 755 22nd Avenue
9 and to add a dwelling unit at the ground floor level ("Project") was categorically exempt from
10 the California Environmental Quality Act ("CEQA") on or around September 9, 2004
11 ("determination"). A copy of the building permit application for the Project with a notation that
12 the Planning Department determined the project was exempt from environmental review is on
13 file with the Clerk of the Board of Supervisors in File No. 050658, and is incorporated by
14 reference herein; and,

15 WHEREAS, By letter to the Clerk of the Board of Supervisors dated April 13, 2005,
16 Camille Hamilton and David R. Pating ("Appellants") filed an appeal of the determination to
17 the Board of Supervisors, which the Clerk of the Board of Supervisors received on or around
18 April 13, 2005; and,

19 WHEREAS, On May 17, 2005, this Board held a duly noticed public hearing to consider
20 the appeal of the determination; and,

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

24 WHEREAS, The determination files and all correspondence and other documents have
25 been made available for review by this Board and the public. These files are available for

1 public review by appointment at the Planning Department offices at 1660 Mission Street, and
2 are part of the record before this Board by reference herein; now, therefore, be it
3 MOVED, That this Board of Supervisors disapproves the determination by the Planning
4 Department that the Project is exempt from environmental review.

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