

1 [Reversing the exemption determination issued for the 2750 Vallejo Street project.]

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3 **Motion reversing the exemption determination by the Planning Department that the**
4 **2750 Vallejo Street project is exempt from environmental review.**

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6 WHEREAS, On May 6, 2009, the Planning Department determined that a proposal to
7 alter the façade and construct rear and side horizontal additions to an existing three-story,
8 single-family residence in an RH-1 (D) and a 40-X Height and Bulk District, located at 2750
9 Vallejo Street (the "Project") was exempt/excluded from environmental review under the
10 California Environmental Quality Act ("CEQA"), the CEQA Guidelines and San Francisco
11 Administrative Code Chapter 31 (the "exemption determination"). A copy of said document is
12 on file with the Clerk of the Board of Supervisors in File No. 091309, and is incorporated by
13 reference in this motion; and,

14 WHEREAS, On July 23, 2009, the Planning Commission conducted a
15 discretionary review hearing on the Project and approved the Project; and,

16 WHEREAS, By letter to the Clerk of the Board of Supervisors dated November
17 5, 2009, Robert A. Byrum and Dona S. Byrum ("Appellants") filed an appeal of the exemption
18 determination to the Board of Supervisors, which the Clerk of the Board of Supervisors
19 received on or around November 6, 2009; and,

20 WHEREAS, On December 15, 2009, this Board held a duly noticed public
21 hearing to consider the appeal of the exemption determination filed by Appellant; and,

22 WHEREAS, This Board has reviewed and considered the exemption determination, the
23 appeal letter, the responses to concerns document that the Planning Department prepared,
24 the other written records before the Board of Supervisors, and heard public testimony in
25 support of and opposed to the exemption determination appeal; and,

1 WHEREAS, The exemption determination files and all correspondence and other
2 documents have been made available for review by this Board and the public. These files are
3 available for public review by appointment at the Planning Department offices at 1650 Mission
4 Street, and are part of the record before this Board by reference in this motion; now, therefore,
5 be it

6 MOVED, That this Board of Supervisors reverses the exemption determination by the
7 Planning Department that the Project is exempt from environmental review.

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