



## Statutory and Categorical Exemption Appeal Timeliness Determination

**DATE:** September 03, 2020  
**TO:** Angela Calvillo, Clerk of the Board of Supervisors  
**FROM:** Lisa Gibson, Environmental Review Officer  
**RE:** Appeal Timeliness Determination – SFMTA – Slow Streets  
Phase 3 Emergency Statutory Exemption 2020-006251ENV

On August 20, 2020, Mary Miles on behalf of the Coalition for Adequate Review (Appellant) filed an appeal with the Office of the Clerk of the Board of Supervisors of the Statutory and Categorical Exemption for the San Francisco Municipal Transportation Agency’s Slow Streets Phase 3 project. As explained below, the appeal is timely.

Date of Project Approval	Date of CEQA Posting	Appeal Deadline (Must Be Day Clerk of Board’s Office Is Open for Remote Business)	Date of Appeal Filing	Timely?
July 21, 2020	July 2, 2020	August 20, 2020 at 5:00 pm	August 20, 2020	Yes

On July 2, 2020 the Planning Department posted a Statutory and Categorical Exemption on the Planning Department’s website.

**Approval Action:** On July 21, 2020 the SFMTA Board of Directors approved the project at a noticed public hearing.

**Appeal Deadline:** Per Administrative Code Section 31.16(f), the 30-day appeal period starts on the day following the approval of the project at a noticed public hearing. San Francisco Administrative Code state that any person or entity may appeal an exemption determination (including a statutory exemption) to the Board of Supervisors during this time period. The 30th day after the date of the Approval Action was Thursday, August 20, 2020 (Appeal Deadline) at 5:00 pm.

**Appeal Filing and Timeliness:** The Appellant filed the appeal of the exemption determination on Thursday, August 20, 2020, prior to the end of the Appeal Deadline. Therefore, the appeal is timely.