

File No. 171150

Committee Item No. \_\_\_\_\_

Board Item No. \_\_\_\_\_

# COMMITTEE/BOARD OF SUPERVISORS

## AGENDA PACKET CONTENTS LIST

Committee: \_\_\_\_\_

Date: \_\_\_\_\_

Board of Supervisors Meeting

Date: November 28, 2017

### Cmte Board

- |                          |                                     |  |
|--------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Motion                                       |
| <input type="checkbox"/> | <input type="checkbox"/>            | Resolution                                   |
| <input type="checkbox"/> | <input type="checkbox"/>            | Ordinance                                    |
| <input type="checkbox"/> | <input type="checkbox"/>            | Legislative Digest                           |
| <input type="checkbox"/> | <input type="checkbox"/>            | Budget and Legislative Analyst Report        |
| <input type="checkbox"/> | <input type="checkbox"/>            | Youth Commission Report                      |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Introduction Form                            |
| <input type="checkbox"/> | <input type="checkbox"/>            | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/>            | MOU  |
| <input type="checkbox"/> | <input type="checkbox"/>            | Grant Information Form                       |
| <input type="checkbox"/> | <input type="checkbox"/>            | Grant Budget                                 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Subcontract Budget                           |
| <input type="checkbox"/> | <input type="checkbox"/>            | Contract/Agreement                           |
| <input type="checkbox"/> | <input type="checkbox"/>            | Form 126 – Ethics Commission                 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Award Letter                                 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Application                                  |
| <input type="checkbox"/> | <input type="checkbox"/>            | Public Correspondence                        |

### OTHER (Click text of checked items for a direct link to the document)

- |                          |                          |       |
|--------------------------|--------------------------|-------|
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |

Prepared by: Brent Jalipa

Date: November 20, 2017

Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

1 [Preparation of Findings to Reverse the Categorical Exemption Determination - SFMTA  
2 Hairball Intersection Improvement Project]

3 **Motion directing the Clerk of the Board to prepare findings reversing the determination**  
4 **by the Planning Department that the proposed San Francisco Municipal Transportation**  
5 **Agency Hairball Intersection Improvement Project is categorically exempt from further**  
6 **environmental review.**

7  
8 WHEREAS, On May 16, 2017, the Planning Department determined that the proposed  
9 San Francisco Municipal Transportation Agency Hairball Intersection Improvement Project  
10 ("Project") is exempt from environmental review under the California Environmental Quality  
11 Act ("CEQA"), the CEQA Guidelines, and San Francisco Administrative Code, Chapter 31;  
12 and

13 WHEREAS, The proposed Project involves paint-only modifications to the existing  
14 roadway on Bayshore Boulevard (between Jerrold Avenue and Marin Street) and Jerrold  
15 Avenue (between Bayshore Boulevard and Barneveld Avenue), including modifications to  
16 existing travel lanes to create a new bicycle lane on Jerrold Avenue, installation of new high  
17 visibility crosswalks at the intersection of Marin Street/Bayshore Boulevard and Jerrold  
18 Avenue/Bayshore Boulevard, the removal of 10 parking spaces and two loading zones along  
19 westbound Jerrold Avenue and establishment of parking restrictions; and

20 WHEREAS, On May 26, 2017, the Planning Department determined that the Project is  
21 exempt from environmental review under Class 1 of the CEQA Guidelines (14 Cal. Code Reg.  
22 Section 15301), which provides an exemption for minor alterations to existing facilities; and

23 WHEREAS, On September 19, 2017, the SFMTA Board of Directors (the "SFMTA  
24 Board") conducted a duly noticed public hearing at a regularly scheduled meeting and  
25 approved the Project by SFMTA Board Resolution No. 1170919-119; and

1           WHEREAS, On October 19, 2017, Mary Miles, Attorney for the Coalition for Adequate  
2 Review ("Appellant") filed an appeal of the categorical exemption determination; and

3           WHEREAS, The Planning Department's Acting Environmental Review Officer, by  
4 memorandum to the Clerk of the Board dated October 24, 2017, determined that the appeal  
5 was timely filed; and

6           WHEREAS, On November 28, 2017, this Board held a duly noticed public hearing to  
7 consider the appeal of the exemption determination filed by Appellant; and

8           WHEREAS, In reviewing the appeal of the exemption determination, this Board  
9 reviewed and considered the exemption determination, the appeal letter, the responses to the  
10 appeal documents that the Planning Department prepared, the other written records before  
11 the Board of Supervisors and all of the public testimony made in support of and opposed to  
12 the exemption determination appeal; and

13           WHEREAS, Following the conclusion of the public hearing, the Board of Supervisors  
14 conditionally reversed the exemption determination for the Project subject to the adoption of  
15 written findings of the Board in support of such determination based on the written record  
16 before the Board of Supervisors as well as all of the testimony at the public hearing in support  
17 of and opposed to the appeal; and

18           WHEREAS, The written record and oral testimony in support of and opposed to the  
19 appeal and deliberation of the oral and written testimony at the public hearing before the  
20 Board of Supervisors by all parties and the public in support of and opposed to the appeal of  
21 the exemption determination is in the Clerk of the Board of Supervisors File No. 171147, and  
22 is incorporated in this motion as though set forth in its entirety; now, therefore, be it

23           MOVED, That the Board of Supervisors directs the Clerk of the Board to prepare the  
24 findings specifying the basis for its decision on the appeal of the exemption determination  
25 issued by the Planning Department for the Project.

Print Form

# Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor [ ] inquiries"
- 5. City Attorney Request.
- 6. Call File No. [ ] from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No. [ ]
- 9. Reactivate File No. [ ]
- 10. Question(s) submitted for Mayoral Appearance before the BOS on [ ]

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.**

Sponsor(s):

Clerk of the Board

Subject:

Preparation of Findings to Reverse the Categorical Exemption Determination - SFMTA Hairball Intersection Improvement Project

The text is listed:

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency's Hairball Intersection Improvement Project categorically exempt from further environmental review.

Signature of Sponsoring Supervisor: *Alivia Jomera*

For Clerk's Use Only

171150