

1 [Affirming Final Environmental Impact Report Certification - 75 Howard Street Project]

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3 **Motion affirming the Planning Commission’s certification of the Final Environmental**
4 **Impact Report prepared for the project located at 75 Howard Street.**

5
6 WHEREAS, The Planning Department published a draft Environmental Impact Report
7 (“EIR”) for the project located at 75 Howard Street on July 31, 2013; and

8 WHEREAS, The Planning Commission certified the Final EIR on September 3, 2015;
9 and

10 WHEREAS, The project consists of an approximately 20-story over basement, 220-
11 foot-tall, 333,864-gross square foot high-rise tower containing up to 133 residential units and
12 approximately 5,824 gross square feet of retail use with 102 off-street parking spaces in a
13 two-level underground garage accessed from Howard Street; and

14 WHEREAS, By letter dated October 5, 2015, David Osgood filed an appeal of the
15 certification of the Final EIR on behalf of Rincon Point Neighbors Association; and

16 WHEREAS, On November 17, 2015, this Board held a duly noticed public hearing to
17 consider the appeal of the certification of the Final EIR filed by Appellant, and following the
18 public hearing affirmed the certification of the Final EIR; and

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

24 WHEREAS, Following the conclusion of the public hearing, the Board of Supervisors
25 affirmed the certification of the Final EIR for the project located at 75 Howard Street, based on

1 the written record before the Board of Supervisors as well as all of the testimony at the public
2 hearing in support of and 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 certification of the Final EIR is in the Clerk of the Board of Supervisors File No. 151015
7 and is incorporated in this motion as though set forth in its entirety; now, therefore, be it

8 MOVED, That the Board of Supervisors of the City and County of San Francisco
9 hereby adopts as its own and incorporates by reference in this motion, as though fully set
10 forth, the findings in support of the certification of the Final EIR contained in Planning
11 Commission Motion No. 19447; and, be it

12 FURTHER MOVED, That after carefully considering the appeal of the certification of
13 the Final EIR, including the written information submitted to the Board of Supervisors and the
14 public testimony presented to the Board of Supervisors at the hearing on the certification of
15 the Final EIR, this Board concludes that the Final EIR was completed in compliance with the
16 California Environmental Quality Act, reflects the City's independent judgment and analysis, is
17 adequate, accurate and objective, and analyzes the proposed project in compliance with the
18 law, and hereby affirms the Planning Commission's certification of the Final EIR.

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City and County of San Francisco

Tails

Motion: M15-169

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 151016

Date Passed: November 17, 2015

Motion affirming the Planning Commission's certification of the Final Environmental Impact Report prepared for the project located at 75 Howard Street.

November 17, 2015 Board of Supervisors - APPROVED

Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

File No. 151016

I hereby certify that the foregoing Motion was APPROVED on 11/17/2015 by the Board of Supervisors of the City and County of San Francisco.

A handwritten signature in black ink, appearing to read "Angela Calvillo", written over a horizontal line.

**Angela Calvillo
Clerk of the Board**