

1 [California Environmental Quality Act Findings.]

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3 **Motion adopting findings pursuant to the California Environmental Quality Act in**
4 **connection with approval of a New Transportation Expenditure Plan and Sales Tax**
5 **Reauthorization.**

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7 WHEREAS, The San Francisco County Transportation Authority (hereinafter the
8 "Authority") prepared an Expenditure Plan and Sales Tax Reauthorization (hereinafter the
9 "Plan") for this Board to consider submitting to the voters at the November 2003 election; and

10 WHEREAS, The Expenditure Plan is part of the Congestion Management Program's
11 Capital Improvement Plan and also implements the priorities of the Countywide
12 Transportation Plan through investment in projects and programs that include planning,
13 maintenance and rehabilitation and improvements to the City and County of San Francisco's
14 multi-modal transportation system; and

15 WHEREAS, The California Environmental Quality Act ("CEQA") provides a statutory
16 exemption from CEQA for development, preparation and adoption of the Congestion
17 Management Program, in California Public Resources Code Section 21080(b)(13) and CEQA
18 Guidelines, Section 15276; and

19 WHEREAS, Although the Transportation Authority found that the statutory exemption
20 set forth in CEQA was applicable to this Plan, the Transportation Authority nonetheless
21 decided to prepare an environmental impact report so that the voters and approving bodies
22 could be fully apprised of the environmental effects of the Expenditure Plan before making a
23 determination; and

24 WHEREAS, On July 22, 2003, the Authority certified the Final Environmental Impact
25 Report ("Final EIR") by its Resolution No. ____; and

1 WHEREAS, The Authority adopted Findings, as required by CEQA, regarding the
2 alternatives, mitigation measures and significant environmental impacts analyzed in the Final
3 EIR, as well as a statement of overriding considerations, and a proposed mitigation monitoring
4 and reporting program on July 22, 2003 by its Resolution No. _____; and

5 WHEREAS, The Authority has made available for review the Plan's Environmental
6 Impact Report files and all correspondence and other documents; and

7 WHEREAS, This Board is considered a responsible agency pursuant to CEQA for
8 purposes of acting on the Plan; and

9 WHEREAS, This Board has reviewed and considered the Final EIR, and has had the
10 environmental review files available to it for review; now therefore be it

11 MOVED, This Board finds that the Final EIR is adequate for use by this Board and that
12 no further environmental review is necessary; and be it further

13 MOVED, This Board hereby adopts and incorporates by reference in this action the
14 findings and mitigation monitoring and reporting program adopted by the San Francisco
15 County Transportation Authority Board of Commissioners by its Motion No. _____ dated July
16 22, 2003; and be it further

17 MOVED, Since this Board is a responsible agency, none of the mitigation measures
18 are adopted by this Board, as set forth in Transportation Authority Board of Commissioners
19 Motion No. _____, but this Board recommends their adoption and implementation by the
20 Authority, and finds that the Authority can and should adopt the mitigation measures set forth
21 in its motion.

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