

From: [Mary Miles](#)
To: [BOS Legislation, \(BOS\)](#)
Subject: FW: BOS FILE 200987 REQUEST FOR CONTINUANCE OF CEQA APPEAL HEARING
Date: Monday, September 21, 2020 3:48:48 PM

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FROM:
Mary Miles (SB #230395)
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TO:
President Norman Yee and Members
San Francisco Board of Supervisors
City Hall, Room 244
San Francisco, CA 94102

BY E-MAIL TO: bos.legislation@sfgov.org

**BOARD FILE NO. 200987 REQUEST FOR CONTINUANCE
ITEM 95, SEPTEMBER 22, 2020 AGENDA**

Dear President Yee and Members of the Board:

I forward Appellant's September 10, 2020 Request for Continuance (below) to the Board in an effort to insure the Request was received by the Board.

In a previous appeal on September 1, 2020, the Board apparently did not receive Appellant's continuance request, cut me off when I spoke in support of the continuance as Appellant's representative, refused to hear public comment in support of the continuance, and then refused to continue the matter.

In this case, the Board's Notice of Hearing explicitly stated that the Board would *only* hear public comment on a continuance. Therefore, I respectfully ask the Board to continue the Appeal in Board File No. 200987 as requested.

Thank you.

Mary Miles

Attorney for Appellant Coalition for Adequate Review

From: Mary Miles [mailto:page364@earthlink.net]
Sent: Thursday, September 10, 2020 11:08 AM
To: 'bos.legislation@sfgov.org' <bos.legislation@sfgov.org>
Subject: BOS FILE 200987 REQUEST FOR CONTINUANCE OF CEQA APPEAL HEARING

FROM:
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DATE: September 10, 2020

**REQUEST FOR CONTINUANCE OF CEQA APPEAL HEARING,
BOS FILE 200987**

Dear President Yee and Members of the Board:

I represent Appellant in this matter. On September 8, 2020, I received an e-mail with a Notice of Public Hearing stating that the above-described appeal was scheduled for hearing on September 22, 2020. I also received similar e-mails stating that two other appeals hearings were scheduled on the same day.

The 14-day Notice is inadequate to prepare and submit interested persons mailing lists (lists are due 20 days before the hearing) and briefs (due 11 days before the hearing). The short time deprives Appellant of the right to submit information needed for the informed decisionmaking required by CEQA and denies the public's right to notice. Scheduling all three appeals on September 22, 2020 makes it impossible to submit briefs and exhibits on these citywide projects, and for the public to be informed of the hearings and exercise their right to comment. Appellant and the public are thus significantly prejudiced by the inadequate time for briefing, public comment, submitting interested persons lists, and preparing for hearing.

The September 8, 2020 Notice of Public Hearing states:

"NOTE: The President may entertain a motion to continue this Hearing to a future Board of Supervisors meeting date, date to be determined. Public Comment will be taken on the continuance only."

Accordingly, consistent with the Notice, public comment should be taken on the continuance only at the September 22, 2020 meeting, the Board should continue the hearing to a date certain, and public comment should be taken on the merits of the appeal at the continued hearing. To assure equity and fairness, Appellant assumes that the Board will grant all continuance requests.

Therefore, Appellant requests that the Board continue the hearing on this appeal to **December 8, 2020**. Appellant will submit separate Requests for Continuance on the other two appeals.

Thank you.

Mary Miles
Attorney for Appellant Coalition for Adequate Review