

1 [Affirming the categorical exemption issued for 948-950 Lombard Street]

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3 **Motion affirming the determination by the Planning Department that the proposed**  
4 **project located at 948-950 Lombard Street is categorically exempt from the California**  
5 **Environmental Quality Act as a minor alteration of an existing structure, new**  
6 **construction or conversion of small structures, and restoration of an historical**  
7 **resource.**

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9 WHEREAS, On May 7, 2003, the Planning Department determined that the proposed  
10 work at 948-950 Lombard Street (aka 841 Chestnut Street) was exempt from review under the  
11 California Environmental Quality Act ("CEQA") under three different categorical exemptions  
12 contained in the CEQA Guidelines, 14 California Code of Regulations Sections 15301, 15303,  
13 and 15331; and,

14 WHEREAS, The Planning Department determined that the existing buildings and the site  
15 are historical resources as defined by CEQA, and assessed whether the proposed work would  
16 result in a substantial adverse change to the historical resources, and determined that the  
17 proposed work would be consistent with the Secretary of the *Interior's Standards for the*  
18 *Treatment of Historic Properties with Guidelines for Preserving, Rehabilitating, Restoring and*  
19 *Reconstructing Historic Buildings* ("Secretary's Standards") and that the project would not have  
20 a substantial adverse change on the historical resources as set forth in the Certificate of  
21 Determination of Exemption from Environmental Review contained in Board of Supervisors File  
22 No. 030961; and

23 WHEREAS, The Planning Department then determined that the proposed work could be  
24 considered exempt from CEQA review under CEQA Guidelines section 15301(e)(2) or Class  
25 1(e)(2) because the addition would not exceed 10,000 square feet and complies with all other

1 requirements of the exemption as set forth in the Certificate of Determination of Exemption from  
2 Environmental Review contained in Board of Supervisors File No. 030961; and

3 WHEREAS, The Planning Department also determined that the proposed work was  
4 exempt under CEQA Guidelines Section 15303(e) or Class 3(e) because the proposed work  
5 includes the addition of an accessory structure, a garage, which complies with the requirement  
6 of the exemption as set forth in the Certificate of Determination of Exemption from  
7 Environmental Review contained in Board of Supervisors File No. 030961; and

8 WHEREAS, The Planning Department also determined that the proposed work was  
9 exempt under CEQA Guidelines Section 15331, or Class 31, because the work on the historic  
10 structure consists of repair, rehabilitation, restoration and reconstruction of historical resources  
11 consistent with the Secretary's Standards as described in the Certificate of Determination of  
12 Exemption from Environmental Review contained in Board of Supervisors File No. 030961; and

13 WHEREAS, On May 27, 2003 Appellant Joseph Butler appealed the Planning  
14 Department's determination that the proposed project was exempt from CEQA review; and,

15 WHEREAS, On July 8, 2003 this Board held a duly noticed public hearing on the appeal  
16 and considered all of the testimony at the public hearing as well as all of the information  
17 contained in Board of Supervisors in File No. 030961, which is hereby declared to be a part of  
18 this motion as if set forth fully herein; now, therefore, be it

19 Moved, This Board hereby affirms the determination by the Planning Department that the  
20 proposed project located at 948-950 Lombard Street is categorically exempt from the California  
21 Environmental Quality Act as a minor alteration of an existing structure, new construction or  
22 conversion of small structures, and restoration of an historical resource for the reasons set forth  
23 in the Planning Department's Certificate of Exemption from Environmental Review contained in  
24 Board of Supervisors File No. 030961.

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