

1 [Preparation of findings related to the 717 Battery Street/350 Pacific Avenue project.]

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3 **Motion directing the Clerk of the Board to prepare findings related to the appeal of the**  
4 **determination by the Planning Department that the project at 717 Battery Street/350**  
5 **Pacific Avenue is exempt from environmental review under the California**  
6 **Environmental Quality Act.**

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8 WHEREAS, On or around January 16, 2009, the Environmental Review Office of the  
9 San Francisco Planning department issued a certificate of determination of  
10 exemption/exclusion from environmental review (the "determination") for a proposal to add to  
11 and rehabilitate the Musto Building at 717 Battery Street/350 Pacific Avenue, to expand the  
12 existing office use and provide ground-floor commercial and restaurant space (the "Project").  
13 A copy of said document is on file with the Clerk of the Board of Supervisors in File No.  
14 090109, and is incorporated by reference herein; and,

15 WHEREAS, By letter to the Clerk of the Board of Supervisors dated January 29, 2009,  
16 by Susan Brandt-Hawley on behalf of San Francisco Preservation Action ("Appellant"), filed  
17 an appeal of the determination to the Board of Supervisors, which the Clerk of the Board of  
18 Supervisors received on or around January 30, 2009; and,

19 WHEREAS, On March 3, this Board held a duly noticed public hearing to consider the  
20 appeal of the determination. Following the conclusion of the public hearing, the Board  
21 rendered a decision on the use of the exemption/exclusion for the project based on the written  
22 record before the Board in File No. 090109 which is hereby declared to be a part of this  
23 motion as if set forth fully herein, as well as all of the testimony at the public hearing in support  
24 of and opposed to the appeal; and,

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1        WHEREAS, In regard to said decision, this Board made certain findings specifying the  
basis for its decision; now, therefore, be it

3        MOVED, That this Board of Supervisors directs the Clerk of the Board to prepare the  
findings specifying the basis for its decision on the use of the exemption/exclusion for 717  
Battery Street/350 Pacific Avenue.

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