

1 [Disapproving the categorical exemption issued for 2642-2644 Hyde Street.]

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3 **Motion disapproving the determination by the Planning Department that the 2642-2644**
4 **Hyde Street project is categorically exempt from environmental review under the**
5 **California Environmental Quality Act.**

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7 WHEREAS, the owner of 2642-2644 Hyde Street proposes to rebuild an existing
8 second-floor, 12 foot by 3 foot balcony of an existing two-family structure ("Project"); and

9 WHEREAS, the Planning Department determined that the Project was categorically
10 exempt from the California Environmental Quality Act ("CEQA") on or around July 13, 2005
11 ("determination"). A copy of the variance decision containing the exemption determination
12 prepared by the Planning Department is on file with the Clerk of the Board of Supervisors in
13 File No. 051544, and is incorporated by reference herein; and

14 WHEREAS, By letter to the Clerk of the Board of Supervisors dated August 31, 2005,
15 Stephen M. Williams ("Appellant"), filed an appeal of the Planning Department's determination
16 that a project at 2642-2644 Hyde Street is categorically exempt from environmental review
17 under the California Environmental Quality Act ("CEQA"), which the Clerk of the Board of
18 Supervisors received on or around August 31, 2005; and

19 WHEREAS, On October 11, 2005, this Board held a duly noticed public hearing to
20 consider the appeal of the determination; and

21 WHEREAS, This Board has reviewed and considered the determination, the appeal
22 letter, the responses to concerns document that the Planning Department prepared, and
23 public testimony; and

24 WHEREAS, The determination files and all correspondence and other documents have
25 been made available for review by this Board and the public. These files are available for

1 public review by appointment at the Planning Department offices at 1660 Mission Street, and
2 are part of the record before this Board by reference herein; now, therefore, be it

3 MOVED, That this Board of Supervisors disapproves the determination by the Planning
4 Department that the Project is exempt from environmental review.