

1 [Reversing the Exemption Determination - 70 Gold Mine Drive]

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3 **Motion reversing the determination by the Planning Department that the 70 Gold Mine**
4 **Drive project is exempt from environmental review.**

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6 WHEREAS, the Planning Department has determined that a project located at 70 Gold
7 Mine Drive is exempt from environmental review under the California Environmental Quality
8 Act ("CEQA"), the CEQA Guidelines, and San Francisco Administrative Code Chapter 31.
9 The proposed work involves demolition of an existing single-family residential building and
10 construction of three residential units. The Appellant provided a copy a Historic Resource
11 Evaluation Response and an Environmental Evaluation Application stamped categorically
12 exempt from environmental review and dated March 12, 2009. By letter to the Clerk of the
13 Board, George Tsang, received by the Clerk's Office on July 21, 2001, appealed the
14 exemption determination; and

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16 WHEREAS, On September 6, 2011, this Board held a duly noticed public hearing to
17 consider the appeal of the exemption determination filed by Appellant, and following the public
18 hearing reversed the exemption determination; and

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20 WHEREAS, In reviewing the appeal of the exemption determination, this Board
21 reviewed and considered the exemption determination, the appeal letters, the responses to
22 concerns document that the Planning Department prepared, the other written records before
23 the Board of Supervisors and all of the public testimony made in support of and opposed to
24 the exemption determination appeal. Following the conclusion of the public hearing, the Board
25 of Supervisors reversed the exemption determination for the Project based on the written
record before the Board of Supervisors as well as all of the testimony at the public hearing in

1 support of and opposed to the appeal. The written record and oral testimony in support of and
2 opposed to the appeal and deliberation of the oral and written testimony at the public hearing
3 before the Board of Supervisors by all parties and the public in support of and opposed to the
4 appeal of the exemption determination is in the Clerk of the Board of Supervisors File No.
5 110825 and in the Planning Department files, which are available for public review by
6 appointment at the Planning Department offices at 1650 Mission Street, and are incorporated
7 in this motion as though set forth in its entirety; now therefore be it

8 MOVED, That this Board of Supervisors reverses the determination by the Planning
9 Department that the Project is exempt from environmental review.

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