



SAN FRANCISCO PLANNING DEPARTMENT

Planning Commission Motion No. 20129

HEARING DATE: MARCH 8, 2018

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Case No.: 2015-000644ENV
Project: Biosolids Digester Facilities Project
Project Location: 750 Phelps Street, 1700 Jerrold
Avenue, 1800 Jerrold Avenue, and 1801 Jerrold
Avenue
Project Sponsor: San Francisco Public Utilities Commission
525 Golden Gate Avenue
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ADOPTING FINDINGS RELATED TO THE CERTIFICATION OF A FINAL ENVIRONMENTAL IMPACT REPORT FOR THE PROPOSED BIOSOLIDS DIGESTER FACILITIES PROJECT.

MOVED, that the San Francisco Planning Commission (hereinafter "Commission") hereby CERTIFIES the Final Environmental Impact Report identified as Case No. 2015-00644ENV, Biosolids Digester Facilities Project (hereinafter, "Project"), located in San Francisco, based upon the following findings:

1. The City and County of San Francisco, acting through the Planning Department ("Department") fulfilled all procedural requirements of the California Environmental Quality Act (Cal. Pub. Res. Code Section 21000 *et seq.*, hereinafter "CEQA"), the State CEQA Guidelines (Cal. Code of Regulations Title 14, Section 15000 *et seq.*, hereinafter "CEQA Guidelines") and Chapter 31 of the San Francisco Administrative Code (hereinafter "Chapter 31").
 - A. The Department determined that an Environmental Impact Report ("EIR") was required for the Project and provided public notice of that determination by publication in a newspaper of general circulation, and in accordance with CEQA Guidelines Section 15082, prepared and circulated a first and then a revised Notice of Preparation ("NOP") to interested entities and individuals to begin the formal CEQA scoping process for the Project on June 24, 2015. In accordance with CEQA Guidelines Section 15083, the Department conducted a scoping meeting on July 16, 2015, at the Southeast Community Facility, 1800 Oakdale Avenue, San Francisco. The purpose of the meeting was to present the proposed Project to the public and receive public input regarding the proposed scope of the EIR analysis. The Department accepted public comments between June 24 through July 27, 2015. A scoping report was prepared to summarize

the public scoping process and the comments received in response to the NOP, and the report is included in Appendix NOP of the Draft EIR.

The San Francisco Planning Department received thirteen comments on the scope of the EIR either at the scoping meeting or in writing following the scoping meeting. The comment inventory for the NOP is included in Appendix NOP of the Draft EIR.

- B. On May 3, 2017, the Department published the Draft Environmental Impact Report ("DEIR") and provided public notice in a newspaper of general circulation of the availability of the DEIR for public review and comment for a 45-day period, and of the date and time of the Planning Commission public hearing on the DEIR; this notice was mailed to the Department's list of persons requesting such notice and other interested parties.
 - C. Notices of availability of the DEIR and of the date and time of the public hearing were posted near the Project site by Department staff on May 3, 2017. The Notice of Availability was also made available at the main public library in San Francisco.
 - D. On May 4, 2017, copies of the DEIR were mailed or otherwise delivered to a list of persons requesting it, to those noted on the distribution list in the DEIR, to adjacent property owners, and to government agencies, the latter both directly and through the State Clearinghouse. The DEIR was posted on the Department's website.
 - E. A Notice of Completion was filed with the State Secretary of Resources via the State Clearinghouse on May 4, 2017.
- 2. The Planning Commission held a duly-advertised public hearing on the DEIR to accept written or oral comments on June 1, 2017. The public hearing transcripts are in the Project record. The period for acceptance of written comments ended on June 19, 2017.
 - 3. The Department prepared responses to comments on environmental issues received at the public hearing and in writing during the 45-day public review period for the DEIR, and prepared revisions to the text of the DEIR in response to comments received or based on additional information that became available during the public review period. The Department provided additional, updated information and clarification on issues raised by commenters, as well as SFPUC and the Planning Department, to address Project updates since publication of the DEIR. This material was presented in a Responses to Comments document ("RTC"), published on February 23, 2018, and distributed to the Commission, and all parties who commented on the DEIR, and made available to others upon request at the Department and on the Department's website.
 - 4. A Final Environmental Impact Report ("FEIR") has been prepared by the Department, consisting of the DEIR, any consultations and comments received during the review process, any additional information that became available, and the RTC document, all as required by law.

5. Project files on the FEIR have been made available for review by the Commission and the public. These files are available for public review at the Department at 1650 Mission Street and are part of the record before the Commission. Jonas Ionin is the custodian of the records. Copies of the DEIR and associated reference materials, as well as the RTC document, are also available for review at public libraries in San Francisco, as well as on the Department's website.
6. The Commission, in certifying the completion of said FEIR, hereby does find that that none of the factors that would necessitate recirculation of the Final EIR under CEQA Guidelines Section 15088.5 are present. The Final EIR contains no information revealing (1) any new significant environmental impact that would result from the Project or from a new mitigation measure proposed to be implemented, (2) any substantial increase in the severity of a previously identified environmental impact, (3) any feasible Project alternative or mitigation measure considerably different from others previously analyzed that would clearly lessen the environmental impacts of the Project, but that was rejected by the Project's proponents, or (4) that the Draft EIR was so fundamentally and basically inadequate and conclusory in nature that meaningful public review and comment were precluded.

The Commission finds that the Project proposed for approval is within the scope of the Project analyzed in the Final EIR and the Final EIR fully analyzed the Project proposed for approval. No new impacts have been identified that were not analyzed in the Final EIR.

7. The Commission further finds, in certifying the completion of the Final EIR, that the Project described in the FEIR would have a significant and unavoidable impact with respect to air quality and cultural resources, and would contribute to significant and unavoidable cumulative impacts relating to air quality and cultural resources, even with implementation of mitigation measures.
8. On March 8, 2018, the Commission reviewed and considered the FEIR and hereby does find that the contents of said report and the procedures through which the FEIR was prepared, publicized, and reviewed comply with the provisions of CEQA, the CEQA Guidelines, and Chapter 31 of the San Francisco Administrative Code.
9. The Planning Commission hereby does find that the Final Environmental Impact Report concerning File No. 2015-000644ENV, Biosolids Digester Facilities Project, reflects the independent judgment and analysis of the City and County of San Francisco, is adequate, accurate and objective, and that the Responses to Comments document contains no significant revisions to the DEIR or information that would necessitate recirculation of the FEIR under CEQA Guidelines Section 15088.5, and hereby does CERTIFY THE COMPLETION of said Final Environmental Impact Report in compliance with CEQA and the CEQA Guidelines.

I hereby certify that the foregoing Motion was ADOPTED by the Planning Commission at its regular meeting of March 8, 2018.



Jonas P. Ionin
Commission Secretary

AYES: Fong, Johnson, Koppel, Hillis, Melgar, and Moore
NOES: None
ABSENT: Richards
ADOPTED: March 8, 2018