

File No. 171225

Committee Item No. _____

Board Item No. 33

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: _____
Board of Supervisors Meeting

Date: _____
Date: December 12, 2017

Cmte Board

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| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Introduction Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

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| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
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Prepared by: Brent Jalipa
Prepared by: _____

Date: December 7, 2017
Date: _____

1 [Preparation of Findings to Reverse the Categorical Exemption Determination - 218-27th
2 Avenue]

3 **Motion directing the Clerk of the Board to prepare findings reversing the determination**
4 **by the Planning Department that the proposed project at 218-27th Avenue is**
5 **categorically exempt from further environmental review.**

6
7 WHEREAS, On June 29, 2016, the Planning Department determined that the proposed
8 project at 218-27th Avenue ("Project") is exempt from environmental review under the
9 California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and San Francisco
10 Administrative Code, Chapter 31; and

11 WHEREAS, The proposed Project involves demolition of the existing building on site
12 and construction of a four-story 6,195-square-foot building containing three residential units
13 and three vehicle parking spaces, including approximately 150 cubic yards of excavation to a
14 depth of 3 feet; and

15 WHEREAS, On June 29, 2016, pursuant to Title 14 of the CEQA Guidelines (California
16 Code of Regulations, Title 14, Division 6, Chapter 3, Sections 15300-15387), the Planning
17 Department determined that the Project is exempt from environmental review under Class 1 of
18 the CEQA Guidelines (14 Cal. Code Reg. Section 15301), which provides an exemption for
19 minor alterations to existing facilities including demolition of up to three single-family
20 residences in urban areas, and Class 3 of the Guidelines (14 Cal. Code Reg. Section 15303),
21 which applies to new construction of small structures, including multi-family residential
22 structures in urban areas designed for not more than six dwelling units; and

23 WHEREAS, On November 13, 2017, an appeal of the categorical exemption was filed
24 by Robia Crisp of Hanson Bridgett LLC on behalf of Alex Bernstein and Sonia Daccarett
25 ("Appellants"); and

1 WHEREAS, By memorandum to the Clerk of the Board dated November 17, 2017, the
2 Planning Department's Environmental Review Officer determined that the appeal was timely
3 filed; and

4 WHEREAS, On December 12, 2017, this Board held a duly noticed public hearing to
5 consider the appeal of the exemption determination filed by Appellants and, following the
6 public hearing, affirmed the exemption determination; and

7 WHEREAS, In reviewing the appeal of the exemption determination, this Board
8 reviewed and considered the exemption determination, the appeal letter, the responses to the
9 appeal documents that the Planning Department prepared, the other written records before
10 the Board of Supervisors and all of the public testimony made in support of and opposed to
11 the exemption determination appeal; and

12 WHEREAS, Following the conclusion of the public hearing, the Board of Supervisors
13 conditionally reversed the exemption determination for the Project subject to the adoption of
14 written findings of the Board in support of such determination based on the written record
15 before the Board of Supervisors as well as all of the testimony at the public hearing in support
16 of and opposed to the appeal; and

17 WHEREAS, The written record and oral testimony in support of and opposed to the
18 appeal and deliberation of the oral and written testimony at the public hearing before the
19 Board of Supervisors by all parties and the public in support of and opposed to the appeal of
20 the exemption determination is in the Clerk of the Board of Supervisors File No. 171222, and
21 is incorporated in this motion as though set forth in its entirety; now, therefore, be it

22 MOVED, That the Board of Supervisors directs the Clerk of the Board to prepare the
23 findings specifying the basis for its decision on the appeal of the exemption determination
24 issued by the Planning Department for the Project.

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Print Form

Introduction Form

By a Member of the Board of Supervisors or the Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion, or Charter Amendment)
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor [] inquires"
- 5. City Attorney request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. []
- 9. Reactivate File No. []
- 10. Question(s) submitted for Mayoral Appearance before the BOS on []

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission Youth Commission Ethics Commission
- Planning Commission Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative Form.

Sponsor(s):

Clerk of the Board

Subject:

Preparation of Findings to Reverse the Categorical Exemption Determination - 218-27th Avenue

The text is listed below or attached:

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 218-27th Avenue is categorically exempt from further environmental review.

Signature of Sponsoring Supervisor: *Alvia Gomez*

For Clerk's Use Only:

171225