

1 [Disapprove certification of 690 Stanyan Street Project FEIR]

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4 **Motion disapproving the certification by the Planning Commission of the Final**
5 **Environmental Impact Report for 690 Stanyan Street Project.**

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8 WHEREAS, 690 Stanyan Street, LLC, (the "Project Sponsor") is proposing to demolish
9 an existing vacant former Cala Foods store, remove an existing 42-space parking lot and
10 construct a mixed-use building with 34,000 square feet of ground-floor retail space and 62
11 residential units (the "Project"); and

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13 WHEREAS, the Project Sponsor applied for environmental review on April 20, 2006
14 (City Planning File No. 2006.0460E); and

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16 WHEREAS, The Planning Department for the City and County of San Francisco (the
17 "Department") determined that an Environmental Impact Report ("EIR") was required and
18 provided public notice of that determination by publication in a newspaper of general
19 circulation on July 7, 2007; and

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21 WHEREAS, On January 19, 2008, the Department published the Draft Environmental
22 Impact Report ("DEIR") for the Project; and

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24 WHEREAS, On February 28, 2008, the Commission held a duly noticed public hearing
25 on the DEIR, at which time opportunity for public comment was received on the DEIR, and
written comments were received through March 10, 2008; and

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27 WHEREAS, The Department prepared responses to comments received at the public
28 hearing on the DEIR and submitted in writing to the Department, prepared revisions to the text
29 of the DEIR and published a Draft Summary of Comments and Responses on October 1,
30 2008; and

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1 WHEREAS, A Final Environmental Impact Report ("FEIR") for the Project was
2 prepared by the Department, consisting of the DEIR, any consultations and comments
3 received during the review process, any additional information that became available and the
4 Draft Summary of Comments and Responses, all as required by law; and

5 WHEREAS, On October 23, 2008, the Commission reviewed and considered the FEIR
6 and, by Motion No. 17732, found that the contents of said report and the procedures through
7 which the FEIR was prepared, publicized and reviewed complied with the provisions of the
8 California Environmental Quality Act (CEQA), the State CEQA Guidelines and Chapter 31 of
9 the San Francisco Administrative Code; and

10 WHEREAS, By Motion No. 17732, the Commission found the FEIR to be adequate,
11 accurate and objective, reflected the independent judgment and analysis of the Department
12 and the Commission and that the Summary of Comments and Responses contained no
13 significant revisions to the DEIR, adopted findings relating to significant impacts associated
14 with the Project and certified the completion of the FEIR in compliance with CEQA and the
15 State CEQA Guidelines; and

16 WHEREAS, On October 23, 2006, by Motion No. 17733, the Commission approved a
17 conditional use permit for the Project; and

18 WHEREAS, On October 24, 2008, Regan Caponi filed an appeal of the FEIR with the
19 Clerk of the Board of Supervisors; and

20 WHEREAS, The Board of Supervisors held a public hearing on November 18, 2008 to
21 review the decision by the Planning Commission to certify the FEIR; and

22 WHEREAS, the FEIR files and all correspondence and other documents have been
23 made available for review by the Board of Supervisors, the Planning Commission and the
24 public; these files are available for public review by appointment at the Planning Department
25 offices at 1660 Mission Street, and are part of the record before the Board of Supervisors; and

1 WHEREAS, this Board has reviewed and considered the FEIR and heard testimony
2 and received public comment regarding the adequacy of the FEIR; now, therefore, be it

3 MOVED, That this Board of Supervisors disapproves the certification of the FEIR by
4 the Planning Commission.

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