

1 [Reversing approval of the negative declaration for 329 Bay Street]

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3 **Motion reversing the Planning Department approval of the final negative declaration for**
4 **329 Bay Street.**

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6 WHEREAS, On May 29, 2004, the Environmental Review Officer of the Planning
7 Department issued a preliminary mitigated negative declaration for 329 Bay Street in
8 accordance with the California Environmental Quality Act (“CEQA”), the CEQA Guidelines and
9 San Francisco Administrative Code Chapter 31; and

10 WHEREAS, On June 22, 2004, having received no appeal of the preliminary negative
11 declaration, the Environmental Review Officer of the Planning Department issued a final
12 mitigated negative declaration for 329 Bay Street (“negative declaration”) in accordance with
13 Administrative Code Section 31.11(h); and

14 WHEREAS, On November 29, 2004, the Clerk of the Board received an appeal of the
15 negative declaration from Arthur Chang, Katherine Petrin and Carolyn Blair ("Appellants");
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17 WHEREAS, This Board of Supervisor’s held a duly noticed public hearing on January
18 4, 2005, to consider the negative declaration appeal filed by Appellant; and

19 WHEREAS, This Board has reviewed and considered the negative declaration and
20 heard testimony, the appeal letter, a responses to concerns document prepared by the
21 Planning Department and received public comment regarding the adequacy of this document;
22 and

23 WHEREAS, The negative declaration files and all correspondence and other
24 documents have been made available for review by this Board and the public. These files are
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1 available for public review by appointment at the Planning Department offices at 1660 Mission
2 Street, and are part of the record before this Board by reference herein; now, therefore, be it
3 MOVED, That this Board of Supervisors reverses the Planning Department's approval
4 of the negative declaration.

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