

1 [Reversing adoption of the negative declaration for 800 Brotherhood Way]

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3 **Motion reversing the Planning Commission adoption of the final negative declaration**
4 **for 800 Brotherhood Way.**

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6 WHEREAS, On October 30, 2004, the Environmental Review Officer of the Planning
7 Department issued a preliminary mitigated negative declaration for 800 Brotherhood Way 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 May 19, 2005, following a noticed public hearing, the Planning
11 Commission by motion adopted a Final Mitigated Negative Declaration for 800 Brotherhood
12 Way (“negative declaration”) in accordance with Administrative Code Section 31.11(h). A copy
13 of said document is on file with the Clerk of the Board of Supervisors in File No. 051226
14 and is incorporated by reference herein; and

15 WHEREAS, the Clerk of the Board received two appeals of the negative declaration,
16 one from Julian P. Lagos on behalf of the Park Merced Residents Organization on June 17,
17 2005 and the other from several individuals and organizations on behalf of the Lakeshore
18 Acres Improvement Club on June 20, 2005 (“Appellants”); and

19 WHEREAS, This Board of Supervisor’s held a duly noticed public hearing on July 19,
20 2005, to consider the negative declaration appeal filed by Appellant; and

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

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

5 MOVED, That this Board of Supervisors reverses the Planning Commission's adoption
6 of the negative declaration.

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