

1 [Affirming the Exemption Determination - 1653 Grant Street]

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3 **Motion affirming the determination by the Planning Department that the project located**
4 **at 1653 Grant Street is exempt from environmental review.**

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6 WHEREAS, the Planning Department has determined that a project located at 1653
7 Grant Street (aka 501 Greenwich Street) is exempt from environmental review under the
8 California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and San Francisco
9 Administrative Code Chapter 31. The proposed work involves installation of a wireless
10 telecommunications service facility to an existing building. The Appellants provided a copy a
11 Historical Resources Review Form, issued by the Planning Department on June 3, 2010,
12 finding the project exempt under Class 3 of the CEQA Guidelines (14 Cal. Code Reg. §15000
13 et seq.). Appellant also provided a copy of a Planning Department memorandum from
14 Planning Commission Secretary Linda Avery, dated February 24, 2011, indicating that the
15 Planning Commission had heard a request for discretionary review of the proposed project, on
16 February 17, 2011, but had declined to take discretionary review and instead directed staff to
17 approve the project as proposed. Accordingly, the appeal is ripe for review. By letter to the
18 Clerk of the Board Julie Jaycox and Termeh Yeghiazarian, on behalf of the Telegraph Hill
19 Dwellers("Appellants"), received by the Clerk's Office on March 4, 2011, appealed the
20 exemption determination; and

21 WHEREAS, On April 12, 2011, this Board held a duly noticed public hearing to
22 consider the appeal of the exemption determination filed by Appellants, and following the
23 public hearing affirmed the exemption determination; and

24 WHEREAS, In reviewing the appeal of the exemption determination, this Board
25 reviewed and considered the exemption determination, the appeal letters, the responses to

1 concerns document that the Planning Department prepared, the other written records before
2 the Board of Supervisors and all of the public testimony made in support of and opposed to
3 the exemption determination appeal. Following the conclusion of the public hearing, the Board
4 of Supervisors affirmed the exemption determination for the Project based on the written
5 record before the Board of Supervisors as well as all of the testimony at the public hearing in
6 support of and opposed to the appeal. The written record and oral testimony in support of and
7 opposed to the appeal and deliberation of the oral and written testimony at the public hearing
8 before the Board of Supervisors by all parties and the public in support of and opposed to the
9 appeal of the exemption determination is in the Clerk of the Board of Supervisors File No.
10 110307 and is incorporated in this motion as though set forth in its entirety; now therefore be it

11 MOVED, That the Board of Supervisors of the City and County of San Francisco
12 hereby adopts as its own and incorporates by reference in this motion, as though fully set
13 forth, the exemption determination; and be it

14 FURTHER MOVED, That the Board of Supervisors finds that based on the whole
15 record before it there are no substantial Project changes, no substantial changes in Project
16 circumstances, and no new information of substantial importance that would change the
17 conclusions set forth in the exemption determination by the Planning Department that the
18 proposed Project is exempt from environmental review; and be it

19 FURTHER MOVED, That after carefully considering the appeal of the exemption
20 determination, including the written information submitted to the Board of Supervisors and the
21 public testimony presented to the Board of Supervisors at the hearing on the exemption
22 determination, this Board concludes that the Project qualifies for a exemption determination
23 under CEQA.

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