

File No. 151057

Committee Item No. \_\_\_\_\_

Board Item No. 18

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Committee: \_\_\_\_\_

Date: \_\_\_\_\_

Board of Supervisors Meeting

Date: November 17, 2015

#### Cmte Board

- |                          |                                     |  |
|--------------------------|-------------------------------------|--|
| <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 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** (Use back side if additional space is needed)

<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
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<input type="checkbox"/>	<input type="checkbox"/>	_____

Prepared by: John Carroll

Date: November 12, 2015

Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

1 [Preparation of Findings to Reverse the Final Environmental Impact Report Certification - 5M  
2 Project]

3 **Motion directing the Clerk of the Board to prepare findings related to reversing the**  
4 **Planning Commission’s certification of the Final Environmental Impact Report**  
5 **prepared for the project located at 925 Mission Street and nearby parcels, also known**  
6 **as the 5M Project.**

7  
8 WHEREAS, The Planning Department published a draft Environmental Impact Report  
9 (“EIR”) for the project located at 925 Mission Street and nearby parcels, also known as the 5M  
10 Project, on October 15, 2014; and

11 WHEREAS, The Planning Commission certified the Final EIR on September 17, 2015;  
12 and

13 WHEREAS, The project consists of approximately 821,300 square feet of residential  
14 uses, 807,600 square feet of office uses, and 68,700 square feet of other active ground floor  
15 uses, as well as vehicular parking and bicycle parking, loading facilities, private and publicly  
16 accessible open space, and streetscape and public-realm improvements; and

17 WHEREAS, By letter dated October 19, 2015, Rachel Mansfield-Howlett filed an  
18 appeal of the certification of the Final EIR on behalf of South of Market Action Committee,  
19 South of Market Community Action Network, Save Our SoMa, and Friends of Boeddeker  
20 Park; and

21 WHEREAS, On November 17, 2015, this Board held a duly noticed public hearing to  
22 consider the appeal of the certification of the Final EIR filed by Appellant, and following the  
23 public hearing affirmed the certification of the Final EIR; and

24 WHEREAS, In reviewing the appeal of the Final EIR, this Board reviewed and  
25 considered the final EIR, the appeal letter, the responses that the Planning Department

1 prepared, the other written records before the Board of Supervisors and all of the public  
2 testimony made in support of an opposed to the appeal of the certification of the Final EIR;  
3 and

4 WHEREAS, Following the conclusion of the public hearing, the Board of Supervisors  
5 reversed the certification of the Final EIR for the 5M Project, based on the written record  
6 before the Board of Supervisors as well as all of the testimony at the public hearing in support  
7 of and opposed to the appeal; and

8 WHEREAS, The written record and oral testimony in support of and opposed to the  
9 appeal and deliberation of the oral and written testimony at the public hearing before the  
10 Board of Supervisors by all parties and the public in support of and opposed to the appeal of  
11 the certification of the Final EIR is in the Clerk of the Board of Supervisors File No. 151054  
12 and is incorporated in this motion as though set forth in its entirety; now, therefore, be it

13 MOVED, That this Board of Supervisors directs the Clerk of the Board to prepare the  
14 findings specifying the basis for the Board of Supervisors' decision reversing the Planning  
15 Commission's certification of the Final EIR for the 5M Project.

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# 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 Final Environmental Impact Report Certification - 5M Project

**The text is listed below or attached:**

Motion directing the Clerk of the Board to prepare findings related to reversing the Planning Commission's certification of the Final Environmental Impact Report prepared for the project located at 925 Mission Street and nearby parcels, also known as the 5M Project.

Signature of Sponsoring Supervisor: *[Handwritten Signature]*

For Clerk's Use Only:

151057