

1 [Preparation of Findings to Reverse the Exemption Determination - 4216 California Street]

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3 **Motion directing the Clerk of the Board to prepare findings reversing the exemption**  
4 **determination by the Planning Department that a project located at 4216 California**  
5 **Street is exempt from environmental review.**  
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7 WHEREAS, The Planning Department has determined that a project located at 4216  
8 California Street is exempt from environmental review under the California Environmental  
9 Quality Act ("CEQA"), the CEQA Guidelines, and San Francisco Administrative Code Chapter  
10 31. The proposed project would remove an existing micro wireless telecommunication  
11 services (WTS) facility consisting of one "whip" antenna and install a macro WTS facility  
12 consisting of up to nine panel antennas on the roof. The facility is proposed to be installed on  
13 the roof of the existing building at 4216 California Street behind new radio-frequency  
14 transparent screen walls with equipment located within a ground floor storage area. By letter  
15 to the Clerk of the Board, Wendy Aragon on behalf of the Richmond District Democratic Club  
16 (Appellants), received by the Clerk's Office on July 8, 2013, appealed the exemption  
17 determination. The Appellants provided a copy of the Planning Commission's Conditional Use  
18 Authorization Motion No. 18898, dated June 6, 2013, which stated that the Planning  
19 Department had determined that the project was exempt under Class 3 of the CEQA  
20 Guidelines (14 Cal. Code Reg. §15303 et seq.) and that the Commission concurred with such  
21 determination; and

22 WHEREAS, On July 30, 2013, this Board held a duly noticed public hearing to consider  
23 the appeal of the exemption determination filed by Appellants, and following the public hearing  
24 reversed the exemption determination; and  
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Clerk of the Board  
**BOARD OF SUPERVISORS**

1           WHEREAS, In reviewing the appeal of the exemption determination, this Board  
2 reviewed and considered the exemption determination, the appeal letters, the responses to  
3 concerns document that the Planning Department prepared, the other written records before  
4 the Board of Supervisors and all of the public testimony made in support of and opposed to  
5 the exemption determination appeal. Following the conclusion of the public hearing, the Board  
6 of Supervisors reversed the exemption determination for the project based on the written  
7 record before the Board of Supervisors as well as all of the testimony at the public hearing in  
8 support of and opposed to the appeal. The written record and oral testimony in support of and  
9 opposed to the appeal and deliberation of the oral and written testimony at the public hearing  
10 before the Board of Supervisors by all parties and the public in support of and opposed to the  
11 appeal of the exemption determination is in the Clerk of the Board of Supervisors File No.

12 130721 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 its decision on the appeal of the exemption determination  
15 issued by the Planning Department for the project.