

1 [Golden State Warriors Events Center at Mission Bay - California Environmental Quality Act
2 Findings]

3 **Resolution adopting findings under the California Environmental Quality Act (CEQA)**
4 **and the CEQA Guidelines, including the adoption of a mitigation monitoring and**
5 **reporting program and a statement of overriding considerations, in connection with the**
6 **development of the Golden State Warriors Event Center and Mixed-Use Development at**
7 **Mission Bay South Blocks 29-32 and the Mission Bay South Redevelopment Plan.**

8

9 WHEREAS, The Board of Supervisors makes the following findings in compliance with
10 the California Environmental Quality Act ("CEQA"), California Public Resources Code,
11 Sections 21000, et seq., and the CEQA Guidelines, 14 Cal. Code Reg. Code, Sections 15000,
12 et seq. ("CEQA Guidelines"); and

13 WHEREAS, The proposed project is the Golden State Warriors Event Center and
14 Mixed-Use Development at Mission Bay South Blocks 29-32 and related actions ("Project").
15 The Project Sponsor is GSW Arena LLC ("GSW"), an affiliate of the Golden State Warriors,
16 LLC, which owns and operates the Golden State Warriors National Basketball Association
17 team; and

18 WHEREAS, GSW proposes to construct a multi-purpose event center and a variety of
19 mixed uses, including office, retail, open space, and structured parking on an approximately
20 11-acre site on Blocks 29-32; and

21 WHEREAS, The Project site is bounded by South Street on the north, Third Street on
22 the west, 16th Street on the south, and by the future planned realigned Terry A. Francois
23 Boulevard on the east; and

24

25

1 WHEREAS, The San Francisco Office of Community Investment and Infrastructure
2 (“OCII”), successor to the San Francisco Redevelopment Agency, is the lead agency that
3 administers environmental review for private projects in the Mission Bay North and South
4 Redevelopment Plan Areas in compliance with the requirements of CEQA; and

5 WHEREAS, OCII has provided for appropriate public hearings before the OCII
6 Commission; and

7 WHEREAS, The City and County of San Francisco, including the Board of Supervisors,
8 Mayor, and various agencies, boards, commissions, and departments, will take a variety of
9 approval actions related to the Project acting in its and their capacity as a responsible agency
10 as such term is defined in CEQA, Public Resources Code, Section 21069, and CEQA
11 Guidelines Section 15381; and

12 WHEREAS, On June 5, 2015, OCII released for public review and comment the Draft
13 Subsequent Environmental Impact Report for the Project, (OCII Case No. ER 2014-919-97,
14 Planning Department Case No. 2014.1441E, State Clearinghouse No. 2014112045, the
15 “GSW DSEIR”); and

16 WHEREAS, This document is tiered from the certified Mission Bay Final Subsequent
17 Environmental Impact Report that the Redevelopment Agency and City and County of San
18 Francisco certified on September 17, 1998 (State Clearinghouse Number 97092068, the
19 “Mission Bay SEIR”); and

20 WHEREAS, The Mission Bay SEIR document provided programmatic environmental
21 review of the overall Mission Bay Redevelopment Plan (consisting of the approximately 300-
22 acre Mission Bay North and South Redevelopment Plan Areas); and

23 WHEREAS, The OCII Commission held a public hearing on the GSW DSEIR on June
24 30, 2015, and received written public comments until 5:00 pm on July 27, 2015, for a total of
25 52 days of public review; and

1 WHEREAS, OCII prepared a Final Subsequent Environmental Impact Report
2 ("FSEIR") for the Project consisting of the GSW DSEIR, the comments received during the
3 review period, any additional information that became available after the publication of the
4 GSW DSEIR, and the Draft Summary of Comments and Responses, all as required by law,
5 copies of which are on file with the Clerk of the Board in File No. 150994 and are incorporated
6 herein by reference; and

7 WHEREAS, The FSEIR files and other Project-related OCII files have been available
8 for review by this Board of Supervisors and the public, and those files are part of the record
9 before this Board of Supervisors; and

10 WHEREAS, On November 3, 2015, the OCII Commission reviewed and considered the
11 FSEIR and, by Resolution No. 69-2015, found that the contents of said report and the
12 procedures through which the FSEIR was prepared, publicized, and reviewed complied with
13 the provisions of CEQA and the CEQA Guidelines; and

14 WHEREAS, By Resolution No. 69-2015, the OCII Commission found that the FSEIR
15 was adequate, accurate, and objective, reflected the independent judgment and analysis of
16 the OCII Commission and that the summary of Comments and Responses neither contained
17 nor required significant revisions to the GSW DSEIR; and

18 WHEREAS, By Resolution No. 70-2015, the OCII Commission adopted findings that
19 the Project will have significant and unavoidable impacts on (1) transportation and circulation;
20 (2) noise; (3) air quality; (4) wind; and (5) utilities; and

21 WHEREAS, By Resolution No. 69-2015, the OCII Commission certified the completion
22 of the FSEIR in compliance with CEQA and the CEQA Guidelines; and

23 WHEREAS, OCII as lead agency and the San Francisco Municipal Transportation
24 Agency ("SFMTA") Board, acting as a responsible agency, each prepared proposed findings,
25 as required by CEQA ("CEQA Findings"), including among other elements an Attachment A

1 that presents a description of the Project, its variants, Project actions (“Actions”), mitigation
2 measures, significant environmental impacts analyzed in the FSEIR, rejection of alternatives,
3 overriding considerations for approving the Project, and an Exhibit containing the mitigation
4 monitoring and reporting program, which material was made available to the public and this
5 Board of Supervisors for the Board of Supervisors' review, consideration, and actions; and

6 WHEREAS, These CEQA Findings are on file with the Clerk of the Board of
7 Supervisors in File No. 150994 and incorporated herein by reference; now, therefore, be it

8 RESOLVED, That the Board of Supervisors has reviewed and considered OCII
9 Commission Resolution No. 69-2015 certifying the FSEIR and finding the FSEIR adequate,
10 accurate, and objective, and reflecting the independent judgment and analysis of the OCII
11 Commission, and incorporates the same herein by reference; and, be it

12 FURTHER RESOLVED, That the Board of Supervisors has reviewed and considered
13 the SFMTA Board Resolution No. _____ approving certain components of the Project
14 and adopting CEQA Findings, and incorporates the SFMTA Board’s Resolution herein by
15 reference; and, be it

16 FURTHER RESOLVED, That the Board of Supervisors finds that (1) modifications
17 incorporated into the Project and reflected in the Actions will not require major revisions to the
18 FSEIR due to the involvement of new significant environmental effects or a substantial
19 increase in the severity of previously identified significant effects; (2) no substantial changes
20 have occurred with respect to the circumstances under which the Project or the Actions are
21 undertaken that would require major revisions to the FSEIR due to the involvement of new
22 significant environmental effects, or a substantial increase in the severity of effects identified
23 in the FSEIR; and (3) no new information of substantial importance to the Project or the
24 Actions has become available that would indicate (a) the Project or the Actions will have
25 significant effects not discussed in the FSEIR; (b) significant environmental effects will be

1 substantially more severe; (c) mitigation measures or alternatives found not feasible, which
2 would reduce one or more significant effects, have become feasible, but the project sponsor
3 has declined to adopt them; or (d) mitigation measures or alternatives, which are considerably
4 different from those in the FSEIR, would substantially reduce one or more significant effects
5 on the environment, but the project sponsor has declined to adopt them; and, be it

6 FURTHER RESOLVED, That the Board of Supervisors has reviewed and considered
7 the FSEIR and hereby adopts as its own the SFMTA Board’s CEQA Findings including its
8 Attachment A and the statement of overriding considerations along with the mitigation
9 monitoring and reporting program contained in its Exhibit 1; and, be it

10 FURTHER RESOLVED, These CEQA Findings are on file with the Clerk of the Board
11 of Supervisors in File No. 150994 and are incorporated by reference as though fully set forth
12 herein.

13
14 n:\legana\as2015\1600159\01051992.doc
15
16
17
18
19
20
21
22
23
24
25