

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, as such
3 term is defined in Public Resources Code Section 21067, that administers environmental
4 review for private projects in the Mission Bay North and South Redevelopment Plan Areas in
5 compliance with the requirements of CEQA; and

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

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

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

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

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

1 WHEREAS, The OCII Commission held a public hearing on the GSW DSEIR on June
2 30, 2015, and received written public comments until 5:00 pm on July 27, 2015, for a total of
3 52 days of public review; and

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

10 WHEREAS, The FSEIR files and other Project-related OCII files have been available
11 for review by this Board of Supervisors and the public through the Clerk's Office and at
12 www.gsweventcenter.com, and those files are part of the record before this Board of
13 Supervisors; and

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

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

22 WHEREAS, By Resolution Nos. 69-2015 and 70-2015, the OCII Commission adopted
23 findings that the Project will have significant and unavoidable impacts on (1) transportation
24 and circulation; (2) noise; (3) air quality; (4) wind; and (5) utilities; and
25

1 WHEREAS, By Resolution No. 69-2015, the OCII Commission certified the completion
2 of the FSEIR in compliance with CEQA and the CEQA Guidelines. Said certification included
3 minor technical errata as set forth in the November 3, 2015 memorandum from Environmental
4 Science Associates to OCII Deputy Director Sally Oerth. The OCII Commission Resolution
5 and errata memorandum are on file with the Clerk of the Board in File No. 150994; and

6 WHEREAS, On November 3, 2015, after a duly noticed public hearing, the San
7 Francisco Municipal Transportation Agency (“SFMTA”) Board of Directors, adopted
8 Resolution No. 15-154 that approved certain components of the Project and adopted
9 environmental findings. Said Resolution is on file with the Clerk of the Board in File No.
10 150994; and

11 WHEREAS, OCII Commission as lead agency in its Resolution No. 70-2015 and the
12 SFMTA Board, acting as a responsible agency, in its Resolution No. 15-154 each adopted
13 findings, as required by CEQA (“CEQA Findings”), including among other elements an
14 Attachment that presents a description of the Project, its variants, Project actions (“Actions”),
15 mitigation measures, significant environmental impacts analyzed in the FSEIR, rejection of
16 alternatives, overriding considerations for approving the Project, and an Exhibit containing the
17 mitigation monitoring and reporting program that includes the abovementioned errata, which
18 material was made available to the public and this Board of Supervisors for the Board of
19 Supervisors' review, consideration, and actions; and

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

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

1 FURTHER RESOLVED, That the Board of Supervisors has reviewed and considered
2 the SFMTA Board Resolution No. 15-154 approving certain components of the Project and
3 adopting CEQA Findings, and incorporates the SFMTA Board's Resolution herein by
4 reference; and, be it

5 FURTHER RESOLVED, That the Board of Supervisors finds that (1) modifications
6 incorporated into the Project and reflected in the Actions will not require major revisions to the
7 FSEIR due to the involvement of new significant environmental effects or a substantial
8 increase in the severity of previously identified significant effects; (2) no substantial changes
9 have occurred with respect to the circumstances under which the Project or the Actions are
10 undertaken that would require major revisions to the FSEIR due to the involvement of new
11 significant environmental effects, or a substantial increase in the severity of effects identified
12 in the FSEIR; and (3) no new information of substantial importance to the Project or the
13 Actions has become available that would indicate (a) the Project or the Actions will have
14 significant effects not discussed in the FSEIR; (b) significant environmental effects will be
15 substantially more severe; (c) mitigation measures or alternatives found not feasible, which
16 would reduce one or more significant effects, have become feasible, but the project sponsor
17 has declined to adopt them; or (d) mitigation measures or alternatives, which are considerably
18 different from those in the FSEIR, would substantially reduce one or more significant effects
19 on the environment, but the project sponsor has declined to adopt them; and, be it

20 FURTHER RESOLVED, That the Board of Supervisors has reviewed and considered
21 the FSEIR and hereby adopts as its own the SFMTA Board's CEQA Findings including its
22 Attachment and the statement of overriding considerations along with the mitigation
23 monitoring and reporting program contained in an Exhibit; and, be it

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

4
5 n:\legana\as2015\1600159\01060127.docx
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25