

1 [Affirming Final Subsequent Environmental Impact Report Certification - Proposed Golden  
2 State Warriors Event Center at Mission Bay South]

3 **Motion of the Board of Supervisors acting in its capacity as the governing body to the**  
4 **Successor Agency to the former Redevelopment Agency of the City and County of San**  
5 **Francisco affirming the Commission on Community Investment and Infrastructure's**  
6 **certification of the Final Subsequent Environmental Impact Report prepared for the**  
7 **proposed Golden State Warriors Event Center Project at Mission Bay South Blocks 29-**  
8 **32.**

9  
10 WHEREAS, The proposed project, which the Governor's Office on April 30, 2015, with  
11 the concurrence of the Joint Legislative Budget Committee on May 27, 2015, determined is an  
12 Environmental Leadership Development Project under Public Resources Code, Sections  
13 21178, et seq., is located in Mission Bay at Blocks 29-32 (bounded by South Street on the  
14 north, Third Street on the west, 16th street on the south, and by the future planned realigned  
15 Terry A. Francois Boulevard on the east), and consists of: (1) an event center of  
16 approximately 775,000 square feet with a capacity of 18,064 seats for professional basketball  
17 games and which could be reconfigured for other entertainment and convention purposes with  
18 a capacity ranging from 3,000 to 18,500 seats; (2) two office and retail buildings with a  
19 combined size of approximately 645,000 square feet; (3) additional retail space in the form of  
20 a food court of approximately 32,000 square feet; (4) a gatehouse building along Third Street  
21 to provide additional retail uses and house elevators and escalators to below ground parking  
22 facilities; and (5) approximately 3.2 acres of open space ("Event Center Project"); and

23 WHEREAS, The Office of Community Investment and Infrastructure, successor to the  
24 former Redevelopment Agency of the City and County of San Francisco ("OCII"), in  
25 accordance with California Environmental Quality Act, California Public Resources Code,

1 Sections 21000, et seq. ("CEQA"), and acting in its capacity as lead agency, as such term is  
2 defined in Public Resources Code, Section 21067, prepared a Final Subsequent  
3 Environmental Impact Report ("FSEIR") for the Golden State Warriors Event Center and  
4 Mixed-Use Development at Mission Bay Blocks 29-32 (the "Event Center Project") consisting  
5 of the Draft Subsequent Environmental Impact Report ("GSW DSEIR"), the comments  
6 received during the review period, any additional information that became available after the  
7 publication of the GSW DSEIR, and the Draft Summary of Comments and Responses, all as  
8 required by law, copies of which are available through the Clerk of the Board of Supervisors in  
9 File No. 150990, and are incorporated herein by reference; and

10 WHEREAS, On November 3, 2015, the Commission on Community Investment and  
11 Infrastructure ("CCII") reviewed and considered the FSEIR and, by CCII Resolution No.  
12 69-2015, certified the FSEIR in compliance with CEQA; and

13 WHEREAS, A copy of said Resolution is on file with the Clerk of the Board of  
14 Supervisors in File No. 150990, and

15 WHEREAS, By CCII Resolution No. 33-2015, the CCII has provided for appeal to the  
16 Board of Supervisors, in its capacity as the governing body of the successor agency to the  
17 former Redevelopment Agency of the City and County of San Francisco, of the CCII's  
18 certification of a final environmental impact report for an Environmental Leadership  
19 Development Project; and

20 WHEREAS, By letter to the OCII Executive Director dated November 13, 2015,  
21 Thomas N. Lippe filed an appeal ("Appeal") on behalf of the Mission Bay Alliance of the CCII's  
22 certification of the Final SEIR; and

23 WHEREAS, By letter on November 16, 2015, in accordance with CCII Resolution No.  
24 33-2015, the OCII Executive Director advised the Clerk of the Board that the Appeal had been  
25 filed in a timely manner and that the Appeal complied with the requirements of the procedures

1 established by the CCII in CCII Resolution No. 33-2015, and requested that the Clerk  
2 schedule the Appeal for public hearing before the Board of Supervisors; and

3 WHEREAS, On December 8, 2015, this Board held a duly noticed public hearing to  
4 consider the Appeal of the CCII's certification of the Final SEIR for the Event Center Project;  
5 and

6 WHEREAS, In reviewing the Appeal, this Board reviewed and considered the Final  
7 SEIR, the appeal letters, the responses that OCII prepared, the other written records before  
8 the Board of Supervisors and all of the public testimony made in support of and opposed to  
9 the Appeal; and

10 WHEREAS, The written record and oral testimony in support of and opposed to the  
11 Appeal and deliberation of the oral and written testimony at the public hearing before the  
12 Board of Supervisors by all parties and the public in support of and opposed to the Appeal is  
13 in the Clerk of the Board of Supervisors File No. 150990 and is incorporated in this Motion as  
14 though set forth in its entirety; and

15 WHEREAS, The Final SEIR files and all correspondence and other documents  
16 received by OCII regarding the adequacy of the Final SEIR have been made available for  
17 review by this Board and the public and are available for public review by appointment at the  
18 OCII office at 1 South Van Ness Boulevard, 5th Floor, San Francisco, CA 94103, and are  
19 incorporated as part of the record before this Board by reference in this Motion; now,  
20 therefore, be it

21 MOVED, That the Board of Supervisors, in its capacity as the governing body of the  
22 successor agency to the former Redevelopment Agency of the City and County of San  
23 Francisco, hereby adopts as its own and incorporates by reference in this Motion, as though  
24 fully set forth, the findings in support of the CCII's certification of the Final SEIR for the Event  
25 Center Project contained in CCII Resolution No. 69-2015; and, be it

1 FURTHER MOVED, That after carefully considering the Appeal, including the written  
2 information submitted to the Board of Supervisors and the public testimony presented to the  
3 Board of Supervisors at the hearing on the Appeal of the Commission on Community  
4 Investment and Infrastructure's certification of the Final SEIR, this Board concludes that the  
5 Final SEIR was completed in compliance with the CEQA, reflects the independent judgment  
6 and analysis of the successor agency to the San Francisco Redevelopment Agency, is  
7 adequate, accurate and objective, and analyzes the proposed project in compliance with the  
8 law, and hereby affirms the CCII's certification of the Final SEIR for the Event Center Project.

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