

1 Preparation of findings to reverse approval of the negative declaration for 329 Bay Street.]

2 **Motion directing the Clerk of the Board to prepare findings reversing the Planning**
3 **Department approval of the negative declaration for 329 Bay Street.**
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5 WHEREAS, On May 29, 2004, the Environmental Review Officer of the Planning
6 Department issued a preliminary mitigated negative declaration for 329 Bay Street in
7 accordance with the California Environmental Quality Act (“CEQA”), the CEQA Guidelines and
8 San Francisco Administrative Code Chapter 31; and
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10 WHEREAS, On June 22, 2004, having received no appeal of the preliminary negative
11 declaration, the Environmental Review Officer of the Planning Department issued a final
12 mitigated negative declaration for 329 Bay Street (“negative declaration”) in accordance with
13 Administrative Code Section 31.11(h); and

14 WHEREAS, On November 29, 2004, the Clerk of the Board received an appeal of the
15 negative declaration from Arthur Chang, Katherine Petrin and Carolyn Blair ("Appellants");
16 and

17 WHEREAS, The Board of Supervisor’s held a duly noticed public hearing on January 4,
18 2005, to consider the negative declaration appeal filed by Appellants. Following the
19 conclusion of the public hearing the Board reversed the Planning Department’s approval of
20 the negative declaration for 329 Bay Street based on the written record before the Board as
21 well as all of the testimony at the public hearing in support of and opposed to the appeal.
22 Said Motion and written record is in the Clerk of the Board of Supervisors File No. 041641
23 and is incorporated herein as though set forth in its entirety; and

24 WHEREAS, In regard to said decision, this Board made certain findings specifying the
25 basis for its decision; now therefore, be it

1 MOVED, That this Board directs the Clerk of the Board to prepare the findings
2 specifying the basis for its reversal of the Planning Department's approval of the negative
3 declaration for 329 Bay Street.

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