

1 [Preparation of findings to reverse adoption of the negative declaration for 800 Brotherhood
2 Way.]

3 **Motion directing the Clerk of the Board to prepare findings reversing the Planning**
4 **Commission adoption of the negative declaration for 800 Brotherhood Way.**

5
6 WHEREAS, On October 30, 2004, the Environmental Review Officer of the Planning
7 Department issued a preliminary mitigated negative declaration for 800 Brotherhood Way in
8 accordance with the California Environmental Quality Act (“CEQA”), the CEQA Guidelines and
9 San Francisco Administrative Code Chapter 31; and

10 WHEREAS, On May 19, 2005, following a noticed public hearing, the Planning
11 Commission by motion adopted a Final Mitigated Negative Declaration for 800 Brotherhood
12 Way (“negative declaration”) in accordance with Administrative Code Section 31.11(h). A copy
13 of said document is on file with the Clerk of the Board of Supervisors in File No. 051226
14 and is incorporated by reference herein; and

15 WHEREAS, the Clerk of the Board received two appeals of the negative declaration,
16 one from Julian P. Lagos on behalf of the Park Merced Residents Organization on June 17,
17 2005 and the other from several individuals and organizations on behalf of the Lakeshore
18 Acres Improvement Club on June 20, 2005 (“Appellants”); and

19 WHEREAS, This Board of Supervisor’s held a duly noticed public hearing on July 19,
20 2005, to consider the negative declaration appeal filed by Appellant. Following the conclusion
21 of the public hearing the Board reversed the Planning Commission’s adoption of the negative
22 declaration for 800 Brotherhood Way based on the written record before the Board as well as
23 all of the testimony at the public hearing in support of and opposed to the appeal. Said Motion
24 and written record is in the Clerk of the Board of Supervisors File No. 051228 and is
25 incorporated herein as though set forth in its entirety; and

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

3 MOVED, That this Board directs the Clerk of the Board to prepare the findings
4 specifying the basis for its reversal of the Planning Commission's adoption of the negative
5 declaration for 800 Brotherhood Way.

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25