

File No. 191312

Committee Item No. \_\_\_\_\_

Board Item No. 53

### COMMITTEE/BOARD OF SUPERVISORS

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Committee: \_\_\_\_\_  
Board of Supervisors Meeting

Date: \_\_\_\_\_  
Date: January 28, 2020

#### Cmte Board

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- Budget and Legislative Analyst Report
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- Introduction Form
- Department/Agency Cover Letter and/or Report
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- Grant Information Form
- Grant Budget
- Subcontract Budget
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- Public Correspondence

#### OTHER

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Prepared by: Brent Jalipa  
Prepared by: \_\_\_\_\_

Date: January 23, 2020  
Date: \_\_\_\_\_

1 [Preparation of Findings to Reverse the Categorical Exemption Determination - SFMTA Page  
2 Street Bikeway Improvements Pilot Project]

3 **Motion directing the Clerk of the Board to prepare findings reversing the determination**  
4 **by the Planning Department that the proposed San Francisco Municipal Transportation**  
5 **Agency Page Street Bikeway Improvements Pilot Project is categorically exempt from**  
6 **further environmental review.**

7  
8 WHEREAS, On October 31, 2019, the Planning Department issued a California  
9 Environmental Quality Act ("CEQA") Categorical Exemption Determination for the proposed  
10 Page Street Bikeway Improvements Pilot Project ("Project") under CEQA, the CEQA  
11 Guidelines, and Administrative Code, Chapter 31; and

12 WHEREAS, The Project would involve a 12-month pilot to study the effects of several  
13 traffic circulation changes to the area bound by Fell Street to the north; Market, Gough, and  
14 Otis Streets to the south; Fillmore Street to the West; and Gough Street to the East.  
15 Construction associated with the project would primarily include re-striping travel lanes and  
16 the addition of signage; and

17 WHEREAS, The Planning Department, pursuant to Title 14 of the CEQA Guidelines  
18 (California Code of Regulations, Title 14, Division 6; Chapter 3, Sections 15300-15333),  
19 issued a categorical exemption for the Project on October 31, 2019, finding that the Project is  
20 exempt from CEQA under Section 15306 of the CEQA Guidelines, or a Class 6 categorical  
21 exemption; and

22 WHEREAS, A Class 6 Categorical Exemption applies to Information Collection,  
23 consisting of "basic data collection, research, experimental management, and resource  
24 evaluation activities which do not result in a serious or major disturbance to an environmental  
25 resource consists of basic data collection;" and

1           WHEREAS, The Guidelines state that these projects “may be strictly for information  
2 gathering purposes, or as part of a study leading to an action which a public agency has not  
3 yet approved, adopted, or funded;” and

4           WHEREAS, On November 19, 2019, the San Francisco Municipal Transportation  
5 Agency held a public hearing and approved Resolution No. 191119-142 for the Project; and

6           WHEREAS, On December 19, 2019, Mary Miles, on behalf of the Coalition for  
7 Adequate Review (“Appellant”) filed an appeal with the Office of the Clerk of the Board of  
8 Supervisors of the categorical exemption determination for the Page Street Bikeway  
9 Improvements Pilot Project; and

10           WHEREAS, By memorandum to the Clerk of the Board dated December 23, 2019, the  
11 Planning Department’s Deputy Environmental Review Officer determined that the appeal was  
12 timely filed; and

13           WHEREAS, On January 28, 2020, this Board held a duly noticed public hearing to  
14 consider the appeal of the exemption determination filed by Appellant; and

15           WHEREAS, In reviewing the appeal of the exemption determination, this Board  
16 reviewed and considered the exemption determination, the appeal letter, the responses to the  
17 appeal documents that the Planning Department and the San Francisco Municipal  
18 Transportation Agency prepared, the other written records before the Board of Supervisors  
19 and all of the public testimony made in support of and opposed to the exemption  
20 determination appeal; and

21           WHEREAS, Following the conclusion of the public hearing, the Board of Supervisors  
22 conditionally reversed the exemption determination subject to the adoption of written findings  
23 of the Board in support of such determination based on the written record before the Board of  
24 Supervisors, as well as all of the testimony at the public hearing in support of and opposed to  
25 the appeal; and

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WHEREAS, The written record and oral testimony in support of and opposed to the appeal and deliberation of the oral and written testimony at the public hearing before the Board of Supervisors by all parties and the public in support of and opposed to the appeal of the exemption determination is in the Clerk of the Board of Supervisors File No. 191309, and is incorporated in this motion as though set forth in its entirety; now, therefore, be it

MOVED, That the Board of Supervisors directs the Clerk of the Board to prepare the findings specifying the basis for its decision on the appeal of the exemption determination issued by the Planning Department for the Project.

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Print Form

# Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor [ ] inquiries"
- 5. City Attorney Request.
- 6. Call File No. [ ] from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No. [ ]
- 9. Reactivate File No. [ ]
- 10. Topic submitted for Mayoral Appearance before the BOS on [ ]

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.

Sponsor(s):

Clerk of the Board

Subject:

Preparation of Findings to Reverse the Categorical Exemption Determination - SFMTA Page Street Bikeway Improvements Pilot Project

The text is listed:

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed San Francisco Municipal Transportation Agency Page Street Bikeway Improvements Pilot Project is categorically exempt from further environmental review.

Signature of Sponsoring Supervisor:

For Clerk's Use Only

File No. 191312

