

From: [Board of Supervisors, \(BOS\)](#)
To: [BOS-Supervisors](#)
Cc: [BOS Legislation, \(BOS\)](#)
Subject: FW: Development at 3516/3526 Folsom Street (File No. 200800)
Date: Friday, August 14, 2020 4:07:06 PM

From: Carol Anderson <cmaea@sbcglobal.net>
Sent: Friday, August 14, 2020 11:53 AM
To: Ronen, Hillary <hillary.ronen@sfgov.org>
Cc: Board of Supervisors, (BOS) <board.of.supervisors@sfgov.org>
Subject: Development at 3516/3526 Folsom Street

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We live in Bernal Heights at 45 Wool Street. We are very concerned about the a proposed project on Folsom Street and the shoddy nature of the safety measures being taken with respect to a PG&E gas transmission pipeline on the development. Expert-certified safety measures should be put in place prior to the building of two residential houses (3516/3526 Folsom Street) and a new 125' access street - on a steep undeveloped Bernal hillside where a major PG&E gas transmission pipeline runs.

The proposed project entails heavy-duty excavation activity over, under and next to a massive PG&E 26" gas pipeline - the same type of pipeline that catastrophically exploded in San Bruno - and is located at the top of Folsom Street on the south side of the hill adjacent to the Community Garden.

Since **construction mistakes are the major cause of pipeline accidents**, there exists a real possibility of a **catastrophic explosion** if proper safety measures are not followed. Certifying - and ensuring accountability of - those safety measures is critical to the safety of the neighborhood.

During those seven years, **the Planning Department** and Project Sponsors have **repeatedly short changed public safety** over developer's interests. **Planning has had rescinded, vacated or revoked three previous California Environmental Quality Act ("CEQA") decisions, unprecedented in SF history** and evidence of the validity of our concerns.

Best,

Stephanie Smith and Carol Anderson
45 Wool Street
San Francisco CA 94110

From: [Connie Ewald](#)
To: [Board of Supervisors, \(BOS\)](#)
Cc: Hillary.Ronen@sfgov.org
Subject: Dangerous construction project on upper Folsom
Date: Tuesday, August 11, 2020 9:19:56 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

As homeowners and residents of upper Gates Street for forty five years we urge you to please require a full environmental impact report before allowing the proposed construction of two houses and the extension of Folsom Street directly above a PG&E 26" gas transmission pipeline. The catastrophic explosion of a similar gas pipeline in San Bruno is evidence of how easily an accident can occur in the absence of thorough planning and requirements for appropriate safety measures. The Revised Final Mitigated Negative Declaration before you today is fraught with inaccuracies and omissions and does not ensure the safety of our neighborhood. Furthermore there is no emergency response and evacuation plan for those of us at risk of an accident.

Please consider carefully the potentially tragic consequences of approving this dangerous construction project without requiring that everything possible has been done to ensure its safety.

Thank you so very much,

Peter and Connie Ewald
76 Gates Street
San Francisco, CA 94110

From: [Charlotte Williams](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: 3516 and 3526 Folsom Street Hearing Today - August 11, 2020
Date: Tuesday, August 11, 2020 9:35:07 AM

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Dear Honorable Members of the Board,

It was stunning to hear that people living in houses around the San Bruno pipeline had been killed, maimed, hurt and damaged beyond repair as a result of the PG&E pipeline explosion. If given the opportunity, I'm 100% sure these individuals would have certainly demanded that a **full environmental impact report** be conducted prior to any work being done in the area. We have a chance to do a FEIR for Bernal residences around the subject addresses above.

We understand that this is a small project, but specifically because it is, We have no faith in the ability of PG&E to fully engage in the job. It's been proven time and again that PG&E is lax, unfocused, and irresponsible and would probably leave this small job to less experienced personnel. The sloppiness and lack of focus has also been demonstrated by Planning and Project Sponsors who have consistently produced inaccurate and incorrect documents. If they can't get it right on paper, how can we trust correct action can be taken on the project?

We fear for our lives and the lives of our neighbors! We live in a timeframe of uncertainty. People are losing jobs, dying from COVID-19 and are operating without concern for science and rules set in place to protect us. I don't trust contractors and/or developers whose only concern is to secure profit, even if it's at the expense of others. The RFMND does not include safety and evacuation plans, if the worse should happen. This has been my home for almost 30 years and I'm scared that profit will TRUMP safety! It seems to be the way our country is operating now.

We respectfully request that a full environmental impact report be provided. It's the only way our collection of 22 homes in the area can be safely assured of responsible construction on the properties above.

Sincerely,

Charlotte Williams and Diana Amodia
390 Chapman Street

From: [connie.matthiessen](#)
To: [Board of Supervisors, \(BOS\)](#)
Cc: [Kathy Angus](#)
Subject: 3516 and 3526 Folsom St. hearing 8/11/2020
Date: Tuesday, August 11, 2020 10:19:12 AM

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Dear Board Members -- I am a Bernal Heights resident and I'm writing to request that **a comprehensive Environmental Impact Report by a qualified expert be completed before this risky project is allowed to go forward.**

We've all seen the catastrophic results of gas pipeline explosions around the country—in San Bruno a decade ago, and most recently in the city of Baltimore. I love Bernal Hill and walk there most days, along with countless other San Francisco residents, old and young alike, right past the proposed construction site. Many of my friends and neighbors live adjacent to the site as well. A gas explosion there would have a devastating impact, and would almost certainly result in many deaths, and unimaginable destruction to homes and to the surrounding environment.

The Revised Final Mitigated Negative Declaration (RFMND) is riddled with inaccuracies and gaps, and has not been reviewed by an independent, qualified expert. My work prevents me from attending today's hearing, but I want to add my voice to those of the many concerned residents who are demanding that the **RFMND be denied, and replaced with a full Environmental Impact Report.**

Thank you for your time, and please feel free to contact me with any questions.

Constance Matthiessen
157 Bonview Street
San Francisco, CA 94110
415/4072069

From: [Paige Podust](#)
To: [Board of Supervisors, \(BOS\)](#); [Ronen, Hillary](#)
Subject: 3516 and 3526 Folsom St. Hearing 8/11/2020
Date: Tuesday, August 11, 2020 10:31:29 AM

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Hello,

My name is Paige Podust and I am a resident of Bernal Heights at Prentiss St, approximately two blocks from the proposed residential home construction project at 3516 and 3526 Folsom St. As a resident of the neighborhood, I believe that this construction project should not be approved without a complete Environmental Impact Report and am therefore requesting that the Revised Final Mitigated Negative Declaration be denied and replaced with a full Environmental Impact Report. I worry about the construction work being done in such close proximity to a PG&E gas pipeline, and I would feel much safer if the city completes the environmental report to assess potential danger.

I understand that a hearing is taking place today to discuss this project (File #200800), and I hope that this email can serve as my voice in lieu of attending virtually.

Thank you,
Paige Podust
425-931-5762
Paigepodust@gmail.com

From: [Mindy Kendall](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Oppose building 3516 and 3526 Fulsome St.
Date: Tuesday, August 11, 2020 11:39:38 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

I strongly oppose building over a PG&E pipeline very near my home the proposed building at 3516 and 3526 Folsom Street put me and my family at risk.

Thank you,
Melinda Kendall
39 Ellsworth
San Francisco 94110

Sent from my iPhone

From: [Karen Miller](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: RE: 3516 and 3526 Folsom St. hearing 8/11/2020
Date: Tuesday, August 11, 2020 12:52:06 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board

I am writing you about my ongoing concerns about this very dangerous project going forward without adhering to the proper reviews. Safety protocol has **NOT** been followed. It appears the SF Board of Supervisors are willing to sign off on a project that has not followed basic Environmental review procedures? Those of us who live near this project are now fearful of the harm and danger such negligence is likely to produce.

This proposed project entails heavy-duty excavation activity over, under and next to a massive PG&E 26" gas pipeline - the same type of pipeline that catastrophically exploded in San Bruno. Since construction mistakes are the major cause of pipeline accidents, there exists a real possibility of a catastrophic incident if proper safety measures are not followed.

- We ask that this RFMND be denied and replaced with a full EIR.
- The RFMND has not been comprehensively reviewed by an independent and qualified expert.
- The RFMND continues to contain numerous inaccuracies and omissions.
- The Emergency Response Plan lacks any site-specific access or evacuation plan.
- NO INDEPENDENT QUALIFIED PIPELINE EXPERT has been engaged.

Although the BOS ordered an expert report to ensure the safety of the project, the expert report offered by the project sponsor — 3516 and 3526 Folsom Street and Folsom Street Extension Construction Vibration Management Plan prepared by Illingworth & Rodkin (I&R) — fails to provide any assurance that the project will not endanger the neighborhood.

How a firm whose specialty is acoustics and air quality management, not gas safety can be sited as "experts" on an aging and dangerous pipeline. **The Plan does not provide any information about the high-pressure gas line, Pipeline 109, that runs under the project site.**

How is this possible? Construction directly over an aging gas pipeline , yet no information on the Pipe??

When was it built? What was/is it made out of?
Was it welded together from smaller pieces like the pipeline that failed in San Bruno?
What is its average and maximum allowable operating pressure?
What is its operational and maintenance history?
Have there been previously detected leaks on the pipeline?
When was it last internally inspected, and how was that inspection carried out?

The I&R report provides **NONE** of this information. The Planning and the Project Sponsor have consistently produced inaccurate and incorrect documents.

Issues that need to be addressed IMMEDIATELY:

THE RFMND DOES NOT INCLUDE A SITE-SPECIFIC EMERGENCY RESPONSE AND EVACUATION PLAN

1. The approved Emergency Response Plan is merely a series of arrows on a Google map. This is a vulnerable and unstable area with steep, unaccepted streets, dead-ends, shifting terrain with limited ingress and egress. The arrows point up streets that are dead ends, accessible only by foot which is not possible for the elderly and disabled neighbors who live here.

2. Without a site visit by qualified fire and emergency personnel, as well as discussions with neighbors, a meaningful Emergency Response plan cannot be created.

3. A site visit is essential to fully evaluate the safety risks in this area where emergency vehicles have had serious access problems. For example, there is a critical intersection at Chapman and Folsom, at the base of the project, that is the only access for emergency vehicles, especially the hook and ladder. If the intersection is blocked by a pipeline accident or construction vehicles it would prevent access to 22 homes north of Chapman.

4. ONLY A FULL ENVIRONMENTAL IMPACT REPORT CAN INSURE SAFE CONSTRUCTION

The BOS needs to pay attention to this potentially dangerous situation. Nearby residents need to be assured The Board of Supervisors and the City of San Francisco are adhering to the reports and reviews recommended for this kind of project rather than the financial interests of developers.

Thank you for your review of this project

Karen Miller

From: [Chris Wayan](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: construction above gas main on Folsom St., Bernal Hill
Date: Tuesday, August 11, 2020 1:57:06 PM

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Hi. I live I live a few blocks from the site in question (3516/3526 Folsom). If the same thing happens here as happened in San Bruno, I'm at risk. I find it inconceivable that heavy construction could be done on such a dangerous site without a full EIR. Do NOT give this project a pass until the full risks have been assessed. They haven't.

Chris Pagels
242 Prentiss
SF 94110

From: [Elena Sullivan](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: 3516/3526 Folsom St request for EIR
Date: Tuesday, August 11, 2020 2:03:54 PM

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Dear Honorable Members of the Board,

As an occupant of 82 Gates Street, I am requesting a full Environmental Impact Report for the potentially life-endangering construction project on upper Folsom Street. The insufficient and flawed Revised Final Mitigated Negative Declaration is not only irresponsible, it makes all residents in the surrounding area fearful for their lives due to the pipeline explosion in San Bruno and numerous recent PG&E pipeline accidents. We trust that the Board will do the right thing and grant our request for a full EIR.

Thank you,
Elena Sullivan

From: [Joseph Nelson](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: File No. 20080 Tuesday, August 11, 2020 3:00 pm meeting
Date: Tuesday, August 11, 2020 2:13:14 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Please do not allow the Balboa Reservoir Housing Project as currently planned to harm CCSF's ability to serve students now and in the future. We must hold developers responsible to build housing that is affordable and accessible to students and other low and median income individuals in San Francisco, and not allow them to get a subsidized land grab and produce just the bare minimum of affordable units.

Thank you for choosing to do the right thing and insisting that CCSF and San Francisco get a better future than what is being offered by developers at this time.

Joey Nelson
CCSF Student

From: [Chrissy !](#)
To: [Board of Supervisors, \(BOS\)](#); [Ronen, Hillary](#)
Cc: KathyAngus@gmail.com
Subject: 3516 & 3526 Folsom St. hearing 2020-08-11
Date: Tuesday, August 11, 2020 3:00:52 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Please do NOT approve this project. We must have an independent proper environmental impact statement on this project before it is approved. Not to do so could be criminally negligent & will be morally reprehensible. Have you forgotten the PG&E gas pipeline explosion in San Bruno? Don't trust PG&E.

Chrissy Cronin
Resident & voter in Bernal Heights

From: [Heldude D](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: About FRMND at 3516/3526 Folsom
Date: Tuesday, August 11, 2020 3:01:47 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

I'm writing this email today just for the simple request to get a full EIR for the construction at 3516/3526 Folsom Street; So that the neighborhood doesn't disappear into a ball of fire because some construction company was too cheap or too lazy to actually do the research before digging up an undeveloped hillside with a large, old gas line running through it.

I live at 82 Gates Street, my family has been living here on this property since at least the 50s and the house itself is over 100 years old; my family, my belongings and my life are at risk. I am requesting a full Environmental Impact Report for the upper Folsom Street potentially dangerous construction project to replace the Revised Mitigated Negative Declaration because the RFMND is insufficient and flawed. The EIR will ensure that at least everyone in the neighborhood will know where the risks are before some company who doesn't give a shit about San Francisco blows up a neighborhood for a quick buck.

I understand a new 125' access street - on a steep undeveloped Bernal hillside, where a major PG&E gas transmission pipeline runs, is being constructed next to the new residences. I personally am fine with more people getting to live in the neighborhood. The more the merrier. But I think that everyone in the neighborhood (and anyone who actually cares for the people of this City) just want everything done safely instead of quickly.

I also thought I should point out that fact that Illingworth & Rodkin seems to have no idea that there's a large gas pipeline on the steep, undeveloped, property they want to tear up with heavy machinery. They had no mention of it in their plans. On top of that, they keep having their plans rescinded or revoked for having incorrect information three different times. Maybe it's time to get someone else who isn't ignoring some obvious risks to plan to construct around a pipeline.

Expert-certified safety measures should be put in place prior to the building of these two residential houses and new street. It is a matter of life and death. And if you don't care about that, think about how much money the City is going to have to write a check for when an entire neighborhood has been vaporized.

Peace and Love,
Diego DiLallo

From: [Margaret Brown](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: 3516 and 3526 Folsom
Date: Tuesday, August 11, 2020 3:28:13 PM

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Hello, I am writing to express my concern about adding homes/gas lines to the vacant lots at 3516 and 3526 Folsom.

I am pretty sure there was a study done last time this was proposed that made it clear that it wouldn't be safe to build homes there, as it would be extremely difficult for a fire engine or other rescue equipment to climb that steep hill.

I just think that any additional gas pipelines and might not be safely added to this land.

Thank you for reading.

Lydia M. Brown

From: [Laurent Sanchez](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Comment on 3516/3526 Folsom St project - File No. 200800
Date: Wednesday, August 12, 2020 12:48:02 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

I was not able to call in yesterday for the project of two residential houses at 3516/3526 Folsom St but I am writing to you to echo the concern of several of my neighbors. City dwellers express concerns about new planned constructions near their homes for a variety of reasons but we are here talking about 2 new constructions within 10 ft from a transmission pipeline. I know this well, my house is a block away within the same distance from the pipeline.

This project will generate several million dollars of income for the architect/owner of the plot. I do not have a problem with the construction as I am myself in real estate. I am simply asking our city and the proponent of the project to conduct the necessary and independent environmental impact report (EIR), an emergency response and evacuation plan as well as build the proper egress on Folsom Street once the houses are built (The adjacent Gates Street is a good example of what can be done with stairs. The last document I read from the project did not include this whereas that part of Folsom St is one of the steepest in the city).

Thank you,

Laurent Sanchez
3619A Folsom St

From: [Board of Supervisors, \(BOS\)](#)
To: [BOS-Supervisors](#)
Cc: [BOS Legislation, \(BOS\)](#)
Subject: FW: Board of Supervisors File No. 200800 Proposed construction of two homes and a street extension on the 3500 block of Folsom on the South Slope of Bernal Heights.
Date: Monday, August 10, 2020 8:19:35 AM

From: JERRY SCHIMMEL <jschim40@sbcglobal.net>

Sent: Saturday, August 8, 2020 12:37 PM

To: Kathy Angus <kathyangus@comcast.net>; Herb Felsenfeld <herbfelsenfeld@gmail.com>; John Bou <johnbou@gmail.com>; Beverly Anderson <bevdesign@gmail.com>; Board of Supervisors, (BOS) <board.of.supervisors@sfgov.org>; Geralyn Koziarki <geralynkoziarski@yahoo.com>; RonenStaff (BOS) <ronenstaff@sfgov.org>; Pat Murphy <pat.murphy@outlook.com>

Subject: Board of Supervisors File No. 200800 Proposed construction of two homes and a street extension on the 3500 block of Folsom on the South Slope of Bernal Heights.

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board.of.supervisors@sfgov.org

RE: Board of Supervisors File No. 200800

Proposed construction of two homes and a street extension on the 3500 block of Folsom on the South Slope of Bernal Heights.

Dear Honorable Members Of The Board:

In connection with the proposed project on Folsom Street I bring to your attention the situation of four homes, *66 and 83 Banks Street and 40 and 51 Prentiss Street at the north ends of both streets*. They lie one and two blocks east of the proposed Folsom Street construction.

My concern is the security of the 26 inch PG&E gas line which will become involved if construction begins, especially if the pipe is in poor condition. Will there be a repeat of the 2010 San Bruno incident?

As you know the buried PG&E pipe comes up Folsom Street from the south and passes through the undeveloped area to Bernal Heights Boulevard. At the boulevard the pipe turns right to the east and continues under the blacktop sidewalk toward Carver and Bradford streets. The four homes mentioned lie 25-35 feet from the pipeline.

If there was any explosive malfunction at the right-hand pipe joint, or anywhere in the line, it could directly affect the above four homes - not just those on Folsom Street and its surroundings. In fact if there was a severe explosion - on the scale of San Bruno - it might well damage or even flatten homes within a several block radius.

The pipe has been in place for 30-40 years and I witnessed its installation. So far it has functioned properly, but after 35 to 40 years I can only hope there will be no misadventure.

If there has been no evaluation of the pipe's condition then please make sure that it has been or

will be done. If there has been no satisfactory evaluation of its condition, then the Folsom Street building project must be stopped until a proper review has been conducted.

I'm 87 now with a partial handicap and so will not be able to attend the hearing, nor do I own the computer equipment to participate in a "virtual" hearing.

Yours respectfully,

Jerry F. Schimmel

40 Prentiss Street.

jschim40@sbcglobal.net

From: [Greg Dingle](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: 3516 and 3526 Folsom St Hearing 8/11/2020
Date: Saturday, August 8, 2020 12:45:21 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Hi, I'm the owner and resident of 80 Prentiss St, near the planned construction project on Folsom.

I'm concerned that a proper safety review was not conducted about the gas pipeline. We should all be reminded of the terrible consequences of a explosion by the recent events in Lebanon last week.

Thank you for your attention to this issue.

Greg Dingle

From: [Kathy Angus](#)
To: [BOS Legislation. \(BOS\)](#); [Board of Supervisors. \(BOS\)](#)
Cc: [Ryan Patterson](#); spviani@aol.com
Subject: RE: 8/11/2020 HEARING: APPELLANT RESPONSE TO PLANNING AND PROJECT SPONSOR RESPONSES
Date: Sunday, August 9, 2020 8:38:05 AM
Attachments: [APPELLANTS RESPONSE 8.8.20 File No. 200800.pdf](#)
[Steve Viani Letter.pdf](#)
[Viani Resume.pdf](#)

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Attached please find the Appellants response to the Planning Department and Project Sponsor's Responses to our appeal of the RFMND for 3516 and 3526 Folsom Street.

Thank you.

Kathy Angus

Bernal Heights South Slope Organization

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Kathy Angus

Bernal Heights South Slope Organization

99 Banks Street, San Francisco, CA 94110

Kathy Angus, Co-Chair

kathyangus@comcast.net 415-640-4568

August 8, 2020

President Norman Yee
San Francisco Board of Supervisors
% Angela Calvillo, Clerk of the Board
1 Dr. Carlton B. Goodlett Place
City Hall, Room 244
San Francisco, CA 94102

RE: Appeal of CEQA Revised Final Mitigated Negative Declaration
BOS File No. 200800 - Planning Dept. Case No. 2013.1383ENV
3516 and 3526 Folsom Street

Appellant's Response to Planning Department/Project Sponsor Statements

Dear President Yee and Supervisors:

The Bernal Heights South Slope Organization is a longstanding neighborhood association which has worked for seven years alongside hundreds of Bernal Heights families¹ to ensure the safety of PG&E Pipeline 109. Our goal is simple: complete proper environmental review so that adequate safety measures are put in place.

SUMMARY

The project site is uniquely dangerous. Two houses and a new 125' street are proposed for construction atop and adjacent to a massive 26" gas transmission pipeline – one of only two such “trunk” lines in San Francisco. This is the same type of gas line that catastrophically exploded in San Bruno. Unlike other pipeline locations, this site is not protected by asphalt, and it is located in an extremely steep (40%) hillside, which places unusual strain on the pipeline. Additionally, this is the location of a 90-degree “elbow” at the intersection of the proposed new street and Bernal Heights Boulevard – a critical weak point identified by certified pipeline experts – but *omitted* from the Revised Final Mitigated Negative Declaration (“RFMND”)’s Vibration Management Plan. Heavy-duty excavation is proposed, but the RFMND fails to analyze the risks and impose adequate safety measures to protect the neighborhood.

¹ See letters of support and petitions in BOS File Nos. [160676](#), [161278](#), [170851](#), and [200800](#), and the project’s Planning Department case files.

Most troubling, the Project Sponsor and Planning Department have ignored the Board of Supervisors' clear requirements for this RFMND, as set forth in BOS Motion No. M17-152, when the Board revoked the previous CEQA determination.

TIMELINE

The project sponsors and Planning Department have repeatedly prioritized the developer's financial interests over public safety, issuing and reissuing defective environmental clearances. To wit, the City has so far *rescinded or revoked three previous CEQA determinations* – unprecedented in San Francisco history.

First CEQA Determination:

- 3/26/14: Planning Department issues a first Categorical Exemption (“CatEx”)
- 6/3/16: Bernal Heights South Slope Organization, Bernal Safe & Livable, and other organizations and neighbors appeal the first CatEx. Sierra Club San Francisco, Bernal Heights Democratic Club, Bernal Heights Neighborhood Center, and Bernal Heights neighborhood associations support the appeal.
- 7/8/16: Planning Department **rescinds** the first CatEx.

Second CEQA Determination

- 7/8/16: Planning Department issues a second CatEx.
- 11/14/16: Neighbors appeal the second CatEx.
- 1/24/17: Planning Department **rescinds** the second CatEx.

Third CEQA Determination

- 4/26/17: Planning Department issues a Final Mitigated Negative Declaration (“FMD”).
- 7/17/17: Neighbors appeal the FMD.
- 9/12/17: Board of Supervisors **revokes** the FMD with Motion # M17-152.

Fourth CEQA Determination

- 3/25/20: Planning Department issues a Revised Final Mitigated Negative Declaration (“RFMND”).
- 4/24/20: Neighbors appeal the RFMND.
- 8/11/20: Hearing scheduled.

Note: The Planning Department's response timeline includes a number of incorrect dates and material omissions. For example, it completely omits the first CatEx, issued in 2014 and rescinded in 2016. This CatEx inaccurately described the project as simply two houses – omitting the new 125' street, major gas pipeline, and steep hillside – and grossly misrepresented

the extent of the excavation and resulting vibration. Incredibly, Planning stated, “the project site is not located in a particularly sensitive or hazardous area,” and exempted the project from environmental review. (Certificate of Determination from Environmental Review, Case No. 2013.1383E, March 26, 2014.)

ARGUMENT

Despite the project sponsors’ and Planning Department’s protestations, the RFMND is clearly defective and expressly violates the mandate of BOS Motion No. M17-152. These are not mere “paperwork problems.” The RFMND’s errors put lives at risk.

In pertinent part, Motion No. M17-152 required:

MOVED, that this Board of Supervisors directs the Planning Department to provide additional information and analysis regarding whether the proposed project construction would result in vibration impacts on PG&E Pipeline No. 109 that could create a risk to public safety; and, be it

FURTHER MOVED, In conducting any such additional environmental analysis, the Planning Department shall enlist an independent qualified expert to use all appropriate methods to determine the location, depth and condition of Pipeline No. 109 in the project area and prepare a Vibration Management Plan for the project prior to the issuance of the revised environmental review document;

(BOS Motion No. M17-152, File No. 171022.)

1. The Planning Department failed to “enlist an independent qualified expert to . . . prepare a Vibration Management Plan”

The Board’s motion explicitly required that “the Planning Department shall enlist an independent qualified expert to determine the location, depth and condition of Pipeline 109 *and prepare a Vibration Management Plan . . .*” (Emph. added.) This independence is critical to ensure public trust and integrity of any Vibration Management Plan, given the history of omitting critical data.

Yet Planning allowed the project sponsors to hire their own acoustic consulting firm to prepare the Vibration Management Plan. This is not a new, independent expert hired by Planning as required by the Board’s Motion; **it is the project sponsors’ *same consulting firm***

that wrote the previous FMND document that the Board found defective in 2017, causing the FMND's revocation.

Over a year ago, we reviewed a draft of this RFMND and were surprised to see the Board's clear requirement of "an independent qualified expert" disregarded. In a meeting with planners and the project sponsor, we asked for clarification of what "independent" means. We were met by a lot of squirming in the chairs. Not until we were given the Planning Department's "Agreement to Protocols to Ensure Objectivity in Environmental Review Documents" did we understand the reason for the squirming: they had not followed their own guidelines, which state the purpose is to "eliminate potential conflict of interests or the appearance of conflicts of interest and promote objectivity"

Make no mistake: the Planning Department knows what *independent* means. After our meeting, Planning submitted the acoustic firm's Vibration Management Plan to an "independent peer reviewer" in an attempt to make it look like the BOS Motion's requirement was met. But in doing so, Planning limited the data to be reviewed and corrupted the review's integrity. The peer reviewer did not conduct his own investigation. He did not "use all appropriate methods to determine the location, depth and condition of Pipeline No. 109 in the project area" or "prepare a Vibration Management Plan." Rather, he relied on the project sponsor's incomplete analysis. Thus, this Plan omits critical information and does not reliably mitigate the possibility of a catastrophic accident.

2. Critical pipeline risk-factors were omitted from the RFMND's analysis

The RFMND omits any analysis of the 90-degree bend in the pipeline adjacent to the project site, creating a lapse in analysis that undermines the integrity of this Plan. The bend's unique vulnerability to vibration damage has been singled out by two certified geotechnical experts. Planning dismisses this pipe section as simply an elbow bend that "occurs frequently," and shows a map with other pipeline bends. But a unique combination of factors impact this joint, including extensive excavation in hard bedrock adjacent to the welded bend, radically steep incline, proposed new street extension involving tons of concrete and foundation pilings – all risk-factors with vibration consequences that were not analyzed in the RFMND.

Additionally, a thirty-foot pine tree grew directly over the pipeline in this location for many years – in violation of PG&E's own encroachment guidelines. Tree roots commonly degrade the exterior portion of pipelines and can cause leaks. This pine tree was recently cut down, but PG&E left the stump and roots in place. There has been no analysis as to whether the tree roots have damaged the pipeline and, if so, how construction-related vibrations would exacerbate that damage.

In fact, the Vibration Management Plan prepared by the project sponsor's consultant (Illingworth & Rodkin, "I&R"), omits *all* critical information about Pipeline 109. There is no documentation stating when it was built, what it is made of, whether it was welded together from smaller pieces (like the pipeline that failed in San Bruno), the average and maximum allowable operating pressures, the operational and maintenance history, any prior detected leaks, or when it was last internally inspected and how that inspection was performed. The I&R report provides none of this information. Nothing about the pipeline.

There is no justification for why these consultants (whose specialty is acoustics and air quality management, not pipeline safety) can credibly prescribe vibration safety levels for this pipeline when their analysis omits all relevant pipeline information. It is worth noting that this information was critical in determining the cause of the San Bruno explosion, and the same is true here. Unless the relevant pipeline information is relied upon in preparing the Vibration Management Report, a fatal accident may cause widespread injury and death. Without proper analysis, a serious unmitigated danger still exists.

3. The RFMND's Emergency Evaluation and Evacuation Plan is patently dangerous

BOS Motion No. M17-152 requires: "FURTHER MOVED, That a site-specific Emergency Response and Evacuation Plan be prepared to ensure adequate access for emergency response and the ability for a safe and timely evacuation".

The Planning Department did not prepare such a Plan. Rather, the project sponsor *himself* printed out a Google map, drew some arrows on it, and called it an "Emergency Response and Evacuation Plan." It was not developed or supervised by an emergency response professional; rather, it is merely a series of arrows on a map.

Gas flows downhill and with the wind, and the project sponsor's Plan fails to take account of Bernal's hilly, windy conditions and is riddled with dangerous mistakes. This is a vulnerable and unstable area with steep, unaccepted streets, dead-ends, and shifting terrain with limited ingress and egress. The arrows on the map point up streets that are dead ends, accessible only by foot, which is impossible for the elderly and disabled neighbors who live here.

Especially in light of the project site's unique geography, the Plan must be created by a qualified fire and emergency professional. A site visit is also essential to properly evaluate the safety risks in this area, where emergency vehicles have repeatedly experienced serious access problems. For example, a critical intersection at Chapman and Folsom (at the base of the project) is the only access for emergency vehicles, especially hook-and-ladder trucks. If the intersection is blocked by a pipeline accident or construction vehicles, it would prevent emergency response access to 22 homes north of Chapman.

PG&E has also failed to do its due-diligence to ensure proper emergency response. It submitted two letters of general off-the-shelf safety guidelines and confirmed the “routing” of the pipeline through the area. It has accepted two “potholes” dug over a 150’-plus section of the pipeline as proof of the pipeline’s condition. The RFMND’s safety standards for the entire section are based on these two potholed locations. Incredibly, PG&E is allowing itself a three-hour response time in the event of a gas leak or accident.

Emergency access blockage and a patently defective evacuation Plan – prepared by the project sponsor himself – demonstrate that the project’s impacts have not been evaluated or mitigated as required by CEQA.

CONCLUSION

In their response to this Appeal, the project sponsors argue that the Board of Supervisors should ignore the RFMND’s serious defects and the resulting risks because these issues are “outside the scope of the motion.” But that is clearly incorrect. Our substantial evidence and arguments fall squarely within BOS Motion No. M17-152, which includes a clear mandate to include “any appropriate safety protocols that must be employed during project construction . . . to reduce the risk of damage to the pipeline.” It also calls for a proper “Vibration Management Plan” and “Emergency Response and Evacuation Plan.”

Based on the substantial evidence in this file and the prior related files (incorporated herein by reference²), including expert reports, analysis, and testimony, the RFMND is fatally flawed. For the safety of the Bernal Heights community, the RFMND must be revoked and replaced with a full EIR.

The risk of a catastrophic explosion is simply too deadly to ignore the RFMND’s serious defects and hope for the best.

Respectfully submitted,

Kathy Angus
Co-Chair Bernal Heights South Slope Organization

Encl.: Analysis of Revised Final Mitigated Negative Declaration, Steven P. Viani, P.E., Civil Engineer C30965, Aug. 6, 2020

² *Inter alia*, see FN 1.

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SP VIANI P.E.
2014 Equestrian Way
Pilot Hill, CA 95664
Phone: 916-952-8503
spviani@aol.com

SP VIANI P.E.

August 6, 2020

**President Norman Yee
% Angela Calvillo, Clerk of the Board
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place
City Hall, Room 244
San Francisco, CA 94102**

RE: Appeal of CEQA Revised Final Mitigated Negative Declaration

Planning Case No. 2013.1383ENV

BOS Motion No. M17-152

**Building Permit Application Nos. 2013.12.16.4318 and 2013.12.16.4322
3516 and 3526 Folsom Street**

President Yee:

I have been retained on behalf of the Appellant, Ms. Kathy Angus, Bernal Heights South Slope Organization, to provide some key concerns with the Revised Final Mitigated Negative Declaration Appeal (RFMNDA) response from Planning dated August 3, 2020. While others have concerns about a variety of key statements, my concerns are the potential negative impacts to the L109 PG&E 26 inch gas transmission pipeline, associated with evaluation of the location and elevation information and vibration associated with the specific construction equipment that will be used to construct the required improvements. These items are interrelated, but will be presented separately. All of the documents referenced were obtained from the administrative file and will not be attached to this document.

Concern 1: Evaluation of Gas Transmission Pipeline Location and Elevation Information

The location of the pipeline has been provided in relation to the property boundaries of 3516 and 3526 Folsom St. as depicted in the Westover Surveying drawing dated 12/19/17. The gas transmission pipeline was potholed and exposed in two locations, and this drawing provides a schematic representation of the pipeline with relation to the assumed location on the drawing depicting the eastern property boundary line for 3516 &

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3526 Folsom St. The gas transmission pipeline was reported to be 9.5 feet east of the property line.

Drawing C1.0 dated August 2016, contained in the October 4, 2016 Discretionary Review prepared by the San Francisco Planning department depicts cross sections through various locations on Folsom St., but notably at 3516 and 3526 Folsom St, the location of the proposed buildings. Neither of the two cross-sections at the proposed building sites shows the location of the gas transmission pipeline. Moreover, without accurately established locations of the depth and location of the gas transmission pipeline on C1.0 subsequent construction approaches and their environmental impacts cannot be determined to be safe.

Drawing C1.0 has contains a centerline profile of Folsom St., including the gas transmission pipeline. Based on the drawing, it appears to depict the gas transmission pipeline in the center of the 39.5 foot wide easement for the roadway. However, in reality, the main does not run down the center line of Folsom St., rather it appears to be offset to the west of the centerline approximately 10 feet. As the road way slopes, the amount of soil cover over the gas transmission pipeline to accommodate the aggregate base, concrete roadway and asphalt concrete wearing surface will be temporarily reduced during construction. This will have the short term effect of reducing the distance between the gas transmission pipeline and the mechanical sources of construction vibrations. Moreover, the amount of base and pavement for Folsom Street, is on the order of 20 inches and thus during construction, the vibration source will be 20 inches closer than calculated.

The above concerns and issues require an in-depth evaluation of the gas transmission pipeline's location based on real location data to insure the location issues are adequately assessed to address safety concerns. In order to meet safety concerns, it would be necessary to establish the gas transmission pipeline's accurate location and depth prior to construction of Folsom St. improvements before the project is approved.

Concern 2: Evaluation of Vibration Equipment Analyzed

In the October 17, 2019 ICF report titled "*Review of Vibration Management Plan prepared for 3516-3526 Folsom Residential Construction*", developed by Mr. David M. Buehler. Mr. Buehler reviewed the ... "document entitled 3516 and 3526 Folsom Street and Folsom Street Extension Construction Vibration Management Plan prepared by Illingworth & Rodkin for technical accuracy."

The Illingworth document evaluated 4 major sources of construction vibration, they consist of:

- excavation equipment (for utility trenches)
- drilling equipment (for piers)
- hand operated jack hammer (for foundation work)
- grading equipment (for removal of topsoil)

Mr. Buehler believed the ...” the assessment of the potential vibration impact to the PG&E pipeline to be technically accurate and consistent with common practice.” His belief was based primarily on the authors (Illingwood & Rodkin) using conservative assumptions. However, Mr. Buehler did not perform an independent review to establish if the equipment selected was proper and appropriate for the work being performed. While the list of potential sources of vibration provided above are accurate, they are an incomplete list as there are other significant vibration that provide more vibration, such as those associated with excavation and compaction for Folsom St and the associated concrete flatwork.

The City of San Francisco has developed specifications for the street and concrete flatwork that would apply to this work which are contained in Part 2- *STREETS AND HIGHWAYS, SECTION 200 PREPARATION AND COMPACTION OF SUBGRADE* standard specifications. Some of the relevant work elements and equipment are presented below applicable to both street and flatwork construction:

1. Placement of 6 inches of aggregate base after excavation and compaction using a 3-wheeled steel tire roller weighing at least 12 tons that apply at least 325 lbs. per linear inch of rear tire width.
2. Subsequent passes to produce compaction would require oscillating equipment similar to the above that is at least 4 feet wide.
3. The next course would consist of placement of at least 6 inches of concrete base using a mechanically vibrating screed.
4. Additional asphalt layers up to 8 inches total will be required and compacted with equipment similar to that described in item 1 above.

The equipment associated with street compaction and construction was not included or analyzed in the initial Illingwood & Rodkin document or the subsequent ICF review and represents a serious source of vibration that was ignored in the analyses. Moreover, the amount of base and pavement for Folsom Street, is on the order of 20 inches thick, requires at least 20 inches of excavation, which adds further risk of impacting the gas transmission pipeline and decreases the distance between the pipeline and the construction equipment but increases the vibration because vibration intensity increases the closer the equipment gets. Given the concerns about the location of the gas transmission pipeline and proximity to Folsom Street construction, the vibration issue was not properly evaluated and poses a serious safety risk.

Conclusion

It is my considered engineering opinion, based on 43 years of experience, some of which was in San Francisco working on the Clean Water Program, that serious equipment vibration concerns were not properly addressed in this Negative Declaration process. These issues should be identified, located and carefully evaluated in a follow up process prior to approval of the permit.

August 6, 2020
Page 4

If you need further information, please call me at 916-952-8503.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Steve Viani'.

Steven P. Viani P.E.
Civil Engineer C30965 exp. 3/31/22

Steven P. Viani, P.E
spviani@aol.com
(916-952-8503)

Education and Specialized Training

BS Civil Engineering, California State University, Sacramento
Graduate courses in Geotechnical Engineering
Continuing education classes in claims avoidance, negotiations and project management
OSHA 40 hour training
USACOE Construction Quality Management Certification

Professional Registrations

Registered Civil Engineer in California, Arizona and Washington
Licensed A, B & Haz. Contractor (RMO Alvia Services Inc)

Employment History

State Water Resources Control Board (2-year assignment with Army Corps of Engineers)-Associate Engineer	(1977-1982)
Kellogg Corporation-Senior Engineer	(1982-1983)
Department of Health Services-Senior Engineer	(1984-1987)
Roy F. Weston, Inc.-Project Director	(1987-1990)
Canonie Environmental Services, Inc.-Western Regional Manager	(1990-1994)
Geo Con Inc.-Western Regional Manager	(1994-1998)
Layne-Christensen Co.-Western Regional Manager	(1998-1999)
BCN Company-Vice President of Operations	(1999-2001)
Donald B. Murphy Contractors Inc.-Regional Manager	(2001-2003)
Private Consulting/Alvia Services Inc	(2003-Present)

Representative Experience

Over the past 40 years, has held senior level positions in construction, consulting and governmental entities. Have managed, directed or performed projects ranging from \$3000 Phase 1 Preliminary Site Assessments to \$20 Million site remediations, including many large and significant environmental and geotechnical construction projects as a direct hire contractor. Have 25 plus years experience in managing business units and design departments with total P+L responsibility and staff management up to 35 people. Have worked nationwide and internationally in Asia and Europe.

Legal, Claims and Defect Oriented Experience

- Developed a remediation plan for the removal of construction debris in Malibu, CA. Project involved the determination of quantity, permitting, construction oversight and closure parcel containing illegally disposed debris. Los Angeles County and Coastal Commission involvement.
- Provided expert review of shoring/scaffolding failure at mid-rise residential/commercial building in San Francisco that was overloaded.
- Provided expert services for water damage and intrusion for single family housing, multi-family housing and businesses involving stucco, windows, roofs, siding from wind-driven rain, expansive soils and mechanical damage.
- Provide expert services for a fatal accident involving improperly secured construction equipment on a construction site in Northern California.

- Provided expert services, including accident reconstruction of a major fall injury case involving truck loading at an active wastewater treatment facility in the San Francisco area.
- Provided expert witness services for issues related to a subsiding rock retaining wall causing damage to an adjacent dwelling in San Francisco, CA.
- Provided inspection/evaluation of 50+ residential and commercial damaged by a refinery explosion in Utah.
- Provided expert engineering review of construction defects and standard of care associated with sewer lines, water lines, moisture intrusion, land movement, drainage systems, land development, soils testing, residential construction and other civil engineering defects.
- Provided expert witness services for cost and schedule claim by County of Monterey against CM and Prime Contractor involving asbestos containing materials and affected by mold.
- Provide expert witness service for pile driving operations affecting defectively designed and constructed stucco clad public library in LA area.
- Provided expert witness services and court testimony for construction defect case involving expansive soils, construction impacts and water damage to a house foundation in Irvine, CA.
- Provided expert services for construction dispute involving an environmental remediation groundwater collection and storage system constructed at a large refinery facility in New Jersey.
- Provided expert witness services for accident involving multi-party commercial construction site in Auburn, CA involving rolling scaffolding.
- Reviewed remedial measures for condo building in Sacramento affected by water intrusion through roofs, walls and walkways that resulted in mold.
- Provided expert witness testimony for contractual dispute involving adequacy of geotechnical report, differing site conditions and cost to repair for sewer line in Las Vegas, NV.
- Provided expert witness services for issues related to a subsiding rock retaining wall causing damage to an adjacent dwelling in San Francisco, CA.
- Provide expert services to insurance group for major excavation support failure in San Francisco to determine cause and cost to repair caused by differing soil conditions.
- Provide contract review and claims support for steel water reservoir project in Honouliuli, HI affected by delays, changes and differing site soil conditions.
- Provided contract review and cost to complete for a 900 unit military family housing project in Honolulu, HI. Project encountered with numerous changes that required renegotiation of unit prices, payment for acceleration and additional time related overhead.
- Successfully negotiated a \$ 6 million termination for convenience claim for a Superfund site. Developed an estimate of contractor costs and negotiated a fair and reasonable settlement while representing a state government entity. Project required negotiation of an acceleration claim for previous contractor, expert testimony at various court proceedings and presentations to media.
- Prepared and negotiated a changed site conditions, acceleration, directed change, constructive change and defective and deficient contract document change order with the US Army Corps of Engineers for a slurry wall project.
- Developed and negotiated large change orders for quantity increases and changes for design/build environmental remediation projects.
- Developed claim document for high rise hotel in downtown Los Angeles involving directed changes, constructive changes, defective and deficient contract documents, acceleration and significant contractual issues.

Construction Oriented Experience

- Oversaw construction of large wastewater treatment plants, pump stations, earth-pressure balance and open road header tunnels and box sewers for Federal Government construction program in San Francisco. 12 foot diameter tunnel was 1 mile open face cut using road header and steel sets and wood lagging prior to permanent liner. Tunnel was constructed using Earth-pressure balance method with steel liner plate prior to permanent concrete liner was then cast.

- Designed and constructed micropile foundation system for elevated transit structure for BART.
- Designed and constructed a micropile supported foundation for Hotel Berry in Sacramento, CA.
- Constructed Administration, Switchyard and Electrical Control steel framed buildings consisting of about 50,000 square feet for a combined-cycle gas fired power plant.
- Designed/built a pre-engineered steel framed maintenance building for major northern California public utility at a wind energy facility.
- Designed and constructed a micropile foundation for a community college administration building in Alameda, CA.
- Designed and built a micropile project for a new state building in Sacramento.
- Designed and constructed micropile foundation system for elevated transit structure for BART.
- Designed and constructed a micropile supported foundation for Hotel Berry in Sacramento, CA.
- Designed and built a micropile slope stabilization project for the emergency support of a sewer main sliding into a creek in Thousand Oaks.
- Constructed slope stabilization for a hydro-electric powerhouse in the Sierra Nevada Mountains involving rock anchors, soil nails, drains and shotcrete.
- Constructed projects using ground anchors, tiebacks, compaction grouting, chemical grouting, jet grouting, soil mixing, shotcrete, micropiles, driven piles and sheet piles, often under design/build contracts.
- Constructed soil nail, soldier pile and wood lagged excavation support projects for building excavations and soil removal projects.
- Constructed numerous slurry wall projects for seepage control using soil-bentonite, soil-cement-bentonite, soil-cement-bentonite-fly ash and soil-attapulgit for groundwater control on civil and environmental projects. Size of barrier walls ranged from 100,000 sf to 350,000 sf.
- Constructed ADA upgrade and remodel for US Coast Guard Pacific Strike Force Facility in Novato.
- Investigated, designed and oversaw abatement of asbestos affected state buildings after Loma Prieta earthquake in 1989.
- Managed lead abatement, asbestos abatement, structural repairs and painting for 1400 military housing units at Beale Air Force base.
- Designed and managed asbestos abatement activities for 500,000 square feet of office space for TRW buildings in El Segundo.
- Performed ground improvement projects involving dynamic compaction and vibro compaction/vibro-replacement.

Consulting Oriented Experience

- On contract to provide soils investigation and consulting services to pool contractors in N. Calif.
- Provide consulting and design services for residential and commercial structures affected by fire, wind, structural design deficiencies, impacts, earthquakes and other factors.
- Planning and conceptual design for construction of a multi-waste stream processing center for an industrial waste recycling center in San Diego County, CA.
- Developed geotechnical reports for new housing, including stick-built and manufactured housing throughout California.
- Evaluation of AST's and treatment ponds at oil collection facility in Santa Maria, CA.
- Performed forensic investigations for wastewater treatment plants, schools, commercial buildings and houses for water intrusion damage, expansive soils, presence of mold and construction defects.
- Designed and oversaw abatement of numerous asbestos abatement projects in California.
- Planned and permitted high tech chemical storage and fabrication facilities internationally.
- Developed large scale Phase 1 property transfer program for major renovation of prime San Francisco real estate.

- Performed numerous Phase 1 Preliminary Site Assessments, Remedial Investigations, Feasibility Studies and Corrective Measures Studies using a variety of technologies.
- Assistant author on document concerning repairs and lining UST's.

Remediation and Environmental Experience

- Expert services related to evaluation and removal of UST and AST systems on California.
- Developed a Remedial Investigation /Feasibility Study for the Purity Oil Sales Superfund site in Malaga, CA. Site was former oil processor that had filled onsite ponds and AST's with construction debris containing oil, PCB, lead and asbestos that impacted soil, surface water and groundwater. RI/FS included on-site and off-site investigation, surface water sampling, development of remedial objectives and interim remedial measures.
- Developed a Remedial Investigation/Feasibility Study/Remedial Design for the removal of PCB's and PAH's from a site in Norwalk, CA. Documents were submitted to LAFD and City of Norwalk for approval prior to initiating cleanup. Clean closure granted.
- As part of a construction claim on a 4-story parking structure at San Francisco International Airport, evaluated an earthwork claim concerning the presence of hazardous waste, rock, trash and unsuitable materials and their effect on the project schedule. Further analysis of environmental requirements on illegal filling of wetlands in San Francisco Bay.
- Completed the remediation of the Capri Pumping Services site in East Los Angeles, CA. Site was contaminated with lead, copper, cadmium, solvents and petroleum hydrocarbons. Remediation of this State Superfund site included preparation of a health risk assessment for lead exposure to the surrounding community.
- Oversaw the remediation of the Jibboom Superfund Site in Sacramento, CA. Site was a former scrap yard that had impacted the area with lead, PCB, and hydrocarbons. Extensive air monitoring of the perimeter was performed to limit migration of contaminants. Later designed remediation of inside surfaces at remaining building involving PCB, lead and asbestos.
- Site manager for the McColl Superfund site in Fullerton, CA. Involvement included site sampling of surface and subsurface runoff, construction of site facilities and management of remedial contractors.
- Project manager for the Kyocera facility in Sorrento Valley, CA. Project involved leaking UST solvent tank that impacted groundwater and adjacent wetlands and ponds. Project included on-site and off-site investigation, development of remedial alternatives, permitting and monitoring.
- Remediated a PCP impacted groundwater plume using funnel-gate technology at a wood treating facility. Project involved innovative concept using activated carbon in a passive treatment system.
- Designed and remediated 2500 CY TCA impacted soil inside an existing manufacturing structure in Southern California.
- Designed, permitted and remediated 70,000 CY of TPH impacted soil removal for the closure of the Lockheed C plant in Burbank, California. Clean closure granted.
- Oversaw the design and construction of a groundwater treatment facility for pesticide contaminated soils in Fresno, California as well as excavation of 10,000 CY of pesticide impacted soils.
- Remediated a TCE/TCA impacted groundwater plume using a Deep Soil Mix (DSM) wall that was 65 feet deep and had a surface area of 50,000 SF at an active rail yard.
- Remediated soil impacted with solvents using vapor extraction at the Xerox site in Santa Ana, California. Project included permitting, monitoring and maintenance.
- Constructed a gasoline extraction trench using biopolymer slurry and an HDPE membrane at the port of Los Angeles.
- Developed environmental analysis for portion of former Superfund site that would be removed from Superfund designation to assess impacts on new owners of that piece of property.

From: [Carla AinSF](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: 3516 and 3526 Folsom St. hearing 8/11/2020
Date: Sunday, August 9, 2020 10:47:53 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Board of Supervisors,

I am a San Francisco renter since 1991, and a registered voter. I am writing to you today to encourage you to require the building sponsors for the proposed project at 3516/3526 Folsom ST, including a new 125' access street to provide the city with a full Environmental Impact Report (EIR).

The Revised Final Mitigated Negative Declaration (RFMND) is inadequate as it fails to address the issue of excavation activity over and under a massive PG&E 26" gas pipeline running through the neighborhood; directly under the proposed project. Not to mention the vibrations of heavy equipment that will be used to create the access street. Further issues include the lack of specific information about the aging pipeline's original construction not to mention a comprehensive plan in the case of an emergency. Arrows on a Google map should not be the standard for any emergency evacuation plan.

Given the current daily challenges of living in a neighborhood made up of one way, dead end and steep streets a failure of a pipeline of this size would make the losses of the 2010 San Bruno pipeline explosion and fire seem small by comparison. With the recent 5 alarm fire on 14th ST in the Mission fresh in our minds I implore you to consider the health and safety of the Bernal Heights neighborhood and make the right decision: require the building sponsors to provide a EIR for this project.

Thank you for your time,

Carla Avitabile

From: [Gail Newman](#)
To: [Board of Supervisors, \(BOS\)](#)
Cc: [Ronen, Hillary](#)
Subject: RE: Board of Supervisors File No. 200800
Date: Sunday, August 9, 2020 11:13:09 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

RE: Board of Supervisors File No. 200800
Proposed construction of two homes and a street extension

Dear Honorable Members of the Board,

I live at 3574 Folsom Street at the corner of Chapman, 25-35 feet from the dangerous PG&E pipeline. From my window, I can see and am reminded every day of the potential danger to my life and property if the proposed project at 3500 block of Folsom Street on the South Slope of Bernal Heights is approved without safety measures put in place. We have been waiting a very long time for a plan that would assure both our safety and that of our neighbors as well as reasonable access to our home. The present plan makes it almost impossible to drive into our own garage.

Our questions about the safety of the proposed project remain unanswered. Where are the “as-built drawings” of Pipeline 109? Is it safe? When was it built? Where are the incident and maintenance reports since that time? What protections will be put in place? Is it safe to have heavy equipment operating on ground so close to the pipeline? Our questions about emergency response and evacuation remain unanswered.

The lack of concern for public safety is alarming. All of us have enough to worry about at the moment. I implore you, our own supervisors, those who represent the people of our beautiful city, to show compassion and concern for public safety. What if it was your neighborhood, your house, your family? Please vote to disapprove the project and recommend an EIR.

Thank you for listening and for your valuable work for our community.

Sincerely,

Gail Newman

cc. Supervisor Hilary Ronen-District 9, San Francisco, CA

From: [Tochi Nwachukwu](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Re: 3516 and 3526 Folsom st. hearing 8/11/2020
Date: Sunday, August 9, 2020 11:32:27 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

As a constituent of the Bernal Heights neighborhood near Folsom & Chapman, it is alarming to hear that a full EIR has not been done on the potentially **dangerous** construction project in Upper Folsom.

Reading through the plan, there is not enough information on the high pressure pipeline 109 that runs under the proposed project site. The I&R report fails to provide that information. In addition to this, on multiple occasions the Planning decisions have been revoked and in each of these occasions only because the appellants provided signed & stamped documents from experts were these omissions addressed. Is there a regard for our neighborhood safety? Why does this continue to happen?

For the proposed construction, the base of the project site is at a critical intersection point of Chapman and Folsom and construction vehicles in this area for an extended period of time, would block access to 22 homes north of Chapman street including mines. In the event of a critical emergency, emergency vehicles would also cause access issues (emergency vehicles have had issues navigating this area in the past).

We need to keep our neighborhood safe and consider the impact of this project on its constituents. It is disappointing to see significant concerns like this being potentially ignored.

Thanks,
Tochi Nwachukwu
495 Chapman St.

From: [Herb Felsenfeld](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Support for Appeal of CEQA/RFMND for 3516 and 3526 Folsom Street, Submitted on 3/25/2020
Date: Sunday, August 9, 2020 11:50:32 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

August 8, 2020
President Norman Yee
C/o Angela Calvillo, Clerk of the Board
San Francisco Board of Supervisors

Dear President Yee and Honorable Members of the Board of Supervisors

I am opposed to the proposed construction of two (2) homes on the currently vacant lots at 3516 and 3526 Folsom Street ("the Project"). As proposed the project is unsafe and unsustainable. I support a full and complete Environmental Impact Report (EIR).

Too many questions about the safety of this Project remain. Among them are: Where are the "as-built" drawings of that section of Pipeline 109? When it was built? Where are the incident and maintenance reports since that time? What is it made of? What is the standard of maximum allowable pressure? What is Pipeline's 109 standard vibration tolerance of that pressure? What welds have been used? Is it really safe to have heavy machinery operating on open ground covering this Pipeline? What protections will be in place? Is PGE really the proper agency to monitor these safety conditions? What does their safety record show in this area?

Too many questions about the Emergency Response and Evacuation Plan ("the Plan") of this Project also remain. Among them are: Was an on-site visit ever conducted to test the Plan at the new proposed street? Were the neighbors in the area surrounding The Project ever consulted about the Plan? Were we ever given the opportunity to provide input as to the Plan's feasibility? Has the critical intersection of Chapman and Folsom, at the base of the Project ever been evaluated for access by emergency vehicles? If this intersection is blocked by a Pipeline or construction accident, emergency vehicles would be unable to get through to help us or our neighbors.

On a personal level, I fear for the safety of my family and my neighbors. We are only a minimum of 25 feet away from the Project. Thus our house is at "Ground Zero" in case of a pipeline eruption. Unless our questions are answered completely and satisfactorily, the Project remains unsafe and unsustainable. Please vote to disapprove it, and recommend a full and complete EIR.

Thank you for your time and considerate attention to this very important neighborhood issue.

Herb Felsenfeld - 3574 Folsom Street - San Francisco CA 94110-5650

From: [James Button](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: RE: 3516 and 3526 Folsom St. hearing 8/11/2020
Date: Sunday, August 9, 2020 12:13:06 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

I am writing to express my deep concern over the dangerous and flawed construction project on upper Folsom Street in Bernal Heights. I urge the board to deny this Final Revised Mitigated Negative Declaration and replace with a full Environmental Impact Report.

The RFMND has not been comprehensively reviewed by an independent and qualified expert and it continues to contain numerous inaccuracies and omissions. I also am very worried that the Emergency Response Plan lacks any site-specific access or evacuation plan.

Due to recent horrific PG&E pipeline accidents that have occurred at construction sites I am deeply concerned of the risk of a leak and deadly catastrophic explosion.

Sincerely,

James Button
75 Gates Street
San Francisco CA 94110

From: [Anne Laskey](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: RE: 3516 and 3526 Folsom St. hearing 8/11/2020
Date: Sunday, August 9, 2020 1:21:57 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

I am writing to ask that a full EIR be required for the approval of new development on Bernal Heights (3516 and 3526 Folsom). Without a full environmental impact report, the city will not have guaranteed that this area is safe for development, and is not in the best interest of the developer, the future residents of these houses, or the current neighborhood.

Thank you for your thorough and careful assessment of the dangers that may accrue if proper oversight is not practiced.

Sincerely,
Anne Laskey

From: [Laura Krause](#)
To: [Ronen, Hillary](#)
Cc: [Board of Supervisors, \(BOS\)](#)
Subject: Safety Concerns/Pipeline/Bernal Heights
Date: Sunday, August 9, 2020 1:40:24 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Supervisor Ronen,

I am writing to ask you to carefully consider the dangers posed by the proposed two houses and a new street over a major gas transmission pipeline in Bernal Heights. This project site is on a radically steep hillside and it is obvious why it is so dangerous. One slip of a backhoe and the pipe would explode! This is the same type that exploded in San Bruno!!!!

Construction accidents are the main cause of pipeline explosions. The Richmond District explosion last year is a good example of construction error causing an explosion.

We have had two gas explosions in San Francisco since 2017 - and they were on 4" gas lines. This is a 26" gas line and the blast would be catastrophic!!!!

Please keep us safe. I respectfully request you deny the Folsom Street RFMND and require a full EIR.

Sincerely,
Laura Krause

Sent from my iPhone

From: [ann lockett](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: 3516 and 3526 Folsom St. hearing, 8/11/2020
Date: Sunday, August 9, 2020 1:59:29 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

I rely on you to reject the flawed and incomplete Revised Final Mitigated Negative Declaration for the Folsom St. project and to require a full Environmental Impact Report to fully assess the multiple safety concerns of construction on this very steep slope over a major gas transmission pipeline.

The Planning Department's RFMND has failed to meet the BOS order of an expert Vibration Management Plan

An independent soil engineer (not acoustic) needs to assess the actual geophysical risks associated with Pipeline 109

The woeful record of PG&E in regard to maintenance and record keeping has already notoriously resulted in loss of lives

As a grandparent in a three generation family living in Bernal Heights, I have seen great changes come to this vibrant community's housing stock as it has been renewed and more young families have moved in. I am for new construction when it meets basic health and safety requirements.

Please protect us, please require an EIR for 3516 and 3526 Folsom St.
Without action by you, our elected representatives, we are at risk of another San Bruno.

Thanks for your attention,
Ann Lockett

From: [sam orr](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: 3516 and 3526 Folsom St Hearing 8/11/2020
Date: Sunday, August 9, 2020 2:08:34 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

As a long-time resident of Bernal Heights, with family and grandchildren in the neighborhood, I am writing in support of the appeal by a large group of community members of the Final Revised Mitigated Negative Declaration (FRMND) for proposed construction at the Folsom Street addresses above (Board of Supervisors File No. 200800).

I support the arguments submitted in the Letter of Appeal and I support the neighbors spearheading the opposition to this project on safety grounds. I think that the FRMND is superficial and not truly responsive to the safety and mitigation demands set out by the Board of Supervisors in the fall of 2017. (BOS Motion #M17-152)

I still see no evidence that the Sponsors, or the Planning Department, have taken seriously the unique dangers of this building site. There has been no independent qualified pipeline analysis of this specific site and there are many omissions, inaccuracies, and unanswered questions in the superficial documentation provided by the Sponsors.

Some level of our city government needs to take real responsibility and to truly confront the multiple safety issues this unique project presents. To proceed now exposes everyone to unnecessary risks—including extreme liability risks and confusion.

Anxiety about this project continues to be widespread in the community. Several years ago a limited petition effort quickly garnered 85 signatures.

I agree that only a full Environmental Impact Report can insure safer construction.

Sincerely,

From: [Anna Richert](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Bernal Heights safety concern
Date: Sunday, August 9, 2020 2:12:07 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Supervisor Ronan and Board of Supervisors,

I am writing you because I am terribly worried about the new construction planned for the land that covers the major gas pipeline running through our Bernal neighborhood. My concern is not about the development of this land in general but that this development is allowed to go forward without careful attention to the safety concerns that have been brought to the attention of the Planning Department as well as the Board of Supervisors.

I am upset to realize that the City does not require a full and independent Environmental Impact Report before allowing this construction to go forward. Four of my neighbors have moved away for fear of what could potentially happen if construction happens over the pipeline and proper guidelines are not in place. Given the explosions that we have witnessed in recent years in our nearby neighborhoods, our fears are surely legitimate. What I can't understand is WHY the City does not require the simple step of an independent EIR that would address the safety concerns the neighborhood requests.

I hope you and your colleagues will take action to protect the citizens who are counting on you.

Regards,

Anna Richert

--

Anna E. Richert
Professor Emeritus, School of Education
<http://millsscholars.org>
Mills College
5000 MacArthur Blvd.
Oakland, CA 94613

From: [Marilyn Waterman](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Folsom Street RFMND poses unmitigated dangers to residents
Date: Sunday, August 9, 2020 3:21:11 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

RE: 3516/3526 Folsom Street RFMND and the proposed construction of two houses and a new street over, under and next to PG&E Transmission Pipeline 109 on a steep hillside in Bernal Heights.

Dear Supervisor Ronen (cc Board of Supervisors and Amy Beinart),

I am writing you about the RFMND before the Board on Tuesday. Planning's latest attempt to mitigate the dangers of this site fall far short and are dangerously flawed.

Please know, we truly appreciate the support you, Amy, and your staff have given us. We also appreciate the Board of Supervisors for supporting our appeals to ensure our right to live free from the fear of a catastrophic accident.

Since the 2017 Motion was passed, SF has seen two gas pipeline explosions - in Bernal Heights and the Richmond District. Both illustrate our concerns: PG&E negligence and third-party construction errors. I know you know them all too well since you chaired a hearing on the Bernal Heights gas explosion.

Our appeal points out the unacceptable flaws of the RFMND. It also points out **Planning's continued tactic of omitting critical data from environmental review.** I include a summary of those flaws and omissions below.

It is hard to understand why Planning would approve such a flawed RFMND.

If the Planning Department were tasked with combating coronavirus, we'd all be using hydroxychloroquine, an example of what happens when a limited, flawed analysis produces results that, when scrutinized properly, are dangerous.

We urge you to rescind this RFMND and require a full EIR to ensure that danger of this project are truly mitigated.

Respectfully,
Marilyn Waterman
61 Gates Street

* * * * *

SUMMARY OF CONCERNS

1. There is no room for error on this project site. **One misstep during construction will create a blast zone several hundred feet across - and will be catastrophically lethal.** What was mandated by the Board of Supervisors motion in 2017 has not occurred and the resulting document, the

RFMND is dangerously flawed.

2. The RFMND violates the Board of supervisors' ("BOS") Motion by not enlisting "an independent qualified expert" to prepare a Vibration Plan. **Vibrations from excavation can damage gas pipelines and lead to an explosion.** Instead, Planning enlisted the consultant **who was used by the developer in an earlier Vibration Plan that was found deficient** - and then had that data - limited in its scope and lacking objectivity - reviewed by an "independent peer reviewer."

3. **By not having an independent qualified expert** add "additional analysis and information" and "prepare a Vibration Report" as required by the Motion, **the Vibration Plan doesn't protect the public** - and **this project continues to pose a danger** to public safety.

4. The steepness of **the new street will require tons of concrete and foundation pilings - over and closely next to the pipeline.** This work- and its impact on the pipeline - has been **left out of any analysis.** According to a qualified geotechnical engineer, the sub-grade pilings have the ability to create vibration-related "low cycle" fatigue on the pipeline with the potential for pipeline damage.

5. The Vibration Plan **completely omits from any analysis** a section of the pipeline - a right angle bend at the top of the hill - considered vulnerable to excavation vibrations by certified gas pipeline expert.

6. **PG&E has not done due diligence.** It submitted two letters of general off-the-shelf safety guidelines and confirmed the "routing" of the pipeline through the area. It has accepted two pot holes dug over the 150' plus length of this section of the pipeline as proof of its condition.

7. **PG&E is allowed a three-hour response time if there were a leak or accident.** Unacceptable. PG&E's notorious lax approach to safety is on full display.

8. **A thirty-foot pine tree grew directly over the pipeline for years - in violation of the PG&E's own encroachment guidelines.** That is why PG&E doesn't allow trees in gas transmission right of ways. According to PG&E, tree roots commonly damage the exterior portion of pipelines and cause leaks. We pointed this tree out numerous times but it was only recently cut down - and the stump and roots were left behind - **over the pipeline. There has been no analysis as to whether the tree roots have damaged the pipeline** and, if so, **how vibrations on the pipeline exacerbate that damage.**

9. The BOS Motion requires a "site-specific" Emergency Response and Evacuation Plan but it is **not site-specific. The Project Sponsor himself downloaded a Google map and drew evacuation arrows on it.** It is a study in ignorance as to what to do during a gas leak or gas accident. Gas flows downhill and with the wind but the plan has people evacuating downhill. **This plan does not acknowledge the hilly, windy conditions of Bernal and is riddled with misinformation.**

10. A Fire Department official signed off on the Emergency Response and Evacuation Plan. Why someone would green light such a flawed plan. Is it cronyism? Incompetence? Disturbingly, it was signed off by a fire official, Mike Patt, who was **singled out in a lawsuit involving a Mission District fire that killed a SF resident** and injured several others for his "inadequate" investigation of the fire. ("Fire Alarm Tech Faked Certificate Before Deadly Mission Fire," KTVU May 17, 2018)

From: [Annie Borgenicht](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Keep our Bernal Heights NEighborhood safe
Date: Sunday, August 9, 2020 3:29:12 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

I am writing out of concern about the proposed residential houses on 3516/3526 Folsom Street. There is a major PGE gas transmission pipeline which runs through this part of the hill where these houses are planned. This is the same type of pipeline which catastrophically exploded in San Bruno.

An Environmental Impact Report is essential to be done before this project is important.

The risk of a leak and catastrophic explosion is deadly, is high, and it is important to be reviewed.

Please do a thorough review before accepting this project.

Annie Borgenicht, a long time Bernal resident

From: [Denise Zietlow](#)
To: [Ronen, Hillary](#)
Cc: [Board of Supervisors, \(BOS\)](#)
Subject: SFBOS Meeting 8/11/20, Agenda Item # 32 - Re 3516 and 3526 Folsom Street
Date: Sunday, August 9, 2020 4:00:48 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Supervisor Ronen:

I am asking you not to allow a building permit for 3516 and 3526 Folsom Street to be issued until a full Environmental Review is done to insure proper safety measures are in place to prevent a catastrophic accident in Bernal Heights. The Planning Department is putting the developers' interests before public safety by permitting a high-risk development over a gas transmission line without adequate safety measures. Construction mistakes and PG&E negligence are the major cause of gas pipeline explosions (last year's Richmond District explosion and the 2017 Bernal Heights/Glen Park explosion on Mission Street are examples).

I urge you stop this project from going forward at this time.

Thank you.

Regards,
Denise Zietlow
San Francisco

From: [Alicia Chazen](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Fwd: 3516/3526 Folsom Street
Date: Sunday, August 9, 2020 4:37:35 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Begin forwarded message:

From: Alicia Chazen <aachazen@yahoo.com>
Subject: 3516/3526 Folsom Street
Date: August 9, 2020 at 4:36:43 PM PDT
To: Hillary.Ronen@sfgov.org
Cc: board.of.supervisors@sf.org

Supervisor Ronen,

I am a neighbor of the proposed project - I live on the upper block of Gates Street. This project is highly concerning due to the immediate adjacency of the project to the PG&E high-pressure line. PG&E has not done their due diligence, the developer has not provided an acceptable vibration plan by a qualified independent consultant, and the responses to safety concerns have contained numerous inaccuracies and omissions. Please do not allow this project to proceed without a full EIR. The existing RFMND should be denied, and an EIR required.

I plan to attend the 8/11 Board of Supervisors live-stream session.

Thanks,
Alicia Chazen
68 Gates St.

From: [MARK HESHER](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Folsom Street Development Project
Date: Sunday, August 9, 2020 5:08:30 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

I live at 60 Gates Street which is about 200 feet from the Pipeline 109. I am extremely concerned by the fact that heavy duty excavation, drilling and building will be occurring over an old gas pipeline that has not been thoroughly tested. I understand that we don't have a full accounting of the condition of the pipeline, the impact of landslides that have occurred above the pipeline or the condition of 90 degree junctures at the top and the bottom of the hill. I also understand that there has been no independent analysis of that pipeline but that the city is relying on a report paid for by the contractor.

Given the potential for a tragedy rivaling the San Bruno explosion, I believe that we in the neighborhood have the right to have a complete, thorough and independent environmental analysis as well as an in depth inspection by PG&E to ensure the safety of the neighborhood.

Thank you for your consideration

Mark Heshier

From: [Geraldyn Koziarki](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Fw: 3516 and 3526 Folsom St. hearing 8/11/2020
Date: Sunday, August 9, 2020 5:29:32 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

----- Forwarded Message -----

From: Geraldyn Koziarki <geraldynkoziarski@yahoo.com>
To: board.of.supevisors@sfgov.org <board.of.supevisors@sfgov.org>; Hillary.Ronen@sfgov.org <hillary.ronen@sfgov.org>
Sent: Sunday, August 9, 2020, 5:21:49 PM PDT
Subject: 3516 and 3526 Folsom St. hearing 8/11/2020

Dear Honorable Members of the Board,

I am writing to register my extreme concern for the safety of my family, home and community if this project is allowed to continue without a full Environmental Impact Report. The current Revised Final Mitigated Negative Declaration is insufficient and flawed. The location of a high-pressure gas line, Pipeline 109, runs up Folsom St. less than 100 feet from our home, and under the undeveloped street and proposed project. Having witnessed the deadly PG&E pipeline accident in San Bruno, there are far too many unanswered questions about the safety of this project for it to continue to be rubber stamped by City Hall and the Planning Department.

Of additional concern to me is the lack of a site-specific Emergency Response and Evacuation Plan. As a long time resident and senior citizen here, I am all too familiar with the challenges of the extremely steep terrain and narrow streets in this section of Bernal Heights. Do not mistake the project's Folsom St address to be the wide roadway on the North side of the hill. Chapman Street, which is at the intersection of Folsom, is a 25 foot wide street with parking allowed on one side. Any blockage of this intersection results in 22 homes north of Chapman being without emergency access.

I would like to acknowledge the tireless work of my neighbors over the past seven years to protect the safety of our community. I feel that an undue burden has been placed on local residents to catch the many errors and omissions noted in the official documents for this project. The project history does not give me any level of assurance that the safety of the neighborhood has been given serious regard. Please prove me wrong by requiring a full Environmental Impact Report for this project.

Sincerely,
Geraldyn Koziarski
98 Banks Street
SF 94110

From: [Lawrence Montgomery](#)
To: [Board of Supervisors, \(BOS\)](#); [Ronen, Hillary](#)
Date: Sunday, August 9, 2020 6:46:24 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board:

I am writing concerning the proposed construction of a Folsom Street extension and two residential homes (3516/3526 Folsom St) and the absolute need for a full **Environmental Impact Report** sought after by the Bernal Heights community. I am a retired public high school teacher (GWHS!) and have lived in Bernal Heights (100 feet from the proposed construction) for the past 33 years and have witnessed the development of the hill by outside contractors. Contractors who again and again put profit over the concerns of the Bernal community. I am not against home construction but I am very concerned with the safety of my family and neighbors.

The construction plan does not provide any information about the **26" high-pressure gas line**, Pipeline 109, that runs directly under the project. That's right, a 26" high-pressure gas line! Do you remember the pipeline incident in San Bruno? This is the same type of pipe line with the same dangers, yet there has been no **Environmental Impact Report!** The contractor is literally playing with fire at our expense. Not to mention there is no site-specific evacuation plan in the Emergency Response Plan?

I find it alarming that during these days of sheltering in place that this is the time that a hearing is being held. Important and meaningful attendance from the community will be hampered. Again, I repeat, I am a retired public high school teacher who has no intentions of risking my health to attend this hearing in person. The planning department and project sponsor have not done their homework, negligence that I would not have accepted from my high school students. An **Environmental Impact Report** must be undertaken.

Thank you,

Lawrence Montgomery

98 Banks St

San Francisco

studio98montgomery@gmail.com

From: [robert mason](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: reject the RFMND for 3516/3526 Folsom on Tues 8/11
Date: Sunday, August 9, 2020 6:50:28 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

I am writing to ask you to not accept the RFMND for these properties. I live 2 blocks from the space where these buildings would be, and walk by there everyday. Please make a site visit to see why it is unsafe to build there, how emergency vehicles will not be able to get in and out, and a full EIR, at least, should be done.

I've lived in this neighborhood for twenty years and this is the worst example i've seen of building recklessly on steep, undeveloped, inaccessible land.

thank you,
Bob Mason / 117 banks st

From: [nicola.griffin](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Regarding the attempt to develop Upper Folsom without a safety inspection of PG&E Gas pipeline
Date: Sunday, August 9, 2020 6:52:28 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board

My husband and I are residents and homeowners at 101 Prentiss Street in Bernal Heights. It is two blocks from the proposed development of vacant parcels.

I strongly object to any approval of this permit to develop

The following are the compelling reasons for this:

1. The City has rescinded or revoked three different prior Environmental determinations for deficiencies, yet those same oversights and errors are evident in the current RFMND. Each time, it is the neighbors who have spent thousands of dollars on experts to reveal the flaws in the determinations. Shouldn't the Planning Department be championing the safety of the project rather than doing the minimal possible and waiting for us to point out the flaws? They should be convincing us of the safety rather than sidestepping responsibility.
2. No independent vibration analysis by a qualified professional was conducted, only the review of the vibration report submitted by the Project Sponsor, violating the Planning Department's "Agreement to Protocols to Insure Objectivity in Environmental Review Documents." Highly qualified geotechnical engineers and pipeline experts have submitted stamped reports on behalf of the Appellants that give evidence of a significantly more dangerous situation than that presented by the Project Sponsor.
3. In light of the inherent danger of excavation on or near this pipeline, inadequate attention has been given to the singular uniqueness of the project location on an extremely steep slope. There is no evidence the street will be allowed or accepted by the City or how that construction or lack of construction will impact the required mitigation measures. While the street is included in the project site as described in the RFMND, engineered designs have not yet been submitted or evaluated.
4. The Emergency Response and Evacuation Plan fails to meet BOS motion's site-specific requirements and introduces additional risks to public safety. The Emergency Response plan is a huge area of concern. The only emergency plan is a series of arrows on an evacuation drawing that requires evacuation up Prentiss and Nevada - inaccessible for disabled and elderly. No discussion of access of emergency vehicles or discussion of homebound seniors. Any vehicle,

including construction or emergency vehicles, blocking the corner of Folsom and Chapman would eliminate the only access route for the Hook and Ladder and other emergency vehicles that cannot negotiate the steep incline on Prentiss.

5. This is a situation where one small error can cause a major disaster. The City is putting the residents in the area in danger by not requiring a complete Environmental Impact Report for this project.

6. The information in "item 6" is adapted from material sent to us by a very well informed and experienced neighbor. The community is entitled to see everything the the Project Sponsor's expert saw, including full and accurate data about the pipeline. Neighbors should have seen a complete list of inputs (i.e., "as-built" drawings; construction, incident, and maintenance reports; complete & full information on "daylighting" the pipeline, etc.). Without this full, complete, and detailed information, Final Approval should be delayed. The Project Sponsor should return to the appropriate oversight body with an expert report in hand. That report (and its inputs) should be subject to review and scrutiny by the neighbors.

Sincerely,

Nic Griffin
101 Prentiss street
SF Ca 94110

415-830-2808

From: [Meredith Bunyard](#)
To: hillary.Ronen@sfgov.org; [Board of Supervisors, \(BOS\)](#)
Subject: Neighbors of Bernal Hill
Date: Sunday, August 9, 2020 7:02:24 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Hello Supervisor Hillary Ronen,

I am writing to you in support of the neighbors of Bernal Heights. For the last seven years I have supported the people who live in this area in protesting whether a developer has provided enough safety measures to do heavy-duty excavation over, under, and next to a major 26" PG&E gas transmission pipeline in Bernal Heights adjacent to the Community garden.

There are numerous reasons as to why this is unsafe for the entire community. But I beg you to please do your due diligence in making sure blood does not coat your hands and that this doesn't happen without requiring expert-certified safety measures be put in place prior to the building of two residential houses (3516/3526 Folsom Street) and a new 125' access street - on a steep undeveloped Bernal hillside where a major PG&E gas transmission pipeline runs. We have seen this happen before and have no reason to believe it would not happen again.

This seems to be so simple, make sure this is safe before allowing these developers to move forward. My family has lived in this area of San Francisco for many years. My aunt is a kind and caring citizen of this community. She should not have to worry about her life being taken away in her sleep or dismantled because of someone's negligent selfish acts.

Thank you for taking the time to read my letter,

I trust that as our supervisor you will do what is best for the citizens whom you protect and speak for.

Warmly,
Meredith Bunyard

From: [SB](#)
To: [Board of Supervisors, \(BOS\)](#); [Board of Supervisors, \(BOS\)](#)
Subject: Fw: Unsafe Project in Bernal Heights!
Date: Sunday, August 9, 2020 7:42:04 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Oops, I had the address wrong for the board this afternoon - please read my email below!

Thanks!!

Susan

----- Forwarded Message -----

From: SB <sbsanfran@yahoo.com>
To: Ronen, Hillary <hillary.ronen@sfgov.org>
Cc: "board.of.superviors@sf.org" <board.of.superviors@sf.org>
Sent: Sunday, August 9, 2020, 12:27:45 PM PDT
Subject: Unsafe Project in Bernal Heights!

Hello Supervisor Ronen, and all of the Supervisors,

Thank you for your kind attention to this very important matter.

There is a dangerous development being considered in Bernal Heights (to build two houses at 3516 and 3526 Folsom Street). The developer has persistently failed to provide adequate safety measures, and has also chosen to ignore the Board's mandates from 2017. I know you are voting on Tuesday about whether there are enough safety measure in place.

There are NOT enough safety measure in place!

This is a huge and steep hill, and has a major PG&E gas transmission pipeline there, the same type that exploded in San Bruno. There is a high likelihood that this could happen again. PG&E is famous for its many, many mistakes, and I was personally impacted by the explosion in the Richmond District last year. Are we going to let this happen again?

Please do not allow a permit to be issued until a full Environmental Impact Report has been completed, that would ensure the prevention of the major disaster that could easily occur. In addition, there needs to be a "site-specific" Emergency Response and Evacuation Plan. There also needs to be an independent expert to do the "Vibration Report", as this is a complex issue that needs to be addressed by an objective party. Without these "bare bones" safety items, San Francisco residents are at risk, and will not be protected. Neighbors of this proposed project have fought and fought for years, for safety for themselves, their families, their community and San Francisco at large.

What will it take to make this Bernal Heights plan proceed wisely, instead of foolishly?

It will take a wise Board of Supervisors. Please be that wise board!

Thank you,

Susan Brock
San Francisco resident

From: [Brian Rink](#)
To: [Board of Supervisors, \(BOS\)](#)
Cc: [RonenStaff \(BOS\): Kathy Angus](#)
Subject: Board of Supervisors File No. 200800 (3516 and 3626 Folsom Street Hearing)
Date: Sunday, August 9, 2020 7:54:22 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

To Whom It May Concern:

My name is Robert Rink and I live at 97 Banks Street, within one block of the proposed new housing in the 3500 Block of Folsom Street.

There will be a public hearing on this proposed project, which will include extension to Folsom Street and new housing approvals between Chapman and Bernal Heights Blvd on August 11.

I am deeply concerned about the proposal before the board for a number of reasons:

- Public Safety Issue 1 -- the proposed housing and street extension will be on an excessively steep grade, making access by fire and ambulance services all but impossible.
- Public Safety Issue 2 -- the proposed street extension and proposed housing will endanger the entire neighborhood as construction will be directly over old PG&E utility infrastructure. Given that this neighborhood is almost within view of San Bruno, the scene of a recent PG&E disaster, construction without a thorough review is unthinkable. Hollow assurances from PG&E do not satisfy residents of this neighborhood and should not be used by the board to justify building approval.
- Public Safety Issue 3 -- Construction on such a steep grade is highly perilous. 15 years ago, when laying new sewage infrastructure at Chapman and Banks, earth moving equipment slid down the hill, hitting and damaging my house and totaling my car in the driveway. (The city attorney called within 24 hours to inform me that the city had zero liability for this incident as it had hired contractors for the services. I assume that this neighborhood will get equivalent satisfaction if construction proceeds and similar hazards occur).

A simple risk analysis indicates that the very real risk of a San Bruno-scale incident on Bernal Hill that could wipe out homes for blocks should out way the paltry benefits of a few additional housing units on land that is clearly unsuited to that purpose.

I request that the board review seriously the concerns of homeowners in the neighborhood.

Respectfully,
Robert (Brian) Rink

From: [Linda Ramey](#)
To: [Board of Supervisors, \(BOS\)](#)
Cc: kathyangus@gmail.com
Subject: 3516 and 3526 Folsom St. hearing
Date: Sunday, August 9, 2020 8:12:06 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Board of Supervisors File No.200800

Dear Honorable Members of the Board,

I am writing to request that the RFMND for 3516 and 3526 Folsom St. be denied and replaced with a full Environmental Impact Report. The proposed project entails heavy-duty excavation activity over a massive P.G.&E. 26" gas pipeline. This is the same type of pipeline that exploded in San Bruno, causing catastrophic results. We do not want the same thing to happen in our community. I personally know five families who have moved during the course of this project because of concerns for their safety.

The report provided by the project sponsor does not offer any assurance that another pipeline explosion can be avoided. We need answers to questions about the pipeline such as when it was built, what it is made of, the maximum allowable operating pressure, leaks and inspections. These questions have not been answered because the RFMND has not been comprehensively reviewed by an independent and qualified expert.

There is also the question of a specific emergency response and evacuation plan. A site visit by qualified fire and emergency personnel is absolutely essential in order to create an Emergency Response plan. Once again, the project directors are providing the minimum amount of information required. From the onset of this project they have made only the most perfunctory responses to concerns from the neighboring community.

Please don't let this same attitude continue when it comes to issues of safety. An EIR should be required before this project is allowed to move forward.

Sincerely,
Linda Ramey

65 Gates St.
S.F., CA 94110

Sent from my iPad

From: [Mike Kirkman](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Fwd: Bernal Heights Excavation (3516/3626 Folsom)
Date: Sunday, August 9, 2020 8:33:18 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Please see below

----- Forwarded message -----

From: **Mike Kirkman** <kirkmanm@gmail.com>
Date: Sun, Aug 9, 2020 at 4:08 PM
Subject: Bernal Heights Excavation (3516/3626 Folsom)
To: <Hillary.Ronen@sfgov.org>, <board.of.supervisors@sf.org>

Supervisor Ronen,

It has come to my attention that the Planning Department wants to allow a private developer to excavate and build on top a vulnerable portion of one of the three major gas arteries that feeds all of SF in Bernal Heights. As a concerned SF resident, I ask that you not to allow this building permit to be issued for 3516/3626 Folsom until a full Environmental Review is done that would insure proper safety measures are in place to prevent a catastrophic accident in Bernal Heights.

Many thanks for your consideration.

Michael Kirkman

--

Mike Kirkman
C: (703) 980-7456

--

Mike Kirkman
C: (703) 980-7456

From: [Barnali Dasverma Mishra](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Fwd: Environmental Review Request
Date: Sunday, August 9, 2020 8:35:11 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

FYI - a copy of the note I sent to Supervisor Ronan earlier today.

----- Forwarded message -----

From: **Barnali Dasverma Mishra** <barnali@gmail.com>
Date: Sun, Aug 9, 2020 at 1:57 PM
Subject: Environmental Review Request
To: <Hillary.Ronen@sfgov.org>
Cc: <boardofsupervisors@sf.gov>, Bikash Mishra <bikashm@gmail.com>

Dear Supervisor Ronan,

As you know, our neighborhood has been involved in a public safety matter. The city's Planning Department wants to allow a private developer to excavate and build on top of a vulnerable portion of one of the three major gas arteries that feeds all of SF and we have a hearing on Tuesday.

As Bernal Heights residents, we ask that you *do not* allow a building permit to be issued for 3516/3626 Folsom until a full Environmental Review is done that would ensure proper safety measures are in place to prevent a catastrophic accident in Bernal Heights.

Thank you,
Barnali & Bikash Mishra
449 Nevada Street
San Francisco, CA 94110

From: [Mike Stuppler](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Fwd: Public Safety issue with 3516/3626 Folsom
Date: Monday, August 10, 2020 12:13:33 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

See below for email sent to an incorrect email address. Thank you!

Begin forwarded message:

From: Sophia Diaz <sophia.m.diaz@gmail.com>
Date: August 9, 2020 at 12:43:12 PM PDT
To: Hillary.Ronen@sfgov.org
Cc: board.of.superviors@sf.org
Subject: **Public Safety issue with 3516/3626 Folsom**

Supervisor Ronen,

As you know our neighborhood has been involved in a public safety matter. The Planning Department wants to allow a private developer to excavate and build on top a vulnerable portion of one of the three major gas arteries that feeds all of SF and we have a hearing on Tuesday.

We are asking you to not allow this building permit to be issued for 3516/3626 Folsom until a full Environmental Review is done that would ensure proper safety measures are in place to prevent a catastrophic accident in Bernal Heights.

Thanks,
Sophia

--

Sophia M. Diaz
415.290.7818

From: [Tom Schulz](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Upper Folsom project(Bernal Heights)
Date: Monday, August 10, 2020 6:46:06 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear honorable members of the Board.I ask of you to please do not allow this dangerous and potentially deadly construction project to move forward. Our lives are at risk. We do not need another Catastrophic explosion in our backyard. Thank you for your mindfulness on this extremely important matter. Bernal resident, Tom Schulz

Sent from my iPhone

From: [Lonnie Lazar](#)
To: [Ronen, Hillary](#)
Cc: [Board of Supervisors, \(BOS\)](#)
Subject: Agenda Item 32, Hearing Calendar for 8/11/2020
Date: Monday, August 10, 2020 7:35:00 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Hello,

I live at the top of Gates Street near the stairs leading up to Bernal Heights Boulevard, just one block west of Folsom Street, where a developer is seeking permits to build new residential housing and a new 125' access street on a steep undeveloped parcel of Bernal's southern slope.

Because this project would require heavy excavation work over, under, and near a 26" PG&E gas transmission pipeline and because construction mistakes and PG&E failure to maintain adequate safety measures have in the past led to catastrophic gas line explosions, I am extremely concerned about the dangers posed by this proposed development.

I encourage you, Ms. Ronen, and the entire Board, to require a full Environmental Impact Report conducted by a qualified independent expert and the preparation of an adequate Vibration Management Plan before issuing permits to allow this project to proceed.

Thank you for acting to ensure the safety of your neighbors and the Bernal Heights community.

Lonnie Lazar

From: [Board of Supervisors, \(BOS\)](#)
To: [BOS-Supervisors](#)
Cc: [BOS Legislation, \(BOS\)](#)
Subject: FW: Board of Supervisors File No. 200800 Proposed construction of two homes and a street extension on the 3500 block of Folsom on the South Slope of Bernal Heights.
Date: Monday, August 10, 2020 8:19:00 AM

From: JERRY SCHIMMEL <jschim40@sbcglobal.net>

Sent: Saturday, August 8, 2020 12:37 PM

To: Kathy Angus <kathyangus@comcast.net>; Herb Felsenfeld <herbfelsenfeld@gmail.com>; John Bou <johnbou@gmail.com>; Beverly Anderson <bevdesign@gmail.com>; Board of Supervisors, (BOS) <board.of.supervisors@sfgov.org>; Geralyn Koziarki <geralynkoziarski@yahoo.com>; RonenStaff (BOS) <ronenstaff@sfgov.org>; Pat Murphy <pat.murphy@outlook.com>

Subject: Board of Supervisors File No. 200800 Proposed construction of two homes and a street extension on the 3500 block of Folsom on the South Slope of Bernal Heights.

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

board.of.supervisors@sfgov.org

RE: Board of Supervisors File No. 200800

Proposed construction of two homes and a street extension on the 3500 block of Folsom on the South Slope of Bernal Heights.

Dear Honorable Members Of The Board:

In connection with the proposed project on Folsom Street I bring to your attention the situation of four homes, *66 and 83 Banks Street and 40 and 51 Prentiss Street at the north ends of both streets*. They lie one and two blocks east of the proposed Folsom Street construction.

My concern is the security of the 26 inch PG&E gas line which will become involved if construction begins, especially if the pipe is in poor condition. Will there be a repeat of the 2010 San Bruno incident?

As you know the buried PG&E pipe comes up Folsom Street from the south and passes through the undeveloped area to Bernal Heights Boulevard. At the boulevard the pipe turns right to the east and continues under the blacktop sidewalk toward Carver and Bradford streets. The four homes mentioned lie 25-35 feet from the pipeline.

If there was any explosive malfunction at the right-hand pipe joint, or anywhere in the line, it could directly affect the above four homes - not just those on Folsom Street and its surroundings. In fact if there was a severe explosion - on the scale of San Bruno - it might well damage or even flatten homes within a several block radius.

The pipe has been in place for 30-40 years and I witnessed its installation. So far it has functioned properly, but after 35 to 40 years I can only hope there will be no misadventure.

If there has been no evaluation of the pipe's condition then please make sure that it has been or

will be done. If there has been no satisfactory evaluation of its condition, then the Folsom Street building project must be stopped until a proper review has been conducted.

I'm 87 now with a partial handicap and so will not be able to attend the hearing, nor do I own the computer equipment to participate in a "virtual" hearing.

Yours respectfully,

Jerry F. Schimmel

40 Prentiss Street.

jschim40@sbcglobal.net

From: [Nais Raulet](#)
To: [Ronen, Hillary](#)
Cc: [Board of Supervisors. \(BOS\)](#)
Subject: Proposed construction of luxury housing over PGE gas pipeline above Folsom St, Bernal Heights
Date: Monday, August 10, 2020 10:09:22 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Ms Ronen,

As a concerned neighbor on Bernal Heights of many years carefully watching the goings on of the developers and planning department re the proposed construction of a road and housing over, around and above the aged PGE pipeline on the steep hill above Folsom St., I'm more than outraged about the continued short shrift given to safety concerns. The current RFMD still does not enlist an independent expert to actually evaluate the site re vibration issues. There continues to be legitimate concern for a pipeline explosion and fire.

This is not something minor. The Board of Supervisors is ultimately responsible to protect lives of San Francisco citizens. Please insure that adequate information and analysis has been done before this project can be approved. Thanks for your consideration of this issue,

Nais Raulet

From: [Seth Andrew Brenzel](#)
To: [Ronen, Hillary](#)
Cc: [Board of Supervisors, \(BOS\)](#); [Malcolm Gaines](#); [Seth Brenzel](#)
Subject: 3516/3526 Folsom Street - proposed project
Date: Monday, August 10, 2020 10:35:33 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Supervisor Ronen,

I hope this message finds you well.

I am writing to express my strong opposition to the development at 3516/3526 Folsom Street due to continued and as-of-yet, unmitigated safety concerns.

Here are just a few:

PG&E has not done sufficient due diligence to ensure neighbor safety. It submitted two letters of general off-the-shelf safety guidelines and confirmed the "routing" of the pipeline through the area. It has accepted two pot holes dug over the 150' plus length of this section of the pipeline as proof of its condition.

Somehow the project allows PG&E an incredible three-hour response time if there were a leak or accident. PG&E's notorious lax approach to safety is greatly concerning to me - this is the same type of gas line that was the cause of the San Bruno explosion that killed so many and harmed a neighborhood indelibly.

A thirty-foot pine tree grew directly over the pipeline for years - in violation of the PG&E's own encroachment guidelines. That is why PG&E doesn't allow trees in gas transmission right of ways. According to PG&E, tree roots commonly damage the exterior portion of pipelines and cause leaks. We pointed this tree out numerous times but it was only recently cut down - and the stump and roots were left behind - ***over the pipeline***. There has been no analysis as to whether the tree roots have damaged the pipeline and, if so, how vibrations on the pipeline exacerbate that damage.

We need housing in San Francisco, certainly. (Although I think we needed it more in February than we do now given the hundreds/thousands of people fleeing the city as a result of the pandemic.)

That said, it's not clear that this development should be a priority for additional housing stock in SF. The safety concerns alone for development on this parcel are numerous (the steep grade of the street extension, the building/excavating over a gas line, et al.). The developer will build a few houses, make a profit, and then leave the neighbors and new homeowners to worry about what disruption the construction caused to the gas pipeline long after the developer has pocketed their profits. That assumes that the excavation and building happen without an accident.

Please tell me why the city thinks that these risks are ones worth taking?

If they are worth taking, will the the Board of Supervisors assure the neighbors in writing that ALL, INDEPENDENT SAFETY AND ENVIRONMENTAL IMPACT measures/studies/plans have been taken/made in accordance with city/county policy and the Board's own requirements? It would seem that this would be the least that the Board could do to certify the project's safety and assure your alarmed/concerned neighbors and constituents.

Thank you for your time and consideration.

Best wishes,
Seth

Seth Brenzel
sethbrenzel@yahoo.com
85 Gates Street, CA, 94110

"Unless someone like you cares a whole awful lot, nothing is going to get better. It's not." --Dr. Seuss

From: [lothianf](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: 3516 -3526 Folsom proposed construction
Date: Monday, August 10, 2020 11:55:00 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board:

I am writing to urge you to reconsider approving the proposed construction without requiring further study of the safety issues around the PGE pipeline under the proposed access road. As a neighbor, I do not feel the review done so far is adequate to insure absolute safety as to this pipeline, with the memory of the San Bruno explosion all too vivid in my memory.

Please require that a full environmental review take place to gain a more detailed understanding of the above safety issues, as well as the emergency measures around fire access of emergency vehicles. These are very tight streets as it is.

I would also point out that these are not affordable housing units, just more luxury houses for the already well-served wealthy residents of this city.

Thank you for your consideration.

Lothian Furey
112 Gates St.
SF, CA 94110

Sent from my iPad

From: [Kathy Bender](#)
To: [Board of Supervisors, \(BOS\)](#)
Cc: [Kathy Angus](#); hillary.ronan@sfgov.org
Subject: RE: 3516 and 3526 Folsom Street hearing 8/11
Date: Monday, August 10, 2020 12:27:18 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

This is a request to deny a flawed and inadequate Revised Final Mitigated Negative Declaration and replace it with a full Environmental Impact Report for a project on a steep, undeveloped, unstable hillside with a 26" gas transmission pipeline made of undetermined materials. Additional information is absent from the report including welding history and weld locations, maintenance and inspection history of the pipeline, history of leaks, maximum allowable operating pressure and other issues material to pipeline integrity.

Also of concern is the inadequate Emergency Response Plan plan to evacuate residents which requires that real pathways and usable access is available to all, including disabled and elderly citizens. This need is heightened considering the number of people working from home during the pandemic and the need for seniors and others with underlying health conditions to minimize contact by remaining at home.

Blockage of the intersection at Chapman and Folsom, the base of the project, would remove access for emergency vehicles to 22 homes. This is not an unrealistic concern since this occurred at the intersection of Folsom and Powhattan (just below the corner mentioned above) a number of years ago. A cement truck tipped over on the steep corner and blocked the intersection entirely for approximately 12 hours until the contractor (on the 3rd attempt) was able to use a big rig tow truck to right the cement truck and allow access again through the intersection.

Since most construction-related pipeline accidents are caused by private companies working over them, the issue of safety is paramount. A qualified and independent pipeline expert should be engaged to assess all the questions that are unanswered regarding the pipeline itself which is not included in the I&R report (whose specialty is acoustics and air quality management rather than gas pipeline safety) and to provide reliable safety information regarding vibration exposure levels.

It is very concerning that after all these years, there is still no EIR, no expert analysis of the pipeline with safety guidelines, and a complete failure to address resident safety with a viable Emergency Response Plan on this very steep and weathering hillside. It is noted that the Fire Official who signed off on the project has been singled out in court for a previous, faulty investigation in the Mission District.

For these reasons, I ask that a real Environmental Impact Study (EIR) be conducted and that the pipeline underneath this project be examined in depth by a qualified, independent expert. Without these steps taken to provide the safety information and standards critical to guide construction, the City seems negligent in allowing such a potentially dangerous project to

move forward.

Kathryn Bender

--

Kathryn Bender

Certified Ergonomic Assessment Specialist, II

Board Certified in Biofeedback, Senior Fellow

www.DynamicBiofeedback.com

mobile 415.412.7435

fax 415.821.2015

From: [Helen Norris](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: 3516 and 3526 Folsom St hearing 8/112020
Date: Monday, August 10, 2020 12:59:15 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

Although I live on Ellsworth Street in Bernal Heights and the project In will not be directly impacted by the project, the problems surrounding the implementation of the project without sufficient regard to safety or public input is troubling.

I am very aware of the need for more residential housing but am more and more concerned about the lack of transparency of our local government. Another example of this is the closing of the Alemany Farmers Market area with absolutely no public meetings to discuss the impact on neighboring streets. I realize it's a different subject but a trend that worries me. When I voted for district supervisors to represent different areas of the city I hoped for more representation. That does not seem to be working for those of us in Bernal Heights.

Sincerely,

Helen Norris

43 Ellsworth Street

Sent from my iPhone

From: [John Dennis](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: RE: 3516 and 3526 Folsom St. hearing 8/11/2020
Date: Monday, August 10, 2020 1:02:28 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Sir or Madam,

I am writing in regards to the hearing scheduled for 08/11/2020 regarding a PGE transmission line proposed at 3516 and 3526 Folsom Street.

I ask that this RFMND be denied and replaced with a full EIR as:

- The RFMND has not been comprehensively reviewed by an independent and qualified expert.
- The RFMND continues to contain numerous inaccuracies and omissions.
- The Emergency Response Plan lacks any site-specific access or evacuation plan.
- Since recent horrific PG&E pipeline accidents, especially at construction sites have occurred, the risk of a leak and catastrophic explosion is deadly.
- In addition, NO INDEPENDENT QUALIFIED PIPELINE EXPERT ENGAGED

Although the BOS ordered an expert report to ensure the safety of the project, the expert report offered by the project sponsor — 3516 and 3526 Folsom Street and Folsom Street Extension Construction Vibration Management Plan prepared by Illingworth & Rodkin (I&R) — fails to provide any assurance that the project will not endanger the neighborhood. The Plan does not provide any information about the high-pressure gas line, Pipeline 109, that runs under the project site. QUESTIONS? When was it built? What was/is it made out of? Was it welded together from smaller pieces like the pipeline that failed in San Bruno? What is its average and maximum allowable operating pressure? What is its operational and maintenance history? Have there been detected leaks on the pipeline? When was it last internally inspected, and how was that inspection carried out?

The I&R report provides none of that information. Nothing about the pipe. We do not understand how these so-called experts (whose specialty is acoustics and air quality management, not gas safety) can opine about what vibration level is safe for this pipeline when they apparently know nothing about the pipeline. there's more

Planning and the Project Sponsor have consistently produced inaccurate and incorrect documents . On three occasions, Planning's decisions have been rescinded or revoked. On each of these occasions, it is only because the appellants provided signed, stamped documents from experts that any of these omissions were addressed. This gives the appearance of promoting the project without serious regard for neighborhood safety.

THE RFMND DOES NOT INCLUDE A SITE-SPECIFIC EMERGENCY RESPONSE AND EVACUATION PLAN

1. The approved Emergency Response Plan is merely a series of arrows on a Google map. This is a vulnerable and unstable area with steep, unaccepted streets, dead-ends, shifting terrain with limited ingress and egress.
2. Without a site visit by qualified fire and emergency personnel, as well as discussions with neighbors, a meaningful Emergency Response plan cannot be created. The
3. A site visit is essential to fully evaluate the safety risks in this area where emergency vehicles have had serious access problems. For example, there is a critical intersection at Chapman and Folsom, at the base of the project, that is the only access for emergency vehicles, especially the hook and ladder. If the intersection is blocked by a pipeline accident or construction vehicles it would prevent access to 22 homes north of Chapman.
4. The arrows point up streets that are dead ends, accessible only by foot which is not possible for the several elderly

and disabled neighbors who live here.

ONLY A FULL ENVIRONMENTAL IMPACT REPORT CAN INSURE SAFE CONSTRUCTION

Thank you for your serious consideration of this matter,

John Dennis
(Sent via mobile phone)

From: [Spencer Hammaker](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: 3516 and 3526 Folsom Street
Date: Monday, August 10, 2020 3:14:53 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

To whom it may concern:

I am a resident of the Bernal Heights neighborhood and I am concerned about the proposed construction on Folsom street without a full and transparent EIR. Projects such as these must be conducted with the utmost concern for the safety of the community. The RFMND contains inaccurate information as well as what appears to be the omission of information.

Please keep us safe and ensure the safety and integrity of this project. Please put our community safety before contracts and dollars.

Sincerely,

Spencer Hammaker

75 Gates Street San Francisco 94110

Sent from my iPhone

From: [Teresa Scherzer](#)
To: [Board of Supervisors, \(BOS\)](#)
Cc: [Teresa Scherzer](#)
Subject: 3516 and 3526 Folsom St. hearing 8/11/20, BOS file # 200800
Date: Monday, August 10, 2020 4:11:04 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board

I am writing with great concern about the proposed project noted above. The Final Revised Mitigated Negative Declaration is insufficient and flawed, and poses a significant risk to public safety. Construction mistakes are the major cause of pipeline accidents and there is a real possibility there will be a catastrophic event if proper safety measures are not put in place and followed.

As is, the proposed plan poses a significant risk for catastrophic event that is real and imminent. I am deeply concerned about the lack of protections and innumerable safety risks posed by the proposed project and am writing to urge that a full Environmental Impact Report be conducted to insure safe construction. In particular, I urge that the Board use its authority to protect public safety as follows:

1. The RFMND be denied and replaced by a full Environmental Impact Report
2. The RFMND be comprehensively reviewed by an independent and qualified expert
3. The EIR be conducted by experts with geology, pipeline construction and safety, etc.
4. The approved Emergency Response Plan is completely inadequate, and it needs to be replaced with an ERP after qualified fire and emergency personnel consult Bernal neighbors and create a meaningful ERP.

Thank you for your attention.

Teresa Scherzer
197 Banks Street
San Francisco, CA 94110

From: [Julia Weir](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: 3516 and 3526 Folsom St. hearing 8/11/2020
Date: Monday, August 10, 2020 5:52:38 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

I am writing in support of the Bernal Heights South Slope Organization to advocate for a full Environmental Impact Report (EIR) on the dangerous construction project on upper Folsom. We ask that the Revised Final Mitigated Negative Declaration be denied and replaced with a full EIR.

Thank you,
Julia Weir

From: [tecklee](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Upper Folsom PG&E pipeline
Date: Monday, August 10, 2020 5:59:31 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear BOS:
I would like to add my concern on the implementation of the pipeline.
Thanks
Steven

Sent from my T-Mobile 4G LTE Device

From: [Rosa Guevara](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: URGENT: 3516/3526 Folsom St Hearing August 11, 2020
Date: Monday, August 10, 2020 7:36:28 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

As a partial owner of a home at 82 Gates Street (and where I was raised), I am requesting a full Environmental Impact Report for the upper Folsom Street potentially dangerous construction project to replace the Revised Mitigated Negative Declaration because the RFMND is insufficient and flawed. The EIR will ensure that due diligence to call out ALL the flaws and overlooked protocols will be addressed.

My daughter and nephew are currently occupying the Gates home and I am very concerned for their safety from a catastrophic incidence that could end their lives as well as all neighbors in that area.

I understand a new 125' access street - on a steep undeveloped Bernal hillside, where a major PG&E gas transmission pipeline runs, is being constructed next to the new residences. As a former PG&E employee, I know that new construction so close to a major pipeline is not recommended. How did this get past PG&E?

Expert-certified safety measures should be put in place prior to the building of these two residential houses and new street. It is a matter of life and death.

Sincerely,
Rosa Guevara
rcg6rcg6@gmail.com

From: [Joy Lily](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: EIR for construction 3516 and 3526 Folsom Street
Date: Monday, August 10, 2020 9:09:37 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Supervisors,

I own a home in the immediate vicinity of this proposed construction. I am alarmed about the possibility of another pipeline explosion like the one in San Bruno in 2010 if this project goes ahead without an Environmental Impact Report.

Please refer to your file # 200800 and deny their Revised Final Mitigated Negative Declaration and demand a full Environmental Impact Review before this project is allowed to go ahead. The giant PG&E transmission gas pipeline is just too close for comfort.

Thank you for your consideration,

Martha Herman

242 Prentiss St.

San Francisco 94110

From: [Gail Romano](#)
To: [Board of Supervisors, \(BOS\)](#)
Cc: [Kathy Angus](#); [Beth Kaufman](#); Ureport@kgo-tv.com; [Herb Felsenfeld](#)
Subject: 3516 and 3526 Folsom St
Date: Monday, August 10, 2020 9:21:32 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

As a resident of San Francisco and a member of the Bernal Heights community, I try to do what's right for me and my community. I shop locally. I have ordered takeout from my local restaurants and of those around the city during this trying time. And I wear a mask to protect others.

Responsibility is made up of two words: response and ability. What will you do with your ability to respond for yourself and those around you? (Richard Pimentel, activist, public speaker and champion of the Americans with Disabilities Act.)

Why is this relevant? As the Board of Supervisors, you have a responsibility to protect your constituents. We, the residents of Bernal Hill South Slope, are your constituents. What will you do with your abilities to respond in the best way for your constituents?

It is for this simple reason that I do not understand why this developer and PG&E are being allowed to skip significant steps that have been put in place to protect San Franciscans. What special powers do they have? What deals have been made? Why is this project not subject to the rules pertaining to safe construction?

The words above are from one resident to another. Now I'll use your language.

1. The project must not move forward unless it has a full EIR. The RFMND isn't accurate.
2. We are talking about PG&E here. Their track record is abysmal. The emergency response plan is NOT developed for this site, for this hill, in this tight neighborhood. They send letters to me saying they are concerned about the 100 Ur old plumb tree growing close to the pipeline—how are they not concerned about construction over this pipeline?

Would you allow your constituents to live here during construction with out plans in place? Your friends? Your family?

We ask that you hit the pause button and take action on our behalf:

- Get an independent, qualified expert engaged.
- Require PG&E to do the right thing and creat a site specific disaster plan.
- vote for a full EIR.

Thank you,
Gail Romano
Beth Kaufman
Residents at the intersection of Folsom and Chapman.

gail

From: [Linda Weiner](#)
To: [Ronen, Hillary](#)
Cc: [Board of Supervisors, \(BOS\)](#)
Subject: TUESDAY, Aug 11th: EIR for Unsafe Construction Project on Upper Folsom
Date: Monday, August 10, 2020 9:23:36 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Supervisor Ronen:

I am writing today to express my concern about the Planning Department green-lighting a high-risk development in Bernal Heights. This development is proposed to be built over a PG&E high-pressure gas transmission pipeline without adequate safety measures, similar to the pipeline that catastrophically exploded in San Bruno.

We attest that the Revised Final Mitigated Negative Declaration has serious flaws, because:

- *It has not been comprehensively reviewed by an independent and qualified expert
- *It contains numerous inaccuracies and omissions.
- *The Emergency Response Plans lacks any site-specific access or evacuation plan
- *The risk of a leak has the genuine possibility of catastrophic explosions since recent terrible PG&E pipeline accidents have occurred in other areas.

Additionally, this development necessitates the building of an access street – on a very steep undeveloped Bernal Heights hillside where the pipelines runs. Since construction mistakes are the major cause of pipeline accidents these exist a real possibility of a major incident if proper safety

measures are not followed.

Be assured, our objection to this project is the genuine danger. We strongly believe that this is one of those cases that truly demands a full Environmental Impact Report. It is critical to the safety of all the residents closely surrounding this proposed development.

Linda Weiner, Bernal Heights Resident

lwsf72@gmail.com

From: [Marti Kashuba](#)
To: [Board of Supervisors, \(BOS\)](#)
Cc: kathyangus@gmail.com
Subject: Folsom St Bldg. request
Date: Monday, August 10, 2020 9:42:48 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Your help is needed! Folks have worked tirelessly to prevent a catastrophic accident that cold happen if the building request is allowed. This is not nimby but a simple request that a complete Environmental Impact Report be done. You have the power and influence to say safety is of utmost importance. Be on the side of safety and assist the goof neighbors asking for your help. Marti Kashuba 136 Newman St. S.F. Ca.

Sent from my iPhone

From: [webster webster](#)
To: [Board of Supervisors](#) (BOSS)
Subject: 3516-3526 Folsom proposed construction
Date: Monday, August 10, 2020 10:16:32 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Please see letter below:

Sent from my iPhone

Begin forwarded message:

From: MAILER-DAEMON@yahoo.com
Date: August 10, 2020 at 12:06:35 PM PDT
To: webster-j@att.net
Subject: Failure Notice

Sorry, we were unable to deliver your message to the following address.

<Board.Supervisors@sfgov.org>:
550: 5.4.1 Recipient address rejected: Access denied. AS(201806281) [CY1GCC01FT006.eop-gcc01.prod.protection.outlook.com]

--- Below this line is a copy of the message.

DKIM-Signature: v=1; a=rsa-sha256; c=relaxed/relaxed; d=att.net; s=s1024; t=1597086392; bh=zXbbnn8jGalEqJoRGorjYkMno49Nw0nfvSRvPJYp0=-; h=From:Subject:Date:To:References:From:Subject;
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Received: from sonic.gate.mail.ne1.yahoo.com by sonic316.consmr.mail.bf2.yahoo.com with HTTP: Mon, 10 Aug 2020 19:06:32 +0000

Received: by smtp421.mail.ne1.yahoo.com (VZM Hermes SMTP Server) with ESMTPA ID 8bfdb4388f1191ba55ab7385d6e4b09c;

Mon, 10 Aug 2020 19:06:30 +0000 (UTC)

From: webster webster <webster-j@att.net>

Content-Type: text/plain; charset=us-ascii

Content-Transfer-Encoding: quoted-printable

Mime-Version: 1.0 (Mac OS X Mail 10.3 (3273))

Subject: FRMND of 3516 & 3526 Folsom St

Message-Id: <70D185C9-6960-411D-A06E-11763052A5E8@att.net>

Date: Mon, 10 Aug 2020 12:06:40 -0700

To: Board.Supervisors@sfgov.org

X-Mailer: Apple Mail (2.3273)

References: <70D185C9-6960-411D-A06E-11763052A5E8.ref@att.net>

Content-Length: 361

Dear Honorable Members of the Board

Tomorrow =
11th Aug before you will be the issue of proposed residential houses at =
3516 & 3526 Folsom St . I hope you will insist on the FRMND regarding =
this project, we do not want another San Bruno disaster.
Yours John D Webster 112 Gates St SF CA 94110=

From: [Nancy Zeches](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: RE: 3516 and 3526 Folsom St. hearing 8/112020
Date: Monday, August 10, 2020 11:33:37 PM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Honorable Members of the Board,

We have lived in San Francisco since 1992 and in Bernal Heights since 2000. We are requesting that the RFMND be denied and replaced with a full EIR.

It would be utterly irresponsible of the board NOT to request a full EIR and do their due diligence to make sure there would be no significant pipeline incident and to put in place emergency safety measures. The unfortunate result of rushing this through could result in the destruction of many homes, lives, and possible fatalities. Many children are in surrounding homes, not but one house away from a potential explosion or environmental incident. What is the harm of taking more time to make sure the city of San Francisco does not incite such a disaster?

Without a full EIR, we have no way to know the history or condition of the high-pressure gas line (pipeline 109) that runs under the proposed project. PG&E's negligence in maintaining their lines and equipment within the past decades, the numerous infractions just in the past year, and the current litigation against PG&E over their continued responsibility for fires all over California should, in my opinion, give you pause.

Your mission clearly states on your website:

OUR MISSION

The Board of Supervisors responds to the needs of the people of the City and County of San Francisco, establishes city policies, and adopts ordinances and resolutions.

Please respond to the needs of this neighborhood to avoid a devastating loss of property and lives by doing the right thing and provide a full EIR before proceeding. Our lives and our (my) children's lives are in your hands, and I hope you feel the weight of that responsibility.

Nancy and Edric Alunan

From: [Marilyn Waterman](#)
To: [Board of Supervisors, \(BOS\)](#)
Cc: [Jalipa, Brent \(BOS\)](#); lisa.liew@sfgov.org; [Wong, Jocelyn \(BOS\)](#); [BOS Legislation, \(BOS\)](#); [Kathy Angus](#); [Barbara Underberg](#); [Ryan Patterson](#)
Subject: RE: Board of Supervisors File No. 200800 - Please add all emails to Post Pkt Public Correspondence
Date: Tuesday, August 11, 2020 7:46:49 AM

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RE: 3516/3526 Folsom St. RFMND Appeal (File #200800) to be hard today, August 11

Dear Honorable Members of the Board,

A number for people have sent emails supporting the Appeal of the RFMND 3516/3526 Folsom St. (File #200800) that will be heard today, August 11.

Can you **please verify how many emails have been sent to the BOS email address** regarding this appeal? I only see one listed in "Post Pkt Public Correspondence." I know many more have been sent.

We want the Supervisors to have all relevant information prior to the hearing.

Thank you,
Marilyn Waterman
61 Gates St.
SF

From: [Ramon Romero](#)
To: [Board of Supervisors, \(BOS\)](#)
Subject: Appeal of CEQA Revised Final Mitigated Negative Declaration - Proposed Project - 3516 and 3526 Folsom Street - Appeal Hearing August 11, 2020
Date: Tuesday, August 11, 2020 9:10:03 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Board of Supervisors:

I write to oppose this appeal and to support this building project. My name is Ramon E. Romero and I reside at 66 Banks Street which is only one vacant lot away from the proposed project. I have read the Planning Department's August 3, 2020, response to the appeal and find it to be totally persuasive. I urge the Board of Supervisors to accept the Planning Department's recommendation that this appeal be denied.

FYI, I served on the San Francisco Redevelopment Commission from 1997 to 2009. I was elected President of the Commission twice by my fellow commissions. During my tenure on the commission scores of housing projects came before us for approval. We frequently were confronted with vociferous opposition to a housing project. In those situations, I believed that it was important to follow the existing rules and regulations governing the Commission's power. What you have before you is a very simple matter that has garnered opposition from some nearby property owners and individuals who do NOT live near the project building site. I do. I'm totally satisfied that this will be a SAFE building project.

3516 and 3626 Folsom Street are zoned for precisely the purpose the builders intend, single family dwellings which are very much needed in San Francisco. These builders have invested a great deal of time, energy and money to meet the objections of their opponents and the concerns of the Board of Supervisors. These builders have cooperated with all concerned at every turn. Now is the time at long last for the Board of Supervisors to allow this Project to move forward to completion.

Ramon E. Romero
66 Banks Street