

1 [Preparation of findings related to the exemption determination for the 430 Main Street/429  
2 Beale Street project.]

3 **Motion directing the Clerk of the Board to prepare findings related to the appeal of the**  
4 **exemption determination by the Planning Department that the project at 430 Main**  
5 **Street/429 Beale Street is exempt from environmental review.**  
6

7 WHEREAS, On February 23, 2009, the Planning Department determined that a  
8 proposal to demolish two existing one- and two-story concrete buildings on two adjacent  
9 parcels and construct an eight-story, approximately 146,000-square-foot residential building  
10 on the site following merger of the two lots, located at 430 Main Street/429 Beale Street, (the  
11 "Project") was statutorily exempt from additional environmental review beyond the Rincon Hill  
12 Plan Final Environmental Impact Report (FEIR) under the California Environmental Quality  
13 Act ("CEQA"), Section 21083.3, the CEQA Guidelines, Section 15183 and San Francisco  
14 Administrative Code Chapter 31 (the "exemption determination"). A copy of said document is  
15 on file with the Clerk of the Board of Supervisors in File No. 091088, and is incorporated by  
16 reference in this motion; and,  
17

18 WHEREAS, On May 14, 2009, the Planning Commission approved the Project; and,

19 WHEREAS, By letter to the Clerk of the Board of Supervisors dated September 8,  
20 2009, Dane Ince on behalf of the Opposition Team to 430 Main Street filed an appeal of the  
21 exemption determination to the Board of Supervisors, which the Clerk of the Board of  
22 Supervisors received on or around September 8, 2009; and,

23 WHEREAS, On October 20, 2009, this Board held a duly noticed public hearing to  
24 consider the appeal of the exemption determination filed by Appellant; and,  
25

1           WHEREAS, This Board has reviewed and considered the exemption determination, the  
2 appeal letter, the responses to concerns document that the Planning Department prepared,  
3 the other written records before the Board of supervisors, and heard public testimony in  
4 support of and opposed to the exemption determination appeal; and,

5           WHEREAS, The exemption determination files and all correspondence and other  
6 documents have been made available for review by this Board and the public. These files are  
7 available for public review by appointment at the Planning Department offices at 1650 Mission  
8 Street, and are part of the record before this Board by reference in this motion; now, therefore,  
9 be it

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



# City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

## Tails Motion

**File Number:** 091091

**Date Passed:** October 20, 2009

Motion directing the Clerk of the Board to prepare findings related to the appeal of the exemption determination by the Planning Department that the project at 430 Main Street/429 Beale Street is exempt from environmental review.

October 20, 2009 Board of Supervisors — APPROVED

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell,  
Mirkarimi

Excused: 1 - Alioto-Pier

File No. 091091

I hereby certify that the foregoing Motion  
was APPROVED on October 20, 2009 by the  
Board of Supervisors of the City and County  
of San Francisco.

A handwritten signature in black ink, appearing to read "Angela Calvillo".

Angela Calvillo  
Clerk of the Board