Motion affirming the Planning Commission's certification of the Final Environmental Impact Report prepared for the proposed project at 3333 California Street.

WHEREAS, The project at 3333 California Street ("3333 California Street Project" or "Project") proposes a mixed-use development that includes converting an existing office building into two residential buildings, and constructing 13 new buildings; overall, the Project will include 744 dwelling units within 977,437 gross square feet (gsf) of residential/commercial floor area; 34,496 gsf of retail floor area; a 14,665 gsf childcare facility; 401,234 gsf devoted to off-street parking with 10 carshare spaces and no more than 754 parking spaces; 125,226 square feet of privately owned, publicly accessible open space and 86,570 square feet of other open space, including private open space for residents; the Project will contain public pathways through the site and retain an existing open space at Euclid Avenue; and

WHEREAS, The Planning Department determined that an Environmental Impact Report (hereinafter "EIR") was required for the proposed Project and provided public notice of that determination by publication in a newspaper of general circulation on September 20, 2017; and

WHEREAS, The Draft EIR was published on November 7, 2018, and circulated to governmental agencies and to interested organizations and individuals for a 63-day review period that started on November 7, 2018, and ended on January 8, 2019; and

WHEREAS, The Planning Commission held a public hearing on the Draft EIR on December 13, 2018, and planning commissioners, organizational representatives, and individual members of the public made oral comments at that hearing; and
WHEREAS, The Planning Department prepared a Responses to Comments ("RTC")
document, published on August 22, 2019, distributed to the Planning Commission and all
parties who commented on the Draft EIR, and made available to others upon request at the
Planning Department offices; and

WHEREAS, The RTC included responses to comments on environmental issues
received at the Draft EIR public hearing that was held on December 13, 2018, and in writing
during the 63-day public review period for the Draft EIR, as well as text changes or revisions
that were proposed to the Project, in response to comments received or based on additional
information that became available during the public review period and that represent a
refinement or clarification to the text of the EIR; and

WHEREAS, The comments and revisions addressed in the RTC did not identify new
significant impacts or a substantial increase in the severity of previously identified impacts, nor
did they identify feasible project alternatives or mitigation measures that are considerably
different from those analyzed in the Draft EIR and that the Project sponsor has not agreed to
implement, and no significant new information that would require recirculation of the Draft EIR
under section 21092.1 of the California Environmental Quality Act, California Public
Resources Code, Sections 21000 et seq. ("CEQA") and CEQA Guidelines, Section 15088.5,
was identified; and

WHEREAS, On September 5, 2019, the Planning Commission, by Motion No. 20512,
certified a Final Environmental Impact Report ("Final EIR") for the proposed Project under
CEQA, the CEQA Guidelines, and San Francisco Administrative Code, Chapter 31, finding
that the Final EIR reflects the independent judgment and analysis of the City and County of
San Francisco, that it is adequate, accurate and objective, and contains no significant
revisions to the Draft EIR; and
WHEREAS, By letters to the Clerk of the Board by Kathryn Devincenzi, on behalf of Laurel Heights Improvement Association of San Francisco, Inc., ("Appellants"), received by the Clerk's Office on October 7, 2019, Appellants appealed the Final EIR certification; and

WHEREAS, The Planning Department's Environmental Review Officer, by memorandum to the Clerk of the Board dated October 9, 2019, determined that the appeals had been timely filed; and

WHEREAS, On November 12, 2019, this Board held a duly noticed public hearing to consider the appeals of the Final EIR certification filed by Appellants; and

WHEREAS, The written record and oral testimony in support of and opposed to the appeals and deliberation of the oral and written testimony at the public hearing before the Board of Supervisors by all parties and the public in support of and opposed to the appeals of the Final EIR certification is in the Clerk of the Board of Supervisors File No. 191035 and is incorporated in this motion as though set forth in its entirety; now, therefore, be it

MOVED, That, based on the written record before the Board of Supervisors as well as all of the testimony at the public hearing in support of and opposed to the appeals; this Board of Supervisors hereby affirms the decision of the Planning Commission in its Motion No. 20512 to certify the Final EIR and finds the Final EIR to be complete, adequate, and objective and reflecting the independent judgment of the City and in compliance with CEQA, the CEQA Guidelines, and San Francisco Administrative Code, Chapter 31; and, be it

FURTHER MOVED, That the Board of Supervisors finds that based on the whole record before it there are no substantial project changes, no substantial changes in project circumstances, and no new information of substantial importance that would change the conclusions set forth in the Final EIR; and, be it
FURTHER MOVED, That the Board of Supervisors finds that based on the whole record before it there is no significant new information that would require recirculation of the Final EIR under section 21092.1 of CEQA and CEQA Guidelines, Section 15088.5.
File Number: 191036  Date Passed: November 12, 2019

Motion affirming the Planning Commission’s certification of the Final Environmental Impact Report prepared for the proposed project at 3333 California Street.

November 05, 2019 Board of Supervisors - CONTINUED
Ayes: 10 - Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton and Yee
Excused: 1 - Brown

November 12, 2019 Board of Supervisors - APPROVED
Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Ronen, Safai, Stefani, Walton and Yee
Absent: 1 - Peskin

I hereby certify that the foregoing Motion was APPROVED on 11/12/2019 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board