

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT (PLUM) COMMITTEE REPORT relative to appeals of haul routes for the properties located at 2301, 2305, and 2309 North San Marco Drive.

Recommendations for Council action:

1. FIND that this action is categorically exempt from the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines under Class 32, Article III, Section 1, and Class 3, Category 1, of the City CEQA Guidelines.
2. ADOPT the FINDINGS of the Board of Building and Safety Commissioners (BBSC) as the Findings of Council.
3. RESOLVE TO DENY THE APPEALS filed by Stephen DeCordova, Graham Streeter and Alex Lebosq, Kulap Vilaysack and Scott Aukerman, Erin Burke, and Matt Sims, and THEREBY SUSTAIN the decision of the BBSC in approving the following three applications to: a) export 1,388 cubic yards of earth for the property located at 2301 North San Marco Drive; b) export 6,106 cubic yards of earth for the property located at 2305 North San Marco Drive; and c) export 2,582 cubic yards of earth for the property located at 2309 San Marco Drive, subject to Conditions of Approval as modified by the PLUM Committee and attached to the Council file.

Applicant: Laurette Healey, City Land Use, Inc.

Owners: San Marco Hill Inc. (2301 and 2309 North San Marco Drive), Andrea Pallaoro (2305 North San Marco Drive)

Board File Nos. 180073, 180090, 180091

Environmental Nos. ENV-2017-4071-CE, ENV-2017-4070-CE, ENV-2017-4068-CE

Fiscal Impact Statement: None submitted by BBSC. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

**TIME LIMIT FILE - APRIL 7, 2019**

**(LAST DAY FOR COUNCIL ACTION - APRIL 5, 2019)**

Summary:

At a regular meeting held on April 2, 2019 (continued from March 19, 2019 and March 26, 2019), the PLUM Committee considered appeals of haul routes for the properties at 2301, 2305, and 2309 North San Marco Drive. Staff from the Department of Building and Safety provided an overview of the matter. Comments were provided by Council District four staff, the Applicants and their representatives, and four of the Appellants commented on the appeals. After an opportunity for public comment, the Committee recommended to deny the appeals, subject

to Modified Conditions of Approval. This matter is now submitted to the Council for consideration.

Respectfully Submitted,



PLANNING AND LAND USE MANAGEMENT COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
HARRIS-DAWSON	YES
BLUMENFIELD	YES
PRICE	YES
CEDILLO	YES
SMITH	YES

RM

**-NOT OFFICIAL UNTIL COUNCIL ACTS-**