



SAN FRANCISCO PLANNING DEPARTMENT

Planning Commission Draft Motion

HEARING DATE: November 14, 2013

DEIR and RTC can be found at <http://www.sf-planning.org/index.aspx?page=1829>

Hearing Date: November 14, 2013
Case No.: 2008.1122E
Project: **San Francisco Groundwater Supply Project**
Project Location: **Various Locations in San Francisco County**
Project Sponsor: San Francisco Public Utilities Commission
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ADOPTING FINDINGS RELATED TO THE CERTIFICATION OF A FINAL ENVIRONMENTAL IMPACT REPORT FOR THE PROPOSED PENINSULA PIPELINES SEISMIC UPGRADE PROJECT.

MOVED, that the San Francisco Planning Commission (hereinafter “Commission”) hereby CERTIFIES the Final Environmental Impact Report identified as Case No. 2008.1122E, San Francisco Groundwater Supply Project (hereinafter, “Project”), located San Francisco, based upon the following findings:

1. The City and County of San Francisco, acting through the Planning Department (“Department”) fulfilled all procedural requirements of the California Environmental Quality Act (Cal. Pub. Res. Code Section 21000 *et seq.*, hereinafter “CEQA”), the State CEQA Guidelines (Cal. Admin. Code Title 14, Section 15000 *et seq.*, (hereinafter “CEQA Guidelines”) and Chapter 31 of the San Francisco Administrative Code (hereinafter “Chapter 31”).
 - A. The Department determined that an Environmental Impact Report (“EIR”) was required for the Project and provided public notice of that determination by publication in a newspaper of general circulation, and in accordance with CEQA Guidelines Section 15082, prepared and circulated a Notice of Preparation (“NOP”) to local, State, and federal agencies and to other interested parties on December 30, 2009. In accordance with CEQA Guidelines Section 15083, the Department conducted a scoping meeting on January 20, 2010, in the Project vicinity. The purpose of the meeting was to present the proposed Project to the public and receive public input regarding the proposed scope of the EIR analysis. The Department accepted public comments between December 30, 2009, through January 29, 2010. Subsequently, the San Francisco Public Utilities Commission (“SFPUC”) made certain changes to the proposed Project, and the

Department published a revised NOP for the revised Project in a newspaper of general circulation on March 2, 2011. The Department circulated the revised NOP to local, State, and federal agencies and to other interested parties on March 2, 2011, initiating a public comment period that extended through April 1, 2011. A scoping report was prepared to summarize the public scoping process and the comments received in response to the NOP, and the report is included in Appendix A of the Draft EIR.

- B. On March 13, 2013, the Department published the Draft Environmental Impact Report ("DEIR") and provided public notice in a newspaper of general circulation of the availability of the DEIR for public review and comment for a 45-day period, and of the date and time of the Planning Commission public hearing on the DEIR; this notice was mailed to the Department's list of persons requesting such notice and other interested parties.
 - C. Notices of availability of the DEIR and of the date and time of the public hearing were posted near the Project site by Department staff on March 13, 2013. The Notice of Availability was also made available at public libraries in San Francisco.
 - D. On March 13, 2013, copies of the DEIR were mailed or otherwise delivered to a list of persons requesting it, to those noted on the distribution list in the DEIR, to adjacent property owners, and to government agencies, the latter both directly and through the State Clearinghouse. The DEIR was posted on the Department's website.
 - E. A Notice of Completion was filed with the State Secretary of Resources via the State Clearinghouse on March 13, 2013.
2. The Planning Commission held a duly-advertised public hearing on the DEIR to accept written or oral comments on April 18, 2013. The public hearing transcript is in the Project record. The period for acceptance of written comments ended on April 29, 2013.
 3. The Department prepared responses to comments on environmental issues received at the public hearing and in writing during the 45-day public review period for the DEIR, prepared revisions to the text of the DEIR in response to comments received or based on additional information that became available during the public review period. The Department provided additional, updated information and clarification on issues raised by commenters, as well as SFPUC and the Planning Department, to address Project updates since publication of the DEIR. This material was presented in a Responses to Comments document ("RTC"), published on October 30, 2013, distributed to the Commission and all parties who commented on the DEIR, and made available to others upon request at the Department and on the Department's website.
 4. A Final Environmental Impact Report ("FEIR") has been prepared by the Department, consisting of the Draft Environmental Impact Report, any consultations and comments received during the review process, any additional information that became available, and the RTC document, all as required by law.

5. Project files on the FEIR have been made available for review by the Commission and the public. These files, are available for public review at the Department at 1650 Mission Street, and are part of the record before the Commission. Jonas Ionin is the custodian of the records. Copies of the DEIR and associated reference materials, as well as the RTC document, are also available for review at public libraries in San Francisco, as well as on the Department's website.
6. The Commission, in certifying the completion of said FEIR, hereby does find that the Project described in the FEIR, will not have Project-specific significant effects on the environment that could not be mitigated to a less than significant level with implementation of mitigation measures.
7. The Commission further finds, in certifying the completion of said FEIR, that the Project described in the FEIR is a component of the SFPUC's adopted Water Supply Improvement Program ("WSIP") for which the Planning Commission certified a Program Environmental Impact Report on October 30, 2008 (Case No. 2005.0159E) and the SFPUC approved by Resolution No. 08-0200; as part of the WSIP, the Commission finds that the Project will contribute to a significant and unavoidable impact related to indirect growth-inducement impacts in the SFPUC service area.
8. On November 14, 2013, the Commission reviewed and considered the FEIR and hereby does find that the contents of said report and the procedures through which the FEIR was prepared, publicized, and reviewed comply with the provisions of CEQA, the CEQA Guidelines, and Chapter 31 of the San Francisco Administrative Code.
9. The Planning Commission hereby does find that the Final Environmental Impact Report concerning File No. 2008.1122E, San Francisco Groundwater Supply Project, reflects the independent judgment and analysis of the City and County of San Francisco, is adequate, accurate and objective, and that the Responses to Comments document contains no significant revisions to the DEIR or information that would necessitate recirculation of the FEIR under CEQA Guidelines Section 15088.5, and hereby does CERTIFY THE COMPLETION of said Final Environmental Impact Report in compliance with CEQA and the CEQA Guidelines.

I hereby certify that the foregoing Motion was ADOPTED by the Planning Commission at its regular meeting of November 14, 2013.

Jonas Ionin
Commission Secretary

Motion No. XXXXXX
Hearing Date: November 14, 2013

Case No. 2008.1122E
San Francisco Groundwater Supply Project

AYES:

NOES:

ABSENT:

ADOPTED: [Date]