

SAN FRANCISCO PLANNING DEPARTMENT

Community Plan Exemption Checklist

Case No .:

2014.0484E

Project Address:

1699 Market Street

Zoning:

NCT-3 (Moderate Scale Neighborhood Commercial Transit) Use District

1650 Missior Suite 400 San Francisco

CA 94103-24

415.558.63

Reception:

Fax: 415.558.64

Planning Information:

41E EEQ E2

85-X Height and Bulk District

Block/Lot:

3504/030

Lot Size:

27,708 square feet (0.64 acres)

Plan Area:

Market and Octavia Area Plan

Project Sponsor:

Mark G. Conroe, Urban Communities, LLC - (415) 431.6506

mark@presidiodp.com

1390 Market Street, Suite 303 San Francisco, CA 94102

Staff Contact:

Rachel A. Schuett (415) 575.9030; Rachel.Schuett@sfgov.org

PROJECT DESCRIPTION

The project site is located at 1699 Market Street (Assessor's Block 3504, Lot 030), on the south side of Market Street between Valencia and Gough streets near the northwestern corner of San Francisco's South of Market (SoMa) neighborhood (See Figure 1). The 27,708-square-foot (0.64 acres) project site is irregularly shaped with limited frontages along Stevenson and McCoppin Streets. The block on which the project site is located is bounded by Valencia Street to the west, Gough Street to the east, Market Street to the north, and McCoppin Street to the south.¹ The site slopes gently from north to south from approximately 54 feet above mean sea level (MSL) to 43 feet above MSL. The site is located within the Market and Octavia Area Plan, which was analyzed in the Market and Octavia Area Neighborhood Plan Programmatic Final Environmental Impact Report (Market and Octavia PEIR).

The project vicinity includes a mix of residential, retail/commercial, office, and institutional uses, including several schools. The area is well served by transit, with several bus and streetcar lines accessible from a stop one block to the east of the project site. In addition, Muni Metro subway lines are accessible from the Van Ness station one block to the east and BART is accessible from the Civic Center/UN Plaza Muni/BART station located about 0.6 miles to the east of the project site.

Along the McCoppin Street frontage, the adjacent parcel to the west is currently occupied by a two-story institutional building (33 Gough Street), which is part of the San Francisco Community College ("City College") District, and the adjacent parcel to the east is occupied by a three-story residential condominium complex (68 McCoppin Street). Along the Market Street frontage, the adjacent parcel to the west is occupied by a two-story tourist hotel/motel the "Travelodge Motel" (1707 Market Street), and

¹ Market Street is oriented in a northeast-southwest direction, but is referred to as an east-west street for the purposes of this document. Gough and Valencia streets are oriented in a northwest-southeast direction, but are referred to as north-south streets in this document. This convention is used to describe the locations of other buildings and uses in relation to the project site.

the adjacent parcel to the east is occupied by a five-story residential hotel the "Allen Hotel" (1693 Market Street). (See Figure 2)

The proposed project would include the demolition of the existing 22,170-square-foot commercial/light industrial building and associated surface parking lot(s) with approximately 17 surface parking spaces, including one Americans with Disabilities Act (ADA) accessible space, and construction of a mixed use residential building that includes approximately 170,918 gross square feet (gsf) of habitable space, 4,500 gsf of retail space, and about 24,117 gsf of parking. The existing one- to two-story commercial building on the 27,708 square foot corner lot was constructed in 1954.

The proposed building would have a nine-story, 85-foot-tall frontage along Market Street, and a nine-story, 72.5-foot-tall frontage along McCoppin Street (as measured from Market Street; as measured from McCoppin Street, the southern part of the building is 84 feet tall. The proposed building would include rooftop mechanical equipment and an elevator penthouse. The proposed building would measure 105 feet tall at its highest point, which is at the top of the elevator penthouse. (See Figures 8 through 13)

Dwelling Units. The proposed project would include up to 162 residential dwelling units, of which up to 66 units (41 percent) would be two-bedroom units, 15 (9 percent) would be studios, and 81 (50 percent) would be one-bedroom units. (See Figures 5 and 6)

Open Space. Approximately 16,200 square feet (sf) of common open space would be provided in the south court (first floor), the north court (first and second floors), and two roof decks and three green roof areas (at roof level, above the ninth floor). Per Planning Code Section 135, 16,200 sf of usable open space is required.² (See Figures 4, 5, 7, and 14)

Site Circulation/Access. Site circulation and access for pedestrians, bicyclists, vehicles, and loading activities would occur from all three project frontages on Market, Stevenson, and McCoppin streets, as described below. (See Figures 3 and 4)

Vehicle Parking. The proposed project would include up to 97 vehicle parking spaces in an underground parking garage that would be accessed from Stevenson and McCoppin Streets. Of these, 93 spaces would be allocated to building residents, three spaces would be allocated to the retail use, and one space would be allocated to car share. Eight of these spaces would be independently accessible, of which one would be a car share space and three would be Americans with Disabilities Act (ADA) accessible. Of the 89 spaces that are not independently accessible, 52 would be double-stacked single spaces and 37 would be double-stacked tandem spaces. (See Figures 3 and 4)

Curb Cuts. There are two existing driveways serving the project site, a 20-foot-wide driveway on McCoppin Street serving the accessory parking lot for the existing retail use (which includes approximately 17 spaces), and a 25-foot-wide driveway on Valencia Street near Market Street which

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² Per Planning Code Section 135, if the open space required for the up to 162 residential units is all provided as usable common open space (rather than private open space), 16,200 sf of common open space is required, based on 100 sf per unit.

provides access to seven off-street accessory parking spaces on Market Street in front of the existing retail store.

The proposed underground parking garage would be accessed from existing curb cuts at Stevenson and McCoppin streets. Two-way parking access would be provided at the end of Stevenson Street (via a 20-foot-wide driveway), and on McCoppin Street (via a 10-foot-wide driveway). The ramp and entrance gate on McCoppin Street would be equipped with a detection warning system, including an automatically activated "Vehicle Approaching" sign, to warn entering and exiting motorists about the presence of on-coming vehicles along this ramp. (See Figure 3) The existing curb cut on Valencia Street is proposed to be removed.

Loading. Per Planning Code Section 152, one off-street loading space is required for the residential portion of the proposed project. This loading space would primarily be used for loading associated with move-in/move-out activities, along with residential deliveries. As proposed, the project does not include any off-street loading spaces.

However, a project variant has been proposed which includes one off-street loading space near the underground parking garage entrance at Stevenson Street. (See Figure 17) The project sponsor intends to apply for one on-street commercial loading space through San Francisco Municipal Transportation Agency's (MTA's) Color Curb Program. The project sponsor is suggesting one of three locations for this on-street loading space: on Stevenson Street, adjacent to the garage entrance for the proposed project, on McCoppin Street adjacent to the project site frontage and McCoppin Street garage entrance, or on Valencia Street where the existing curb cut would be closed to provide on-street parking or loading.³ (See Figures 4 and 17)

Bicycle Parking. The proposed project would include 128 Class 1 bicycle parking spaces, located in a secured room, behind the fitness center, on the ground floor. Access to the bike room would be restricted to residents, and retail users only. Access to the bike room would be from the Market Street residential lobby, only. In addition, 27 Class 2 bicycle parking spaces would be provided in publicly accessible bicycle racks near the Market Street entrance. Six additional Class 2 bicycle parking spaces would be included near the project entrance on McCoppin Street. (See Figures 15 and 16)

Streetscape Improvements. Given that the proposed project involves new construction on a site that is larger than 0.5 acres, the proposed project is subject to the San Francisco Better Streets Plan ("Better Streets Plan"), as codified in Planning Code Section 138.1.4

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³ If the on-street commercial loading space proposed to be located on Valencia Street is approved, the Project sponsor would request that the space becomes a passenger drop-off/pick up (white) zone after 5 PM; this request would also need to be approved by the SFMTA at a public Color Curb Hearing. Depending on the exact location, the implementation of this commercial/white zone could require removal of one existing metered general parking space.

⁴ The Better Streets Plan was adopted by the City in December 2010. The plan provides a comprehensive set of guidelines for the design of San Francisco's pedestrian realm. The plan seeks to balance the needs of all street users with a particular focus on the pedestrian environment and how streets can be used as a public space. The Better Streets Plan policies can be found at: www.sfbetterstreets.org.

The Better Streets Plan identifies:

- Market Street as a Ceremonial/Civic Street;
- McCoppin Street as a Neighborhood Commercial Street; and
- Stevenson Street (near the project site) as an Alley.

Along the frontages of the project site, existing sidewalks widths are:

- 15 feet wide on Market Street,
- 10 feet wide on Stevenson Street (north side only), and
- 9 feet wide on McCoppin Street.

The existing sidewalk width on McCoppin Street is less than the minimum and recommended widths presented in the Better Streets Plan, which are 12 and 15 feet, respectively. The proposed project includes streetscape improvements along Market and McCoppin streets which would be coordinated with the Better Market Streets project (Market Street), and the Hub Public Realm Plan.⁵ No sidewalk widening is proposed along Market Street, (See Figure 15), the sidewalk along the McCoppin Street frontage could be extended up to six feet, for a total width of 15 feet from the property line to the curb. (See Figure 16)

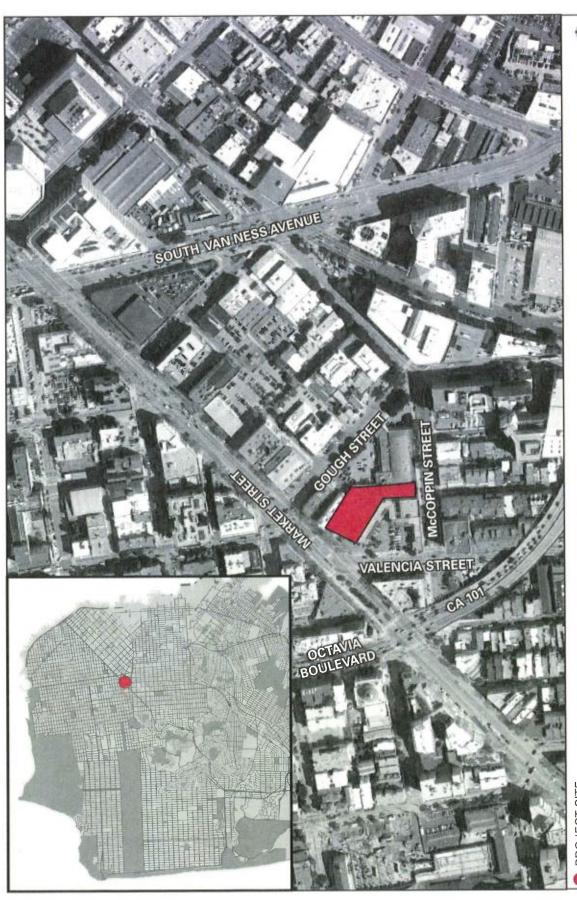
Project Construction

The project sponsor anticipates that construction would last about 14 months. Construction of the proposed project would require demolition of the existing 22,170-square-foot commercial/industrial building, excavation for the foundation, underground parking level, and car stacker pits. The tunnel for the San Francisco Municipal Rail (Muni), overseen by Bay Area Rapid Transit (BART), runs beneath Market Street just north of the project site. However, the project sponsor has confirmed that excavation for the project site would not encroach into the Bart Zone of Influence (ZOI). Therefore, the proposed building would likely rest on a mat foundation which would require excavation to a maximum depth of 20.5 feet (on the Market Street side). Approximately 10,000 cubic yards of soil would need to be removed from the site.

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4 March 2016

⁵ The City is currently in the early stages of a community planning process for a Public Realm Plan for the area, the Hub Public Realm Plan. The plan will result in design guidelines, public realm improvements and conceptual streetscape redesigns that could include sidewalk widening, circulation changes, corner bulb-outs, landscaping, street trees, activation zones, bike improvements, transit enhancements, and other streetscape improvements.



PROJECT SITE

SOURCE: URBAN COMMUNITIES LLC

PROJECT SITE

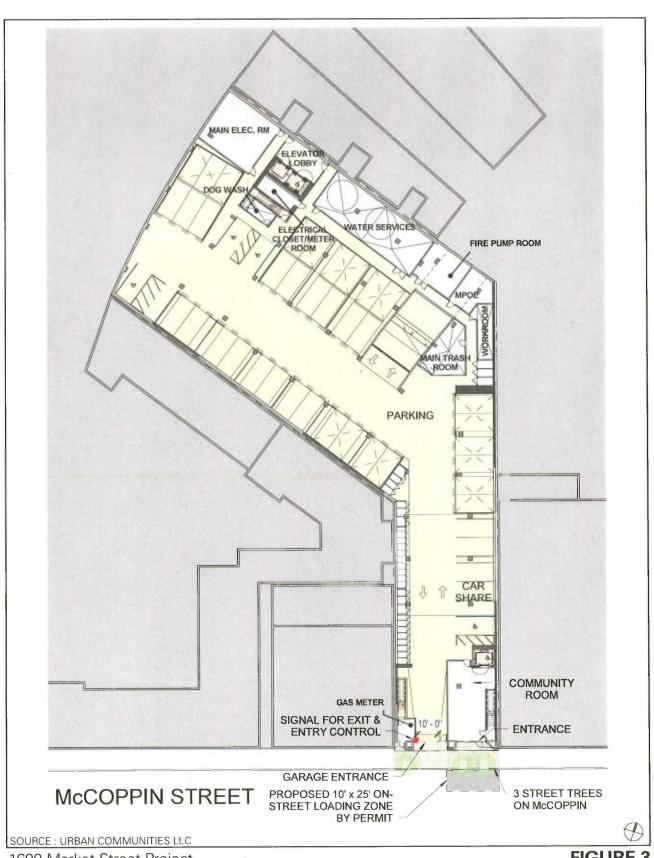


FIGURE 3 LOWER LEVEL PLAN

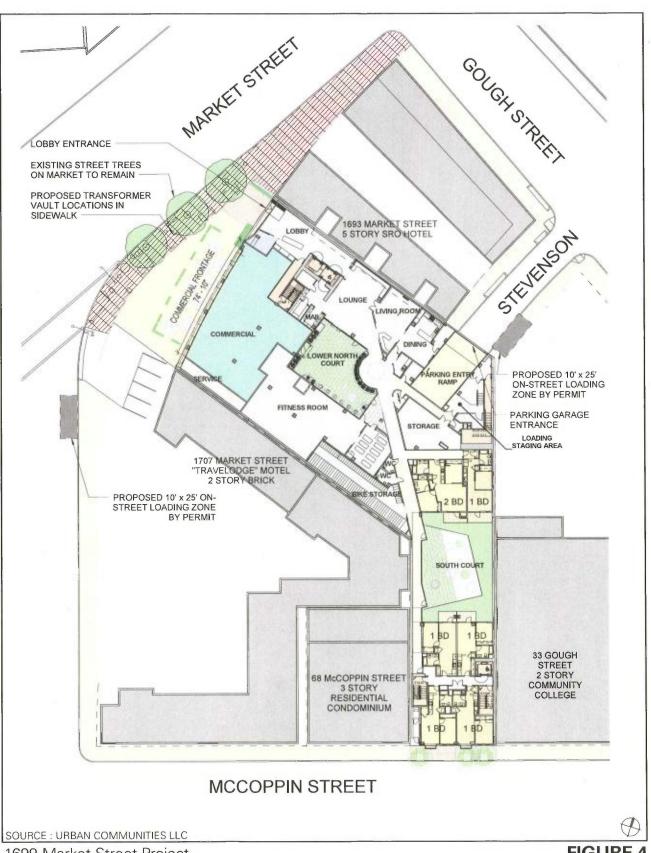


FIGURE 4
GROUND FLOOR PLAN

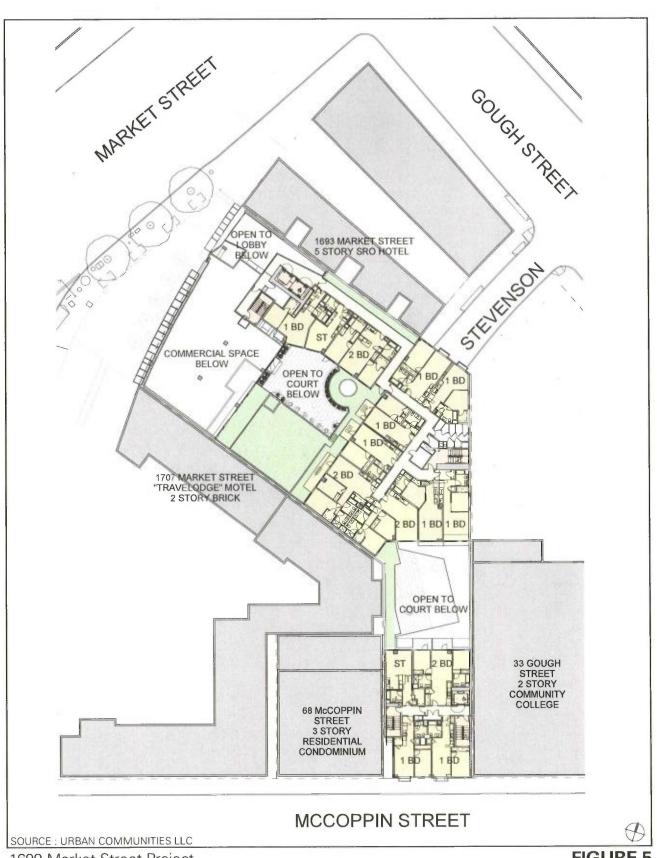


FIGURE 5 SECOND FLOOR PLAN



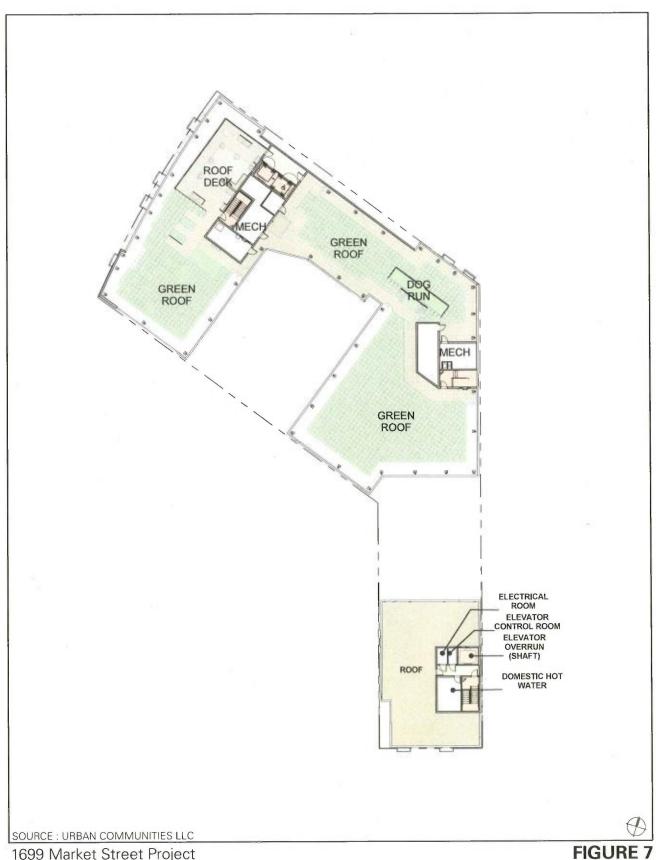


FIGURE 7 ROOF PLAN

FIGURE 8 BUILDING ELEVATION - MARKET STREET

SOURCE: URBAN COMMUNITIES LLC 1699 Market Street Project

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FIGURE 9
BUILDING ELEVATION - SOUTH WEST

SOURCE: URBAN COMMUNITIES LLC

FIGURE 10 BUILDING ELEVATION - WEST

1699 Market Street Project

SOURCE: URBAN COMMUNITIES LLC

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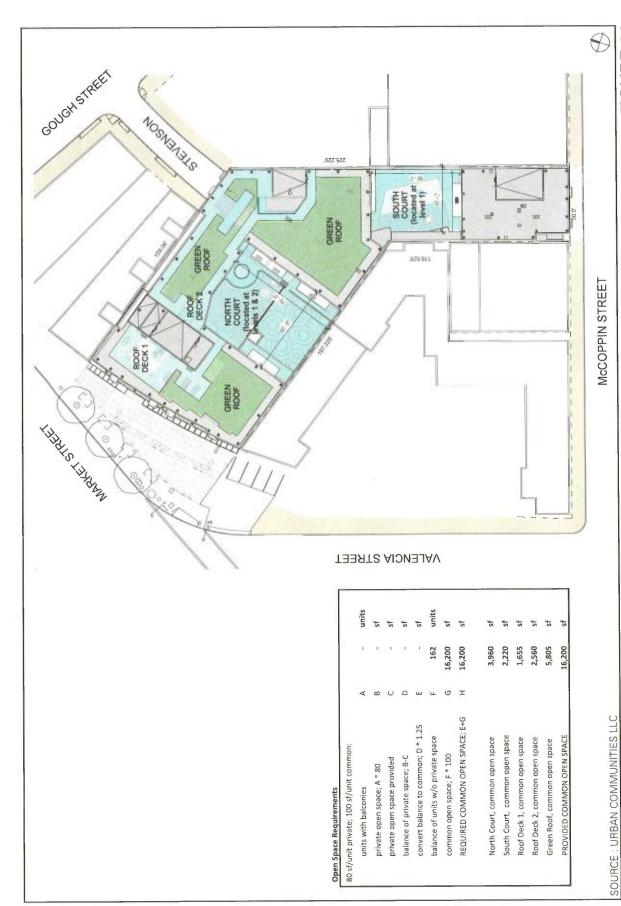
T/ ELEV PH 105' - 0" **MECHANICAL** ROOF Mc 82' - 6" ROOF Mc 72' - 6" LEVEL 8Mc 63' - 2" LEVEL 7Mc 53' - 10" LEVEL 6Mc 44' - 6" LEVEL 5Mc 35' - 2" LEVEL 4Mc 25' - 10" LEVEL 3Mc 16' - 6" LEVEL 2Mc 7' - 2" LEVEL 1Mc -2' - 2" **MCCOPPIN** STREET LOBBY -11' - 6" SOURCE: URBAN COMMUNITIES LLC

FIGURE 12 BUILDING ELEVATION - EAST

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FIGURE 13 BUILDING ELEVATION - NORTH EAST

SOURCE: URBAN COMMUNITIES LLC



1699 Market Street Project Case No. 2014.0484

STREETSCAPE IMPROVEMENTS - MARKET STREET

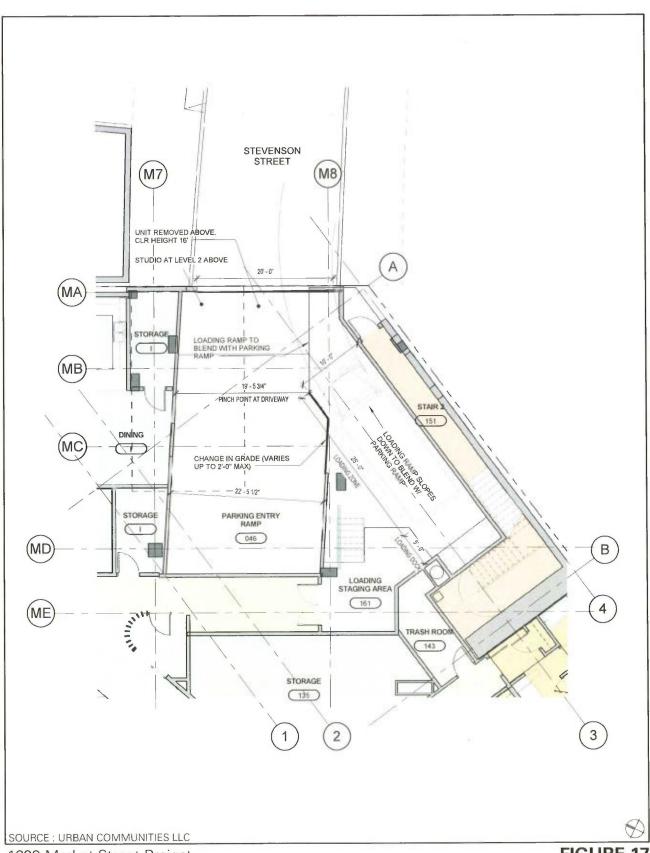
STREETSCAPE IMPROVEMENTS - McCOPPIN STREET

FIGURE 16

1699 Market Street Project

SOURCE : URBAN COMMUNITIES LLC

Case No. 2014.0484



1699 Market Street Project Case No. 2014.0484 FIGURE 17 ON-SITE LOADING VARIANT

Project Approvals

Actions by the Planning Commission

- Approval of a Conditional Use Authorization from the Planning Commission is required for the following:
 - Development of a lot greater than 10,000 sf within a Neighborhood Commercial District, pursuant to Planning Code Section 121.1; and
 - A Planned Unit Development (PUD) for new construction of a project on a site greater than ½ acre, pursuant to Planning Code Section 304, with exceptions sought for the:
 - Rear yard (Section 134);
 - Off-street parking at a ratio exceeding 0.5 cars per dwelling unit (Section 151.1);

The approval of the Conditional Use Authorization would be the Approval Action for the project. The Approval Action date establishes the start of the 30-day appeal period for this CEQA exemption determination pursuant to Section 31.04(h) of the San Francisco Administrative Code.

Actions by City Departments

- San Francisco Planning Department (Planning Department). Approval of a site permit that is consistent with the Conditional Use Authorization.
- Department of Building Inspection (DBI). Demolition, grading, and building permits for the demolition of the existing building and construction of the new building.
- Department of Public Health (DPH). Approval of a Site Mitigation Plan prior to the commencement of any excavation work and approval of an Enhanced Ventilation System.
- San Francisco Public Works (SFPW). Street and sidewalk permits for any modifications to public streets and sidewalks. Approval of a condominium map if requested.
- San Francisco Public Utilities Commission (SFPUC). Approval of any changes to sewer laterals and of a Stormwater Control Plan.
- San Francisco Municipal Transportation Agency (SFMTA). Approval of a request for an onstreet loading zone on Stevenson, Valencia, and/or McCoppin Street.

EVALUATION OF ENVIRONMENTAL EFFECTS

This Community Plan Exemption (CPE) Checklist examines the potential environmental impacts that would result from implementation of the proposed project and indicates whether such impacts are addressed in the Market and Octavia PEIR.⁶ The CPE Checklist indicates whether the proposed project would result in significant impacts that (1) are peculiar to the project or project site; (2) were not identified as significant project-level, cumulative, or off-site effects in the Market and Octavia PEIR; or (3) are previously identified significant effects, which as a result of substantial new information that was

⁶ San Francisco Planning Department, Market and Octavia Area Plan Final Environmental Impact Report, Case No. 2003.0347E, State Clearinghouse No. 2004012118, certified April 5, 2007. This document, and other cited Market and Octavia Area Plan documents, are available online at www.sf-planning.org/index.aspx?page=1714 or at the Planning Department, 1650 Mission Street, Suite 400.

not known at the time that the Market and Octavia PEIR was certified, are determined to have a more severe adverse impact than discussed in the PEIR. Such impacts, if any, will be evaluated in a project-specific Mitigated Negative Declaration or Environmental Impact Report. If no such topics are identified, the proposed project is exempt from further environmental review in accordance with Public Resources Code Section 21083.3 and CEQA Guidelines Section 15183.

Mitigation measures identified in the PEIR are discussed under each topic area, and measures that are applicable to the proposed project are provided under Mitigation and Improvement Measures section at the end of this checklist.

The Market and Octavia PEIR identified significant impacts related to shadow, wind, archeology, transportation, air quality, hazardous materials, and geology. Mitigation measures were identified for these impacts and reduced all of these impacts to less-than-significant levels with the exception of those related to shadow (impacts on two open spaces: the War Memorial Open Space and United Nations Plaza), and transportation (project- and program-level as well as cumulative traffic impacts at nine intersections; project-level and cumulative transit impacts on the 21 Hayes Muni line).

Implementation of the proposed project would result in the construction of a new building that would be nine stories and 85 feet tall (along the Market Street frontage). The building would contain up to 162 dwelling units and 4,588 gsf of retail space. As discussed below in this CPE Checklist, the proposed project would not result in new, significant environmental effects or effects of greater severity than were already analyzed and disclosed in the Market and Octavia PEIR.

SENATE BILL 743

AESTHETICS AND PARKING IMPACTS FOR TRANSIT PRIORITY INFILL DEVELOPMENT

Public Resources Code Section 21099(d), effective January 1, 2014, provides that "aesthetics and parking impacts of a residential, mixed-use residential, or employment center project on an infill site located within a transit priority area shall not be considered significant impacts on the environment." Accordingly, aesthetics and parking are no longer to be considered in determining if a project has the potential to result in significant environmental effects for projects that meet all of the following three criteria:

- a) The project is in a transit priority area;
- b) The project is on an infill site; and
- c) The project is residential, mixed-use residential, or an employment center.

The proposed project meets each of the above criteria; therefore, this checklist does not consider aesthetics or parking in determining the significance of project impacts under CEQA.⁷ Project elevations are included in the project description for informational purposes.

⁷ San Francisco Planning Department, *Transit-Oriented Infill Project Eligibility Checklist for 1699 Market Street*, November 16, 2015. This document, and other documents cited in the CPE Checklist, are available for review at the San Francisco Planning Department, 1650 Mission Street, Suite 400, as part of Case File No. 2014.0484E.

AUTOMOBILE DELAY AND VEHICLE MILES TRAVELED

In addition, CEQA Section 21099(b)(1) requires that the State Office of Planning and Research (OPR) develop revisions to the CEQA Guidelines establishing criteria for determining the significance of transportation impacts of projects that "promote the reduction of greenhouse gas emissions, the development of multimodal transportation networks, and a diversity of land uses." CEQA Section 21099(b)(2) states that upon certification of the revised guidelines for determining transportation impacts pursuant to Section 21099(b)(1), automobile delay, as described solely by level of service or similar measures of vehicular capacity or traffic congestion shall not be considered a significant impact on the environment under CEQA.

In January 2016, OPR published for public review and comment a Revised Proposal on Updates to the CEQA Guidelines on Evaluating Transportation Impacts in CEQA⁸ recommending that transportation impacts for projects be measured using a vehicle miles traveled (VMT) metric. On March 3, 2016, in anticipation of the future certification of the revised CEQA Guidelines, the San Francisco Planning Commission adopted OPR's recommendation to use the VMT metric instead of automobile delay to evaluate the transportation impacts of projects (Resolution 19579). (Note: the VMT metric does not apply to the analysis of project impacts on non-automobile modes of travel such as riding transit, walking, and bicycling.) Therefore, impacts and mitigation measures from the Market and Octavia PEIR associated with automobile delay are not discussed in this checklist. Instead, a VMT and induced automobile travel impact analysis is provided in the Transportation section.

Тор	ics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	 LAND USE AND LAND USE PLANNING— Would the project: 				
a)	Physically divide an established community?				
b)	Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the				\boxtimes
	general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?		(4)		
c)	Have a substantial impact upon the existing character of the vicinity?				

The Market and Octavia PEIR determined that implementation of the Market and Octavia Area Plan would not result in a significant adverse impact related to land use and land use planning, and no mitigation measures were identified. The proposed project consists of the construction of a new building that would be nine stories and 85 feet tall (Market Street frontage). The building would contain 162 dwelling units and 4,588 gsf of retail space. The proposed project is within the scope of development projected under the Market and Octavia Area Plan. Furthermore, the Citywide Planning and Current Planning divisions of the Planning Department have determined that the proposed project is permitted in the NCT-3 (Moderate

⁸ This document is available online at: https://www.opr.ca.gov/s/sb743.php.

Scale Neighborhood Commercial Transit) Use District and is consistent with the bulk, density, and land uses as envisioned in the *Market and Octavia Area Plan*.^{9, 10}

For these reasons, the proposed project would not result in significant project-specific or cumulative impacts related to land use and land use planning beyond those identified in the Market and Octavia PEIR.

Тор	iics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	POPULATION AND HOUSING— Would the project:				
a)	Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?				
b)	Displace substantial numbers of existing housing units or create demand for additional housing, necessitating the construction of replacement housing?				
c)	Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere?				

One goal of the *Market and Octavia Area Plan* is to implement citywide policies to increase the supply of high-density housing in neighborhoods having sufficient transit facilities, neighborhood-oriented uses, and infill development sites. The Market and Octavia PEIR analyzed a projected increase of 7,620 residents in the Plan Area by the year 2025 and determined that this anticipated growth would not result in significant adverse physical effects on the environment. No mitigation measures were identified in the PEIR.

The proposed project consists of the construction of a new building that would be nine stories and 85 feet tall. The building would contain 162 dwelling units and 4,588 gsf of retail space. Implementation of the proposed project would result in a net increase of about 303 residents, and a net reduction of about 50 employees (based on the existing and proposed retail uses) on the project site.¹¹ The population growth associated with the proposed project is within the scope of the population growth that was anticipated under the *Market and Octavia Area Plan* and analyzed in the Market and Octavia PEIR.

⁹ Adam Varat, San Francisco Planning Department, Community Plan Exemption Eligibility Determination, *Citywide Planning and Policy Analysis*, Case No. 2014.0484E, 1699 Market Street, December 15, 2015..

¹⁰ Jeff Joslin, San Francisco Planning Department, Community Plan Exemption Eligibility Determination, Current Planning Analysis, Case No. 2014.0484E, 1699 Market Street, February 11, 2016.

¹¹ The Market and Octavia PEIR assumed that the Plan Area would have an average household size of 1.87 residents per dwelling unit in the year 2025. Retail employment was calculated using information in the 2002 *Transportation Impacts Analysis Guidelines for Environmental Review (Transportation Guidelines)*.

For these reasons, the proposed project would not result in significant project-specific or cumulative impacts related to population and housing beyond those identified in the Market and Octavia PEIR.

Тор	ics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	CULTURAL RESOURCES—Would the project:				
a)	Cause a substantial adverse change in the significance of a historical resource as defined in §15064.5, including those resources listed in Article 10 or Article 11 of the San Francisco Planning Code?				
b)	Cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5?				\boxtimes
c)	Disturb any human remains, including those interred outside of formal cemeteries?				

Historic Architectural Resources

The Market and Octavia PEIR noted that although development would be allowed in the Plan Area, the implementation of urban design guidelines and other rules, such as evaluation under CEQA, would reduce the overall impact on historic architectural resources to a less-than-significant level. No mitigation measures were identified.

Under CEQA, evaluation of the potential for proposed projects to impact historical resources is a two-step process. The first step is to determine whether the property is a historical resource as defined in CEQA Guidelines Section 15064.5(a)(3). If it is determined to be a historical resource, the second step is to evaluate whether the action or project proposed would cause a substantial adverse change.

The existing building on the site was constructed in 1954. It is not considered a historic resource under CEQA.¹² The project site is not located within a historic district, although it is adjacent to a building (the Allen Hotel, 1693 Market Street) that is a contributor to the Market Street Masonry Landmark District. Compatibility of the proposed project with this Landmark District has been addressed through the design review process.¹³

For these reasons, the proposed project would not contribute to the significant project-specific or cumulative historic resource impacts identified in the Market and Octavia PEIR, and no historic resource mitigation measures are applicable to the proposed project.

Archeological Resources

¹² Doug Vu, San Francisco Planning Department, Current Planning/Preservation Team Memo for the 1699 Market Street Project. February 10, 2016.

¹³ Doug Vu, San Francisco Planning Department, Current Planning/Preservation Team Memo for the 1699 Market Street Project. February 10, 2016.

The Market and Octavia PEIR determined that implementation of the Area Plan could result in significant impacts on archeological resources and identified four mitigation measures that would reduce these potential impacts to less-than-significant levels (Mitigation Measures C1 through C4). Mitigation Measure C1: Soil-Disturbing Activities in Archeologically Documented Properties, ¹⁴ applies to properties that have a final Archeological Resource Design/Treatment Plan (ARDTP) on file; it requires that an addendum to the ARDTP be completed. Mitigation Measure C2: General Soil-Disturbing Activities, 15 was determined to be applicable to any project involving any soil-disturbing activities below a depth of 4 feet below ground surface (bgs) and located in areas for which no archeological assessment report has been prepared. Mitigation Measure C2 requires that a Preliminary Archeological Sensitivity Study (PASS) be prepared by a qualified consultant or that a Preliminary Archeological Review (PAR) be conducted by Planning Department staff. Mitigation Measure C3: Soil-Disturbing Activities in Public Street and Open Space Improvements, 16 applies to improvements to public streets and open spaces if those improvements disturb soils below a depth of 4 feet bgs; it requires an Archeological Monitoring Program. Mitigation Measure C4: Soil-Disturbing Activities in the Mission Dolores Archeological District, ¹⁷ applies to projects in the Mission Dolores Archeological District that result in substantial soils disturbance; it requires an Archeological Testing Program as well as an Archeological Monitoring Program and an Archeological Data Recovery Program, if appropriate.

The PEIR anticipated that development at the project site would have the potential to disturb archaeological deposits, and that Market and Octavia PEIR Mitigation Measure C2 would apply to the proposed project. Based on a review of San Francisco Planning Department records, no previous archaeological investigations have occurred at the project site. However, pursuant to Market and Octavia PEIR Mitigation Measure C2, a PAR was conducted by Planning Department staff for the proposed project. Based on the PAR, it has been determined that the Planning Department's second standard archaeological mitigation measure (archaeological monitoring) would apply to the proposed project. 18

Although no archaeological resources have been previously identified within the project area, the project site may harbor previously undiscovered CRHR-eligible prehistoric and/or historic-era archaeological resources. Because the proposed project would require approximately 10,000 cubic yards of soil excavation (including soil removal) to a depth of more than 4 feet, project ground-disturbing activities and soil amendments would have the potential to affect previously undocumented CRHR-eligible resources, were they to be present below the project site. Therefore, Mitigation Measure 2 – Archaeological Monitoring (Market and Octavia PEIR Mitigation Measure C2), listed in the Mitigation Measures section below, is required to reduce potential significant impacts of the proposed project to archaeological resources to a less-than-significant level. With implementation of this mitigation measure,

¹⁴ Throughout this CPE, mitigation measures from the Market and Octavia PEIR are numbered based on the adopted Mitigation Monitoring and Reporting Program for the proposed project at 1699 Market Street; mitigation measure numbers from the PEIR are also provided for reference. Mitigation Measure C1 is Mitigation Measure 5.6.A1 in the Market and Octavia PEIR.

¹⁵ Mitigation Measure C2 is Mitigation Measure 5.6.A2 in the Market and Octavia PEIR.

¹⁶ Mitigation Measure C3 is Mitigation Measure 5.6.A3 in the Market and Octavia PEIR.

¹⁷ Mitigation Measure C4 is Mitigation Measure 5.6.A4 in the Market and Octavia PEIR.

¹⁸ Email from Randall Dean, San Francisco Planning Department, to Rachel Schuett, November 6, 2015, "1699 Market Street (2014.0484E) project-PAR."

the proposed project would not result in significant project-specific or cumulative impacts on archaeological resources that were not identified in the Market and Octavia PEIR.

Topics:		Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
4.	TRANSPORTATION AND CIRCULATION—Would the project:				
pol the into ma rela inc hig	onflict with an applicable plan, ordinance or office establishing measures of effectiveness for a performance of the circulation system, taking to account all modes of transportation including ass transit and non-motorized travel and devant components of the circulation system, cluding but not limited to intersections, streets, ghways and freeways, pedestrian and bicycle ths, and mass transit?				
ma to me cou	onflict with an applicable congestion anagement program, including but not limited level of service standards and travel demand easures, or other standards established by the unty congestion management agency for signated roads or highways?				
fea	abstantially increase hazards due to a design ature (e.g., sharp curves or dangerous ersections) or incompatible uses?				
d) Re	esult in inadequate emergency access?				\boxtimes
pro pec	onflict with adopted policies, plans, or				

The Market and Octavia PEIR anticipated that growth resulting from the zoning changes under the *Market and Octavia Area Plan* would not result in significant impacts related to pedestrians, bicyclists, loading, emergency access, or construction.

The Market and Octavia PEIR identified significant traffic impacts at seven intersections and one significant transit impact. In the vicinity of the project site, the Market and Octavia PEIR identified cumulatively considerable impacts at the intersections of Mission Street/Otis Street/South Van Ness Avenue (two blocks southeast of the project site), Market Street/Van Ness Avenue (one block east), and Laguna/Market Hermann/Guerrero (three blocks west).

The Market and Octavia PEIR identified a significant and unavoidable cumulative transit impact on the 21 Hayes Muni route during the weekday p.m. peak hour. This impact was a result of the increased vehicle delay along Hayes Street from Van Ness Avenue to Gough Street due to the proposed reconfiguration of Hayes Street under the *Market and Octavia Area Plan*.

The PEIR identified eight transportation mitigation measures involving plan-level traffic management strategies, intersection and roadway improvements, and transit improvements to be implemented by the Planning Department, DPW, and SFMTA. The PEIR did not identify project-level transportation mitigation measures to be implemented by project sponsors for future development under the *Market and Octavia Area Plan*. The PEIR determined that, even with implementation of the identified plan-level mitigation measures, the significant adverse effects at seven intersections and the cumulative impacts on

certain transit lines resulting from delays at several Hayes Street intersections could not be fully mitigated. These impacts were found to be significant and unavoidable.

As discussed above under "SB 743", in response to state legislation that called for removing automobile delay from CEQA analysis, the Planning Commission adopted resolution 19579 replacing automobile delay with a VMT metric for analyzing transportation impacts of a project. Therefore, impacts and mitigation measures from the Market and Octavia PEIR associated with automobile delay are not discussed any further in this checklist.

The Market and Octavia PEIR did not evaluate vehicle miles traveled or the potential for induced automobile travel. The VMT Analysis and Induced Automobile Travel Analysis presented below evaluate the project's transportation effects using the VMT metric.

Because the proposed project is within the scope of development projected under the *Market and Octavia Area Plan*, there would be no additional impacts on pedestrians, bicyclists, loading, emergency access, or construction beyond those analyzed in the PEIR. Although the proposed project would not result in any new significant traffic, bicycle, or pedestrian impacts, the project sponsor has agreed to implement the improvement measures, listed in the Improvement Measures section below, which would further reduce these less-than-significant impacts.

Vehicle Miles Traveled (VMT) Analysis

Many factors affect travel behavior. These factors include density, diversity of land uses, design of the transportation network, access to regional destinations, distance to high-quality transit, development scale, demographics, and transportation demand management. Typically, low-density development at great distance from other land uses, located in areas with poor access to non-private vehicular modes of travel, generate more automobile travel compared to development located in urban areas, where a higher density, mix of land uses, and travel options other than private vehicles are available.

Given these travel behavior factors, San Francisco has a lower VMT ratio than the nine-county San Francisco Bay Area region. In addition, some areas of the City have lower VMT ratios than other areas of the City. These areas of the City can be expressed geographically through transportation analysis zones. Transportation analysis zones are used in transportation planning models for transportation analysis and other planning purposes. The zones vary in size from single city blocks in the downtown core, multiple blocks in outer neighborhoods, to even larger zones in historically industrial areas like the Hunters Point Shipyard.

The San Francisco County Transportation Authority (Transportation Authority) uses the San Francisco Chained Activity Model Process (SF-CHAMP) to estimate VMT by private automobiles and taxis for different land use types. Travel behavior in SF-CHAMP is calibrated based on observed behavior from the California Household Travel Survey 2010-2012, Census data regarding automobile ownership rates and county-to-county worker flows, and observed vehicle counts and transit boardings. SF-CHAMP uses a synthetic population, which is a set of individual actors that represents the Bay Area's actual population, who make simulated travel decisions for a complete day. The Transportation Authority uses tour-based analysis for office and residential uses, which examines the entire chain of trips over the course of a day, not just trips to and from the project. For retail uses, the Transportation Authority uses trip-based analysis, which counts VMT from individual trips to and from the project (as opposed to entire chain of trips). A trip-based approach, as opposed to a tour-based approach, is necessary for retail

projects because a tour is likely to consist of trips stopping in multiple locations, and the summarizing of tour VMT to each location would over-estimate VMT. 19,20

For residential development, the regional average daily VMT per capita is 17.2.²¹ For office and retail development, regional average daily work-related VMT per employee are 19.1 and 14.9, respectively. Refer to Table 1: Daily Vehicle Miles Traveled, which includes the traffic analysis zone (TAZ) in which the project site is located, 578.

Table 1 Daily Vehicle Miles Traveled

Table I barry verifies mines mavered						
	Bay Area					
<u>Land Use</u>	Regional	Regional Average	TAZ			
	<u>Average</u>	<u>minus 15%</u>	<u>578</u>			
Households	17.0	14.6	2.7			
(Residential)	17.2	14.6	3.7			
Employment (Retail)	14.9	12.6	8.9			

A project would have a significant effect on the environment if it would cause substantial additional VMT. The State Office of Planning and Research's (OPR) Revised Proposal on Updates to the CEQA Guidelines on Evaluating Transportation Impacts in CEQA ("proposed transportation impact guidelines") recommends screening criteria to identify types, characteristics, or locations of projects that would not result in significant impacts to VMT. If a project meets screening criteria, then it is presumed that VMT impacts would be less than significant for the project and a detailed VMT analysis is not required.

As shown in Table 1 above, existing average daily VMT per capita for residential uses in TAZ 578 is 3.7 miles. This is 78.4 percent below the existing regional average daily VMT per capita of 17.2. Also, as shown in Table 1 above, existing average daily VMT per employee for retail uses in TAZ 578 is 8.9 miles. This is 40.2 percent below the existing regional average daily VMT per capita of 14.9. Given the project site is located in an area where existing VMT is more than 15 percent below the existing regional average, the proposed project would not result in substantial additional VMT and impacts would be less-than-significant. San Francisco 2040 cumulative conditions were projected using a SF-CHAMP model run, using the same methodology as outlined for existing conditions, but includes residential and job growth estimates and reasonably foreseeable transportation investments through 2040. Projected 2040 average daily VMT per capita for residential uses in TAZ 578 is 3.1 miles. This is 78.8 percent below the projected 2040 regional average daily VMT per employee for retail uses in TAZ 578 is 9.0 miles. This is 28.6 percent below the projected 2040 regional average daily VMT per employee of 12.6.23 Given the project site is located in an area where VMT is greater than 15 percent below the projected 2040 regional average, the proposed would not result in substantial additional VMT. Therefore, the proposed project would not contribute considerably to any substantial additional VMT. Therefore, the proposed project would not contribute considerably to any substantial

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¹⁹ To state another way: a tour-based assessment of VMT at a retail site would consider the VMT for all trips in the tour, for any tour with a stop at the retail site. If a single tour stops at two retail locations, for example, a coffee shop on the way to work and a restaurant on the way back home, then both retail locations would be allotted the total tour VMT. A trip-based approach allows us to apportion all retail-related VMT to retail sites without double-counting.

²⁰ San Francisco Planning Department, Executive Summary: Resolution Modifying Transportation Impact Analysis, Appendix F, Attachment A, March 3, 2016.

²¹ Includes the VMT generated by the households in the development.

²² Ibid.

²³ Ibid.

cumulative increase in VMT..²⁴ Furthermore, the project site meets the Proximity to Transit Stations screening criterion, which also indicates the proposed project uses would not cause substantial additional VMT.²⁵ Therefore, the proposed project would not cause substantial additional VMT and impacts would be less-than-significant.

Trip Generation

Trip generation for the proposed project was calculated using information in the 2002 Transportation Impacts Analysis Guidelines for Environmental Review (Transportation Guidelines) developed by the San Francisco Planning Department.²⁶ The proposed residential and retail uses would generate an estimated 3,750 daily person trips (inbound and outbound) on a typical weekday, a net increase of 2,040 trips over existing conditions. During the p.m. peak hour, the proposed project would generate an estimated 559 person trips (405 of which are net new trips), including 276 auto trips, 122 transit trips, 119 walk trips, and 42 trips by other modes. Accounting for vehicle occupancy data for the project site's census tract, the proposed project would generate 1,202 daily vehicle trips, 177 of which would occur during the p.m. peak hour.

While the proposed project would not result in any significant VMT impacts, Project Improvement Measure TR-1: Encourage Use of Alternative Modes of Travel for Residents discussed in the Improvement Measures section below, could be implemented to further reduce the less-than-significant intersection level of service impacts associated with the proposed project. Project Improvement Measure TR-1 includes several transportation demand measures intended to reduce vehicle trips generated by the proposed project by encouraging the use of rideshare, transit, bicycle, and walk modes for trips to and from the project site.

Transit

The project site is well served by public transportation. Within one-quarter mile of the project site, the San Francisco Municipal Railway (Muni) operates the following transit service: 6 Haight/Parnassus, 7 Haight/Noriega, 7R Haight/Noriega Rapid, 7X Noriega Express, and the F Market historic streetcar on Market Street. Muni also operates the Muni Metro light rail system including the J Church, KT Ingleside/Third Street, L Taraval, M Ocean View, and N Judah, which runs underground beneath Market Street near the project site.²⁷

Muni Metro subway lines are accessible from the Market Street/Van Ness Avenue, located one block east of the project site. In addition, the Civic Center/UN Plaza Muni/BART station is located about 0.6 miles to the east of the project site.

The proposed project would be expected to generate 743 daily transit trips, including 122 transit trips (102 net new transit trips) during the p.m. peak hour. Given the wide availability of nearby transit, the addition of 122 p.m. peak-hour transit trips would be accommodated by existing capacity. Therefore, the

²⁴ San Francisco Planning Department, Eligibility Checklist: CEQA Section 21099 – Modernization of Transportation Analysis for 1699 Market Street, Case No. 2014.1041, March 15, 2016.

²⁵ Ibid.

²⁶ San Francisco Planning Department, Transportation Calculations, 1699 Market Street, November 3, 2015.

²⁷ Rachel A Schuett, Transit-Oriented Infill Project Eligibility Checklist, 1699 Market Street, November 16, 2015.

proposed project would not result in unacceptable levels of transit service or cause an increase in transit delays or operating costs such that significant adverse impacts to transit service would result.

As discussed above, the Market and Octavia PEIR identified significant and unavoidable cumulative transit delay impacts to the 21 Hayes Muni route. The proposed project would not contribute considerably to these conditions as its contribution of 122 p.m. peak-hour transit trips would be distributed among several nearby transit lines and would not be a substantial proportion of the overall additional transit volume generated by projects developed under the *Market and Octavia Area Plan*. The proposed project would also not contribute considerably to 2025 significant cumulative transit impacts.

As mentioned above, the proposed project would generate an estimated 119 walk trips, and 42 trips by other modes, including by bicycle. These bicycle and pedestrian trips would be accommodated by existing sidewalk and bicycle facilities and no impacts would occur. However, given the increase in vehicle, pedestrian and bicycle trips, there would be an increase in the potential for conflicts between travel modes, particularly at the proposed driveway on McCoppin Street. Project Improvement Measures TR-2: Installation of Active Signage, TR-3: Installation of Pedestrian Device, and TR-4: Installation of Bicycle Alerting Devices would provide a clear signal when a vehicle is approaching and to provide maximum visibility for pedestrians and bicyclists, further reducing any potential for conflicts between modes.

For these reasons, the proposed project would not result in significant project-specific impacts related to transit beyond those identified in the Market and Octavia PEIR and would not contribute considerably to cumulative transit impacts that were identified in the Market and Octavia PEIR.

olcs:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
5. NOISE—Would the project:				
Result in exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?				
Result in exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels?				
Result in a substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?				
Result in a substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?				
For a project located within an airport land use plan area, or, where such a plan has not been adopted, in an area within two miles of a public airport or public use airport, would the project expose people residing or working in the area to expose the pairs levels?				
	Result in exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies? Result in exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels? Result in a substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project? Result in a substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project vicinity above levels existing without the project? For a project located within an airport land use plan area, or, where such a plan has not been adopted, in an area within two miles of a public airport or public use airport, would the project	Sesult in exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies? Result in exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels? Result in a substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project? Result in a substantial temporary or periodic increase in ambient noise levels in the project? Result in a substantial temporary or periodic increase in ambient noise levels in the project? For a project located within an airport land use plan area, or, where such a plan has not been adopted, in an area within two miles of a public airport or public use airport, would the project expose people residing or working in the area to	Impact Peculiar to Project or Project or Project or Project Site 5. NOISE—Would the project: Result in exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies? Result in exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels? Result in a substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project? Result in a substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project? For a project located within an airport land use plan area, or, where such a plan has not been adopted, in an area within two miles of a public airport or public use airport, would the project expose people residing or working in the area to	Impact Peculiar to Project or Project or Project Site 5. NOISE—Would the project: Result in exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies? Result in exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels? Result in a substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project? Result in a substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project? For a project located within an airport land use plan area, or, where such a plan has not been adopted, in an area within two miles of a public airport or public use airport, would the project expose people residing or working in the area to

Тој	oics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
f)	For a project located in the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels?				\boxtimes
g)	Be substantially affected by existing noise levels?				

Construction Impacts

The Market and Octavia PEIR noted that the background noise levels in San Francisco are elevated primarily due to traffic noise and that some streets, such as Market Street, have higher background noise levels. The PEIR identified an increase in the ambient noise levels during construction, dependent on the types of construction activities and construction schedules, and noise from increased traffic associated with construction truck trips along access routes to development sites. The PEIR determined that compliance with the San Francisco Noise Ordinance (Noise Ordinance), codified as Article 29 of the San Francisco Police Code, would reduce construction impacts to less-than-significant levels. No mitigation measures related to noise from construction were identified in the Market and Octavia PEIR.

All construction activities for the proposed project (approximately 14 months) would be subject to and would comply with the Noise Ordinance, which requires that construction work be conducted in the following manner: (1) noise levels of construction equipment, other than impact tools, must not exceed 80 dBA²⁸ at a distance of 100 feet from the source (the equipment generating the noise); (2) impact tools must have intake and exhaust mufflers that are approved by the Director of the SFPW or the Director of DBI to best accomplish maximum noise reduction; and (3) if the noise from the construction work would exceed the ambient noise levels at the site property line by 5 dBA, the work must not be conducted between 8:00 p.m. and 7:00 a.m. unless the Director of the SFPW authorizes a special permit for conducting the work during that period.

The DBI is responsible for enforcing the Noise Ordinance for private construction projects during normal business hours (8:00 a.m. to 5:00 p.m.). The Police Department is responsible for enforcing the Noise Ordinance during all other hours. Although pile operations would involve the use of cast-in-place augers or pre-drilled micropiles to minimize noise and vibration, occupants of nearby properties could be disturbed by construction noise and vibration during the 14-month construction period for the proposed project. There may be times when noise could interfere with indoor activities in nearby residences and other businesses near the project site and may be considered an annoyance by occupants of nearby properties. The increase in noise levels in the project vicinity during construction of the proposed project would not be considered a significant impact, because the construction noise would be temporary, intermittent, and restricted in occurrence and level due to required compliance with the Noise Ordinance.

²⁸ The standard method used to quantify environmental noise involves evaluating the sound with an adjustment to reflect the fact that human hearing is less sensitive to low-frequency sound than to mid- and high-frequency sound. This measurement adjustment is called "A" weighting, and the data are reported in A-weighted decibels (dBA).

For these reasons, the proposed project would not result in significant project-specific or cumulative construction-related noise and vibration impacts beyond those identified in the PEIR, and no mitigation measures are necessary.

Operational Impacts

The PEIR noted that Area Plan-related land use changes would have the potential to create secondary noise impacts associated with projects' fixed-location heating, ventilating, or air-conditioning equipment and other localized noise-generating activities. The PEIR determined that existing ambient noise levels in the Plan Area would generally mask noise from new on-site equipment. Therefore, the increase in noise levels from operation of equipment would be less than significant. The PEIR also determined that all new development in the Plan Area would be required to comply with Title 24 of the California Code of Regulations and with the Land Use Compatibility Guidelines for Community Noise in the Environmental Protection Element of the of the *General Plan*, ²⁹ which would prevent significant operational impacts on sensitive receptors.

Ambient noise levels in San Francisco are largely influenced by traffic. An approximate doubling in traffic volumes in the area would be necessary to produce an increase in ambient noise levels barely perceptible to most people (a 3-dB increase). As discussed under CPE Checklist Topic 4, Transportation and Circulation, the proposed project would generate 177 vehicle trips during the p.m. peak hour. Given the existing traffic volumes in the project vicinity, the project-related increase in vehicle trips during the p.m. peak hour would not double the traffic volumes on any given street in the project vicinity. Therefore, the proposed project would not result in a perceptible increase in noise levels from project-related traffic and would not contribute to a considerable increment or to any cumulative noise impacts related to traffic.

An environmental noise study was completed for the proposed project to assess existing noise conditions and make recommendations for building materials specifications to meet Title 24 building code requirements.³⁰ The noise study included noise measurements at four different locations and found that ambient noise levels near the boundaries of the project site range from 68 dBA (along Valencia Street) to 82 dBA (along Market Street), with the highest ambient noise levels occurring along the Market Street frontage. The proposed project would be required to comply with the building code by including sound-attenuating improvements to achieve an interior day-night equivalent sound level of 45 dBA. The noise report recommended installation of windows with a minimum Sound Transmission Class (STC) rating of 38.0 for all rooms facing Market Street.

During the review of the building permit application, the DBI would check project plans for compliance with applicable noise standards. Compliance with applicable noise standards would ensure that project-related impacts from exposure of building residents to ambient noise and project-related operational noise would result in less-than-significant impacts.

²⁹ San Francisco Planning Department, 2004. San Francisco General Plan, Environmental Protection Element, Policy 11.1, Land Use Compatibility Chart for Community Noise. Last amended December 2, 2004. Available online at: www.sf-planning.org/ftp/general-plan/16 Environmental Protection.htm.

³⁰ Charles M. Salter Associates, Inc. June 9, 2015. 1699 Market Street Residences Environmental Noise Study.

The proposed project includes the installation of mechanical equipment, such as heating and ventilation systems, that could produce operational noise. The operation of this equipment would be required to comply with the standards set forth in Section 2909 of the Noise Ordinance, which would minimize noise from building operations. Therefore, noise impacts related to the proposed project's operation would be less than significant. The proposed building would also not contribute to a considerable increment or to any cumulative noise impacts related to noise from mechanical equipment.

The project site is not in an airport land use plan area, within two miles of a public airport, or in the vicinity of a private airstrip. Therefore, CPE Checklist Topics 5e and 5f above are not applicable.

For these reasons, the proposed project would not result in significant project-specific or cumulative noise and vibration impacts beyond those identified in the PEIR, and no mitigation measures are necessary.

Тор	ics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	6. AIR QUALITY—Would the project:				
a)	Conflict with or obstruct implementation of the applicable air quality plan?				\boxtimes
b)	Violate any air quality standard or contribute substantially to an existing or projected air quality violation?				
c)	Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal, state, or regional ambient air quality standard (including releasing emissions which exceed quantitative thresholds for ozone precursors)?				
d)	Expose sensitive receptors to substantial pollutant concentrations?				
e)	Create objectionable odors affecting a substantial number of people?				

The Market and Octavia PEIR identified potentially significant air quality impacts resulting from temporary exposure to elevated levels of fugitive dust and diesel particulate matter (DPM) during construction of development projects under the Area Plan. The PEIR identified two mitigation measures that would reduce these air quality impacts to less-than-significant levels. Market and Octavia PEIR Mitigation Measures E1 and E2 address air quality impacts during construction. All other air quality impacts were found to be less than significant.

Construction Dust Control

Market and Octavia PEIR Mitigation Measure E1: Construction Mitigation Measure for Particulate Emissions, requires individual projects involving construction activities to include dust control measures and to maintain and operate construction equipment to minimize exhaust emissions of particulates and other pollutants. Subsequent to the certification of the Market and Octavia PEIR, the San Francisco Board of Supervisors approved a series of amendments to the San Francisco Building and Health Codes, generally referred to as the Construction Dust Control Ordinance (Ordinance No. 176-08, effective

August 29, 2008). The intent of the Construction Dust Control Ordinance is to reduce the quantity of fugitive dust generated during site preparation, demolition, and construction work in order to protect the health of the general public and of on-site workers, minimize public nuisance complaints, and to avoid orders to stop work by the Department of Building Inspection (DBI). Project-related construction activities would result in construction dust, primarily from ground-disturbing activities. In compliance with the Construction Dust Control Ordinance, the project sponsor and contractor responsible for construction activities at the project site would be required to control construction dust on the site through a combination of watering disturbed areas, covering stockpiled materials, sweeping streets and sidewalks, and other measures.

The regulations and procedures set forth in the Construction Dust Control Ordinance would ensure that construction dust impacts would not be significant. These requirements supersede the dust control provisions of PEIR Mitigation Measure E1. Therefore, the portion of PEIR Mitigation Measure E1 that addresses dust control is no longer applicable to the proposed project.

Criteria Air Pollutants

In accordance with the state and federal Clean Air Acts, air pollutant standards are identified for the following six criteria air pollutants: ozone, carbon monoxide, particulate matter, nitrogen dioxide, sulfur dioxide, and lead. These air pollutants are termed criteria air pollutants because they are regulated by developing specific public health- and welfare-based criteria as the basis for setting permissible levels. The Bay Area Air Quality Management District's (BAAQMD) CEQA Air Quality Guidelines (Air Quality Guidelines) provide screening criteria³¹ for determining whether a project's criteria air pollutant emissions would violate an air quality standard, contribute to an existing or projected air quality violation, or result in a cumulatively considerable net increase in criteria air pollutants. Pursuant to the Air Quality Guidelines, projects that meet the screening criteria do not have a significant impact related to criteria air pollutants.

Criteria air pollutant emissions during construction and operation of the proposed project would meet the *Air Quality Guidelines* screening criteria. The proposed project, with a total of 162 dwelling units, is below both the construction screening criterion ("condo/townhouse, general, 240 dwelling units" land use type) and the operational screening criterion ("condo/townhouse, general, 451 dwelling units" land use type).

However, the construction of the proposed project would involve the excavation of approximately 10,000 cubic yards of soil. As a result, the proposed project was subject to a quantitative air quality analysis focused on determining the criteria air pollutant (CAP) emissions associated with the construction of the proposed project.³² The total CAP emissions from construction equipment were estimated using the California Emissions Estimator Model (CalEEMod) based on the construction phasing schedule provided by the project sponsor. The analysis employed CalEEMod's default settings for the types of equipment used, and the duration of their use, during each phase of construction.

³¹ Bay Area Air Quality Management District, CEQA Air Quality Guidelines, May 2011, pp. 3-2 to 3-3.

³² Rachel Schuett, San Francisco Planning Department, Air Quality Memorandum for the 1699 Market Street Project. January 7, 2016.

- A 273-day project completion period was assumed, which includes the proposed project's demolition, grading, building construction and architectural coating phases. The project sponsor provided the durations for all phases of demolition and building construction.
- 2) The total construction-related CAP emissions were modeled using CalEEMod.³³ The CalEEMod results were then converted from tons to pounds and divided by the assumed number of working days (273) to yield average daily construction emissions calculation. The average daily emissions were then compared to the (BAAQMD thresholds of significance for construction CAPs.

Table 2 shows the total CAP emissions associated with unmitigated project construction and provides a comparison to the BAAQMD thresholds of significance.

Table 2 Construction CAP Emissions

Pollutant ³⁴	Construction Thresholds ³⁵ Average Daily Emissions (lbs./day)	Proposed Project Construction Emissions Average Daily Emissions (lbs./day)				
ROG	54	27.21				
NO _x	54	24.29				
PM ₁₀	82 (exhaust)	1.43				
PM _{2.5}	54 (exhaust)	1.36				
Fugitive Dust	Construction Dust Ordinance or other Best Management Practices	San Francisco Construction Dust Control Ordinance (Ordinance No. 176-08) applies to the proposed project				

As shown in Table 2, the proposed project's unmitigated daily construction-related CAP emissions would not exceed BAAQMD thresholds of significance. Therefore, the proposed project would not result in any significant project-specific or cumulative impacts related to criteria air pollutants beyond those identified in the Market and Octavia PEIR, and no additional mitigation measures are necessary.

Health Risk

Subsequent to certification of the Market & Octavia PEIR, the San Francisco Board of Supervisors approved a series of amendments to the San Francisco Building and Health Codes (Ordinance No. 224-14, effective December 7, 2014), generally referred to as Health Code Article 38: Enhanced Ventilation Required for Urban Infill Sensitive Use Developments (Article 38). The purpose of Article 38 is to protect the public health and welfare by establishing an Air Pollutant Exposure Zone (APEZ) and imposing an enhanced ventilation requirement for all urban infill sensitive use development within the APEZ. The project site is within an APEZ. The APEZ, as defined in Article 38, consists of areas that, based on modeling of all known air pollutant sources, exceed health protective standards for cumulative PM2.5 concentration and cumulative excess cancer risk. The APEZ incorporates health vulnerability factors and proximity to freeways. Projects within the APEZ, such as the proposed project, require special

³³ Rachel Schuett, San Francisco Planning Department, *Air Quality Memorandum for the 1699 Market Street Project*. January 7, 2016.The CalEEMod output (report) is included in Attachment B.

³⁴ ROG: reactive organic gases; NOx: nitrogen oxides; PM10: inhalable coarse particulate matter; PM2.5: fine particulate matter

³⁵ Bay Area Air Quality Management District (BAAQMD), California Environmental Quality Act Air Quality Guidelines, May 2011.

consideration to determine whether the project's activities would expose sensitive receptors to substantial air pollutant concentrations or add emissions to areas already adversely affected by poor air quality.

Construction

The project site is within an identified APEZ; therefore, the ambient health risk to sensitive receptors from air pollutants is considered substantial. Market and Octavia PEIR Mitigation Measure E2 – Construction Mitigation Measure for Short-Term Exhaust Emissions, requires construction equipment to be maintained and operated so as to minimize exhaust emissions of particulates and other pollutants.³⁶ Implementation of the proposed project would require diesel construction equipment. Thus, in accordance with the Market and Octavia PEIR requirements, the project sponsor has agreed to implement PEIR Mitigation Measure E2 as Project Mitigation Measure 2, which would reduce exhaust emissions from construction equipment. Therefore, impacts related to construction health risks would be less than significant through implementation of Project Mitigation Measure 2 - Construction Air Quality. The full text of the mitigation measure is provided in the Mitigation Measures Section below.

Siting Sensitive Land Uses

For sensitive-use projects within an APEZ, such as the proposed project, Article 38 requires that the project sponsor submit an Enhanced Ventilation Proposal for approval by the DPH that achieves protection from PM2.5 (fine particulate matter) equivalent to that associated with a Minimum Efficiency Reporting Value 13 filtration. The DBI will not issue a building permit without written notification from the Director of the DPH that the applicant has an approved Enhanced Ventilation Proposal.

In compliance with Article 38, the project sponsor has submitted an initial application for an Enhanced Ventilation Proposal to the DPH.³⁷ The regulations and procedures set forth in Article 38 would ensure that exposure to sensitive receptors would not be significant. Therefore, impacts related to siting new sensitive land uses would be less than significant through compliance with Article 38.

Siting New Sources

The proposed project would not generate more than 10,000 vehicle trips per day, more than 100 truck trips per day, or more than 40 refrigerated truck trips per day. In addition, the proposed project would not include a backup diesel generator or other sources that would emit DPM or other TACs. Therefore, the proposed project would have no impacts related to introducing new sources of air pollutants.

Conclusion

For these reasons, the proposed project would not result in significant air quality impacts beyond those identified in the PEIR.

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³⁶ Mitigation Measure E2 is Mitigation Measure 5.8.B in the Market and Octavia PEIR.

³⁷ Application for Article 38 Compliance Assessment, 1699 Market Street, submitted October 1, 2015.

Topics:		Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	GREENHOUSE GAS EMISSIONS—Would the project:				
a)	Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?				
b)	Conflict with any applicable plan, policy, or regulation of an agency adopted for the purpose of reducing the emissions of greenhouse gases?				

The State CEQA Guidelines were amended in 2010 to require an analysis of a project's greenhouse gas (GHG) emissions on the environment. The Market and Octavia PEIR was certified in 2007 and therefore did not analyze the effects of GHG emissions. In addition, the BAAQMD has prepared guidelines that provide methodologies for analyzing air quality impacts under CEQA, including the impact of GHG emissions. These guidelines are consistent with CEQA Guidelines Sections 15064.4 and 15183.5 which address the analysis and determination of significant impacts from a proposed project's GHG emissions and allow for projects that are consistent with a GHG reduction strategy to conclude that the project's GHG emissions are less than significant. The following analysis is based on BAAQMD and CEQA guidelines for analyzing GHG emissions. As discussed below, the proposed project would not result in any new significant impacts related to GHG emissions.

PROPOSED PROJECT

San Francisco's Strategies to Address Greenhouse Gas Emissions ³⁸ presents a comprehensive assessment of policies, programs, and ordinances that collectively represent San Francisco's GHG reduction strategy in compliance with the BAAQMD and CEQA guidelines. These GHG reduction actions have resulted in a 23.3 percent reduction in GHG emissions in 2012 compared to 1990 levels,³⁹ exceeding the year 2020 reduction goals outlined in the BAAQMD's Bay Area 2010 Clean Air Plan, ⁴⁰ Executive Order S-3-05, ⁴¹ and Assembly Bill 32 (also known as the Global Warming Solutions Act). ^{42,43} In addition, San Francisco's GHG reduction goals are consistent with, or more aggressive than, the long-term goals established under

³⁸ San Francisco Planning Department, *Strategies to Address Greenhouse Gas Emissions in San Francisco*, November 2010. Available at http://sfmea.sfplanning.org/GHG Reduction Strategy.pdf, accessed March 3, 2016.

³⁹ ICF International, Technical Review of the 2012 Community-wide GHG Inventory for the City and County of San Francisco, January 21, 2015. Available at

http://sfenvironment.org/sites/default/files/filers/files/icf verificationmemo 2012sfecommunityinventory 2015-01-21.pdf, accessed March 16, 2015.

⁴⁰ Bay Area Air Quality Management District, Clean Air Plan, September 2010. Available at

http://www.baaqmd.gov/plans-and-climate/air-quality-plans/current-plans, accessed March 3, 2016.

⁴¹ Office of the Governor, Executive Order S-3-05, June 1, 2005. Available at

http://www.pcl.org/projects/2008symposium/proceedings/Coatsworth12.pdf, accessed March 16, 2016.

⁴² California Legislative Information, Assembly Bill 32, September 27, 2006. Available at

http://www.leginfo.ca.gov/pub/05-06/bill/asm/ab 0001-0050/ab 32 bill 20060927 chaptered.pdf, accessed March 3, 2016.

⁴³ Executive Order S-3-05, Assembly Bill 32, and the Bay Area 2010 Clean Air Plan set a target of reducing GHG emissions to below 1990 levels by year 2020.

Executive Orders S-3-05 and B-30-15. 44,45 Therefore, projects that are consistent with San Francisco's GHG Reduction Strategy would not result in GHG emissions that would have a significant effect on the environment and would not conflict with state, regional, and local GHG reduction plans and regulations.

The proposed project would increase the intensity of use of the site by replacing the existing one-to-two-story 22,170-square-foot commercial/light industrial building with 12 parking spaces with a nine-story mixed-use residential building with 162 residential units, 4,588 square feet of ground-floor retail and 97 parking spaces. Therefore, the proposed project would contribute to annual long-term increases in GHGs as a result of increased vehicle trips (mobile sources) and residential and commercial operations that result in an increase in energy use, water use, wastewater treatment, and solid waste disposal. Construction activities would also result in temporary increases in GHG emissions.

The proposed project would be subject to regulations adopted to reduce GHG emissions as identified in the GHG reduction strategy. As discussed below, compliance with the applicable regulations would reduce the project's GHG emissions related to transportation, energy use, and waste disposal wood burning, and use of refrigerants.

Compliance with the City's Commuter Benefits Program, Emergency Ride Home Program, Transportation Sustainability Fee, bicycle parking and shower and locker requirements, and car sharing requirements would reduce the proposed project's transportation-related emissions. These regulations reduce GHG emissions from single-occupancy vehicles by promoting the use of alternative transportation modes with zero or lower GHG emissions on a per capita basis.

The proposed project would be required to comply with the energy efficiency requirements of the City's Green Building Code, Stormwater Management Ordinance, Water Conservation and Irrigation ordinances, and Energy Conservation Ordinance, which would promote energy and water efficiency, thereby reducing the proposed project's energy-related GHG emissions.⁴⁶ Additionally, the project would be required to meet the renewable energy criteria of the Green Building Code, further reducing the project's energy-related GHG emissions.

The proposed project's waste-related emissions would be reduced through compliance with the City's Recycling and Composting Ordinance, Construction and Demolition Debris Recovery Ordinance, and Green Building Code requirements. These regulations reduce the amount of materials sent to a landfill, reducing GHGs emitted by landfill operations. These regulations also promote reuse of materials, conserving their embodied energy⁴⁷ and reducing the energy required to produce new materials.

Compliance with the City's Street Tree Planting requirements would serve to increase carbon sequestration. Other regulations, including those limiting refrigerant emissions and the Wood Burning

⁴⁴ Office of the Governor, *Executive Order B-30-15*, *April 29*, 2015. Available at https://www.gov.ca.gov/news.php?id=18938, accessed March 3, 2016. Executive Order B-30-15 sets a state GHG emissions reduction goal of 40 percent below 1990 levels by the year 2030.

⁴⁵ San Francisco's GHG Reduction Goals are codified in Section 902 of the Environment Code and include: (i) by 2008, determine City GHG emissions for year 1990; (ii) by 2017, reduce GHG emissions by 25 percent below 1990 levels; (iii) by 2025, reduce GHG emissions by 40 percent below 1990 levels; and by 2050, reduce GHG emissions by 80 percent below 1990 levels.

⁴⁶ Compliance with water conservation measures reduce the energy (and GHG emissions) required to convey, pump and treat water required for the project.

⁴⁷ Embodied energy is the total energy required for the extraction, processing, manufacture and delivery of building materials to the building site.

Fireplace Ordinance would reduce emissions of GHGs and black carbon, respectively. Regulations requiring low-emitting finishes would reduce volatile organic compounds (VOCs).⁴⁸ Thus, the proposed project was determined to be consistent with San Francisco's GHG reduction strategy.⁴⁹

Therefore, the proposed project's GHG emissions would not conflict with state, regional, and local GHG reduction plans and regulations; and the proposed project's contribution to GHG emissions would not be cumulatively considerable or generate GHG emissions, either directly or indirectly, that would have a significant impact on the environment. As such, the proposed project would result in a less-than-significant impact with respect to GHG emissions. For the above reasons, the proposed project would not result in significant impacts that were not identified in the Market & Octavia PEIR and no mitigation measures are necessary.

Тор	ics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	8. WIND AND SHADOW—Would the project:				
a)	Alter wind in a manner that substantially affects public areas?				
b)	Create new shadow in a manner that substantially affects outdoor recreation facilities or other public areas?				

Wind

The Market and Octavia PEIR determined that new construction developed under the Area Plan, including new buildings and additions to existing buildings, could result in significant impacts related to ground-level winds. PEIR Mitigation Measure B1: Buildings in Excess of 85 Feet in Height,⁵⁰ and PEIR Mitigation Measure B2: All New Construction,⁵¹ identified in the PEIR, require individual project sponsors to minimize the wind effects of new buildings developed under the Area Plan through site and building design measures. The Market and Octavia PEIR concluded that implementation of PEIR Mitigation Measures B1 and B2, in combination with existing Planning Code requirements, would reduce both project-level and cumulative wind impacts to less-than-significant levels. Because of the height of the proposed approximately 85-foot-tall building (approximately 105 feet tall with mechanical penthouse), PEIR Mitigation Measure B1 would apply to the proposed project. In addition, PEIR Mitigation Measure B2, which applies to all new construction, would apply to the proposed project. To determine project compliance with these mitigation measures, a pedestrian wind assessment was prepared for the proposed project by a qualified wind consultant.⁵² The objective of the wind assessment was to provide a qualitative evaluation of the potential wind impacts of the proposed development, to

⁴⁸ While not a GHG, VOCs are precursor pollutants that form ground level ozone. Increased ground level ozone is an anticipated effect of future global warming that would result in added health effects locally. Reducing VOC emissions would reduce the anticipated local effects of global warming.

⁴⁹ San Francisco Planning Department, Greenhouse Gas Compliance Checklist, 1699 Market Street, January 13, 2016.

⁵⁰ Mitigation Measure B1 is Mitigation Measure 5.5.B1 in the Market and Octavia PEIR.

⁵¹ Mitigation Measure B2 is Mitigation Measure 5.5.B2 in the Market and Octavia PEIR.

⁵² Environmental Science Associates, February 8, 2016. Potential Wind Effects of Proposed Mixed Use Residential Project, 1699 Market Street, San Francisco, CA.

evaluate the proposed project's compliance with PEIR Mitigation Measures B1⁵³ and B2⁵⁴, and to determine whether any additional analysis (including wind tunnel testing) would be required.

Potential Wind Effects. The wind assessment included a discussion of how prevailing winds would strike each of the project building facades and concluded that, based on prevailing wind speeds and directions and the angle at which they would strike the buildings, the proposed project would not likely generate wind hazards, although increases in wind speeds may be noticeable to pedestrians. More specifically, just as wind speeds currently exceed the pedestrian comfort criteria at several locations along Market Street, exceedances of the comfort criteria are expected to continue with the proposed project in place.

Compliance with PEIR Mitigation Measures. The wind assessment provides an analysis of whether the project, as proposed, meets the requirements of PEIR Mitigation Measures B1 and B2 and finds the following:

PEIR Mitigation Measure B1: The design of the proposed project reduces the exposure of the wide faces of the building to westerly winds and avoids continuous western facing building faces by breaking the overall building design into two towers with a significant gap in between. The design articulates and modulates the southwest, west, and northwest building faces with the courtyard above the second story on the Market Street side and provides substantial setbacks in the west-facing facades (at lower levels).

PEIR Mitigation Measure B2. The development of the proposed project would result in small changes to ground level wind speeds, including both increases and decreases. Although pedestrian comfort criteria exceedances are likely to continue to occur, no hazard exceedances are expected. Given that the building design responds to PEIR Mitigation Measure B1 and that changes to existing wind speeds are expected to be minor, the proposed project is consistent with PEIR Mitigation Measure B2.

Additional Analysis. Given that no unsual project-related wind impacts are expected to occur, no additional analysis, including wind tunnel testing, would be required.

Overall, the proposed project would not increase the overall number of wind hazard exceedance locations compared to existing conditions and the proposed project would not contribute to an increase in the number of wind hazard locations or hours of hazards criterion exceedance under cumulative-plus-project conditions. Therefore, the proposed project would not have significant wind impacts and would not result in project-specific or cumulative significant impacts related to wind that were not identified in the Market and Octavia PEIR.

For these reasons, the proposed project would not result in any significant project-specific or cumulative wind impacts beyond those identified in the Market and Octavia PEIR.

Shadow

Planning Code Section 295 generally prohibits new structures above 40 feet in height that would cast additional shadows on open space that is under the jurisdiction of the San Francisco Recreation and Park Commission between one hour after sunrise and one hour before sunset, at any time of the year, unless

⁵³ Mitigation Measure B1 is Mitigation Measure 5.5.B1 in the Market and Octavia PEIR.

⁵⁴Mitigation Measure B2 is Mitigation Measure 5.5.B2 in the Market and Octavia PEIR.

that shadow would not result in a significant adverse effect on the use of the open space. Public open spaces that are not under the jurisdiction of the Recreation and Park Commission as well as private open spaces are not subject to Planning Code Section 295.

The Market and Octavia PEIR analyzed shadow impacts on nearby existing and proposed open spaces under the jurisdiction of the San Francisco Recreation and Park Commission as well as those that are not (the War Memorial Open Space and United Nations Plaza). The Market and Octavia PEIR determined that implementation of the Area Plan would not result in a significant shadow impact on Section 295 open spaces at the program or project level but identified potentially significant shadow impacts on non-Section 295 open spaces. Mitigation Measure A1: Parks and Open Space Not Subject to Section 295,55 would reduce but may not eliminate significant shadow impacts on the War Memorial Open Space and United Nations Plaza. The PEIR determined that shadow impacts on non-Section 295 open spaces could be significant and unavoidable.

Implementation of the proposed project would result in the construction of an 85-foot-tall building (105 feet with mechanical penthouse). The Planning Department prepared a preliminary shadow fan analysis to determine whether the proposed project would have the potential to cast new shadow on nearby parks. The shadow fan analysis prepared by the Planning Department determined that the project as proposed could cast net shadow new shadow on McCoppin Plaza, a newly-created non-Section 295 open space. Therefore, Market and Octavia PEIR Mitigation Measure A1 would be applicable to the proposed project. Therefore, Market and Octavia PEIR Mitigation Measure A1 would be applicable to the proposed project.

A shadow screening study was conducted to assess the full potential extent of the proposed project's shadow within the vicinity of the site throughout the year. The analysis was based on a digital model of the proposed building and the surrounding environs including other existing buildings and infrastructure (including the Central Freeway ramp). The shadow study shows that the proposed project would cast net new shadow on McCoppin Plaza, with the largest shadow occurring at 6:14 am on August 2. At this time, McCoppin Plaza would be almost entirely shaded with existing shadow and the shadow cast by the proposed project. However, all net new shading from the project building would occur only during the spring and summer months, and would entirely recede by 7 am. Given the early hour and the limited time frame it is not expected that net new shadow from the proposed project would significantly affect the use and enjoyment of the park.

The proposed project would also shade portions of streets, sidewalks, and private properties in the project vicinity at various times of the day throughout the year. Shadows on streets and sidewalks would not exceed levels commonly expected in urban areas and would be considered a less-than-significant effect under CEQA. Although occupants of nearby properties may regard the increase in shadow as undesirable, the limited increase in shading of private properties as a result of the proposed project would not be considered a significant impact under CEQA.

⁵⁵ Mitigation Measure A1 is Mitigation Measure 5.5.A2 in the Market and Octavia PEIR.

⁵⁶ McCoppin Plaza is located on the west side of Valencia Street, on a portion of the former McCoppin Street right of way. The property is under the control of the Department of Public Works (DPW) and will not be transferred the Recreation and Parks Department.

⁵⁷ Environmental Science Associates, February 8, 2016. Potential Shadow Effects of Proposed Mixed Use Residential Project, 1699 Market Street, San Francisco, CA.

For these reasons, the proposed project would not result in significant project-specific or cumulative shadow impacts beyond those identified in the Market and Octavia PEIR.

Тор	ics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	9. RECREATION—Would the project:				
a)	Increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facilities would occur or be accelerated?				
b)	Include recreational facilities or require the construction or expansion of recreational facilities that might have an adverse physical effect on the environment?				
c)	Physically degrade existing recreational resources?				

The Market and Octavia PEIR concluded that implementation of the Area Plan would not result in substantial or accelerated deterioration of existing recreational resources or require the construction or expansion of recreational facilities that may have an adverse effect on the environment. No mitigation measures related to recreational resources were identified in the Market and Octavia PEIR.

The proposed project would include approximately 16,200 sf of common usable open space provided in the south court (first floor), the north court (first and second floors), and two roof decks and three green roof areas (at roof level, above the ninth floor). This usable open space would help alleviate the demand for recreational facilities.

The proposed project would be within the scope of development projected under the *Market and Octavia Area Plan* and would not result in any significant project-specific or cumulative impacts related to recreation beyond those identified in the Market and Octavia PEIR.

⁵⁸ Per Planning Code Section 135, if the open space required for the up to 162 residential units is all provided as usable common open space (rather than private open space), 17,237 sf of common open space is required, based on 106.4 sf per unit.

Тор	ics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	10. UTILITIES AND SERVICE SYSTEMS—Would the project:				
a)	Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board?				\boxtimes
b)	Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?				
c)	Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?				
d)	Have sufficient water supply available to serve the project from existing entitlements and resources, or require new or expanded water supply resources or entitlements?				
e)	Result in a determination by the wastewater treatment provider that would serve the project that it has inadequate capacity to serve the project's projected demand in addition to the provider's existing commitments?				
f)	Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?				\boxtimes
g)	Comply with federal, state, and local statutes and regulations related to solid waste?				

The Market and Octavia PEIR determined that the anticipated increase in population under the Area Plan would not result in a significant impact to the provision of water, wastewater collection and treatment, and solid waste collection and disposal. No mitigation measures were identified in the PEIR.

The proposed project would be within the scope of development projected under the *Market and Octavia Area Plan* and would not result in any significant project-specific or cumulative impacts on utilities and service systems beyond those identified in the Market and Octavia PEIR.

Тор	pics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	11. PUBLIC SERVICES—Would the project:				
a)	Result in substantial adverse physical impacts associated with the provision of, or the need for, new or physically altered governmental facilities, the construction of which could cause significant				
	environmental impacts, in order to maintain acceptable service ratios, response times, or			4	
	other performance objectives for any public services such as fire protection, police protection, schools, parks, or other services?				

The Market and Octavia PEIR determined that the anticipated increase in population under the Area Plan would not result in a significant impact to public services, including fire protection, police protection, and public schools. No mitigation measures were identified in the PEIR.

The proposed project would be within the scope of development projected under the *Market and Octavia Area Plan* and would not result in any project-specific or cumulative impacts on public services beyond those identified in the Market and Octavia PEIR.

Тор	ics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	 BIOLOGICAL RESOURCES—Would the project: 				
a)	Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special-status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?				
b)	Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?				\boxtimes
c)	Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?				
d)	Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?				\boxtimes

Topics:		Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
e)	Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?				\boxtimes
f)	Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?				

As described in the Market and Octavia PEIR, the Plan Area is a developed urban environment completely covered by structures, impervious surfaces, and introduced landscaping. No known, threatened, or endangered animal or plant species are known to exist in the project vicinity that could be affected by the development anticipated under the Area Plan. In addition, development envisioned under the Area Plan would not substantially interfere with the movement of any resident or migratory wildlife species. For these reasons, the PEIR concluded that implementation of the Area Plan would not result in significant impacts on biological resources, and no mitigation measures were identified.

The proposed project is within the scope of development projected under the *Market and Octavia Area Plan* and would not result in any project-specific or cumulative impacts on biological resources that were not identified in the Market and Octavia PEIR.

Тор	ics:		Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	13.	GEOLOGY AND SOILS—Would the project:				
a)	sub	pose people or structures to potential estantial adverse effects, including the risk of s, injury, or death involving:				\boxtimes
	i)	Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? (Refer to Division of Mines and Geology Special Publication 42.)				
	ii)	Strong seismic ground shaking?				\boxtimes
	iii)	Seismic-related ground failure, including liquefaction?				\boxtimes
	iv)	Landslides?				\boxtimes
b)		sult in substantial soil erosion or the loss of soil?				\boxtimes
c)	uns res or	located on geologic unit or soil that is stable, or that would become unstable as a ult of the project, and potentially result in on-off-site landslide, lateral spreading, osidence, liquefaction, or collapse?				

Тор	vics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
d)	Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code, creating substantial risks to life or property?				\boxtimes
e)	Have soils incapable of adequately supporting the use of septic tanks or alternative wastewater disposal systems where sewers are not available for the disposal of wastewater?				
f)	Change substantially the topography or any unique geologic or physical features of the site?				\boxtimes

The Market and Octavia PEIR did not identify any significant operational impacts related to geology, soils, and seismicity. Although the PEIR concluded that implementation of the Area Plan would indirectly increase the population that would be exposed to geologic hazards such as earthquakes, seismic ground shaking, liquefaction, and landslides, the PEIR noted that new development is generally safer than comparable older development due to improvements in building codes and construction techniques. Compliance with applicable codes and recommendations made in project-specific geotechnical analyses would not eliminate earthquake risks, but would reduce them to acceptable levels given the seismically active characteristics of the Bay Area.

The Market and Octavia PEIR identified a potential significant impact related to soil erosion during construction. The PEIR found that implementation of Mitigation Measure G1: Construction-Related Soils Mitigation Measure,⁵⁹ which consists of construction best management practices (BMPs) to prevent erosion and discharge of soil sediments into the storm drain system, would reduce any potential impacts to less-than-significant levels.

Market and Octavia PEIR Mitigation Measure G1, referred to in this CPE Checklist as Mitigation Measure 3, would apply to the proposed project and would address potential impacts related to soil erosion during project construction. As stated above, this measure would require implementation of construction BMPs to prevent erosion and discharge of soil sediments into the storm drain system and would reduce any potential impacts to less-than-significant levels.

A preliminary geotechnical investigation was conducted for the proposed project to assess the geologic conditions underlying the project site and provide recommendations related to the proposed project's design and construction. The findings and recommendations of the geotechnical investigation are presented in a geotechnical report and summarized below.⁶⁰

The project site is underlain by about 12 feet of fill which consists predominately of sand with pockets of sandy clay and brick and other construction debris. The fill is underlain by dense to very dense sand with varying amounts of silt and clay to the maximum depth explored, which is about 71.5 feet below street

⁵⁹ Mitigation Measure G1 is Mitigation Measure 5.11.A in the Market and Octavia PEIR.

⁶⁰ Rollo & Ridley Geotechnical Engineers and Scientists, Geotechnical Investigation, 1699 Market Street, San Francisco, California. July 9, 2014.

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grade. Groundwater was observes at depths of 30 and 38 feet bgs, but it is possible that groundwater could be encountered at shallower depths⁶¹

The project site is not in an Alquist-Priolo Earthquake Fault Zone. There are no known active earthquake faults that run underneath the project site or in the project vicinity; the closest active fault to the project site is the San Andreas Fault, which is about 7.1 miles to the southwest. The project site is not located in a mapped liquefaction or landslide zone.

The BART and Muni light rail tunnels run beneath Market Street and are located directly north of the project site. BART has an established zone of influence (BART ZOI) that extends outward from the edge of the train tunnel and within which they have jurisdictional review of construction plans for all proposed projects. However, given that the project site is significantly set back from Market Street, the BART ZOI does not extend beneath the project site. The geotechnical report recommends that proposed building rest on a mat foundation outside the BART ZOI. Six feet of over-excavation is recommended beneath the mat slab. Thus, construction of the proposed project would require excavation to up to 20.5 feet below the ground surface for the foundation and underground parking level and the removal of about 10,000 cubic yards of soil. The geotechnical report includes recommendations related to shoring and underpinning, surface and subsurface drainage, foundations, retaining walls, and concrete slabs on grade. The project sponsor has agreed to implement these and other recommendations specified in the geotechnical report.

The proposed project is required to comply with the San Francisco Building Code (Building Code), which includes seismic safety standards for all new construction in San Francisco. The DBI will review the project-specific geotechnical report during its review of the building permit application for the proposed project. In addition, the DBI may require additional site-specific soils report(s) as needed. Implementation of the recommendations in the geotechnical report, in combination with the requirement for a geotechnical report and the review of the building permit application pursuant to the DBI's implementation of the Building Code, would minimize the risk of loss, injury, or death due to seismic or other geologic hazards.

For these reasons, the proposed project would not result in significant project-specific or cumulative impacts related to geology and soils beyond those identified in the Market and Octavia PEIR.

⁶¹ Rollo & Ridley Geotechnical Engineers and Scientists, Geotechnical Investigation, 1699 Market Street, San Francisco, California. July 9, 2014.

Тор	vics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	14. HYDROLOGY AND WATER QUALITY— Would the project:				4
a)	Violate any water quality standards or waste discharge requirements?				\boxtimes
b)	Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted)?				
c)	Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, in a manner that would result in substantial erosion or siltation on- or off-site?				
d)	Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner that would result in flooding on- or off-site?				
e)	Create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?				
f)	Otherwise substantially degrade water quality?				
g)	Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other authoritative flood hazard delineation map?				
h)	Place within a 100-year flood hazard area structures that would impede or redirect flood flows?				
i)	Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam?				
j)	Expose people or structures to a significant risk of loss, injury or death involving inundation by seiche, tsunami, or mudflow?				

The Market and Octavia PEIR determined that the anticipated increase in population as a result of implementation of the Area Plan would not result in a significant impact on hydrology and water quality, including the combined sewer system and the potential for combined sewer outflows. Groundwater encountered during construction would be required to be discharged in compliance with the City's Industrial Waste Ordinance (Ordinance No. 199-77) and would meet specified water quality standards. No mitigation measures were identified in the PEIR.

The project site is completely covered by impervious surfaces. Implementation of the proposed project would not substantially change existing surface runoff and drainage patterns or substantially increase the rate or amount of surface runoff in a manner that would result in flooding or substantial erosion or siltation. The rate or amount of surface runoff would not increase to the point that it would exceed the capacity of existing or planned stormwater drainage systems. Furthermore, the proposed project would be constructed in compliance with all applicable federal, state, and local regulations governing water quality and discharges into surface and underground bodies of water.

Runoff from the project site would drain into the City's combined stormwater/sewer system, ensuring that such runoff is properly treated at the Southeast Water Pollution Control Plan before being discharged into the San Francisco Bay. As a result, the proposed project would not violate any water quality standards or waste discharge requirements or otherwise substantially degrade water quality.

Development in the City and County of San Francisco must account for flooding potential. Areas located on fill or bay mud can subside to a point at which the sewers do not drain freely during a storm (and sometimes during dry weather) and there can be backups or flooding near these streets and sewers. The project site is not within an area in the City prone to flooding during storms.

For these reasons, the proposed project would not result in significant project-specific or cumulative impacts on hydrology and water quality beyond those identified in the Market and Octavia PEIR, and no mitigation measures are necessary.

Тор	ics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	15. HAZARDS AND HAZARDOUS MATERIALS—Would the project:				
a)	Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?				
b)	Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?				
c)	Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?				
d)	Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?				
e)	For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area?				

Тор	vics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
f)	For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?				
g)	Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?				
h)	Expose people or structures to a significant risk of loss, injury or death involving fires?				\boxtimes

The Market and Octavia PEIR found that impacts related to hazards and hazardous materials would primarily originate from construction-related activities. Demolition or renovation of existing buildings could result in exposure to hazardous building materials such as asbestos, lead, mercury or polychlorinated biphenyls (PCBs). In addition, the discovery of contaminated soils and groundwater at a construction site could result in exposure to hazardous materials during construction. The PEIR identified a significant impact associated with soil disturbance during construction for sites in areas of naturally occurring asbestos (NOA). The PEIR found that compliance with existing regulations and implementation of Mitigation Measure F1: Program- or Project-Level Mitigation Measures for Hazardous Materials, which would require implementation of construction best management practices to reduce dust emissions and tracking of contaminated soils beyond the site boundaries by way of construction vehicles' tires, would reduce impacts associated with construction-related hazardous materials to less-than-significant levels.

As discussed under Topic 6, Air Quality, on pp. 24-26, subsequent to the certification of the Market and Octavia PEIR, the San Francisco Board of Supervisors adopted the Construction Dust Control Ordinance. The regulations and procedures set forth by the Construction Dust Control Ordinance would ensure that construction dust impacts would not be significant. These requirements supersede the dust control provisions of Market and Octavia PEIR Mitigation Measure F1. In addition, construction activities in areas containing NOA are subject to regulation under the State Asbestos Airborne Toxic Control Measures (ATCM) for Construction, Grading, Quarrying, and Surface Mining Operations, which is implemented in San Francisco by the BAAQMD. The proposed project site is not in an area identified as having NOA and therefore would not create a significant hazard to the public or the environment from the release of NOA. For these reasons, PEIR Mitigation Measure F1 is not applicable to the proposed project.

Hazardous Building Materials

Because the building on the project site was constructed in 1927, it is possible that hazardous building materials such as polychlorinated biphenyls (PCBs), mercury, asbestos, and lead-based paint are still present on the project site. Prior to demolition on the project site, such materials must be abated in accordance with applicable federal, state, and local regulations. Compliance with such regulations would ensure that the proposed project would not result in significant project-specific or cumulative impacts related to hazardous building materials beyond those identified in the Market and Octavia PEIR.

⁶²Mitigation Measure F1 is Mitigation Measure 5.10.A in the Market and Octavia PEIR.

Soil and Groundwater Contamination

The proposed project would require excavation to a maximum depth of approximately 20.5 feet below ground surface and the excavation of approximately 10,000 cubic yards of soil. As discussed under Topic 13, Geology and Soils, on p. 35, groundwater could be encountered during excavation. The project site is mapped as potentially containing hazardous materials in soils or groundwater.⁶³ A Phase I Environmental Site Assessment (ESA) indicated that there is no evidence of contaminated soil and/or groundwater at the project site.⁶⁴ A Phase II ESA was subsequently performed; it included soil sampling from three borings on site. No groundwater was encountered to the total boring depth of 10 feet. The soil samples were analyzed for petroleum hydrocarbons and volatile organic compounds; low levels of petroleum compounds, below regulatory thresholds for locations where groundwater is not used for drinking, were found in two of the shallow soil samples. No volatile organic compounds were detected.⁶⁵

The DPH Environmental Health Division reviewed these findings and approved the Phase I and Phase II ESAs. The Environmental Health Division concluded that further soil sampling and testing for heavy metals is required in compliance with Health Code Article 22A (the "Maher Ordinance"), Section 7, and requested a Phase II Subsurface Addendum and Site Mitigation Plan. The project sponsor must comply with these requirements prior to the issuance of a site permit. Compliance with the requirements of the Maher Ordinance would reduce any potential impacts related to contaminated soil or groundwater to a less-than-significant level.

For these reasons, the proposed project would not result in significant project-specific or cumulative impacts related to contaminated soil or groundwater beyond those identified in the Market and Octavia PEIR, and no mitigation measures are necessary.

Fire Hazards and Emergency Response

In San Francisco, fire safety is ensured through the provisions of the San Francisco Building and Fire Codes. During the review of the building permit application, the DBI and the San Francisco Fire Department will review the project plans for compliance with all regulations related to fire safety. Compliance with fire safety regulations would ensure that the proposed project would not impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan or expose people or structures to a significant risk of loss, injury, or death involving fires.

For these reasons, the proposed project would not result in significant project-specific or cumulative impacts related to hazards and hazardous materials beyond those identified in the Market and Octavia PEIR, and no mitigation measures are necessary.

⁶³ San Francisco Planning Department, Expanded Maher Area Map, March 2015. Available online at http://www.sf-planning.org/ftp/files/publications-reports/library-of-cartography/Maher%20Map.pdf. Accessed November 10, 2015.

64 AEI Consultants, *Phase I Environmental Site Assessment*, 22-24 Franklin Street, San Francisco, CA 94102, October 18, 2013, pp. ii-iv.

⁶⁵ Cushing, Stephanie, San Francisco Department of Public Health, Conditional Phase II Approval and Site Mitigation Plan Request, 22 and 24 Franklin Street, San Francisco, CA 94102, EHB-SAM No.: 1052, September 10, 2014.

Тор	nics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	16. MINERAL AND ENERGY RESOURCES— Would the project:				
a)	Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?				
b)	Result in the loss of availability of a locally imported mineral, resource recovery site delineated on a local general plan, specific plan or other land use plan?				
c)	Encourage activities, which result in the use of large amounts of fuel, water, or energy, or use these in a wasteful manner?				\boxtimes

The Market and Octavia PEIR did not analyze the Area Plan's effects on mineral and energy resources, and no mitigation measures were identified. The project site is not a designated mineral resource recovery site, and implementation of the proposed project would not result in the loss of availability of any mineral resources.

The PEIR determined that the *Market and Octavia Area Plan* would facilitate the new construction of both residential and commercial uses. Development of these uses would not result in the use of large amounts of water, gas, and electricity in a wasteful manner, or in the context of energy use throughout the City and region. The energy demand for individual buildings would be typical for such projects and would meet or exceed current state and local codes and standards concerning energy consumption, including Title 24 of the California Code of Regulations enforced by the DBI.

For these reasons, the proposed project would not result in any significant project-specific or cumulative impacts related to mineral and energy resources beyond those identified in the Market and Octavia PEIR, and no mitigation measures are necessary.

То	pics:	Significant Impact Peculiar to Project or Project Site	Significant Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR
	17. AGRICULTURE AND FOREST RESOURCES: —Would the project:			18	
a)	Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance, as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?				
b)	Conflict with existing zoning for agricultural uses, or a Williamson Act contract?				\boxtimes
c)	Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code Section 12220(g)) or timberland (as defined by Public Resources Code Section 4526)?				

Topics:	Significant Impact Peculiar to Project or Project Site Impact not Impact not Identified in PEIR	Significant Impact due to Substantial New Information	No Significant Impact not Previously Identified in PEIR	
d) Result in the loss of forest land or conversion of fore land to non-forest use?				
e) Involve other changes in the existing environmental which, due to their location or nature, could result in conversion of Farmland to non-agricultural use or forest land to non-forest use?	. 🗆			

The Market and Octavia PEIR did not analyze the Area Plan's effects on agriculture and forest resources, and no mitigation measures were identified. The project site is not zoned for or occupied by agricultural uses, forest land, or timberland, and implementation of the proposed project would not convert agricultural uses, forest land, or timberland to non-agricultural or non-forest uses.

For these reasons, the proposed project would have no project-specific or cumulative impacts related to agriculture and forest resources, and no mitigation measures are necessary.

MITIGATION MEASURES

Project Mitigation Measure 1: Archeology – Monitoring (Implementing PEIR Mitigation Measure C2)

Based on the reasonable potential that archeological resources may be present within the project site, the following measures shall be undertaken to avoid any potentially significant adverse effect from the proposed project on buried or submerged historical resources. The project sponsor shall retain the services of an archaeological consultant from the rotational Department Qualified Archaeological Consultants List (QACL) maintained by the Planning Department archaeologist. The project sponsor shall contact the Department archeologist to obtain the names and contact information for the next three archeological consultants on the QACL. The archeological consultant shall undertake an archeological monitoring program. All plans and reports prepared by the consultant as specified herein shall be submitted first and directly to the ERO for review and comment, and shall be considered draft reports subject to revision until final approval by the ERO. Archeological monitoring and/or data recovery programs required by this measure could suspend construction of the project for up to a maximum of four weeks. At the direction of the ERO, the suspension of construction can be extended beyond four weeks only if such a suspension is the only feasible means to reduce to a less than significant level potential effects on a significant archeological resource as defined in CEQA Guidelines Sect. 15064.5 (a) and (c).

Consultation with Descendant Communities: On discovery of an archeological site⁶⁶ associated with descendant Native Americans or the Overseas Chinese an appropriate representative⁶⁷ of the descendant

⁶⁶ By the term "archeological site" is intended here to minimally include any archeological deposit, feature, burial, or evidence of burial.

⁶⁷ An "appropriate representative" of the descendant group is here defined to mean, in the case of Native Americans, any individual listed in the current Native American Contact List for the City and County of San Francisco maintained by the California Native American Heritage Commission and in the case of the Overseas Chinese, the Chinese Historical Society of America.

group and the ERO shall be contacted. The representative of the descendant group shall be given the opportunity to monitor archeological field investigations of the site and to consult with ERO regarding appropriate archeological treatment of the site, of recovered data from the site, and, if applicable, any interpretative treatment of the associated archeological site. A copy of the Final Archaeological Resources Report shall be provided to the representative of the descendant group.

Archeological monitoring program (AMP). The archeological monitoring program shall minimally include the following provisions:

- The archeological consultant, project sponsor, and ERO shall meet and consult on the scope of the AMP reasonably prior to any project-related soils disturbing activities commencing. The ERO in consultation with the project archeologist shall determine what project activities shall be archeologically monitored. In most cases, any soils disturbing activities, such as demolition, foundation removal, excavation, grading, utilities installation, foundation work, driving of piles (foundation, shoring, etc.), site remediation, etc., shall require archeological monitoring because of the potential risk these activities pose to archaeological resources and to their depositional context;
- The archeological consultant shall advise all project contractors to be on the alert for evidence of the presence of the expected resource(s), of how to identify the evidence of the expected resource(s), and of the appropriate protocol in the event of apparent discovery of an archeological resource;
- The archaeological monitor(s) shall be present on the project site according to a schedule agreed upon by the archeological consultant and the ERO until the ERO has, in consultation with the archeological consultant, determined that project construction activities could have no effects on significant archeological deposits;
- The archeological monitor shall record and be authorized to collect soil samples and artifactual/ecofactual material as warranted for analysis;
- If an intact archeological deposit is encountered, all soils disturbing activities in the vicinity of the deposit shall cease. The archeological monitor shall be empowered to temporarily redirect demolition/excavation/pile driving/construction crews and heavy equipment until the deposit is evaluated. If in the case of pile driving activity (foundation, shoring, etc.), the archeological monitor has cause to believe that the pile driving activity may affect an archeological resource, the pile driving activity shall be terminated until an appropriate evaluation of the resource has been made in consultation with the ERO. The archeological consultant shall immediately notify the ERO of the encountered archeological deposit. The archeological consultant shall, after making a reasonable effort to assess the identity, integrity, and significance of the encountered archeological deposit, present the findings of this assessment to the ERO.

If the ERO in consultation with the archeological consultant determines that a significant archeological resource is present and that the resource could be adversely affected by the proposed project, at the discretion of the project sponsor either:

- A) The proposed project shall be re-designed so as to avoid any adverse effect on the significant archeological resource; or
- B) An archeological data recovery program shall be implemented, unless the ERO determines that the archeological resource is of greater interpretive than research significance and that interpretive use of the resource is feasible.

If an archeological data recovery program is required by the ERO, the archeological data recovery program shall be conducted in accord with an archeological data recovery plan (ADRP). The project archeological consultant, project sponsor, and ERO shall meet and consult on the scope of the ADRP. The archeological consultant shall prepare a draft ADRP that shall be submitted to the ERO for review and approval. The ADRP shall identify how the proposed data recovery program will preserve the significant information the archeological resource is expected to contain. That is, the ADRP will identify what scientific/historical research questions are applicable to the expected resource, what data classes the resource is expected to possess, and how the expected data classes would address the applicable research questions. Data recovery, in general, should be limited to the portions of the historical property that could be adversely affected by the proposed project. Destructive data recovery methods shall not be applied to portions of the archeological resources if nondestructive methods are practical.

The scope of the ADRP shall include the following elements:

- Field Methods and Procedures. Descriptions of proposed field strategies, procedures, and operations.
- Cataloguing and Laboratory Analysis. Description of selected cataloguing system and artifact analysis procedures.
- Discard and Deaccession Policy. Description of and rationale for field and post-field discard and deaccession policies.
- *Interpretive Program*. Consideration of an on-site/off-site public interpretive program during the course of the archeological data recovery program.
- Security Measures. Recommended security measures to protect the archeological resource from vandalism, looting, and non-intentionally damaging activities.
- Final Report. Description of proposed report format and distribution of results.
- Curation. Description of the procedures and recommendations for the curation of any recovered
 data having potential research value, identification of appropriate curation facilities, and a
 summary of the accession policies of the curation facilities.

Human Remains, Associated or Unassociated Funerary Objects. The treatment of human remains and of associated or unassociated funerary objects discovered during any soils disturbing activity activity shall comply with applicable State and Federal Laws, including immediate notification of the Coroner of the City and County of San Francisco and in the event of the Coroner's determination that the human remains are Native American remains, notification of the California State Native American Heritage Commission (NAHC) who shall appoint a Most Likely Descendant (MLD) (Pub. Res. Code Sec. 5097.98). The archeological consultant, project sponsor, ERO, and MLD shall have up to but not beyond six days of discovery to make all reasonable efforts to develop an agreement for the treatment of human remains and associated or unassociated funerary objects with appropriate dignity (CEQA Guidelines. Sec. The agreement should take into consideration the appropriate excavation, removal, 15064.5(d)). recordation, analysis, curation, possession, and final disposition of the human remains and associated or unassociated funerary objects. Nothing in existing State regulations or in this mitigation measure compels the project sponsor and the ERO to accept recommendations of an MLD. The archeological consultant shall retain possession of any Native American human remains and associated or unassociated burial objects until completion of any scientific analyses of the human remains or objects as specified in the treatment agreement if such as agreement has been made or, otherwise, as determined by the archeological consultant and the ERO.

Final Archeological Resources Report. The archeological consultant shall submit a Draft Final Archeological Resources Report (FARR) to the ERO that evaluates the historical significance of any discovered archeological resource and describes the archeological and historical research methods employed in the archeological testing/monitoring/data recovery program(s) undertaken. Information that may put at risk any archeological resource shall be provided in a separate removable insert within the draft final report.

Copies of the Draft FARR shall be sent to the ERO for review and approval. Once approved by the ERO copies of the FARR shall be distributed as follows: California Archaeological Site Survey Northwest Information Center (NWIC) shall receive one (1) copy and the ERO shall receive a copy of the transmittal of the FARR to the NWIC. The Environmental Planning division of the Planning Department shall receive one bound, one unbound and one unlocked, searchable PDF copy on CD of the FARR along with copies of any formal site recordation forms (CA DPR 523 series) and/or documentation for nomination to the National Register of Historic Places/California Register of Historical Resources. In instances of high public interest or interpretive value, the ERO may require a different final report content, format, and distribution than that presented above.

Project Mitigation Measure 2: Construction Air Quality (Implementing PEIR Mitigation Measure E2)

The project sponsor or the project sponsor's Contractor shall comply with the following:

A. Engine Requirements.

- 1. All off-road equipment greater than 25 horsepower (hp) and operating for more than 20 total hours over the entire duration of construction activities shall have engines that meet or exceed either U.S. Environmental Protection Agency (USEPA) or California Air Resources Board (ARB) Tier 2 off-road emission standards, and have been retrofitted with an ARB Level 3 Verified Diesel Emissions Control Strategy. Equipment with engines meeting Tier 4 Interim or Tier 4 Final off-road emission standards automatically meet this requirement.
- 2. Where access to alternative sources of power are available, portable diesel engines shall be prohibited.
- 3. Diesel engines, whether for off-road or on-road equipment, shall not be left idling for more than two minutes, at any location, except as provided in exceptions to the applicable state regulations regarding idling for off-road and on-road equipment (e.g., traffic conditions, safe operating conditions). The Contractor shall post legible and visible signs in English, Spanish, and Chinese, in designated queuing areas and at the construction site to remind operators of the two-minute idling limit.
- 4. The Contractor shall instruct construction workers and equipment operators on the maintenance and tuning of construction equipment, and require that such workers and operators properly maintain and tune equipment in accordance with manufacturer specifications.

B. Waivers.

- 1. The Planning Department's Environmental Review Officer (ERO) or designee may waive the alternative source of power requirement of Subsection (A)(2) if an alternative source of power is limited or infeasible at the project site. If the ERO grants the waiver, the Contractor must submit documentation that the equipment used for on-site power generation meets the requirements of Subsection (A)(1).
- 2. The ERO may waive the equipment requirements of Subsection (A)(1) if: a particular piece of off-road equipment with an ARB Level 3 VDECS is technically not feasible; the equipment would not produce desired emissions reduction due to expected operating modes; installation of the equipment would create a safety hazard or impaired visibility for the operator; or, there is a compelling emergency need to use off-road equipment that is not retrofitted with an ARB Level 3 VDECS. If the ERO grants the waiver, the Contractor must use the next cleanest piece of off-road equipment, according to the table below.

Table of Near Education Company		
Compliance Alternative	Engine Emission Standard	Emissions Control
1	Tier 2	ARB Level 2 VDECS
2	Tier 2	ARB Level 1 VDECS

Alternative Fuel*

Table - Off-Road Equipment Compliance Step-down Schedule

How to use the table: If the ERO determines that the equipment requirements cannot be met, then the project sponsor would need to meet Compliance Alternative 1. If the ERO determines that the Contractor cannot supply off-road equipment meeting Compliance Alternative 1, then the Contractor must meet Compliance Alternative 2. If the ERO determines that the Contractor cannot supply off-road equipment meeting Compliance Alternative 2, then the Contractor must meet Compliance Alternative 3. Alternative fuels are not a VDECS.

Tier 2

- C. Construction Emissions Minimization Plan. Before starting on-site construction activities, the Contractor shall submit a Construction Emissions Minimization Plan (Plan) to the ERO for review and approval. The Plan shall state, in reasonable detail, how the Contractor will meet the requirements of Section A.
 - 1. The Plan shall include estimates of the construction timeline by phase, with a description of each piece of off-road equipment required for every construction phase. The description may include, but is not limited to: equipment type, equipment manufacturer, equipment identification number, engine model year, engine certification (Tier rating), horsepower, engine serial number, and expected fuel usage and hours of operation. For VDECS installed, the description may include: technology type, serial number, make, model, manufacturer, ARB verification number level, and installation date and hour meter reading on installation date. For off-road equipment using alternative fuels, the description shall also specify the type of alternative fuel being used.
 - 2. The ERO shall ensure that all applicable requirements of the Plan have been incorporated into the contract specifications. The Plan shall include a certification statement that the Contractor agrees to comply fully with the Plan.

- 3. The Contractor shall make the Plan available to the public for review on-site during working hours. The Contractor shall post at the construction site a legible and visible sign summarizing the Plan. The sign shall also state that the public may ask to inspect the Plan for the project at any time during working hours and shall explain how to request to inspect the Plan. The Contractor shall post at least one copy of the sign in a visible location on each side of the construction site facing a public right-of-way.
- D. Monitoring. After start of construction activities, the Contractor shall submit quarterly reports to the ERO documenting compliance with the Plan. After completion of construction activities and prior to receiving a final certificate of occupancy, the project sponsor shall submit to the ERO a final report summarizing construction activities, including the start and end dates and duration of each construction phase, and the specific information required in the Plan.

Project Mitigation Measure 3: Construction-Related Soils (Implementing PEIR Mitigation Measure G1)

Program- or project-level temporary construction-related impacts would be mitigated through the implementation of the following measures:

BMPs erosion control features shall be developed with the following objectives and basic strategy:

- Protect disturbed areas through minimization and duration of exposure.
- Control surface runoff and maintain low runoff velocities. Trap sediment on site.
- Minimize length and steepness of slopes.

IMPROVEMENT MEASURES

Project Improvement Measure TR-1: Encourage use of alternative modes of travel for residents

As an improvement measure to encourage use of alternate modes, the project sponsor would develop and implement a Transportation Demand Management (TDM) Plan that would be designed to reduce use of single-occupant vehicles and to increase the use of rideshare, transit, bicycle, and walk modes for trips to and from the proposed project. The TDM Plan would include such measures as the following to reduce single occupancy vehicles and encourage alternate modes of travel:

- Designate and train an on-site or on-call TDM contact/coordinator. Provide TDM training for property managers.
- Provide a transportation insert for the move-in packet that would provide up-to-date information on transit service (e.g., nearby Muni and regional transit routes, Muni routes used to access regional transit, Muni routes to nearby parks, supermarkets, and other attractions), information on where Clipper Cards or FastPasses could be purchased, and information on the 511 Regional Rideshare Program.
- Provide ongoing local and regional transportation information (e.g., transit maps and schedules, maps of bicycle routes, internet links), including updates for all residents. This can be accomplished on the project website and/or lobby bulletin board and directly with other tenants.
- Ensure that bicycle parking is located at a central site within the building, and provide signage
 indicating the location of bicycle parking.
- Develop bicycle safety strategies that prevent conflicts with vehicles accessing the garage on McCoppin Street.
- Provide information and/or signage indicating path of access to bicycle routes and facilities.
- Periodically administer at the City's request a City-approved resident survey.

Project Improvement Measure TR-2: Installation of Active Signage

As an improvement measure to minimize traffic congestion and queuing at the project driveway on McCoppin Street, a signal for vehicular entry and exit control that operates automatically from inside the garage to indicate when a vehicle is exiting will be installed at the project garage entrance.

Project Improvement Measure TR-3: Installation of Pedestrian Device

As an improvement measure to minimize conflicts between pedestrians and vehicles in front of the proposed project driveway on McCoppin Street, install mirrors on the driveway opening to provide an improved line of sight between drivers exiting the garage and pedestrians walking on the McCoppin Street sidewalk.

Project Improvement Measure TR-4: Installation of Bicycle Alerting Devices

As an improvement measure to minimize conflicts between bicycles and vehicles in front of the proposed project driveway on McCoppin Street, an audible and visual device could be installed at the garage entrance/exit to automatically alert bicyclists when a vehicle is exiting the facility.

As an additional improvement, install an additional audible and visual device at the garage entrance/exit that by means of detectors located in the westbound bicycle lane automatically alert motorists exiting the garage when a bicyclist is approaching.

Project Improvement Measure TR-5: Curb Parking Reservation for Residential Move-in and Move-out Activities

The project sponsor could ensure that parking spaces on McCoppin Street, adjacent to the proposed project site, are reserved as needed through SFMTA by calling the San Francisco Customer Service Center (311) prior to move-in and move-out activities. This would reduce the potential for double parking on McCoppin Street blocking the bicycle lane during move-in and move-out activities. The project sponsor

could also require tenants to schedule and coordinate move-in and move-out activities with building management to space out loading activities.

Project Improvement Measure TR-6: Non-Peak Construction Traffic Hours

To minimize the construction-related disruption of the general traffic flow on adjacent streets during the a.m. and p.m. peak periods, truck movements and deliveries requiring lane closures should be limited to occur between 9:00 a.m. to 3:30 p.m., outside of peak morning and evening hours.

Project Improvement Measure TR-7: Construction Management Plan Additions

To reduce potential conflicts between construction activities and pedestrians, transit and autos at the project site, the contractor shall add certain measures to the required traffic control plan for project construction. In addition to the standard requirements for a construction traffic control/management plan, the proposed project shall include the following measures:

Alternative Transportation for Construction Workers – To minimize parking demand and vehicle trips associated with construction workers, the construction contractor shall include in their contracts methods to encourage carpooling and transit access, as well as walking and bicycling, to the project site by construction workers. Construction workers should also be encouraged to consider cycling and walking as alternatives to driving alone to and from the site.

Project Construction Updates for Adjacent Businesses and Residents – To minimize construction impacts on access for nearby institutions and businesses, the project sponsor shall provide nearby residences and adjacent businesses, such as through a website with regularly-updated information regarding project construction, including a Project construction contact person, construction activities, duration, peak construction activities (e.g., concrete pours), travel lane closures, and lane closures.