Notice of Exemption

Approval Date: November 19, 2015
Case No.: 2013.1511E
Project Title: 360 Spear Street
Zoning: RH DTR (Rincon Hill Downtown Residential Mixed Use District) 105-X Height and Bulk Districts
Block/Lot: 3745/009
Lot Size: 34,375 square feet
Plan Area: Rincon Hill
Project Sponsor: Gregg Miller Coblentz Patch Duffy & Bass, LLP
415-391-4800
gmiller@coblentzlaw.com
Staff Contact: Chris Thomas
(415) 575-9036
christopher.thomas@sfgov.org

To: County Clerk, City and County of San Francisco
City Hall Room 168
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

Pursuant to the California Environmental Quality Act (CEQA), the Guidelines of the Secretary for Resources, and San Francisco requirements, this Notice of Exemption is transmitted to you for filing. At the end of the posting period, please return this Notice to the Staff Contact with a notation of the period it was posted.

Attached fee: $60 filing fee

PROJECT DESCRIPTION:

The project entails conversion of existing internet service exchange use on a portion of the third floor and the entire fourth floor to office use (as defined in Section 890.70 of the Planning Code). Renovations would include conversion of approximately 50,000-gsf of the existing interior space devoted to internet service facilities to office use, replacement of two fourth floor windows with airflow louvers, the installation of a rooftop mechanical equipment to service the converted office floors, and the installation of bicycle lockers and related shower facilities. No new on-site parking would be provided.

DETERMINATION:

The City and County of San Francisco decided to carry out or approve the project on November 19, 2015. The City Planning Commission approved (1) an Office Development Authorization under Planning Code Sections 321, 322 and 827.26 for a change in use from Internet Services Exchange (ISE) to office use, and (2) a Conditional Use Authorization establish a new non-residential use larger than 25,000 gross square

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feet per Planning Code Section 827.21. The project will be carried out by Digital Spear Street LLC (Property Owner). A copy of the document(s) may be examined at 1650 Mission Street, Suite 400, San Francisco, CA, 94103 in file no. 2013.1511E.

1. An Exemption from Environmental Review has been prepared pursuant to the provisions of CEQA under [CHECK ONE]:
   ___ Ministerial (Sec. 21080(b)(1); 15268)
   ___ Declared Emergency (Sec. 21080(b)(3); 15269(a))
   ___ Emergency Project (Sec. 21080(b)(4); 15269(b)(c))
   ___ Categorical Exemption. State type and section number: ______
   ___ Statutory Exemption. State code number: ______
   ___ Community Plan Exemption (Sec. 21083.3; 15183)

2. This project in its approved form has been determined to be exempt from environmental review because the project: (1) is consistent with the development density established for the project site in the Rincon Hill Plan; (2) would not result in effects on the environment that are peculiar to the project or the project site that were not identified as significant effects in the Rincon Hill Plan FEIR; (3) would not result in potentially significant off-site or cumulative impacts that were not identified in the Rincon Hill Plan FEIR; and (4) would not result in significant effects, which, as a result of substantial new information that was not known at the time the Rincon Hill Plan FEIR was certified, would be more severe than were already analyzed and disclosed in the FEIR. Therefore, the proposed project is exempt from further environmental review pursuant to Public Resources Code Section 21083.3 and CEQA Guidelines Section 15183.

John Rahaim
Planning Director

By Sarah B. Jones
Environmental Review Officer

December 23, 2015
Date

cc: Project Sponsor
    Other interested parties
**2015 ENVIRONMENTAL FILING FEE CASH RECEIPT**

**LEAD AGENCY**
SAN FRANCISCO PLANNING DEPARTMENT

**DATE**
12/23/2015

**COUNTY/STATE AGENCY OF FILING**
SAN FRANCISCO

**DOCUMENT NUMBER**
559959

**PROJECT TITLE**
360 SPEAR ST

**PROJECT APPLICANT NAME**
CHRIS THOMAS

**PHONE NUMBER**
(415) 575-9036

**PROJECT APPLICANT ADDRESS**
1650 MISSION ST STE 400

**CITY**
SAN FRANCISCO

**STATE**
CA

**ZIP CODE**
94103

**PROJECT APPLICANT (Check appropriate box):**
- Local Public Agency
- School District
- Other Special District
- State Agency
- Private Entity

**CHECK APPLICABLE FEES:**

- Environmental Impact Report (EIR) $3,069.75
- Mitigated/Negative Declaration (MND)(ND) $2,210.00
- Application Fee Water Diversion (State Water Resources Control Board only) $850.00
- Projects Subject to Certified Regulatory Programs (CRP) $1,043.75
- County Administrative Fee $60.00

**PAYMENT METHOD:**
- Cash
- Credit
- Check
- Other

**TOTAL RECEIVED** $60.00

**SIGNATURE**

FALCON LIM, Deputy County Clerk

**PRINTED NAME AND TITLE**

**ORIGINAL - PROJECT APPLICANT**
**COPY - CDFW/ASB**
**COPY - LEAD AGENCY**
**COPY - COUNTY CLERK**

FG753.5a (Rev. 12/13)