

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a haul route appeal for the property located at 666 and 672 North Walther Way.

Recommendations for Council action:

1. FIND that the project is Categorically Exempt under the California Environmental Quality Act (CEQA) pursuant to Section 15301 (Class 1), Section 15303 (Class 3) and Section 15332 (Class 32) (Case No. ENV-2022-267-CE), per the Notice of Exemption prepared by the Department of City Planning.
2. ADOPT the FINDINGS of the Board of Building and Safety Commissioners (BBSC) as the Findings of Council.
3. RESOLVE TO DENY THE APPEAL filed by Friends of Walther Way (Representative: Jamie T. Hall, Channel Law Group, LLP), from the determination of the BBSC; and, THEREBY SUSTAIN the decision of the BBSC in approving an application to export 2,800 cubic yards of earth, for the property located at 666 and 672 North Walther Way, subject to Conditions of Approval. (The proposed project is for the demolition of the existing single-family dwelling, attached garage, and a swimming pool and the construction of a new two-story 4,690 square-foot single-family dwelling, five-car garage, 5,770 square foot basement, and a swimming pool/spa, the project includes the excavation of approximately 2,550 cubic yards of cut and fill and the export of approximately 2,800 cubic yards of soil.)

Applicant: Crest Real Estate, c/o Nick Leathers

Owner: Walther Way LLC, c/o Emanuel Yashari

Board File No. 220042

Environmental No. ENV-2022-267-CE

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

Community Impact Statement: None submitted

Summary:

At a regular meeting held on March 7, 2023, the PLUM Committee considered a report from the BBSC and haul route appeal for the property located at 666 and 672 North Walther Way. The Appellant's Representative Jamie T. Hall, Channel Law Group, LLP submitted a communication dated March 6, 2023 withdrawing the appeal, attached to the Council file. After an opportunity for public comment, the Committee recommended to deny the appeal and sustain the determination of the BBSC relative to the haul route application. This matter is now submitted to the Council for consideration.

Respectfully Submitted,

PLANNING AND LAND USE MANAGEMENT COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
HARRIS-DAWSON:	YES
RODRIGUEZ:	YES
YAROSLAVSKY:	YES
LEE:	YES
HUTT:	YES

CR
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