

HAYWARD CITY COUNCIL

RESOLUTION NO. 19-_____

Introduced by Council Member _____

RESOLUTION ADOPTING AND CERTIFYING AN ADDENDUM TO THE PREVIOUSLY CERTIFIED 2014 HAYWARD GENERAL PLAN ENVIRONMENTAL IMPACT REPORT AND MITIGATION MONITORING AND REPORTING PROGRAM PERTAINING TO THE ROUTE 238 CORRIDOR LANDS DEVELOPMENT PARCEL GROUP 6: CARLOS BEE QUARRY

WHEREAS, the City of Hayward has prepared a Master Development Plan for the Route 238 Corridor Lands Development Parcel Group 6: Carlos Bee Quarry to allow for the development of a maximum unit count of 500 townhome and multifamily residential units and 500 student beds/125 student units (assuming quad-style units) and other associated infrastructure, utility, and public amenity improvements, and;

WHEREAS, an Addendum to the previously certified 2014 General Plan Environmental Impact Report and Mitigation Monitoring and Reporting Program was prepared to assess and mitigation of any potential environmental impacts of the Project; and,

WHEREAS, the Planning Commission considered the Project at a public hearing held on October 24, 2019, and recommended that the City Council adopt the Addendum to the previously certified environmental documents; and,

WHEREAS, notice of the hearing was published in the manner required by law and the hearing was held by the City Council on November 5, 2019.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby finds and determines as follows:

CALIFORNIA ENVIRONMENTAL QUALITY ACT

1. In July 2014, the City Council certified a Final Program Environmental Impact Report, adopted the Statement of Overriding Considerations, approved the Mitigation Monitoring and Reporting Program, Adopted the Hayward 2040 General Plan, and Approved related amendments to the General Plan Land Use Map for certain properties in the Planning Area.
2. Pursuant to CEQA Guidelines Section 15164, LSA prepared for the City an Addendum, dated October 2019, analyzing the proposed land use changes and associated development project for Route 238 Corridor Lands Parcel Group 6: Carlos Bee Quarry Master Development

Plan. Pursuant to CEQA Guidelines 15164(g), an Addendum need not be circulated for public review but can be included in or attached to the Final EIR.

3. That there has been no substantial change proposed in the project or the circumstances under which the project is being undertaken, nor is there any new information that would require additional environmental review; therefore, the previously certified Mitigation Monitoring and Reporting Program and Related Technical Memoranda remain valid.

4. That the adopted Final EIR identified all potential significant adverse impacts and feasible mitigation measures that would reduce impacts to a level of less than significant, and that all the applicable mitigation measures identified in the Mitigation Monitoring and Reporting Program will be implemented, if not already implemented and applicable to the project as described in the Addendum. Based on the Final EIR, the Addendum, and the whole record before the City Council, there is no substantial evidence that the project would have a significant effect on the environment.

5. That the project complies with CEQA, and that the previously certified Final EIR, Mitigation Monitoring and Reporting Program, Technical Memoranda and Addendum was presented to the City Council, which reviewed and considered the information contained therein prior to approving the project.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City Council of the City of Hayward, based on the foregoing findings, hereby adopts and certifies the Addendum to the certified 2014 General Plan Environmental Impact Report and Mitigation Monitoring and Reporting Program.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2019

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

EXHIBITS

- Exhibit A 2014 General Plan EIR Mitigation Monitoring and Reporting Program (MMRP)
- Exhibit B Mitigation Monitoring and Reporting Program Modifications