

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE
CITY COUNCIL OF THE CITY OF HAYWARD

WHEREAS, Government Code § 51175-89 requires the State Fire Marshal to identify areas in the state as moderate, high, and very high fire hazard severity zones, which are based on uniform criteria and the severity of fire hazards expected in those areas;

WHEREAS, within 30 days of receiving a transmittal from the State Fire Marshal identifying fire hazard severity zones, the City of Hayward was required to make the information available for public view and comment, in a format that is understandable and accessible to the public, including the use of maps;

WHEREAS, the City received transmittal of the fire hazard severity zones from the State Fire Marshal on February 24, 2025;

WHEREAS on March 19, 2025, the City made the information received from the State Fire Marshal available for public view and comment in a format that is understandable and accessible to the public by creating a website with such information which includes maps and contact information for those with questions and/or comments;

WHEREAS, within 120 days of receiving the transmittal from the State Fire Marshal, the City is required to designate, by ordinance, moderate, high and very high fire safety zones, which it is seeking to do herein;

WHEREAS, the 120-day deadline to adopt the ordinance will expire on June 23, 2025;

WHEREAS, within 30 days of adoption of this Ordinance, the City is required to transmit a copy of the adopted ordinance to the State Board of Forestry and Fire Protection.

THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN AS FOLLOWS:

SECTION 1. Article 16 is added to Chapter 3 of the City of Hayward Municipal Code to read as follows:

SEC. 3-16.00 Title.

This Article shall be known as the “Fire Severity Map Ordinance”

SEC. 3-16.01 Purpose.

SEC. 3-16.02 Effect.

SEC. 3-16.03 Map.

SEC. 3-16.04 Designation.

SECTION 2. California Environmental Quality Act (CEQA).

The City Council independently finds and determines that this action is exempt from CEQA pursuant to Division 13 (commencing with Section 21000) of the Public Resources Code; and, under Section 15061(b)(3) of the CEQA Guidelines, as an activity that is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment.

The general exemption applies in this instance because it can be seen with certainty that there is no possibility that the proposed amendments could have a significant effect on the environment, and thus are not subject to CEQA. Thus, it can be seen with certainty that the proposed project would not have a significant effect on the environment.

SECTION 3. Severance.

If any section, subsection, paragraph or sentence of this Ordinance, or any part thereof, is for any reason found to be unconstitutional, invalid or beyond the authority of the City of Hayward by a court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance.

SECTION 4. Effective Date and Publication.

This ordinance shall become effective thirty (30) days after adoption by the City Council.

Introduced at a meeting of the City Council of the City of Hayward, held on the 27th day of May 2025, by Council Member Bonilla Jr.

This Ordinance will be considered for adoption at the regular meeting of the Hayward City Council, to be held on the 3rd day of June 2025, at 7:00 p.m. Please note the City Council will hold a hybrid meeting which will allow for participation in the Council Chamber and virtually via the Zoom platform. The full text of this Ordinance is available for examination by the public by contacting the City Clerk's office at cityclerk@hayward-ca.gov or (510) 583-4400.

Dated: May 30, 2025
Miriam Lens, City Clerk
City of Hayward