

HAYWARD CITY COUNCIL

RESOLUTION NO. 23-

Introduced by Council Member _____

RESOLUTION FINDING THE CITY'S LEASE WITH THE EAST BAY REGIONAL
PARK DISTRICT ALLOWS THE HAYWARD MARSH RESTORATION PROJECT

WHEREAS, the Hayward Marsh is a 145-acre area on the Hayward Regional Shoreline that is managed by the East Bay Regional Park District (EBRPD); and

WHEREAS, the Hayward Marsh was used by the Union Sanitary District (USD) as additional treatment for its secondary treated wastewater since 1985; and

WHEREAS, USD is no longer using the marsh and EBRPD seeks to restore it to provide wildlife habitat, flood protection and improved public access by implementing the Hayward Marsh Restoration Project; and

WHEREAS, a four-acre portion of the northeast corner of the Hayward Marsh, a portion of Assessor's Parcel Number 438-0080-013-06, is owned by the City of Hayward and leased to EBRPD; and

WHEREAS, on May 11, 1982, Council approved the current lease by adopting Resolution 82-153; and

WHEREAS, the lease was executed on July 14, 1982, automatically renewed in 2007, and is scheduled to expire on July 14, 2031.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward finds the proposed Hayward Marsh Restoration Project is allowed by and is consistent with the terms and conditions of the current lease.

BE IT FURTHER RESOLVED that the City Council finds that the current lease should be extended beyond 2031 for at least another 25 years.

BE IT FURTHER RESOLVED that the City Council hereby directs the City Manager to prepare a lease extension for Council's consideration before the current lease expires in 2031.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2023.

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