

HAYWARD CITY COUNCIL

RESOLUTION NO. 21-

Introduced by Council Member _____

RESOLUTION ADOPTING THE HAYWARD REGIONAL SHORELINE
ADAPTATION MASTER PLAN

WHEREAS, the Hayward Area Shoreline Planning Agency (HASPA) is a joint powers authority established in 1970 and includes the City of Hayward, the Hayward Area Recreation and Park District (HARD), and the East Bay Regional Park District (EBRPD); and

WHEREAS, HASPA's mission is to coordinate agency planning activities and plan for sea level rise to ensure the Hayward Regional Shoreline's natural, resources and infrastructure are protected for future generations; and

WHEREAS, on July 24, 2018, on behalf of HASPA, Council authorized the receipt of grant funds from California Department of Transportation (Caltrans) to prepare the Hayward Regional Shoreline Adaptation Master Plan (Plan); and

WHEREAS, the Plan supports the supports the Strategic Priority of Combat Climate Change and the implementation of Project 9 - Complete Shoreline Master Plan; and

WHEREAS, the Plan supports the following policies from the City's General Plan: Community Health and Quality of Life Policy 11.15 (Hayward Regional Shoreline Access); Hazards Policy 4.1 (Monitor Sea Level Rise); Hazards Policy 4.3 (Shoreline Realignment Master Plan); Natural Resources Policy 1.4 (Shoreline Protection and Enhancement); Natural Resources Policy 1.6 (Migratory Bird Habitat Protection); and Natural Resources Policy 8.4 (Shoreline Views Protection); and

WHEREAS, on October 22, 2020, the Hayward Planning Commission reviewed and commented on the Plan; and

WHEREAS, on January 14, 2021, the Board of Trustees for HASPA unanimously voted to recommend that the Hayward City Council, the HARD Board of Directors and the EBRPD Board of Directors adopt the Hayward Regional Shoreline Adaptation Master Plan; and

WHEREAS, the HASPA Board of Trustees acknowledged that full implementation of the Plan is contingent upon funding, environmental review, and stakeholder coordination; and

WHEREAS, the City's consultant prepared a report evaluating the Plan's eligibility for a statutory exemption under the California Environmental Quality Act (CEQA). The report concluded that a statutory exemption is appropriate based on the following:

- a variety of environmental factors present on the shoreline including hydrology and water quality, geology, biological resources, cultural resources and hazardous materials;
- adoption of the Plan would not cause a physical change in the environment;
- the Plan would not have a legally binding effect on later activities as it is only a planning study and does not contain mandatory measures or amendments to adopted planning documents or regulations; and
- if a physical project contemplated by the Plan moves forward, a separate analysis of potential environmental impacts pursuant to CEQA would be performed at that time.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward finds that adoption of the Plan is statutorily exempt from the provisions of the CEQA pursuant to Section 15262, Feasibility and Planning Studies.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City Council of the City of Hayward hereby adopts the Hayward Regional Shoreline Adaptation Master Plan.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2021

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