

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

RESOLUTION NO. 07-1718

ADOPTION OF THE MITIGATED NEGATIVE DECLARATION/INITIAL STUDY FOR THE CHABOT COLLEGE 2012 FACILITIES MASTER PLAN PROJECT, ADOPTING FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, ADOPTING THE MITIGATION MONITORING AND REPORTING PROGRAM, AND APPROVING THE CHABOT COLLEGE 2012 FACILITIES MASTER PLAN PROJECT

WHEREAS, the Chabot Las Positas Community College District Board of Trustees (“Board”) proposes to replace and upgrade existing obsolete facilities, improve on-campus pedestrian and vehicular circulation, enhance daily student activity and open up vistas from and to the campus and the community at the Chabot College campus located at 25555 Hesperian Boulevard, Hayward, California; and

WHEREAS, the proposed Chabot College 2012 Facilities Master Plan Project (“Project”) would increase facilities capacity at the school over the next ten years; and

WHEREAS, Chabot Las Positas Community College District is the lead agency for the Project, and has caused to be prepared the Mitigated Negative Declaration/Initial Study (“MND/IS”, SCH No. 2005092081) for the Project, which was available for review from September 25, 2017 through October 24, 2017; and

WHEREAS, the MND/IS for the Project was prepared pursuant to and in accordance with the California Environmental Quality Act (Public Resources Code, § 21000 *et seq.*, “CEQA”) and the Guidelines for Implementation of the California Environmental Quality Act (Title 14, Cal. Code of Regs., § 15000 *et seq.*, the CEQA “Guidelines”); and

WHEREAS, pursuant to California Public Resources Section 21082.1 the Board has independently reviewed and analyzed the information contained in: (1) the MND/IS and (2) Mitigation Monitoring and Reporting Program (“MMRP”), (collectively the “MND/IS”) and the conclusions of the MND/IS reflect the independent judgment of the Board; and

WHEREAS, Chabot Las Positas Community College District posted the Notice of Intent to adopt the MND/IS and the MND/IS on their website and made a copy of the MND/IS available for public review at their administrative office located at 7600 Dublin Boulevard, 3rd Floor, Dublin, CA 94545; and

WHEREAS, one comment letter on the MND/IS was received from the Department of Transportation during the 30-day public review period from September 25, 2017 through October 24, 2017 and staff has addressed these comments; and

WHEREAS, all actions required to be taken by applicable law relating to the preparation, circulation, and review of the MND/IS have been taken; and

WHEREAS, the CEQA Findings of Fact included as Exhibit “1,” attached hereto and incorporated herein, identify the following impacts: the Project will not result in any significant impacts for the topical areas of Agricultural and Forestry Resources, Cultural Resources, Greenhouse Gas Emissions, Hydrology and Water Quality, Land Use and Planning, Mineral Resources, Population and Housing,

Public Services, Recreation, Transportation and Circulation, and Utilities and Service Systems, therefore, no mitigation is required for these areas; and significant impacts will be reduced to a less-than-significant level with incorporation of the recommended mitigation measures for all of the identified significant effects for the topical areas of Aesthetics, Air Quality, Biological Resources, Geology and Soils, Hazards and Hazardous Materials, and Noise.

WHEREAS, the Board has reviewed and considered the Final MND/IS and MMRP with respect to the Project; and

WHEREAS, approval of the Project and construction of the improvements described in the Project, will advance the public health, safety and welfare and further Chabot Las Positas Community College District's statutory public education purposes;

NOW, THEREFORE, BE IT RESOLVED by the Chabot Las Positas Community College District Board of Trustees meeting held on November 14, 2017, the following:

SECTION 1:

That the above recitals are true and correct.

SECTION 2

The MND/IS for the Project is an adequate and complete document completed in accordance with CEQA and the CEQA Guidelines.

SECTION 3

The Board hereby certifies that Chabot Las Positas Community College District is the lead agency for the Project, that the Board, as the governing board of the lead agency, has reviewed and considered the MND/IS and the information contained therein prior to deciding whether to approve the proposed Project, including all comments received thereon and responses thereto; and the Board finds that the MND/IS reflects the independent judgment and analysis of the Board.

SECTION 4:

The Board hereby makes and adopts the CEQA Findings of Fact and mitigation measures set forth in Exhibit "1."

SECTION 5:

A Mitigation Monitoring and Reporting Program (MMRP) has been prepared to meet the requirements of Public Resources Code Section 21081.6. This program is designed to ensure compliance with Project changes and mitigation measures imposed to avoid or reduce to a less-than-significant level the significant effects identified in the MND/IS. The Board hereby adopts the MMRP, as set forth in Exhibit "2."

SECTION 6:

These actions having been taken and findings having been made, the Board hereby approves, certifies, and adopts the MND/IS for the Project.

SECTION 7

The Chabot Las Positas Community College District Board of Trustees hereby approves the Project, consisting of program facilities, which are further described in the MND/IS and authorizes and directs staff to implement the Project in a manner consistent with the terms hereof.

SECTION 8:

The MND/IS is on file and available at the administrative office of Chabot Las Positas Community College District, 7600 Dublin Boulevard, 3rd Floor, Dublin, CA 94545.

PASSED AND ADOPTED by the Chabot Las Positas Community College District Board of Trustees on this 14th day of November, 2017, by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

Date

Secretary of the Board of Trustees of the
Chabot-Las Positas Community College District,
State of California, County of Alameda