

OHLONE COMMUNITY COLLEGE DISTRICT

MEMORANDUM

TO: Board of Trustees

Board Resolution

FROM: Gari Browning

DATE: August 13, 2008

SUBJECT: Resolution # 1/08-09 to Adopt the Mitigated Negative Declaration Determination

The State funded Underground Water Intrusion project is in the design phase. In order to proceed with the work, the project must be evaluated for potentially significant impacts in compliance with the California Environmental Quality Act (CEQA). On June 11, 2008 the Board approved a contract with tBP Architecture to conduct an Initial Study to identify potentially significant impacts of the project. tBP Architecture subcontracted Weiss Associates, an environmental consulting firm, to review the project in compliance with CEQA requirements and identify potentially significant impacts that may result from the project. Potentially significant impacts and mitigations that reduce these impacts to a level of non-significance were identified in an April 2008 a Draft Initial Study (IS)/Mitigated Negative Declaration (MND). These are summarized in Table 1 below. The Draft IS/MND was submitted to the State Clearinghouse for distribution to state and local agencies, placed on the District website and in the President's Office for public review and sent to known interested stakeholders for review. No comments on the Draft IS/MND were received. A final Initial Study/Mitigated Negative Declaration, and a Mitigation Monitoring and Reporting Program were developed for adoption by the Board. The full report is available for review in the Ohlone College Purchasing Department.

Table 1. Summary of Findings

Item	Potential Impact(s)	Mitigation Measure(s)
1. Aesthetics	No significant impacts were identified.	None required.
2. Agriculture Resources	No impacts were identified.	None required.
3. Air Quality	Emissions for the project may emit pollutants for which the project area is non-attainment. No other significant impacts were identified.	AIR-1. BAAQMD Feasible Control Measures for Construction Emissions of PM ₁₀ shall be implemented. AIR-2. Equipment exhaust shall be staged away from building air intakes. AIR-3. Equipment operators shall limit equipment idling to minimize air emissions.
4. Biological Resources	No significant impacts were identified.	None required.

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Item	Potential Impact(s)	Mitigation Measure(s)
5. Cultural Resources	Entry into a small segment of a historic landscape may be required is trenching is employed. Cultural resources and/or human remains may be disturbed during trenching activities.	<p>CUL-1. Approval for trenching in the "planted alameda" historic landscape shall be obtained from the SHPO prior to beginning of construction activities.</p> <p>CUL-2. Project design shall be reviewed by the archaeological resources representative of Ohlone Community College prior to implementation to ensure that known archaeological resources would not be impacted by implementation of the proposed design. If archaeological resources are encountered during construction activities, trenching shall be halted and the SHPO shall be contacted. Approval from the SHPO shall be obtained prior to restarting trenching activities.</p> <p>CUL-3. If human remains are encountered during construction activities, trenching shall be halted and the Alameda County Coroner, the SHPO and BIA shall be contacted. Approval from the SHPO and BIA as necessary shall be obtained prior to restarting trenching activities.</p>
6. Geology & Soils	No significant impacts were identified.	None required.
7. Hazards & Hazardous Materials	No significant impacts were identified.	None required.
8. Hydrology & Water Quality	Water quality may be degraded during construction activities if soils are disturbed and exposed, and if they enter San Francisco Bay via storm water runoff.	<p>HYDRO-1. If the disturbed area should exceed the thresholds requiring a Storm Water General Permit for Construction Activities, a Notice of Intent to Comply with the General Permit shall be submitted prior to commencement of construction activities. Additionally, the project contractor shall develop and implement a Storm Water Pollution Prevention Plan and adopt Best Management Practices to ensure that exposed soils are properly managed as required by the RWQCB.</p>
9. Land Use Planning	No impacts were identified.	None required.
10. Mineral Resources	No impacts were identified.	None required.
11. Noise	Short-term, intermittent, construction-related noise may be generated during drilling and potential trenching activities. Heavy-duty trucks associated with drilling equipment would also be sources of noise.	<p>NOISE-1. To minimize construction noise, the following measures shall be implemented where practicable: (1) all construction equipment to be powered by internal combustion engines that are properly muffled and maintained; (2) prohibit unnecessary idling of internal combustion engines, and (3) selected quiet construction equipment whenever possible.</p>
12. Population & Housing	No impacts were identified.	None required.
13. Public Services	No impacts were identified.	None required.

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Item	Potential Impact(s)	Mitigation Measure(s)
14. Recreation	No significant impacts were identified.	None required.
15. Transportation & Traffic	No significant impacts were identified.	None required.
16. Utilities & Service Systems	No significant impacts were identified.	None required.
17. Mandatory Findings of Significance	No significant impacts were identified.	None required.

The first step is for the Board of Trustees to adopt the attached resolution which declares the District has evaluated the environmental impacts and has taken steps to mitigate those impacts per the MND resulting from the IS prepared by Weiss and Associates.

Once the final IS/MND is signed and adopted by the Board of Trustees, a Notice of Determination (NOD) must be filed with the Alameda County clerk along with the CDFG fees within 5 days. A copy of the NOD will also be sent with final IS/MND to the State Clearinghouse.

RECOMMENDATION

The President/Superintendent recommends that the Board of Trustees pass resolution # 1/08-09 to adopt the Mitigated Negative Declaration determination attached and authorize the Vice President of Administrative Services to execute the document for filing with the appropriate agencies.