



HAYWARD AREA SHORELINE PLANNING AGENCY

HASPA Meeting
HARD District Office
1099 E Street
Hayward, CA 94541

**Thursday, September 22, 2011
5:00 p.m.**

THE CAC MEETING WILL BE HELD ONE HOUR PRIOR TO THE HASPA MEETING

AGENDA

- | | | |
|----|---|---------|
| 1. | Call to Order | Jameson |
| 2. | Introductions | |
| 3. | Agenda Approval | Jameson |
| 4. | Approval of HASPA Minutes for June 23, 2011 | Jameson |
| 5. | (i) Report from HASCAC Chair | Moose |

NEW BUSINESS

- | | | |
|----|---|-------|
| 6. | (i) URS Corporation Mitigation Project (5 Min.) | Zabel |
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UNFINISHED BUSINESS

- | | | |
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| 7. | (d/a) Weber Property Development (5 Min.) | Pearson |
| 8. | (d/a) BCDC's Proposed Bay Plan Amendments (10 Min.) | Pearson |
| 9. | (i) Sea Level Rise Study and ART Project Update (5 Min.) | Pearson |
| 10. | (i) PG&E Gas Line Update (5 Min.) | Pearson |
| 11. | (i) CAC/TAC/Board Comments | |
| 12. | (d) Agenda Building | |
| 13. | Public Comments | |
| 14. | Adjournment | Jameson |

- (i) Information
- (d) Discussion
- (a) Action

Next HASPA Meeting: December 15, 2011



HAYWARD AREA SHORELINE PLANNING AGENCY

Hayward Area Recreation and Park District
East Bay Regional Park District
City of Hayward

Joint Meeting of Board of Trustees and Citizens Advisory Committee
HARD District Office Conference Room
1099 'E' Street
Hayward, CA 94541

June 23, 2011

DRAFT MINUTES

HASPA TRUSTEES PRESENT:

Minane Jameson, Hayward Area Recreation and Park District (Chair)
Bill Quirk, City of Hayward
Carol Severin, East Bay Regional Park District
Barbara Halliday, City of Hayward (Alternate)

HASCAC MEMBERS PRESENT:

Audrey LePell (Chair)
Betty Moose (Vice Chair)
Evelyn Cormier
Allen Bertillion
Ron Barklow
Martin Eschen
Ernie Pacheco

HASTAC MEMBERS PRESENT:

Mark Taylor, East Bay Regional Park District
Jennifer Koney, Hayward Area Recreation and Park District
Adrienne De Ponte, Hayward Area Recreation and Park District

STAFF:

Karl Zabel, Hayward Area Recreation and Park District
Julie Williams, Hayward Area Recreation and Park District
Erik Pearson, City of Hayward

VISITORS:

Sarah Lamnin, Hayward Planning Commission
Jane Sacco, Vox Populi

1. Call to Order

The meeting was called to order at 5:06 p.m. by Minane Jameson.

2. Introductions

Round robin introductions of all those present were made.

3. **Agenda Approval**

The agenda was approved by unanimous consent.

4. **Approval of HASPA Minutes for March 24, 2011.**

The minutes were approved as amended by unanimous consent.

5. **Report from HASCAC Chair**

Audrey LePell indicated that Karl Zabel made a presentation regarding a project along the shoreline as part of a mitigation plan. Karl Zabel reported that URS Corporation, an environmental company, has contacted the Hayward Area Recreation and Park District and said they have a client to do mitigation work. They suggested a project along the Hayward shoreline for mitigation such as the Triangle Marsh and Frank's Tract, which is close to the Hayward Landing. The CAC would like to know more about the mitigation project itself and would like someone to come to the next meeting to make a presentation.

Audrey LePell reported that they had an election of officers. Betty Moose will be the new Chair and Audrey LePell will be the Vice-Chair starting in September.

Audrey LePell reported that Phil Gordon was nominated to be the recipient for HASCAC at the Volunteer Awards Dinner in October at the great white tent at St. Rose Hospital.

Audrey LePell also wanted to compliment the staff and volunteers who worked on the 25th Anniversary of the Shoreline Interpretive Center. It was a well organized event and much appreciated.

Betty Moose indicated that the San Francisco Bay Trail wanted to be sure that people understand what the San Francisco Bay Trail is about. She defined the Bay Trail as follows: Wandering through nature and city streets, the Bay Trail is an idea as much as a plan and a place. The San Francisco Bay Trail is many things but it isn't always a trail nor is it always next to the San Francisco Bay. They have the ridge lands and waterways to be considered in that. When the Association of Bay Area Governments first set out to build a 500 mile path in 9 counties and 37 cities around San Francisco-San Pablo Bay, the project was bound to be complex. Each separate jurisdiction will be responsible for managing its own segment.

Betty Moose also reported that Save the Bay is having their 50th Anniversary on Thursday, November 3, 2011 and will provide more details at the next meeting.

Audrey LePell reported that Ernie Pacheco, Andy Wilson and Frank Goulart spoke at the Hayward Area Recreation and Park District Board of Director's meeting on June 13th regarding Calpine. Ernie Pacheco reported that the Hayward Area Recreation and Park District Board of Directors had two agenda items for action on their agenda with Calpine, which have been developed to formalize the negotiations. The first agreement is for visual mitigation and regional shoreline park enhancements/trailside amenities. The second agreement is a cooperation agreement which outlines the \$150,000 contribution over three years and the Hayward Area Recreation and Park District's obligations for receipt of the funds and with the agreement that Hayward Area Recreation and Park District will neither oppose the power plant in the future and would agree to help the power plant get all the required permits and licenses. The Hayward Area Recreation and Park District Board of Directors motioned to table the two agreements for ninety (90) days for staff, along with HARD Board participation, to seek answers

to all the unanswered questions and report back to the HARD Board at their meeting on September 26th. The HARD Board instructed staff to get answers to the following: What is going to be the lighting plan for the power plant and what kind of damage it will do to endangered species? What is the impact of the hundreds of helicopters and airplanes that fly over the shoreline? What is the impact to the endangered species? What is the impact to the visitor? The other issue that was brought up is what is going to be the mitigation for the Hayward Area Recreation and Park District survey that was conducted. It was found that over 90% of the public will reduce the usage of the shoreline because of the power plant. The entire EIR was completed before the HASPA sea level rise analysis was done and, therefore, there has been no response to various questions. Those were the main issues that were discussed.

6. **HASCAC Membership Report**

Karl Zabel indicated that there is a need and desire to add members and asked if any current members had suggestions for new members. Bill Quirk suggested Sarah Lamnin from the City of Hayward who was in attendance. Sarah Lamnin kindly remarked that she would welcome the opportunity to learn more about the requirements and would make a decision from there. Minane Jameson reported that it is hard to find members as everyone is so busy. Minane inquired if we advertise the CAC membership at the Shoreline Interpretive Center. Minane also suggested the CAC membership be put in the Hayward Area Recreation and Park District brochure. Betty Moose also suggested the EBRPD put the CAC membership in their brochure as well. Bill Quirk indicated that there will be interviews for commissions next month and perhaps they can find out if any of those people are interested. Barbara Halliday also indicated that there will be an open house on June 30th at the City of Hayward and maybe a table can be setup through Miriam Lens, the City Clerk.

7. **Weber Property Development**

Erik Pearson indicated that there is not much to report as there hasn't been a lot of activity on this project. The applicant is still waiting to hear back from U.S Army Corps of Engineers in terms of the wetland determination and whether or not the wetland can be developed and mitigated. The City is also waiting to hear back from the California Department of Fish and Game. Tim Koonze, Staff Planner for City of Hayward, wrote a letter to the California Department of Fish and Game to get the status. Erik said he reminded Tim that HASPA wants to see the project before it goes to the Planning Commission. Bill Quirk inquired if this project was one where sea level rise could be an issue and Erik replied that it could be in terms of elevation.

Minane Jameson indicated that Frank Delfino had photographs of the property. Ernie Pacheco said that the photo Minane is talking about showed that it was not water coming up to the property but the property was completely inundated. HASPA is looking at the sea level rise study in cooperation with what BCDC is doing. Ernie said one of the main things that is being talked about is planning and doing proper permitting now so that we don't build new things in areas that will need adaptive management later. Ernie said that this Weber proposal is a perfect opportunity to get our feet wet on it. Ernie proposed that the City and HASPA adopt the "Sea Level Rise Inundation Area Survey" that he handed out in conjunction with the Weber site. Bill Quirk replied that we move this topic under the BCDC topic since it relates to that. Minane Jameson wanted to know how we can incorporate it into the process. Erik Pearson responded by saying that it really doesn't need to be a formal request and that he would have Mr. Koonze forward the survey to the applicant for the Weber property.

8. **BCDC's Proposed Bay Plan Amendments**

Erik Pearson indicated that a memo was sent to members of HASPA by email regarding the Bay Conservation and Development Commission (BCDC) Proposed Bay Plan Amendment. Erik summarized the memo and the draft letter. BCDC has been working on these amendments for the last couple of years to incorporate sea level rise. BCDC have been steadily releasing new drafts and the next full revised draft will be distributed on July 29th. The Commission is scheduled to have a hearing on September 1st and another hearing to actually approve the amendment is scheduled for October 6th. The BCDC has authority over the 100 foot wide ban that surrounds the Bay. Their regulatory authority is fairly limited. It's limited to public access and consistency with the priority use areas. Erik passed out a map with the priority use areas that were established many years ago. On the map, the shoreline area is "waterfront park" and beach and tidal marsh. These priority use areas are not areas that are considered development potential that these Bay Plan policies would affect. Some groups such as economic development organizations, building industry associations, and chambers of commerce oppose the proposed bay plan amendments. Their concern is that BCDC is going to end of up with increased powers and authority. As the Bay rises, the 100 foot ban will move. BCDC staff is not trying to broaden their authority or change their jurisdiction.

9. **Letter to BCDC**

It was decided that the draft letter to BCDC that Erik Pearson created needed to be revised. Bill Quirk read the first paragraph in the draft letter. The concern is how do we get the various agencies to work together to do the planning on the shoreline. We want to make sure those local agencies like HASPA continue to be the primary planning agency determining how to respond when it comes to sea level rise. He suggested that another sentence be added to the draft letter to reflect that. Erik Pearson replied that BCDC will work on an actual adaptation strategy for the Bay after the Bay Plan is amended. Ernie Pacheco further went on to say that BCDC was created because local agencies failed to save the Bay. He feels that BCDC should have more authority. He is against urging more local control than the document already shows. Jennifer Koney responded that she is part of the Adapting to Rising Tides group. In a recent meeting and going through the assessments and developing the metrics, it came to question as to the funding sources that might be available to any implementation plan. Jennifer further said it is hard to say who is going to be responsible for funding the implementation plan and for which locality but it also seems there is going to have to be an adaption strategy that will need to be coordinated. Evelyn Cormier stated that these local agencies need to have a strong voice. Betty Moose wanted to include Oro Loma as a local agency. Erik Pearson indicated they have talked with Oro Loma and they are in within the area of the Adapting to Rising Tides project.

A subcommittee comprised of Minane Jameson, Erik Pearson, Jennifer Koney, Karl Zabel, Betty Moose and Mike Anderson will meet in the future to discuss the letter to BCDC further and to craft revisions to the draft letter. This letter needs to be done as soon as possible as the next draft is coming out on July 29th.

10. **Hayward Shoreline Interpretive Center – 25th Anniversary Events**

Adrienne De Ponte showed a DVD on the 25th Anniversary at the Hayward Shoreline Interpretive Center that was held on May 21, 2011. She indicated that over 100 people attended the event and it was a beautiful day. The Shoreline Interpretive Center received a special congressional recognition certificate from Pete Stark. Several previous employees flew in from out of state to attend the event. Jennifer Koney wanted to thank Adrienne and the Shoreline staff for their fabulous work. Barbara Halliday said this program gave great insight regarding the shoreline

and it was a great event. Carol Severin said it was the friendliest dedication event that she has ever attended.

11. **Sea Level Rise Study and Adapting to Rising Tides (ART) Project Update**

Jennifer Koney referred to the summary of the Adapting to Rising Tides meeting that she distributed. One of the critical pieces from that meeting was the summary of the direct climate impacts. The ART project is being coordinated by BCDC. She referred to the four goals that have been established with the objective of supporting communication. One of the goals is to support the development of a more coordinated and networked organizational structure for adaption planning and implementation within the sub region. How do we form this project team with all the agencies that are in it into an ongoing structural support unit that can then move from adaption planning into implementation and seek greater sources of funding? It is embedded and implied that after this first part of the ART project comes into play, there is going to be an adaption strategy, and then using that structure that has been formed, move it to implementation and funding. We are going to be the model that is going to be used for replication because of our great variety of resources that exist at the shoreline. We will be able to take first crack at the funding sources and be in a great position to request the funds in the first wave.

12. **PG&E Gas Line Update**

Erik Pearson reported that PG&E started testing gas lines in Hayward on June 6th. They will be continuing those tests through July 26th. They are doing hydrostatic testing to check for leaks on a portion of Winton Avenue, a portion of Depot Road and a portion of Clawiter Road.

Erie Pacheco attended a PG&E workshop. He was talking to one of the testing experts and he said the testing expert was unaware they were going to increase the pressure for Calpine.

12. **CAC/TAC/Board Comments**

Carol Severin reported the East Bay Regional Park District dedicated property in Oakley where they are building an interpretive center. At that location, there is a beautiful structure of a map that you can walk on that is about 40 x 50 feet.

Audrey LePell wanted to thank Martin Eschen for providing photos of the tree planting ceremony for Janice Delfino that was held at Castro Valley Community Center on Friday, May 20, 2011. Minane Jameson thanked Karl Zabel for working with Frank Delfino on this project.

Carol Severin reported that Ned Lyke is President of the Friends of Library in Castro Valley.

Ernie Pacheco said he is unable to get answers to his questions from various agencies regarding the power plant. Carol Severin reported that he is able to get written information from any public agency.

Minane Jameson further said if developers are allowed to develop near the Bay and have the sea level rising, it will cost the taxpayers a lot of money to fend off this rising sea level.

Ernie Pacheco requested the vacancy rate in the HASPA area. Erik Pearson said he has the vacancy rate within the City area, but not broken down in the HASPA area.

13. **Agenda Building**

The following unfinished business items will be added to the next agenda: BCDC's Bay Plan Amendments, PG&E Gas Lines, Weber Property Development, Sea Level Rise and ART Project Update. The following item will be added under new business items: URS Corporation Mitigation Project.

14. **Public Comments**

Adrienne De Ponte showed off the new Bay Camp T-Shirt for 2011.

Bill Quirk indicated that he will not be attending the September HASPA meeting and Barbara Halliday will take his place as his alternate.

15. **Adjournment**

The meeting was adjourned by Minane Jameson at 6:26 p.m.

Minutes taken by Julie Williams, Hayward Area Recreation and Park District