



**CITY OF HAYWARD**  
**AGENDA REPORT**

AGENDA DATE 04/03/01  
AGENDA ITEM 4  
WORK SESSION ITEM \_\_\_\_\_

**TO:** Mayor and City Council  
**FROM:** Director of Public Works  
**SUBJECT:** Grading Permit for Slide Repair on Hayward Boulevard: Parcel Map 5780, Lots 2 and 3

**RECOMMENDATION:**

It is recommended that the City Council approve the attached resolution finding the negative declaration adequate and complete, and authorizing the City Engineer to issue Grading Permit No. GR-0314 to Joseph Azzolino and Herb Stouffer.

**BACKGROUND:**

The property, as shown on Exhibit A, is located approximately 850 feet west of the intersection of Hayward Boulevard and Skyline Drive (Parcel Map 5780, Lots 2 and 3). The two landslides potentially affect the proposed building site.

According to the geotechnical report dated June 9, 1999, prepared by Buckley Engineering Associates, most of the landslide occupies Lot 2. On Lot 3, an older, dormant landslide was also identified. The actual slide is within the center rear of both lots 2 and 3, measures approximately 180 feet at the widest area, and extends approximately 100 feet downhill. The maximum depth of failure is approximately 11 feet, apparently in fill material placed during previous grading to create relatively flat building pads.

The proposed remedial work (Exhibit B) calls for the installation of a sub-surface drainage system and regrading the surface to a maximum 2:1 (horizontal to vertical) slope. Landscaping with deep-root, drought-tolerant, native plants and planting of shrubs and trees for long-term protection will be required as a condition of the permit. Staff has reviewed the proposed grading plan and has determined that it is in conformance with the geotechnical report and proper engineering practices. The proposed grading should protect the subject properties from further landslides.

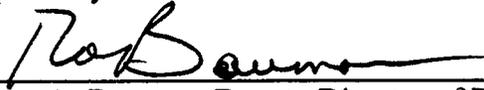
Staff conducted an environmental evaluation, which resulted in the negative declaration (Exhibit C), and recommends approval of the project. The grading ordinance specifies that, if the site slope is greater than 20 percent, the grading permit must be approved by the City Council prior to issuance of the permit. The average slope of the site is approximately 21 to

59 percent. Notice of this grading has been given to owners of all properties located within 300 feet of the site, as required by the grading ordinance.

Grading can be completed without causing any significant nuisance to the general public. The work will be completed in approximately 70 working days and is scheduled to be completed prior to October 15, 2001. The permit will allow grading only between the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, with no weekend or holiday work. Work will not be allowed to continue during the rainy season - after October 15.

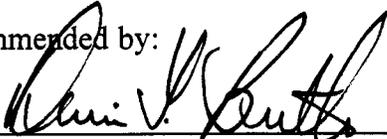
Prior to issuance of the permit, and in order to address potential safety and nuisance concerns, a security deposit will be required to insure that the work will be completed in a timely manner.

Prepared by:



Robert A. Bauman, Deputy Director of Public Works

Recommended by:



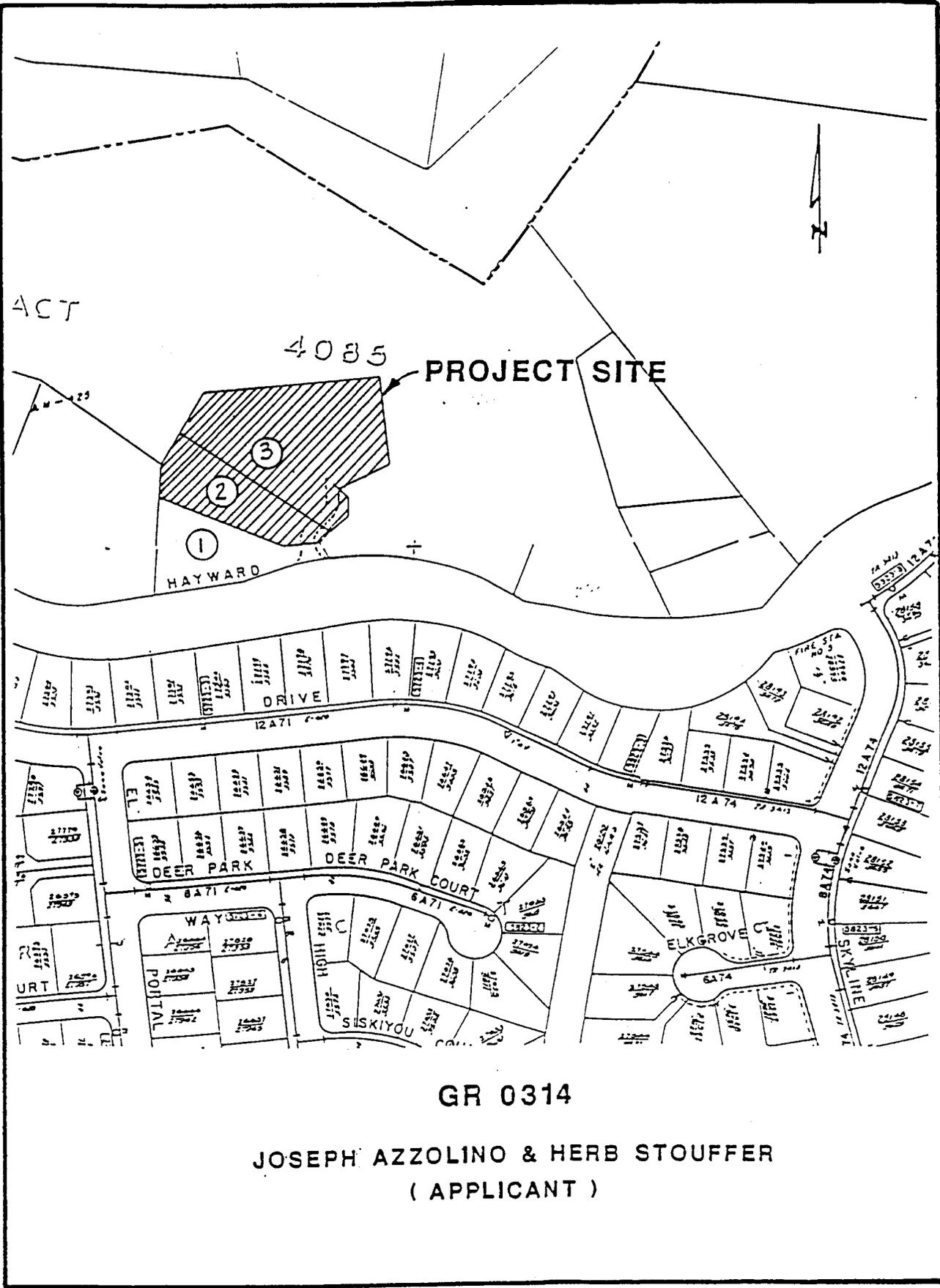
Dennis L. Butler, Director of Public Works

Approved by:



Jesús Armas, City Manager

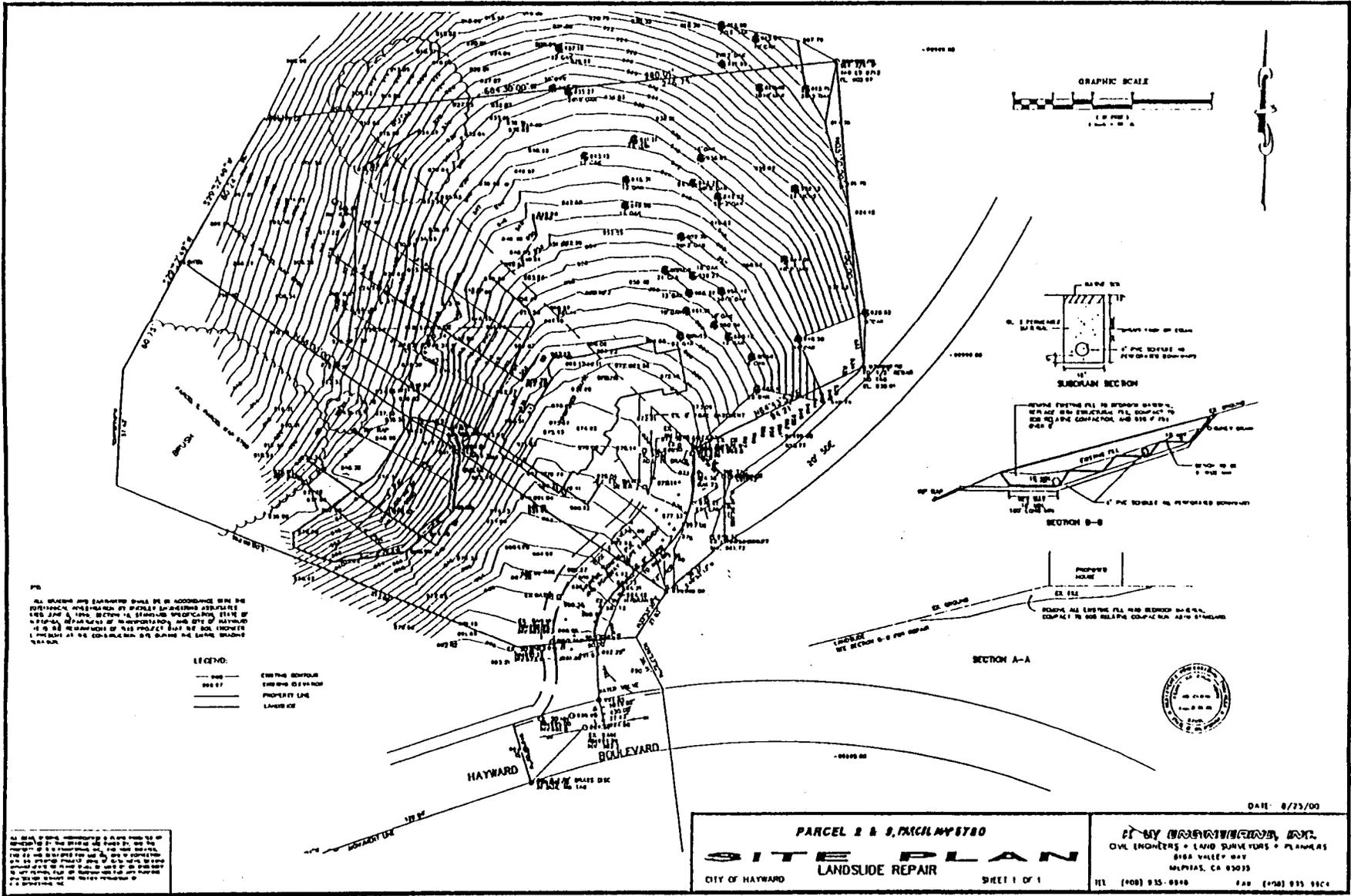
- Attachments: Exhibit A: Area Map  
Exhibit B: Landslide Repair Site Plan  
Exhibit C: Negative Declaration



GR 0314

JOSEPH AZZOLINO & HERB STOUFFER  
( APPLICANT )

Exhibit A



ALL ELEVATIONS AND DIMENSIONS SHALL BE IN ACCORDANCE WITH THE CITY ENGINEER'S OFFICE. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY ENGINEER'S OFFICE. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY ENGINEER'S OFFICE.

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PARCEL 2 & 3, PICALMAY 8780  
**SITE PLAN**  
 LANDSLIDE REPAIR  
 CITY OF HAYWARD SHEET 1 OF 1

DATE: 8/25/00  
**BY W. W. WILSON, INC.**  
 CIVIL ENGINEERS & LAND SURVEYORS & PLANNERS  
 8184 VALLEY WAY  
 SHERMAN, CA 95305  
 TEL: (408) 935-8848 FAX: (408) 935-9344

# NEGATIVE DECLARATION

Notice is hereby given that the City of Hayward finds that no significant effect on the environment as prescribed by the California Environmental Quality Act of 1970, as amended will occur for the following proposed project:

I. *PROJECT DESCRIPTION:*

Grading Permit GR 0314 for Parcel Map 5780, Lots 2 & 3: Joseph F. Azzolino and Herb Stouffer (Owners/Applicants) - Request to grade lots 2 & 3 in order to repair the existing landslide.

The property is located approximately 850' west of the intersection of Hayward Boulevard and Skyline Drive. The project site is bounded to the north by open land, to the south by Hayward Boulevard, to the east and west by open land.

II. *FINDING PROJECT WILL NOT SIGNIFICANTLY AFFECT ENVIRONMENT:*

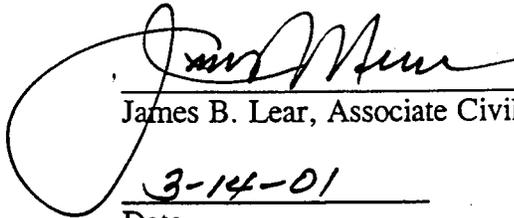
The proposed grading of the site, as conditioned, will have no substantial effect on the area's resources, cumulative or otherwise.

III. *FINDINGS SUPPORTING DECLARATION:*

1. The proposed grading will not create significant impacts related to changes in topography, water quality, or site drainage.
2. The installation of sub-drain pipes will enhance the stability of the slope.
3. The site does not support any fish or wildlife habitat, or any rare or endangered species.
4. There are no active faults in the site area. The active Hayward Fault trace is located approximately 1.0-mile southwest of the site.
5. There is no knowledge of anything in the site area of historical or archeological significance.
6. Positive dust-control methods approved by the City Engineer, that will be utilized at all times during grading, will preserve air quality.
7. The grading plans shall clearly identify all trees to be removed and preserved. Replacement trees shall be required for any trees removed.

8. All disturbed areas shall be revegetated as soon as possible and by October 1<sup>st</sup> at the latest.

IV. *PERSON WHO PREPARED INITIAL STUDY:*

  
\_\_\_\_\_  
James B. Lear, Associate Civil Engineer  
3-14-01  
Date

V. *COPY OF INITIAL STUDY IS ATTACHED*

\_\_\_\_\_  
For additional information, please contact the City of Hayward, 777 "B" Street, Hayward, California 94541-5007 or telephone the City Clerk at (510) 583-4400.  
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Distribution

- Provide copies to all organizations and individuals requesting same in writing.
- Send to project applicants.
- Reference in all public hearing notices to be distributed 20 days in advance of initial public hearing and/or publish once in Daily Review (20 days prior to hearing if no other public notice, otherwise 10 days; reference in all Notices of Decision distributed 20 days prior to effective date of decision).

Posting

This Notice is to be posted for a period of at least 20 days upon receipt:

1. At the City Clerk's Office
2. On the Main City Hall Bulletin Board
3. In the City Library branches.

INITIAL STUDY CHECKLIST FORM

Project title Grading Permit GR 0314

Lead agency name and address: City of Hayward, 777 "B" Street, Hayward, CA 94541-5007

Contact persons and phone number: James B. Lear (510)583-4785

Project location: Approximately 850' west of the intersection of Hayward Blvd. and Skyline Drive

Project sponsor's name and address:  
Joseph F Azzolino and Herb Stouffer  
27057 Industrial Boulevard Hayward CA 94542  
(510) 670-0396

General plan designation Suburban Density Residential Zoning: Residential District

Description of project: Grading Permit GR 0314: Joseph F Azzolino and Herb Stouffer,  
(Owners/Applicants) – Request to grade lots 2 and 3 in order to repair the existing landslide.

The project site is located approximately 850' west of the intersection of Hayward Boulevard and Skyline Drive

Surrounding land uses and setting:  
The properties are bounded to the north by open land, to the south by Hayward Boulevard, to the east and west by open land.

Other public agencies whose approval is required Not Applicable

**ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:**

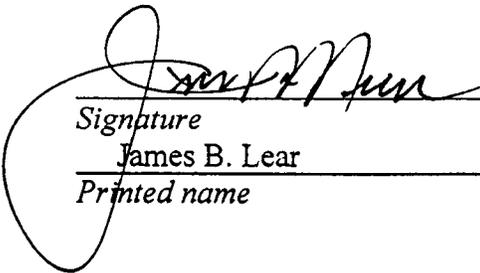
The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Potentially Significant Impact" as indicated by the checklist on the following pages.

- |  |   |  |
|--|---|--|
| <input type="checkbox"/> Land Use and Planning                 | <input type="checkbox"/> Transportation/Circulation   | <input type="checkbox"/> Public Services               |
| <input type="checkbox"/> Population and Housing                | <input type="checkbox"/> Biological Resources         | <input type="checkbox"/> Utilities and Service Systems |
| <input type="checkbox"/> Geological Problems                   | <input type="checkbox"/> Energy and Mineral Resources | <input type="checkbox"/> Aesthetics                    |
| <input type="checkbox"/> Water                                 | <input type="checkbox"/> Hazards                      | <input type="checkbox"/> Cultural Resources            |
| <input type="checkbox"/> Air Quality                           | <input type="checkbox"/> Noise                        | <input type="checkbox"/> Recreation                    |
| <input type="checkbox"/> Mandatory Findings<br>of Significance |   |  |

**DETERMINATION:** (To be completed by the Lead Agency)

On the basis of this initial evaluation:

- I find that the proposed project **COULD NOT** have a significant effect on the environment, and a **NEGATIVE DECLARATION** will be prepared.
- I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because the mitigation measures described on an attached sheet have been added to the project. A **NEGATIVE DECLARATION** will be prepared.
- I find that the proposed project **MAY** have a significant effect on the environment, and an **ENVIRONMENTAL IMPACT REPORT** is required.
- I find that the proposed project **MAY** have a significant effect(s) on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets, if the effect is a "potentially significant impact" or "potentially significant unless mitigated." An **ENVIRONMENTAL IMPACT REPORT** is required, but it must analyze only the effects that remain to be addressed.
- I find that although the proposed project could have a significant effect on the environment, there **WILL NOT** be a significant effect in this case because all potentially significant effects (a) have been analyzed adequately in an earlier EIR pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR, including revisions or mitigation measures that are imposed upon the proposed project.

  
\_\_\_\_\_  
*Signature*

James B. Lear  
\_\_\_\_\_  
*Printed name*

3-14-01  
\_\_\_\_\_  
*Date*

City of Hayward  
\_\_\_\_\_  
*For*

**ENVIRONMENTAL IMPACTS:**

	<i>Potentially Significant Impact</i>	<i>Potentially Significant Unless Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
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**I. LAND USE AND PLANNING. *Would the proposal:***

a) Conflict with general plan designation or zoning?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Comment: *The property is designated as residential district. The proposed grading will not be in conflict with the general plan designation.*

Impact: *No impact.*

b) Conflict with applicable environmental plans or policies adopted by agencies with jurisdiction over the project?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Comment: *The project is not in conflict with environmental plans or policies adopted by the City or other government agencies.*

Impact: *No impact.*

c) Be incompatible with existing land use in the vicinity?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Comment: *The proposed use is compatible with residential land uses in the vicinity.*

Impact: *No impact.*

d) Affect agricultural resources or operations (e.g., impacts to soils or farmlands, or impacts from incompatible land uses)?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Comment: *The site is not zoned for agricultural uses.*

Impact: *No impact.*

e) Disrupt or divide the physical arrangement of an established community (including a low-income or minority community)?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Comment: *The proposed grading will not disrupt the physical arrangement of existing residential development. The site to be graded is to repair an existing landslide*

Impact: *No impact.*

**II. POPULATION AND HOUSING. *Would the proposal:***

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Cumulatively exceed official regional or local population projections?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Comment: *The proposed project is for grading only.*  
Impact: *No impact.*

b) Induce substantial growth in an area either directly or indirectly (e.g., through projects in an undeveloped area or extension of major infrastructure)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Comment: *See II a.*

c) Displace existing housing, especially affordable housing?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Comment: *See II a.*

**III. GEOLOGIC PROBLEMS.** *Would the proposal result in or expose people to potential impacts involving:*

a) Fault rupture?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Comment: *The property is outside the Earthquake Fault Zones. The active Hayward fault trace is located approximately 1.0-mile southwest of the site.*  
Impact: *No impact.*

b) Seismic ground shaking?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Comment: *There is already exists the potential for strong ground shaking at the site, due to the proximity of the site to the major active faults capable of generating significant earthquakes. The repair does not affect this impact*  
Impact: *No impact.*

c) Seismic ground failure, including liquefaction?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Comment: *This site is not known to have the potential for seismic ground failure, including liquefaction.*  
Impact: *No impact.*

d) Seiche, tsunami, or volcanic hazard?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Comment: *Not known in this area.*  
Impact: *No impact.*

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

e) Landslides or mudflows?

Comment: Grading the site during rainy season poses a risk, because of the possibility of heavy rains during construction increases the instability of the slope, and eventually creating a major landslide on the property. No grading will be permitted on this site during the rainy season (October 15 to April 15). All grading and earthwork shall be in conformance with the recommendations contained in the soil report prepared by Buckley Engineering Associates dated June 9, 1999; Copy of the soil report is on file in the Engineering and Transportation Library.  
Impact: Less than significant impact

f) Erosion, changes in topography or unstable soil conditions from excavation, grading, or fill?

Comment: The proposed grading shall be restricted to the dry season between April 15 and October 15 unless otherwise approved by the City Engineer; Soils surfaces exposed as a result of grading shall be stabilized and revegetated by October 15; Erosion control measures will be regularly inspected, monitored and maintained throughout the construction period; Prior to approval of the grading plan, a revegetation plan shall be prepared for all disturbed areas and reviewed and approved by the Landscape Architect.  
Impact: Less than significant impact

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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g) Subsidence of land?

Comment: The site is not known for this condition.  
Impact: No impact.

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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h) Expansive soils?

Comment: The soils encountered from 2 to 11 feet, according to the borings report was generally consisted of tan, silty gravel sand (fill) underlain by weathered sandstone bedrock. The sandstone was soft and friable. No ground water was encountered in the borings, and no springs or seeps were observed on the property. However, the level of the ground water can vary with changes in annual rainfall and from season to season. Perched water within the soil overburden could occur during the wet winter months.  
Impact: No impact.

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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- |  | Potentially Significant Impact | Potentially Significant Unless Mitigation Incorporated | Less Than Significant Impact | No Impact                           |
|--|--------------------------------|--|------------------------------|-------------------------------------|
| i) Unique geologic or physical features? | <input type="checkbox"/>       | <input type="checkbox"/>                               | <input type="checkbox"/>     | <input checked="" type="checkbox"/> |

Comment: *No unique geologic or physical features exist.*  
Impact: *No impact*

**IV. WATER.** *Would the proposal result in:*

- |  |                          |                          |                                     |                                     |
|--|--------------------------|--------------------------|-------------------------------------|-------------------------------------|
| a) Changes in absorption rates, drainage patterns, or the rate and amount of surface runoff? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| b) Exposure of people or property to water related hazards such as flooding?                 | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |

Comment: *The proposed grading will be provided with a subdrain system, 4-inch diameter perforated or slotted pipes bedded in permeable material.*  
Impact: *Less than significant impact.*

Comment: *This area to be graded is not located in a designated Flood Plain.*  
Impact: *No impact.*

- |   |                          |                          |                          |                                     |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|
| c) Discharge into surface waters or other alteration of surface water quality (e.g., temperature, dissolved oxygen or turbidity)? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *The proposed grading will not discharge into surface waters or affect surface water quality.*  
Impact: *No impact.*

- |  |                          |                          |                          |                                     |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| d) Changes in the amount of surface water in any water body? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
- Comment: *The proposed grading will not affect the amount of surface water in any body of water.*  
Impact: *No impact.*

- |  |                          |                          |                          |                                     |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| e) Changes in currents, or the course or direction of water movements? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *The proposed grading will not affect water currents, direction or course of water movements.*  
Impact: *No impact.*

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
f) Change in the quantity of ground waters, either through direct additions or withdrawals, or through interception of an aquifer by cuts or excavations or through substantial loss of ground water recharge capability?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>Comment:</u> <i>The proposed grading will not affect the quality of ground water. There is no ground water at 11 feet depths.</i>				
<u>Impact:</u> <i>No impact.</i>				
g) Altered direction or rate of flow of ground water?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>Comment:</u> <i>The proposed grading will not affect the rate of flow of ground water.</i>				
<u>Impact:</u> <i>No impact</i>				
h) Impacts to ground water quality?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>Comment:</u> <i>The proposed grading will not affect the ground water quality.</i>				
<u>Impact:</u> <i>No impact.</i>				
i) Substantial reduction in the amount of ground water otherwise available for public water supplies?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>Comment:</u> <i>The proposed grading will not affect the amount of ground water otherwise available for public water supplies.</i>				
<u>Impact:</u> <i>No impact.</i>				

V. AIR QUALITY. *Would the proposal:*

a) Violate any air quality standard or contribute to an existing or projected air quality violation?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Comment:</u> <i>Air pollutants, especially suspended particulates, would be generated intermittently during the construction period. To reduce intermittent air pollutants during the construction, the contractor will be required to implement dust control measures during construction.</i>				
<u>Impact:</u> <i>Less than significant impact.</i>				
b) Expose sensitive receptors to pollutants?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>Comment:</u> <i>The proposed grading will not expose sensitive receptors to pollutants.</i>				
<u>Impact:</u> <i>No impact.</i>				

- |  | Potentially Significant Impact | Potentially Significant Unless Mitigation Incorporated | Less Than Significant Impact | No Impact                           |
|--|--------------------------------|--|------------------------------|-------------------------------------|
| c) Alter air movement, moisture, or temperature, or cause any change in climate? | <input type="checkbox"/>       | <input type="checkbox"/>                               | <input type="checkbox"/>     | <input checked="" type="checkbox"/> |

Comment: *The proposed grading will not alter air movement, moisture, or temperature, or cause any change of climate.*

Impact: *No impact.*

- |                                |                          |                          |                          |                                     |
|--------------------------------|--------------------------|--------------------------|--------------------------|-------------------------------------|
| d) Create objectionable odors? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--------------------------------|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *This proposed grading would not create objectionable odors.*

Impact: *No impact*

**VI. TRANSPORTATION/CIRCULATION.** *Would the proposal result in:*

- |   |                          |                          |                          |                                     |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|
| a) Increased vehicle trips or traffic congestion? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *The proposed grading will not create a significant impact to the nearby intersection.*

Impact: *No impact.*

- |  |                          |                          |                          |                                     |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| b) Hazards to safety from design features (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *The proposed grading will not create hazards to safety from design features.*

Impact: *No impact.*

- |  |                          |                          |                          |                                     |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| c) Inadequate emergency access or access to nearby uses? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *The proposed grading does not affect emergency vehicle access.*

Impact: *No impact*

- |  |                          |                          |                          |                                     |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| d) Insufficient parking capacity onsite or offsite | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *The proposed grading does not require parking.*

Impact: *No impact.*

- |  | Potentially Significant Impact | Potentially Significant Unless Mitigation Incorporated | Less Than Significant Impact | No Impact                           |
|--|--------------------------------|--|------------------------------|-------------------------------------|
| e) Hazards or barriers for pedestrians or bicyclists?<br><br><i>Comment: The proposed grading will not result in hazards or barriers for pedestrians or bicyclists.</i><br><u>Impact: No impact.</u>   | <input type="checkbox"/>       | <input type="checkbox"/>                               | <input type="checkbox"/>     | <input checked="" type="checkbox"/> |
| f) Conflicts with adopted policies supporting alternative transportation (e.g., bus turnouts, bicycle racks)?<br><br><i>Comment: The proposed grading will not conflict with adopted policies supporting alternative transportation</i><br><u>Impact: No impact.</u> | <input type="checkbox"/>       | <input type="checkbox"/>                               | <input type="checkbox"/>     | <input checked="" type="checkbox"/> |
| g) Rail, waterborne or air traffic impacts?<br><br><i>Comment: No conflicts exist.</i><br><u>Impact: No impact.</u>  | <input type="checkbox"/>       | <input type="checkbox"/>                               | <input type="checkbox"/>     | <input checked="" type="checkbox"/> |

**VII. BIOLOGICAL RESOURCES.** *Would the proposal result in impacts to*

- |   |                          |                          |                          |                                     |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|
| a) Endangered, threatened or rare species or their habitats (including but not limited to plants, fish, insects, animals, and birds)?<br><br><i>Comment: No wildlife exists on the landslide area.</i><br><u>Impact: No impact.</u> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| b) Locally designated species (e.g., heritage trees)?<br><i>Comment: The site does not contain locally designated species.</i><br><u>Impact: No impact.</u>   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| c) Locally designated natural communities (e.g., oak forest, coastal habitat, etc.)?<br><br><i>Comment: The site does not contain locally designated natural communities.</i><br><u>Impact: No impact.</u>                          | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| d) Wetland habitat (e.g., marsh, riparian, and vernal pool)?<br><br><i>Comment: No wetland habitat exists on the site.</i><br><u>Impact: No Impact.</u>   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

- |   | <i>Potentially<br/>Significant<br/>Impact</i> | <i>Potentially<br/>Significant<br/>Unless<br/>Mitigation<br/>Incorporated</i> | <i>Less Than<br/>Significant<br/>Impact</i> | <i>No Impact</i>                    |
|---|---|---|---|-------------------------------------|
| e) Wildlife dispersal or migration corridors? | <input type="checkbox"/>                      | <input type="checkbox"/>  | <input type="checkbox"/>                    | <input checked="" type="checkbox"/> |

Comment: *The site is not located within a wildlife dispersal or migration corridor.*

Impact: *No impact.*

**VIII. ENERGY AND MINERAL RESOURCES.** *Would the proposal:*

- |   |                          |                          |                          |                                     |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|
| a) Conflict with adopted energy conservation plans? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *The proposed grading will not conflict with adopted City of Hayward energy conservation plans.*

Impact: *No impact.*

- |   |                          |                          |                          |                                     |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|
| b) Use nonrenewable resources in a wasteful and inefficient manner? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *The proposed grading will not use nonrenewable resources in a wasteful and inefficient manner.*

Impact: *No impact.*

- |   |                          |                          |                          |                                     |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|
| c) Result in the loss of availability of a known mineral resource that would be of future value to the region and the residents of the State? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *No known resource would be significantly affected by this proposed grading.*

Impact: *No impact.*

**IX. HAZARDS.** *Would the proposal involve:*

- |  |                          |                          |                          |                                     |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| a) A risk of accidental explosion or release of hazardous substances (including, but not limited to, oil, pesticides, chemicals or radiation)? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *The proposed grading will not involve a risk of accidental exposure or release of hazardous substances.*

Impact: *No impact.*

- |  | Potentially Significant Impact | Potentially Significant Unless Mitigation Incorporated | Less Than Significant Impact | No Impact                           |
|--|--------------------------------|--|------------------------------|-------------------------------------|
| b) Possible interference with an emergency response plan or emergency evacuation plan? | <input type="checkbox"/>       | <input type="checkbox"/>                               | <input type="checkbox"/>     | <input checked="" type="checkbox"/> |

Comment: *The proposed grading does not have the potential to interfere with emergency response or evacuation plan.*

Impact: *No impact.*

- |  |                          |                          |                          |                                     |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| c) The creation of any health hazard or potential health hazard? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *The proposed grading will not create a health hazard or a potential health hazard.*

Impact: *No impact.*

- |  |                          |                          |                          |                                     |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| d) Exposure of people to existing sources of potential health hazards? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *The proposed grading will not expose people to existing sources of potential health hazards.*

Impact: *No impact.*

- |  |                          |                          |                          |                                     |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| e) Increased fire hazard in areas with flammable brush, grass, or trees? | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|

Comment: *The proposed grading will not increase fire hazard in areas with flammable brush, grass, or trees*

Impact: *No impact*

**X. NOISE.** *Would the proposal result in:*

- |  |                          |                          |                                     |                          |
|--|--------------------------|--------------------------|-------------------------------------|--------------------------|
| a) Increases in existing noise levels? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|--|--------------------------|--------------------------|-------------------------------------|--------------------------|

Comment: *A temporary increase in noise will occur during the grading of the site. However, hours of grading are regulated by the City of Hayward Noise Ordinance and the impact will be minimal. The completed project will not create noise levels that are above the noise level for the area.*

Impact: *Temporary; the duration of grading operation.*

- |   |                          |                          |                                     |                          |
|---|--------------------------|--------------------------|-------------------------------------|--------------------------|
| b) Exposure of people to severe noise levels? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|--------------------------|

Comment: *People will be exposed to an increase in noise levels during the grading of the site, however, the exposure to grading noise is temporary. People will not be exposed to severe noise levels.*

Impact: *Temporary grading noise; not to reach severe noise levels.*

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
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**XI. PUBLIC SERVICES.** *Would the proposal have an effect upon, or result in a need for new or altered government services in any of the following areas:*

a) Fire protection?

Comment: *The proposed grading will not require fire protection.*

Impact: *No impact.*

b) Police protection?

Comment: *The proposed grading will not require police protection from the Hayward Police Department*

Impact: *No impact.*

c) Schools?

Comment: *The proposed grading will not generate more school age children than what is already anticipated by the Hayward General Plan.*

Impact: *No impact.*

d) Maintenance of public facilities, including roads?

Comment: *The proposed grading will not affect the maintenance of public facilities.*

Impact: *No impact.*

e) Other government services?

Comment: *No other services are impacted.*

Impact: *No impact.*

**XII. UTILITIES AND SERVICE SYSTEMS.** *Would the proposal result in a need for new systems or supplies, or substantial alterations to the following utilities?*

a) Power or natural gas?

Comment: *No power or natural gas required for the proposed grading.*

Impact: *No impact.*

b) Communications systems?

Comment: *No communication facilities required.*

Impact: *No impact.*

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
c) Local or regional water treatment or distribution facilities?  <u>Comment:</u> Existing Local or regional water treatment or distribution facilities will not be impacted. <u>Impact:</u> No impact.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Sewer or septic tanks?  <u>Comment:</u> Sewer or septic tanks will not be impacted. <u>Impact:</u> No impact.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Storm water drainage?  <u>Comment:</u> Existing facilities are adequate to accommodate the proposed grading. <u>Impact:</u> No impact.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Solid waste disposal?  <u>Comment:</u> The proposed grading will not affect the solid waste disposal <u>Impact:</u> No impact.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
g) Local or regional water supplies?  <u>Comment:</u> Local or regional water supplies will not be affected. <u>Impact:</u> No impact.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**XIII. AESTHETICS. Would the proposal?**

a) Affect a scenic vista or scenic highway?  <u>Comment:</u> The proposed grading is not located near a scenic vista or scenic highway. <u>Impact:</u> No impact.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Have a demonstrable negative aesthetic effect?  <u>Comment:</u> The propose grading will not have a demonstrable negative aesthetic effect. <u>Impact:</u> No impact.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Create light or glare?  <u>Comment:</u> The proposed grading will not result in a new source of light or glare. <u>Impact:</u> No impact.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
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**XIV. CULTURAL RESOURCES. *Would the proposal:***

- |  |                          |                          |                          |                                     |
|--|--------------------------|--------------------------|--------------------------|-------------------------------------|
| a) Disturb paleontological resources?  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <u>Comment:</u> <i>The proposed grading is located in an area not known for paleontological resources.</i> |                          |                          |                          |                                     |
| <u>Impact:</u> <i>No impact.</i>   |                          |                          |                          |                                     |
| b) Disturb archaeological resources?   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <u>Comment:</u> <i>The proposed grading is located in an area not known for archaeological resources</i>   |                          |                          |                          |                                     |
| <u>Impact:</u> <i>No impact.</i>   |                          |                          |                          |                                     |
| c) Have the potential to cause a physical change, which would affect unique cultural values?               | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <u>Comment:</u> <i>The proposed grading will not affect cultural values.</i>                               |                          |                          |                          |                                     |
| <u>Impact:</u> <i>No impact.</i>   |                          |                          |                          |                                     |
| d) Restrict existing religious or sacred uses within the potential impact area?                            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <u>Comment:</u> <i>Religious or sacred uses are not known to occur on this site.</i>                       |                          |                          |                          |                                     |
| <u>Impact:</u> <i>No impact.</i>   |                          |                          |                          |                                     |

**XV. RECREATION. *Would the proposal:***

- |   |                          |                          |                          |                                     |
|---|--------------------------|--------------------------|--------------------------|-------------------------------------|
| a) Increase the demand for neighborhood or regional parks or other recreational facilities?   | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <u>Comment:</u> <i>The proposed grading will not increase the demand for neighborhood or regional parks or other recreational facilities.</i> |                          |                          |                          |                                     |
| <u>Impact:</u> <i>No impact.</i>  |                          |                          |                          |                                     |
| b) Affect existing recreational opportunities?  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <u>Comment:</u> <i>See XV a</i>   |                          |                          |                          |                                     |
| <u>Impact:</u> <i>No impact.</i>  |                          |                          |                          |                                     |

**XVI. MANDATORY FINDINGS OF SIGNIFICANCE.**

- a) Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels,

threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California History or prehistory?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
--------------------------	--------------------------	--------------------------	-------------------------------------

b) Does the project have the potential to achieve short-term, to the disadvantage of long-term, Environmental goals?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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c) Does the project have impacts that individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the Effects of probable future projects)

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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d) Does the project have environmental effects that will cause substantial adverse effects on human beings, either directly or indirectly?

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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### XVII. EARLIER ANALYSES.

None.

- a) Earlier analyses used. None.
- b) Impacts adequately addressed. None.
- c) Mitigation measures. Conditions of approval of Grading Permit GR 0314.

**DRAFT**

HAYWARD CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_

Introduced by Council Member \_\_\_\_\_

**RESOLUTION ADOPTING A NEGATIVE DECLARATION  
AND AUTHORIZING THE APPROVAL OF GRADING  
PERMIT APPLICATION NO. GR-0314 FOR SLIDE REPAIR  
ON LOTS 2 AND 3 OF PARCEL MAP 5780 LOCATED ON  
HAYWARD BOULEVARD**

WHEREAS, Joseph Azzolino and Herb Stouffer have applied for a grading permit to repair a landslide within the center rear of both Lots 2 and 3 of Parcel Map 5780, located on Hayward Boulevard, approximately 850 feet west of the intersection of Hayward Boulevard and Skyline Drive; and

WHEREAS, staff has reviewed the proposed grading plan and has determined that it is in conformance with the geotechnical report and proper engineering practices and the proposed grading should protect the subject properties from further landslides; and

WHEREAS, Joseph Azzolino and Herb Stouffer have submitted an application for a grading permit in compliance with the requirements of the Hayward Municipal Code; and

WHEREAS, the average slope of the site is approximately 21 to 59 percent, thereby requiring City Council approval for the issuance of a grading permit pursuant to Hayward Municipal Code section 10-8.23(b) before grading may be commenced; and

WHEREAS, notice of Joseph Azzolino's and Herb Stouffer's permit application was provided in the manner required by Hayward Municipal Code section 10-8.23(b);

WHEREAS, the City Council of the City of Hayward hereby finds and determines that the City Council has independently reviewed and considered the information contained in the initial study upon which the negative declaration is based, certifies that the negative declaration has been completed in compliance with the requirements of the California Environmental Quality Act, and finds that the negative declaration reflects the independent judgment of the City of Hayward.

WHEREAS, the City Council finds that, based on information submitted and the conditions of approval which will be attached to the issuance of such permit, the grading and other activities which will be carried out if the grading permit is approved will not have a significant negative effect on the environment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the negative declaration is hereby adopted, the Grading Permit Application No. GR-0314 is hereby approved, and authorizes the City Engineer to issue Grading Permit No. GR-0314 to Joseph Azzolino and Herb Stouffer.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2001

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: \_\_\_\_\_  
City Clerk of the City of Hayward

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney of the City of Hayward