

Summary Form for Electronic Document Submittal

Form F

Lead agencies may include 15 hardcopies of this document when submitting electronic copies of Environmental Impact Reports, Negative Declarations, Mitigated Negative Declarations, or Notices of Preparation to the State Clearinghouse (SCH). The SCH also accepts other summaries, such as EIR Executive Summaries prepared pursuant to CEQA Guidelines Section 15123. Please include one copy of the Notice of Completion Form (NOC) with your submission and attach the summary to each electronic copy of the document.

SCH #: 2011112045

Project Title: Garaventa Hills Project

Lead Agency: City of Livermore

Contact Name: Steve Stewart

Email: SCStewart@livermoreca.gov Phone Number: 925-960-4468

Project Location: Livermore Alameda
City *County*

Project Description (Proposed actions, location, and/or consequences).

The project proposes 44 residential units on an internal looped circulation plan that circumscribes the prominent knolls and connects to the planned extension of Bear Creek Drive. A pedestrian-only bridge would connect over Altamont Creek to Hawk Street that would also serve as a secondary emergency vehicle access. The average lot size would be 9,337 square feet with a minimum of 8,712 square feet. Six units would be attached as pairs, and the remaining 38 would be detached single family homes. Less than half of the site would be developed with roadways and lots. The knolls would remain undeveloped with informal public-access trails for hiking and vista views. The remaining area would include a stormwater detention basin at the southeast corner and natural areas surrounding development to buffer the nearby creek, wetlands, and other sensitive habitat.

Identify the project's significant or potentially significant effects and briefly describe any proposed mitigation measures that would reduce or avoid that effect.

The document being issued is a Recirculated Partial Draft EIR for the Garaventa Hills Project prepared in accordance with a ruling by the appellate court, which focuses only on additional discussion of the potential funding sources available for the acquisition and preservation of the project site as open space under Alternative A: No Project, No Development.

Impacts and Mitigation Measures were addressed in previous EIR documents for this project and are not revisited or reopened in this Recirculated Partial Draft EIR.

If applicable, describe any of the project's areas of controversy known to the Lead Agency, including issues raised by agencies and the public.

On May 23, 2019, Save the Hill Group, a group of residents, filed a lawsuit challenging the City's certification of the EIR and approval of the Project. The Superior Court of the County of Alameda denied Save the Hill Group's challenge. Save the Hill Group appealed, and the Court of Appeal reversed the Superior Court's decision. The appellate court ruled that the EIR was inadequate because the EIR failed to include information regarding the potential availability of funding for open space acquisition and preservation of the Project site in the no project alternative analysis. The Court of Appeal denied all other challenges to the EIR. [(Save the Hill Group v. City of Livermore (2022) 76 Cal.App.5th 1092, review denied (July 13, 2022). Available at: <https://www.livermoreca.gov/home/showpublisheddocument/10739/638297013821830000>)]

Certification of the EIR was subsequently rescinded and the applicant has exercised their right to bring the Project back for review by the City, which requires revising the EIR to address the inadequacy identified by the Court of Appeal.

Provide a list of the responsible or trustee agencies for the project.

No new approvals were identified in the Recirculated Partial Draft EIR.

Approvals from the following agencies are anticipated to be required:

Permits from both the Corps and from the Regional Water Quality Control Board (RWQCB) relating to potential impacts to Corps jurisdictional wetlands/waters associated with the wetland swale and creek channel.

Streambed alteration agreement from the Department of Fish and Game (CDFG).

Approval of Mitigation Plans from the US Fish and Wildlife Service (USFWS) and CDFG.

The project is required to comply with Municipal Regional Permit and Storm Water Pollution Prevention Plan requirements originating from the Bay Area Regional Water Quality Control Board (RWQCB) related to stormwater pollution prevention.