

Appendix I

Tribal Correspondence



September 15, 2020

Sara D. Setshwaelo, Chairwoman
Ione Band of Miwok Indians
9252 Bush Street
P.O. Box 699
Plymouth, CA 95669

**SUBJECT: ASSEMBLY BILL 52 CONSULTATION, OUTREACH FOR
CLAWITER ROAD INDUSTRIAL PROJECT, HAYWARD,
ALAMEDA COUNTY, CALIFORNIA**

Dear Chairwoman Setshwaelo,

The City of Hayward (“City”), proposes the Clawiter Road Industrial Project, located at 25800 Clawiter Road, City of Hayward, Alameda County, California (Figures 1 and 2). Because the project qualifies as a “project” under the California Environmental Quality Act (CEQA) and Assembly Bill 52 (AB 52), the Lead Agency must consult with tribal groups about potential disturbance to cultural resources that may be of concern to those groups. The purpose of the consultation is to identify and consider potential impacts to a new category of resources called Tribal Cultural Resources (TCRs¹), and take into account tribal cultural values (in addition to scientific and archaeological values) when identifying possible impacts and mitigation. An impact to a TCR may result in a significant impact under CEQA and require mitigation.

PROJECT DESCRIPTION

The project would involve demolition of four existing on-site structures, ancillary structures, and on-site improvements in order to develop an industrial park consisting of four industrial structures totaling approximately 616,000 square-feet and a transformer yard. The project includes a lot line adjustment to establish a lot for each building, for a total of four six lots. Three of the proposed buildings would be occupied by industrial uses allowed in the

¹ Public Resources Code (PRC) Section 21074(a) defines Tribal Cultural Resources as either of the following:

- Sites, features, places, cultural landscapes, sacred places, and objects with cultural value to a California Native American tribe that are either: (1) included or determined to be eligible for inclusion in the
- California Register of Historical Resources; or (2) included in a local register of historical resources as defined in subdivision (k) of PRC Section 5020.1; or
- A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of PRC Section 5024.1.

Development Services Department

Planning Division

777 B Street, Hayward, CA 94541

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Industrial Park (IP) and General Industrial (IG) zoning districts, which could consist of, but not be limited to, manufacturing, research and development, breweries, warehouses and distribution, and wholesale establishments. A fourth building would be a data center which would house computer servers for private clients and would be designed to provide 49 megawatts (MW) of information technology (IT) power.

CONSULTATION OPPORTUNITY

The City would like to provide you with an opportunity to communicate concerns you might have regarding places within the project site that may be important to your community. The City requests your participation in the identification and protection of TCRs, sacred lands, or other heritage sites within the above described project site with the understanding that you or other members of the community might possess specialized knowledge of the area. AB 52 provides for a 30-day response window if you would like to consult with the City on this project. If you do not respond within 30 days, consultation under AB 52 is no longer required.

If you have any questions or concerns regarding this project, please feel free to contact me at (510) 583-4206 or via email at elizabeth.blanton@hayward-ca.gov.

Sincerely,



Elizabeth Blanton, AICP
Associate Planner

Attachments: Figure 1: Regional Location and Project Site
 Figure 2: Project Site

FIGURE 1 – REGIONAL LOCATION AND PROJECT SITE



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★ Project Location



Fig. 1 Regional Location

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FIGURE 2 – PROJECT SITE



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Fig. 2 Project Location