

*City of Foster City*

ESTERO MUNICIPAL IMPROVEMENT DISTRICT

610 FOSTER CITY BOULEVARD  
FOSTER CITY, CA 94404-2222

FILED ENDORSED  
IN THE OFFICE OF THE  
COUNTY CLERK RECORDER  
SAN MATEO COUNTY CALIF

JUN 07 2023

MARK CHURCH, County Clerk  
By GLENN S. CHANGIN  
Deputy Clerk

**CITY OF FOSTER CITY/ESTERO MUNICIPAL IMPROVEMENT DISTRICT**

**Notice of Determination**

To:  Office of Planning and Research  
P.O. Box 3044, 1400 Tenth St., Room 222  
Sacramento, CA 95812-3044

From: City of Foster City/Estero Municipal  
Improvement District  
610 Foster City Boulevard  
Foster City, CA 94404  
(650) 286-3225

County Clerk  
County of San Mateo  
555 County Center, 1st Floor  
Redwood City, CA 94063

Lead Agency (if different from above)

Address: \_\_\_\_\_

Contact: \_\_\_\_\_

Phone: \_\_\_\_\_

**Subject: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.**

**Project Title:** 6th Cycle Housing Element (2023-2031) and Safety Element Update Environmental Impact Report (EIR)

**State Clearinghouse Number:** 2022010509

**File Number(s):** RZ2023-0001, RZ2023-0001, RZ2023-0002, RZ2023-0003

**Project Applicant:** City of Foster City

**Project Location (Address, APN, County):** Various, citywide. Foster City is in San Mateo County, midway between the cities of San Francisco and San Jose. It is bordered by San Francisco Bay to the north and east, the cities of Belmont and Redwood City to the south, and the city of San Mateo to the west.

**Project Description:** The Housing and Safety Elements Update project includes the following components:

- Housing Element Update. Adoption and implementation of the City's 6th Cycle Housing Element Update (2023-2031), including but not limited to the adoption and implementation of General Plan and Zoning Amendments, to accommodate the City's Regional Housing Needs Allocation (RHNA) of 1,896 new housing units within the city. This component is referred to as the Housing Element throughout this EIR.
- Safety Element Update. Adoption and implementation of related updates to the City's Safety Element. The Safety Element is currently combined with the City's Local Hazard Mitigation Plan (LHMP), adopted in 2016. The City adopted an updated LHMP in 2021 in coordination with the San Mateo County Multijurisdictional Local Hazard Mitigation Plan. The Safety Element portion of the combined Safety Element/LHMP document will become a standalone document as part of

this update. The Safety Element identifies public safety risks and creates a unique set of goals, policies, and implementation actions that address these risks. This component is referred to as the Safety Element throughout this EIR.

At the City Council/EMID Public Meeting on June 5, 2023, the City Council approved the following the ordinances listed below as it is related to the above-described project.

- 1) An Ordinance of the City of Foster City Adopting Amendments to the Foster City Zoning Map to Implement the RHNA 6 Housing Element for the 20232031 Planning Period and Finding the Amendments Within the Scope of the EIR Prepared for the Foster City Housing and Safety Elements Update.
- 2) An Ordinance of the City of Foster City Amending the Foster City Zoning Map to Modify the Previously Approved General Development Plan for the + 100Acre Lands Known as Metro Center in the C2/PD (General Business/Planned Development) District to a C2/PD (General Business/Planned Development) District with an Amended General Development Plan to Allow Commercial – or – Mixed Commercial/Residential Use up to 222 dwelling units at 1010 Metro Center Boulevard in the Town Center Neighborhood (TC) and Finding the Amendments within the Scope of the EIR Prepared for the Foster City Housing and Safety Elements Update. (RZ2023-0002).
- 3) An Ordinance of the City of Foster City Adopting Various Text Amendments to Title 17, Zoning, of the Foster City Municipal Code Including Amendments to Chapter 17.14, R2 TwoFamily Residence District and Chapter 17.82 Emergency Shelters, LowBarrier Navigation Centers, and Supportive Housing for consistency with State law and Finding the Amendments within the Scope of the EIR Prepared for the Foster City Housing and Safety Elements Update (RZ20230003).

This is to advise that the City of Foster City, acting as a Lead Agency, has approved the above described project on June 5, 2023 and has made the following determinations regarding the above described project:

1. A Draft Environmental Impact Report (EIR) was prepared for this project pursuant to the provisions of CEQA.
2. A Final Environmental Impact Report (EIR) was prepared for this project and was certified on May 22, 2023 pursuant to the provisions of CEQA. The project above is consistent with the approved Final EIR.
3. The project, in its approved form, will have a significant effect on the environment.
4. Mitigation measures were made a conditions of approval of the project.
5. A mitigation reporting or monitoring plan (MMRP) was adopted for this project.
6. A Statement of Overriding Considerations was adopted for this project.
7. Findings were made for the project pursuant to the provisions of CEQA, including Section 15091 of the CEQA Guidelines.

This is to certify that the final EIR with comments and responses and record of project approval is available to the General Public online at <https://engagefostercity.org/housing-element> and during normal business hours at the Community Development Department, City Hall, 610 Foster City Boulevard, Foster City, CA 94404.

Signature (Public Agency):  Title: Community Development Director

Date: June 6, 2023 Date Received for filing at OPR: \_\_\_\_\_





State of California - Department of Fish and Wildlife  
**2023 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
 DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

**Print**  **Finalize&Email**

RECEIPT NUMBER:  
 41-06072023-0001  
 STATE CLEARINGHOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF FOSTER CITY/ESTERO MUNICIPAL	LEAD AGENCY EMAIL	DATE 06/07/2023
COUNTY/STATE AGENCY OF FILING SAN MATEO COUNTY	DOCUMENT NUMBER 128648	

PROJECT TITLE  
 6TH CYCLE HOUSING ELEMENT (2023-2031) AND SAFETY ELEMENT UPDATE ENVIRONMENTAL IMPACT REPORT (EIR)

PROJECT APPLICANT NAME CITY OF FOSTER CITY	PROJECT APPLICANT EMAIL	PHONE NUMBER
PROJECT APPLICANT ADDRESS 610 FOSTER CITY BOULEVARD	CITY FOSTER CITY	STATE CA
		ZIP CODE 94404

PROJECT APPLICANT (Check appropriate box)


- Local Public Agency     School District     Other Special District     State Agency     Private Entity

CHECK APPLICABLE FEES:

- Environmental Impact Report (EIR) \$ 3,839.25 \$ \_\_\_\_\_
  - Mitigated/Negative Declaration (MND)(ND) \$ 2,764.00 \$ \_\_\_\_\_
  - Certified Regulatory Program (CRP) document - payment due directly to CDFW \$ 1,305.25 \$ \_\_\_\_\_
  - Exempt from fee
    - Notice of Exemption (attach)
    - CDFW No Effect Determination (attach)
  - Fee previously paid (attach previously issued cash receipt copy)
- 
- Water Right Application or Petition Fee (State Water Resources Control Board only) \$ 850.00 \$ \_\_\_\_\_
  - County documentary handling fee \$ 50.00 \$ \_\_\_\_\_ 50.00
  - Other \$ \_\_\_\_\_

PAYMENT METHOD:

- Cash     Credit     Check     Other    TOTAL RECEIVED \$ \_\_\_\_\_ 50.00

SIGNATURE <b>X</b> 	AGENCY OF FILING PRINTED NAME AND TITLE Glenn Changtin Deputy Clerk
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County of San Mateo  
Clerk-Recorder  
Mark Church  
555 County Center  
Redwood City, CA 94063  
(650) 363-4500

Receipt No.: RPT20230028944

Finalization No.: 2023028428

Cashier: 77

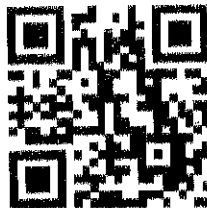
Register: 020

Date/Time: 06/07/2023 08:12 AM

Item	Title	Count
1	EIR	1
Fish & Game: Env Impact Report		
Document No.:		128648
Filing Time:		08:12 AM
Filing Total:		\$50.00
Total Amount Due:		\$50.00
Total Paid		
Credit Card Tendered:		\$50.00
#84926		
Amount Due:		\$0.00

THANK YOU  
PLEASE RETAIN THIS RECEIPT  
FOR YOUR RECORDS

<https://www.smdacre.org/>



06/07/2023 08:12 AM

SAN MATEO COUNTY RECORDER  
555 CTY CTR  
REDWOOD CITY, CA. 94063  
650-363-4500

**SALE  
DUPLICATE**

Clerk #: 000077

REF#: 00000001

Batch #: 253

06/07/23

08:11:27

APPR CODE: 084526

ENCRYPTED BY ELAVON

Trace: 1

VISA

Chip

\*\*\*\*\*3920

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**AMOUNT**

**\$50.00**

**APPROVED**

VISA CREDIT

AID: A000000003101001

TVR: 00 80 00 80 00

TS: E8 00

THANK YOU

CUSTOMER COPY