

Notice of Determination

Appendix D

To:

Office of Planning and Research
U.S. Mail: Street Address:
P.O. Box 3044 1400 Tenth St., Rm 113
Sacramento, CA 95812-3044 Sacramento, CA 95814

County Clerk
County of: Solano
Address: 675 Texas Street, Suite 6500
Fairfield, CA 94533

From:

Public Agency: City of Benicia
Address: 250 East I Street, Benicia, CA

Contact: Jason Hade
Phone: (707) 746-4277

Lead Agency (if different from above): JAN 26 2023

Address: Bill Ermiel, Clerk of the
Board of Supervisors of
the County of Solano,
State of California
Contact:
Phone: Deputy Aimee Johnson, Deputy

FILED

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

State Clearinghouse Number (if submitted to State Clearinghouse): 2022060021

Project Title: City of Benicia Housing Element and Safety Element Updates

Project Applicant: City of Benicia

Project Location (include county): Benicia, Solano County, California

Project Description:

The Housing Element identifies 73 potential housing opportunity sites made up of 117 acres. It is possible that one or more of these locations are on a toxic site list pursuant to Section 65962.5 of the Government Code, but the question is not addressed in the Draft EIR. The matter is more appropriately considered if and when future development applications for specific sites are submitted. The Housing Element contains a program that requires rezoning of land to allow the construction of housing to meet

This is to advise that the City of Benicia City Council has approved the above (Lead Agency or Responsible Agency)

described project on January 24, 2023 and has made the following determinations regarding the above (date)

described project.

- 1. The project will have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures were made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan was adopted for this project.
5. A statement of Overriding Considerations was adopted for this project.
6. Findings were made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

Benicia Public Library, 150 East L. Street, Benicia, CA 94510 and https://www.ci.benicia.ca.us/planning

Signature (Public Agency): Jan R. Hade Title: Planning Manager

Date: 1/25/2023 Date Received for filing at OPR:

Authority cited: Sections 21083, Public Resources Code. Document Posted From
Reference Section 21000-21174, Public Resources Code 01-26-2023 to Revised 2011

Deputy Clerk of the Board



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](#) [StartOver](#) [Save](#)

RECEIPT NUMBER:  
 48 — 01/26/2023 — 006  
 STATE CLEARINGHOUSE NUMBER (If applicable)  
 2022060021

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF BENICIA	LEAD AGENCY EMAIL	DATE 01/26/2023
COUNTY/STATE AGENCY OF FILING Solano	DOCUMENT NUMBER 01262023-006	

PROJECT TITLE

**CITY OF BENICIA HOUSING ELEMENT AND SAFETY ELEMENT UPDATES**

PROJECT APPLICANT NAME CITY OF BENICIA	PROJECT APPLICANT EMAIL	PHONE NUMBER (707) 746-4277
PROJECT APPLICANT ADDRESS 250 EAST L STREET	CITY BENICIA	STATE CA
		ZIP CODE 94510

PROJECT APPLICANT (Check appropriate box)

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

CHECK APPLICABLE FEES:

- |   |            |    |                 |
|---|------------|----|-----------------|
| <input checked="" type="checkbox"/> Environmental Impact Report (EIR)                               | \$3,839.25 | \$ | <u>3,839.25</u> |
| <input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)                                   | \$2,764.00 | \$ | <u>0.00</u>     |
| <input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW | \$1,305.25 | \$ | <u>0.00</u>     |

- Exempt from fee  
 Notice of Exemption (attach)  
 CDFW No Effect Determination (attach)  
 Fee previously paid (attach previously issued cash receipt copy)

- |   |          |    |                   |
|---|----------|----|-------------------|
| <input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only) | \$850.00 | \$ | <u>0.00</u>       |
| <input checked="" type="checkbox"/> County documentary handling fee   |          | \$ | <u>50.00</u>      |
| <input type="checkbox"/> Other  |          | \$ | <u>          </u> |

PAYMENT METHOD:

- Cash   
  Credit   
  Check   
  Other   
 TOTAL RECEIVED   
 \$ 3,889.25

SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE AIMEE JOHNSON, DEPUTY
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Check Number: 127045  
 Receipt Number: 1066588

Official Departmental Receipt - County of Solano 1066588

FAIRFIELD, CALIF., January 26, 2023

RECEIVED FROM City of Benicia \$ 3889.25

Three Thousand Eight Hundred Eighty Nine and 25/100 DOLLAR

IN PAYMENT OF NOD Filing & Admin Fee

F&W #48-01262023-006

Doc #01262023-006

CK #127045 (\$3880.00 CK + \$9.00 cash)

CAO / BOS

DEPARTMENT

ORIGINAL

BY Aimee Johnson, Deputy