



CITY OF HAYWARD

NOTICE OF INTENT TO ADOPT A MITIGATED NEGATIVE DECLARATION

Project Title: 3636 Enterprise Avenue Industrial Project

Lead Agency: City of Hayward
Planning Division
777 B Street
Hayward, California 94541
Contact: Ranu Aggarwal, Contract Planner

Purpose of this Notice: The intent of this Notice of Intent (NOI) to Adopt a Mitigated Negative Declaration is to inform agencies and interested parties that the City of Hayward has prepared an Initial Study - Mitigated Negative Declaration (IS-MND) for the proposed 3636 Enterprise Avenue Industrial Project (LogistiCenter at Enterprise) in accordance with California Environmental Quality Act (CEQA) Guidelines, Section 15070. This NOI provides information about the project and instructions for reviewing and submitting comments on the IS-MND.

Project Location: The approximately 10.9-acre project site is located at 3636 Enterprise Avenue, Assessor's Parcel Number (APN) 439-0099-036-02 in the City of Hayward. The site is on the south side of Enterprise Avenue, approximately 270 feet west of the intersection of Enterprise Avenue and Whitesell Street. The site is approximately 0.5 mile north of State Route 92 (SR 92) and approximately 1.1 miles east of the San Francisco Bay shoreline.

The project is not on a list compiled pursuant to Government Code Section 65962.5, including a hazardous waste facility, land designated as hazardous waste property, a hazardous waste disposal site, or information in the Hazardous Waste and Substances Statement required under subdivision (f) of that section.

Project Description: The LogistiCenter at Enterprise consists of a Major Site Plan Review due to the size of the parcel and Conditional Use Permit Application due to the size of the proposed warehouse/distribution use. The proposed project will consist of the development of a 219,656 square foot industrial shell building and related site improvements on a primarily vacant site with the exception of four existing radio towers and associated radio transmitter building located on the site. The existing radio towers would be relocated on top of the new building, upon its construction, in roughly the same location and at the same height from grade as existing.

George Condon for Dermody Properties (Applicant) and Hainted Rock LLC & EGA Investments (Owner).

Development Services Department

Planning Division

777 B Street, Hayward, CA 94541

T: 510.583.4200

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www.hayward-ca.gov





Providing Comments and Review Period: The City of Hayward is soliciting comments on the IS-MND. Comments provided will be considered by the decision-making body in accordance with CEQA Guidelines, Section 15074(b). The IS-MND is available for public review and comment from **July 29, 2022, to 5:00 PM on August 29, 2022. Comments on the IS-MND must be submitted by the close of the review period: 5:00 PM, August 29, 2022.**

Please send all comments by either: 1) U.S. mail; or 2) electronic mail (email) to:

Ranu Aggarwal, Consulting Planner
City of Hayward
Planning Division
777 B Street
Hayward, California 94541
Email: Ranu.Aggarwal@hayward-ca.gov

The City has prepared an Initial Study to determine the proposed project's potential impact on the environment. The City has determined that the project may have a significant effect on the environment, but by implementing the identified mitigation measures, the project's impacts would be reduced to less than significant levels. Accordingly, the City intends to adopt a Mitigated Negative Declaration (MND).

Public Hearing: This item is tentatively scheduled for a public review before the Planning Commission of the City of Hayward on September 22, 2022, at 7:00 p.m. Interested parties should visit the Planning Commission webpage to confirm the meeting, time, date, and instructions on joining or attending the meeting: <https://www.hayward-ca.gov/your-government/boards-commissions/planning-commission>. A copy of the meeting agenda and staff reports can be viewed on the City's website at <https://hayward.legistar.com/Calendar.aspx> after September 16, 2022.

The Planning Commission can either approve the application, recommend approval to the City Council, or deny the application. If denied, the denial action is appealable to the City Council. The appeal period is 10 days from the date of the Planning Commission decision.

If the Mitigated Negative Declaration is approved, the City will promptly file a Notice of Determination for the project with the Alameda County Clerk's Office.

Document Availability: Copies of the Initial Study and Mitigated Negative Declaration are available for public review at Hayward City Hall at 777 B Street, Hayward on the First Floor Permitting Center, Monday through Thursday from 9 a.m. to 1 p.m. Copies are also available for public review at the Hayward Public Library located at 888 C Street and the Weekes Branch Library located at 27300 Patrick Avenue, both in Hayward. Please see the Library and Community Services webpage at <http://www.library.ci.hayward.ca.us/> for library days and hours. You may also review the document on the City's website at <https://www.hayward-ca.gov/content/projects-under-environmental-review-0>.

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ASSISTANCE will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Persons needing accommodation should contact the Planning Division 48 hours in advance of the meeting at (510) 583-4200, or by using the TDD line for those with speech and hearing disabilities at (510) 247-3340.

PLEASE TAKE NOTICE that if you file a lawsuit challenging any final decision on the subject of this notice, the issues in the lawsuit may be limited to the issues which were raised at the City's public hearing or presented in writing to the City Clerk at or before the public hearing. By Resolution the City Council has imposed the 90-day time deadline set forth in C.C.P. Section 1094.6 for filing of any lawsuit challenging final action on an item which is subject to C.C.P. Section 1094.5.

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