



February 7, 2024

State Clearinghouse
1400 Tenth Street
Sacramento, CA 95814

Subject: Formal Request to Replace Final EIR NOC for the SMP 39/SMP 40 Project in Livermore, CA (SCH# 2023010091)

Dear State Clearinghouse Staff:

The City of Livermore is the Lead Agency for the SMP 39/SMP 40 Project (proposed project). This letter is to request that the Notice of Completion (NOC) that was uploaded for the Final EIR be replaced with a corrected version.

More specifically, the NOC that was uploaded for the Final EIR for said project is not the correct version. The NOC that was uploaded erroneously includes a public review period for the Final EIR of 45 days. As you know, there is no such public review period requirement for a Final EIR. In fact, there is no requirement that a Final EIR be posted with the State Clearinghouse, nor a NOC or Summary Form. Nonetheless, all such documents were provided to the State Clearinghouse for transparency. The City separately notified all parties that commented on the Draft EIR that the Final EIR was available, and the Final EIR was made available on the City's website. The Final EIR has been made available for longer than the minimum 10-day requirement under CEQA and, thus, the legal requirement has already been met.

The City would like the NOC replaced with the corrected version as soon as possible to avoid any further confusion. Please let me know if you need anything further in order to process this request.

Sincerely,

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On behalf of:
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