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March 21, 2025

CERTIFIED RETURN RECEIPT REQUESTED

Alameda County Clerk-Recorder's Office
1106 Madison Street
Oakland, CA 94607

State Clearinghouse
1400 Tenth Street
Sacramento, CA 95814

Re: **CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT'S NOTICE OF EXEMPTION FROM CEQA - (PURCHASE OF REAL PROPERTY IN HAYWARD, CA)**

Dear Alameda County Clerk and State Clearinghouse:

The Board of Education ("Board") of the Chabot-Las Positas Community College District determined that its project is exempt from the provisions of the California Environmental Quality Act ("CEQA"). The Board has directed the filing of the Notice of Exemption for the project pursuant to CEQA. The Notice of Exception with regard to this project is enclosed.

Pursuant to the provisions of the California Public Resources Code Section 2000 et seq., we hereby request that the enclosed Notice of Exemption be filed and posted by the Clerk of the Board's office as required by law. Also, enclosed are four (4) additional copies of the Notice of Exemption, as well as a check in the amount of Fifty dollars (\$50.00).

Following the completion of the required posting of the Notice of Exemption for thirty (30) days, pursuant to the statutory requirements of California Public Resources Code Section 21152(c) and 14 CCR Section 15062(c)(2), we ask that your office confirm the filing and return the copies to our office in the self-addressed stamped envelope provided for your convenience.

We also hereby request that pursuant to California Public Resources Code Section 21152(d), the State Clearinghouse at the Office of Land Use and Climate Innovation post the notice on its website for a period of 30 days as required by law.

Alameda County Clerk-Recorder's Office
State Clearinghouse
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Should you have any questions, please feel free to contact the undersigned at the number referenced above.

Sincerely,

FAGEN FRIEDMAN & FULFROST, LLP

A handwritten signature in cursive script that reads "Sarah Polito". The signature is written in black ink on a white background.

Sarah Polito

SDP:JO

Enclosures: (1) Original NOE; (2) Four Copies of the NOE; (3) \$50.00 check; (4) Two SASE

355-133/7238271.1

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

**ATTACHMENT TO LETTER TO ALAMEDA COUNTY
RECORDER'S OFFICE, DATED MARCH 21, 2005**

NOTICE OF EXEMPTION

*ENVIRONMENTAL DECLARATION

(CALIFORNIA FISH AND GAME CODE SECTION 711.4)

LEAD AGENCY NAME AND ADDRESS

Chabot-Las Positas Community College District
7600 Dublin Blvd
Dublin, CA 94568

FOR COUNTY CLERK USE ONLY

FILE NO: _____

CLASSIFICATION OF ENVIRONMENTAL DOCUMENT: (PLEASE MARK ONLY ONE CLASSIFICATION)

1. NOTICE OF EXEMPTION / STATEMENT OF EXEMPTION

A - STATUTORILY OR CATEGORICALLY EXEMPT

\$ 50.00 - COUNTY CLERK HANDLING FEE

2. NOTICE OF DETERMINATION (NOD)

A - NEGATIVE DECLARATION (OR MITIGATED NEG. DEC.)

\$ 2,968.75 - STATE FILING FEE

\$ 50.00 - COUNTY CLERK HANDLING FEE

B - ENVIRONMENTAL IMPACT REPORT (EIR)

\$ 4,123.50 - STATE FILING FEE

\$ 50.00 - COUNTY CLERK HANDLING FEE

3. OTHER: _____

*****A COPY OF THIS FORM MUST BE COMPLETED AND SUBMITTED WITH EACH COPY OF AN ENVIRONMENTAL DECLARATION BEING FILED WITH THE ALAMEDA COUNTY CLERK.*****

BY MAIL FILINGS:

PLEASE INCLUDE FIVE (5) COPIES OF ALL NECESSARY DOCUMENTS AND TWO (2) SELF-ADDRESSED ENVELOPES.

IN PERSON FILINGS:

PLEASE INCLUDE FIVE (5) COPIES OF ALL NECESSARY DOCUMENTS AND ONE (1) SELF-ADDRESSED ENVELOPES.

ALL APPLICABLE FEES MUST BE PAID AT THE TIME OF FILING.

FEES ARE EFFECTIVE JANUARY 1, 2025

MAKE CHECKS PAYABLE TO: ALAMEDA COUNTY CLERK

NOTICE OF EXEMPTION

TO: Alameda County Clerk-Recorder's Office
1106 Madison Street
Oakland, CA 94607

State Clearinghouse
1400 Tenth Street
Sacramento, CA 95814
(to be submitted via CEQA Submit)

FROM: Chabot-Las Positas Community College District
7600 Dublin Blvd
Dublin, CA 94568

PROJECT TITLE: Purchase of real property located in Hayward, California,
and identified Assessor Parcel Number: 441-0020-007-01

PROJECT LOCATIONS: Assessor Parcel Number: 441-0020-007-01.

DESCRIPTION OF NATURE, PURPOSE AND BENEFICIARIES OF PROJECT:

The Project consists of the District purchasing a parcel of property from Fry Family Trust of 1999, in accordance with the terms of a Purchase and Sale Agreement.

NAME OF PUBLIC AGENCY APPROVING PROJECT: Chabot-Las Positas Community College District

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: Chabot-Las Positas Community College District

EXEMPT STATUS: The District has determined that the Project is exempt from CEQA pursuant to Title 14 of Cal. Code Regs. §§ 15061(b)(3) and 15004(b)(2)(a).

REASON PROJECT IS EXEMPT:

Pursuant to Cal. Code Regs., tit. 14, § 15004(b)(2)(a), a community college district, as a public agency, may designate a preferred site for CEQA review and may enter into a land acquisition agreement when it has conditioned future use of the site on CEQA compliance. The District has designated the Property as a preferred site for CEQA review, and any future use of the Property by the District shall be conditioned on compliance with any applicable CEQA requirements.

Pursuant to California Code of Regulations, Title 14, section 15061, the District has considered whether the purchase of the Property may have a significant effect on the environment and has concluded, through its own independent review and analysis, that the purchase of the Property will not have a significant impact on the environment. Additionally, the cumulative impact of successive

projects of the same type in this same place are not significant, there is no reasonable possibility that the purchase will have a significant effect on the environment due to unusual circumstances, the purchase will not result in damage to scenic resources, the Property is not a hazardous waste site, and the purchase will not cause a substantial adverse change in the significance of a historical resource.

Finally, the catch-all commonsense exemption, Cal. Code Regs., tit. 14, § 15061(b)(3) applies where it can be seen with certainty that a Project will not have a significant effect on the environment. Here, the proposed Property is being purchased by the District from Fry Family Trust of 1999. This purchase involves only the transfer of title. The transfer of title will not change the nature or intensity of the current use of the Property. Therefore, it can be said with certainty that the Project will not have a significant effect on the environment.

Thus, under Title 14 of the California Code of Regulations, sections 15061(b)(3), and 15004(b)(2)(a), the Project is exempt.

CONTACT PERSON:

**Owen Letcher,
Vice Chancellor Facilities, Bond Program and
Operations**

Chabot Las Positas Community College District
7600 Dublin Blvd, Third Floor
Dublin, CA 94568
925-485-5277

Signature:



Date:

3/19/2005

The Notice of Exemption has been filed by the public agency approving the Project.

DATE RECEIVED FOR FILING: _____