

Department of
Conservation &
Development

Community Development Division

County Administration Building
651 Pine Street
North Wing, Fourth Floor
Martinez, CA 94553-1229

Phone: (925) 335-1210

County File # CP08-77
General Services Department
Attention: Steven B. Van Horn, Senior Real Property Agent

Dear Applicant:

The Contra Costa County Department of Conservation and Development Division has completed an initial study of the environmental significance of the project represented by your pending application bearing County File Number **CP 08-77**. In conformance with Contra Costa County Guidelines for implementing the California Environmental Quality Act of 1970 (CEQA), it has been determined that your project will not have a significant effect on the environment. Your project falls within the following category:

☐ **AN ENVIRONMENTAL IMPACT REPORT (EIR) IS NOT REQUIRED.**

- ☐ The project is categorically exempt
- ☐ The CEQA requirements are accommodated by the EIR previously prepared for _____.
- ☐ A statement that an EIR is not required (Negative Declaration of Environmental Significance has been filed by the Community Development Division (unless appealed).
- ☒ Other: General Rule of Applicability (section 15061 (b)(3))

☐ **AN ENVIRONMENTAL IMPACT REPORT (EIR) IS REQUIRED.**

- ☐ The complexity of your project requires your submission of additional special reports or information (as outlined on the attached sheet) (which will be outlined in a forthcoming letter).
- ☐ A consultant will be hired to prepare the environmental impact report. This procedure is explained on the attached sheet.

Preparation of the EIR cannot be started until the fee and additional information requested is received by the Community Development Division.

If you have questions concerning this determination or desire additional information relative to environmental impact report regulations, please call (925) 335-1210 and ask for **Aruna Bhat**.

Sincerely yours,

Catherine Kutsuris, Director
Dept. of Conservation and Development

By: Joyce Ring-Reaves

100 38 d. H. T. L.
Catherine O. Kutsuris
Director



November 7, 2008

**DEPARTMENT OF CONSERVATION AND DEVELOPMENT
CONTRA COSTA COUNTY**

DATE: November 7, 2008

TO: Steven B. Van Horn, Senior Real Property Agent
General Services Department

FROM: Catherine Kutsuris; Deputy Director, Community Development
By: Aruna Bhat; CEQA Coordinator
Via : Joyce Ring-Reaves

SUBJECT: **CEQA REVIEW, PROJECT #CP08-77, Transfer of financial responsibility for a portion of 100 38th Street, Richmond by Contra Costa County to the Judicial Council of California, Administrative Office of the Courts (AOC), WH197R.**

Attached are the following environmental documents relative to the above-referenced project which have been reviewed by the Department of Conservation and Development, Community Development Division. Please review the documents to determine if there are any posting periods and/or hearings required before the Board of Supervisors can take action on the project. These documents should be kept in the project file for future reference.

- (Y) Initial Study of Environmental Significance.
- () **Copy of the Notice of Exemption. (The original is: _____ on file in Community Development Division; _____ on file with the County Clerk; _____ being returned for filing in project file.)**
- () **Copy of the Notice of Determination. (The original is: _____ on file in Community Development Division; _____ on file with the County Clerk; _____ being returned for filing in project file.)**
- () Notice of Negative Declaration - including mail out list.
- () Draft EIR.
- (Y) Mandatory Referral.
- () Proof of Publication
- (Y) Letter of CEQA determination
- () Comments:
- (Y) **TWO COPIES OF THE NOTICE OF EXEMPTION/DETERMINATION ARE ATTACHED. WHEN YOU HAVE SCHEDULED THIS ITEM WITH THE BOARD, PLEASE SEND ONE COPY BACK TO ME WITH A NOTE STATING THE DATE THE BOARD OF SUPERVISORS IS TO HEAR THE ITEM.**

When the Board of Supervisors takes action on the project, it must "review" and "consider" the environmental impact report or negative declaration, together with any comments received during the public review process. They must then adopt the environmental document before approving the project. You must, therefore, provide copies for each member of the Board of the respective environmental impact report, notice of negative declaration, or the notice of exemption, along with any comments received during the review period. They must review and consider these items before approving the project. If they do not physically have the documents, they cannot consider them.

In the case of projects which are exempt from CEQA, the Board Order should concur in the determination that the project is categorically exempt, and direct the filing of the Notice of Exemption.

PLEASE NOTIFY US, WITHIN 2 DAYS OF THE BOARD HEARING ON THIS PROJECT, WHAT ACTION THE BOARD TOOK SO THAT WE CAN INITIATE THE FILING OF THE NOTICE OF EXEMPTION OR NOTICE OF DETERMINATION WITH THE COUNTY CLERK. THE FILING OF THESE NOTICES STARTS THE STATUTE OF LIMITATIONS ON COURT CHALLENGES TO THE APPROVAL UNDER CEQA. HENCE, THE FILING OF THESE NOTICES ARE IMPORTANT SINCE IT LIMITS THE COUNTY'S LIABILITY.

If you have any questions concerning the above documents or the CEQA process, please contact Aruna Bhat at 335-1210.

CALIFORNIA ENVIRONMENTAL QUALITY ACT

Notice of Exemption

Contra Costa County Conservation and Development Department
651 Pine Street, 4th Floor - North Wing, McBrien Administration Building
Martinez, CA 94553-0095

Telephone: (925) 313-7100

Contact Person: Terry Mann

Project Description, Common Name (if any) and Location: CP# 08-77, WH197R

Transfer of financial responsibility for a portion of 100 38th Street, Richmond by Contra Costa County to the Judicial Council of California, Administrative Office of the Courts (AOC).

This project is exempt from **CEQA** as a: [check which ever one applies]

- | | |
|---|---|
| <input type="checkbox"/> Ministerial Project (Sec. 15268) | <input type="checkbox"/> Other Statutory Exemption, Section |
| <input type="checkbox"/> Declared Emergency (Sec. 15269(a)) | <input checked="" type="checkbox"/> General Rule of Applicability (Section 15061(b)(3)) |
| <input type="checkbox"/> Emergency Project (Sec. 15269(b) or (c)) | |
| <input type="checkbox"/> Categorical Exemption, Class Section | |

for the following reason(s): It can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment.

Pursuant to Senate Bill – 1732, Contra Costa County is transferring the financial responsibility of a portion of 100 38th Street, Richmond to the Judicial Council of California, Administrative Office of the Courts (AOC). This portion of the building is currently used by the Courts as storage. The balance of the building is used by the County for various functions. The use and occupancy will remain the same after the transfer.

Date: _____

By: _____
Conservation and Development Department Representative

AFFIDAVIT OF FILING AND POSTING

I declare that on _____ I received and posted this notice as required by California Public Resources Code Section 21152(c). Said notice will remain posted for 30 days from the filing date.

Signature

Title

Applicant:

County General Services Department
Attention: Terry Mann
1220 Morello Avenue, Suite 200
Martinez, CA 94553-4711

County Clerk Fee \$50 Due

CALIFORNIA ENVIRONMENTAL QUALITY ACT

Notice of Exemption

Contra Costa County Conservation and Development Department
651 Pine Street, 4th Floor - North Wing, McBrien Administration Building
Martinez, CA 94553-0095

Telephone: (925) 313-7100

Contact Person: Terry Mann

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|---|---|
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| <input type="checkbox"/> Declared Emergency (Sec. 15269(a)) | <input checked="" type="checkbox"/> General Rule of Applicability (Section 15061(b)(3)) |
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Attention: Terry Mann
1220 Morello Avenue, Suite 200
Martinez, CA 94553-4711

County Clerk Fee \$50 Due



CONTRA COSTA COUNTY
COMMUNITY DEVELOPMENT DEPARTMENT
651 Pine Street, N. Wing - 4th Floor
Martinez, CA 94553
Telephone: 335-1210 Fax: 335-1222

TO: Development Engineer/Architect

DATE: 10-27-08

FROM: Patrick Roche, Advance Planning *P. Roche*

SUBJECT: MANDATORY REFERRAL FOR GENERAL PLAN CONFORMANCE

Community Development staff has reviewed the attached project, **CP 08-77** to determine if mandatory referral for General Plan Conformance, as required by Section 65402 of the Government Code, is necessary.

The project needs no further mandatory referral clearance from County staff subject to the following actions:

- ☒ This project has been determined to be exempt from 65402 review.
- ☐ This project has been determined to be exempt from 65402 review in accordance with the Board of Supervisors Resolution 81/522 because the project involves a road alignment project of a minor nature.
- ☒ The project site is located within the City of Richmond. Our Department does not review projects for General Plan Conformance (refer to Government Code Section 65402) that are located within a City.
- ☐ Community Development staff makes the following attached recommendation which should be incorporated into the staff report on this matter.

The project needs mandatory referral and County staff will process this project in the following manner:

- ☐ 65402 review is required. Community Development staff will carry this matter before the appropriate Planning Commission.
- ☐ 65402 review must be withheld until completion of an Environmental Impact Report on this project.
- ☐ Other procedures.

[illegible]

**CONTRA COSTA COUNTY
CALIFORNIA**

PROJECT LOCATION

MAP SYMBOLS

ANTIOCH MICROFILMS INTL

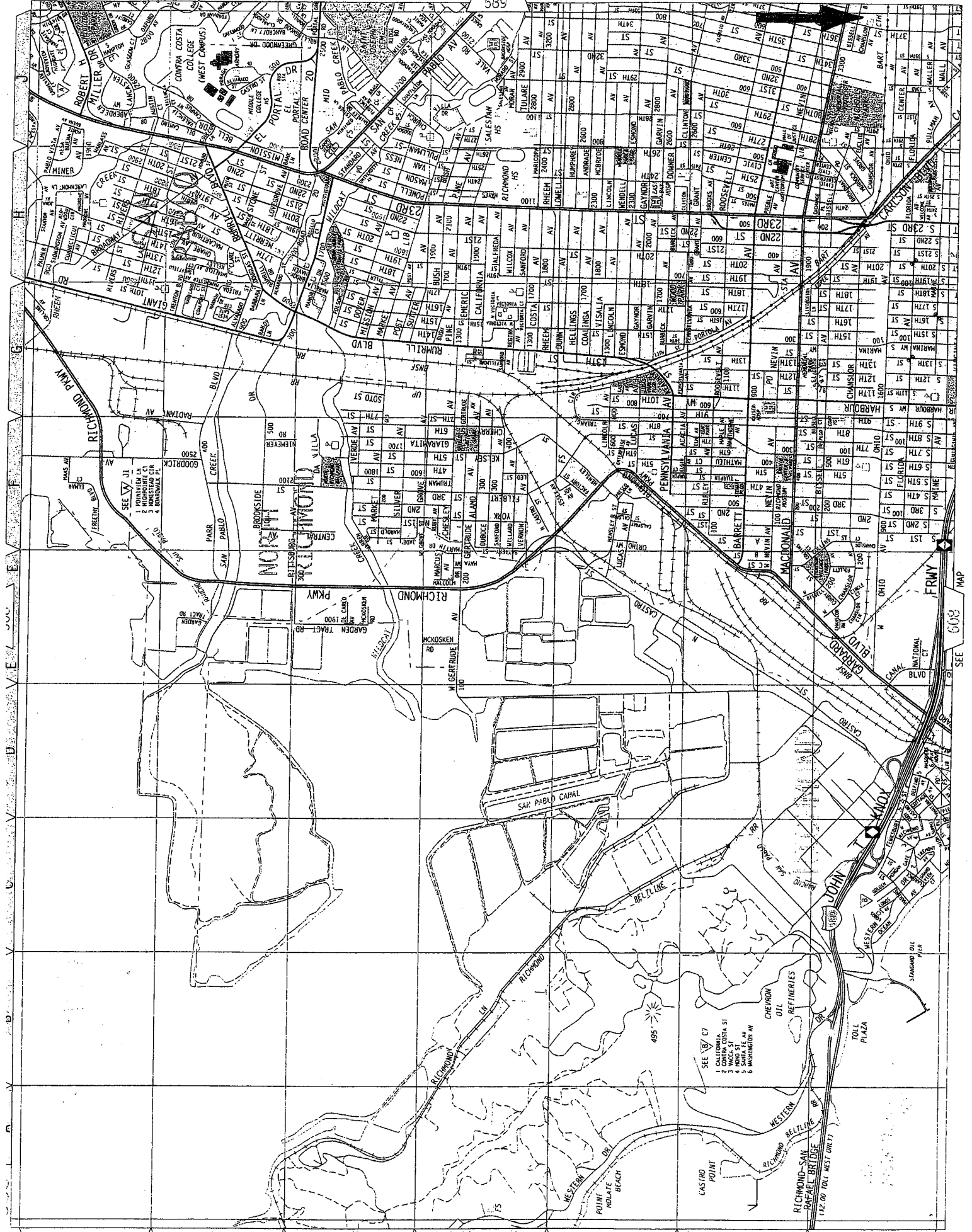
ANTIOCH MICROFILM INTL
SERIALS ACQUISITION
300 NORTH ZEEB RD
ANN ARBOR MI 48106-1500

00000 00490 0000 040M0000

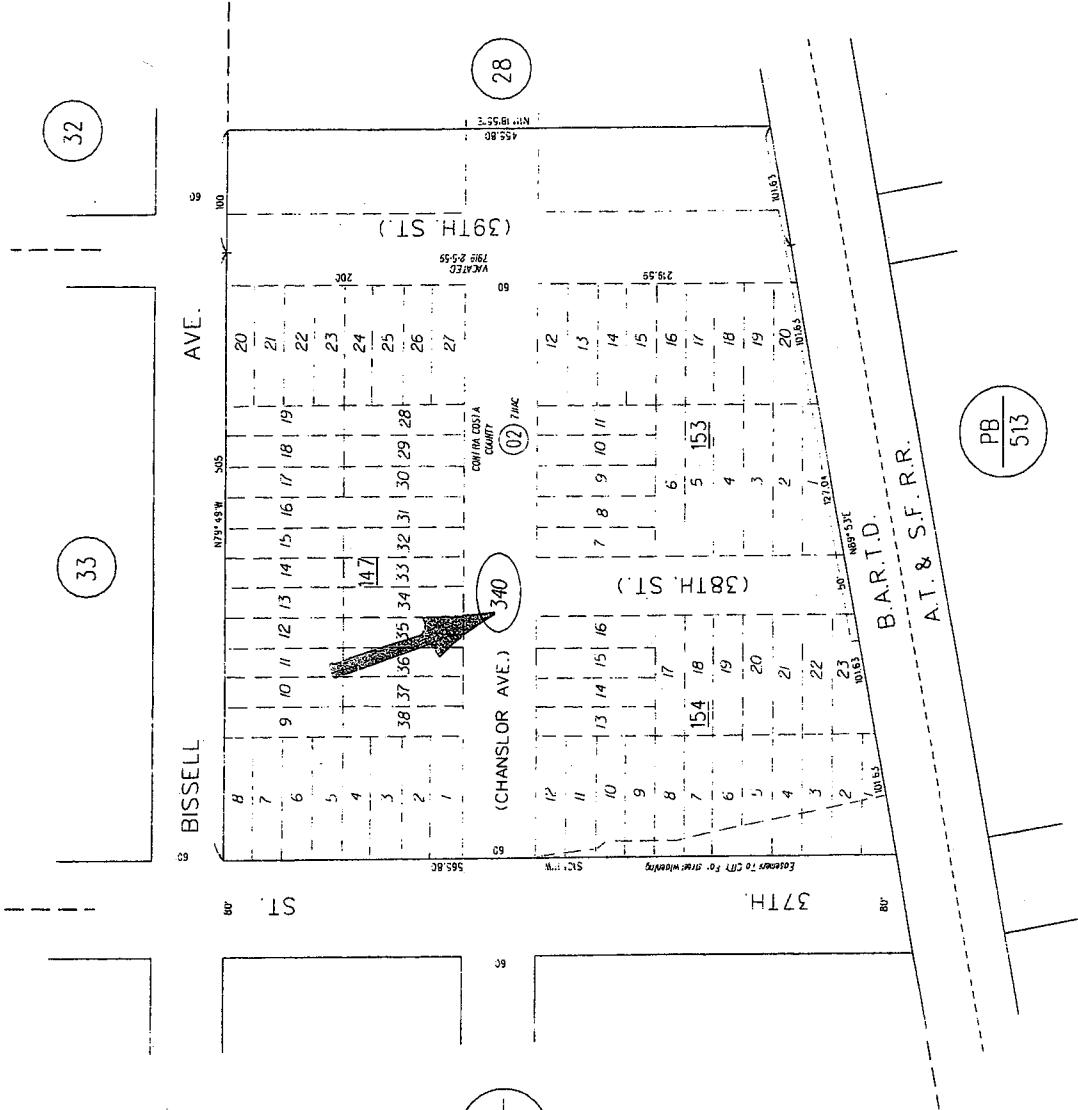
----- WIDE OPEN ON STREETS -----

----- SAYS DAY FOR RAPID JOURNALS -----

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WALL'S ADDITION TO CITY OF RICHMOND M.B. 2-30



NOTE: THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSES ONLY. NO LIABILITY IS ASSUMED FOR THE ACCURACY OF THE INFORMATION CONTAINED HEREON. ASSESSOR'S OFFICE MAY NOT BE HELD RESPONSIBLE FOR ANY ERRORS OR OMISSIONS OR BUILDING SITE ORDINANCES.

340

PB 513

PB 516

Initial Study

OF ENVIRONMENTAL SIGNIFICANCE



File # CP# 08-77, WH197R

Project Name: Transfer of a portion 100 38th Street, Richmond

General Services Department
1220 Morello Avenue, Suite 100
Martinez, California 94553-4711
Telephone: (925) 313-7250

Prepared by Terry Mann

Date Oct. 15, 2008

Reviewed by [Signature]

Date 10/31/08

RECOMMENDATIONS:

- ☐ Categorical Exemption (Class) ☐ Environment Impact Report Required ☒ Other (Section 15061 (b) (3))
☐ Conditional Neg. Declaration ☐ Negative Declaration

The Project Will Not Have A Significant Effect On The Environment

The recommendation is based on the following (List all items identified as significant):

Pursuant to Senate Bill – 1732, Contra Costa County is transferring the financial responsibility of a portion of 100 38th Street, Richmond to the Judicial Council of California, Administrative Office of the Courts (AOC). This portion of the building is currently used by the Courts as storage. The balance of the building is used by the County for various functions. The use and occupancy will remain the same after the transfer.

What Changes To The Project Would Mitigate The Identified Impacts (List mitigation measures for any significant impacts and Conditional Negative Declaration).

None

USGS Quad Sheet I

Base Map Sheet # L-5

Parcel # 517-340-002

GENERAL CONSIDERATIONS:

1. Location:
100 38th Street, Richmond
2. Project Description:
Transfer of financial responsibility for a portion of 100 38th Street, Richmond by Contra Costa County to the Judicial Council of California, Administrative Office of the Courts (AOC).
3. Does it appear that any feature of the project will generate significant public concern? (Nature of concern): ☐ yes ☒ no ☐ maybe
4. Will the project require approval or permits by other than a County agency? Agency Name(s): ☐ yes ☒ no
5. Is the project within the Sphere of Influence of any city? (Name) City of Richmond