



**NOTICE OF INTENT TO ADOPT
A MITIGATED NEGATIVE DECLARATION
(NOVEMBER 22, 2010)
and
NOTICE FOR PUBLIC HEARING TO RECEIVE COMMENTS ON THE
COMMUNITY PARK PARKING LOT EXPANSION IES/MND
(DECEMBER 14, 2010)**

Date: November 22, 2010
Project Name: Community Park Parking Lot Expansion
Project Location: City of Clayton
APN(s): 118-520-013
Project Applicant: City of Clayton, 6000 Heritage Trail, Clayton, CA 94517

Notice is hereby given that the City of Clayton has prepared an Initial Environmental Study and intends to adopt a Mitigated Negative Declaration for the following project:

Project Description: The proposed project is located in the City of Clayton, northwest of the intersection of Marsh Creek Road and Regency Drive, on the Clayton Community Park property. Diablo View Middle School is located directly north of the property. The proposed project involves an expansion of the existing Community Park parking lot by adding a total of 100 new parking spaces along a paved driveway parallel with Marsh Creek Road. Improvements would include construction of the new driveway, new asphalt and concrete paths, stairs, a patio expansion, stormwater filtration planters and appurtenances, and new lighting.

DECLARATION

On November 22, 2010, the City of Clayton determined that the above project will not have a significant effect on the environment, and the City intends to adopt a Mitigated Negative Declaration. The determination is based on the following findings:

- a) *The project will not have the potential to degrade the quality of the environment, substantially reduce the habitat of fish or wildlife species, cause a fish or wildlife population to drop below self sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal community, or eliminate important examples of the major periods of California history or prehistory.*
- b) *The project will not have the potential to achieve short-term, to the disadvantage of long-term, environmental goals.*
- c) *The project will not have impacts that are individually limited but cumulatively considerable.*
- d) *The project will not have environmental effects that will cause substantial adverse effects on human beings, either directly or indirectly.*
- e) *Substantial evidence does not exist that the project will have a negative adverse effect on the environment.*
- f) *The project site is not on the list of hazardous waste facilities as enumerated under Section 65962.5 of the Government Code.*

Public Hearing

The City of Clayton has scheduled a public hearing for the Community Park Parking Lot Expansion project IES/MND to receive comments from the public on the environmental document. The Clayton Planning Commission will hold the public hearing on **Tuesday, December 14, 2010 at 7:00 p.m.** at Hoyer Hall, Clayton Community Library, 6125 Clayton Road, Clayton. Any person who may be affected is invited to attend and participate in the hearing and present written and/or oral testimony concerning the project. If you cannot attend the hearing, you may send your written comments to the Community Development Department at the address below.

For More Information

The Initial Environmental Study/Mitigated Negative Declaration may be reviewed at the Community Development Department at 6000 Heritage Trail in Clayton between 9:00 a.m. and 5:00 p.m., Monday through Friday, except on holidays. The staff report will be available at the Clayton Community Library on the Saturday before the meeting and at the City's website (www.ci.clayton.ca.us). If you have questions concerning the project, please contact the Community Development Department at 925-673-7340. Written comments should be submitted to the City of Clayton Community Development Department, 6000 Heritage Trail Clayton, CA 94517 between **9:00 a.m. November 23, 2010 and 5:00 p.m. December 22, 2010.**



David Woltering, AICP

Community Development Director

Date Mailed, Posted on Notice Boards, Faxed to Newspapers: November 22, 2010

Please review important information below.

November 22, 2010
Date

PUBLIC HEARING PROCEDURE

1. Staff presents staff report and recommendation.
2. Public Hearing
 - A. Members of the public can submit verbal comments on the IES/MND before the Planning Commission.
3. Planning Commission's submittal of comments to Staff concerning the IES/MND.

APPEALS

Most Planning Commission decisions are appealable to the City Council within ten calendar days of the decision. Please contact Community Development Department staff for further information immediately after the decision. If the decision is appealed, the City Council will hold another hearing and make a decision.

COURT REVIEW

If you challenge a City decision in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, either in oral testimony at the hearing or in written correspondence delivered to the Planning Commission or the Community Development Director at or prior to the public hearing.

"The law helps the vigilant, before those who sleep on their rights."
State Civil Code 3527;1872