

**ACTION MINUTES OF MEETING OF THE ENVIRONMENTAL
REVIEW COMMITTEE HELD ON December 5, 2019**

Committee Members: Kitty Moore, Chair
Chad Mosley, Vice Chair
Ben Fu
Darcy Paul
Dianne Thompson

Committee Members absent: Deborah Feng

Staff present: Gail Seeds, Park Improvement Manager

Consultant Presenters: Barbara Beard, Senior Project Manager, MIG, Inc.

APPROVAL OF MINUTES:

1. August 1, 2019

The minutes of the August 1, 2019 were approved as written

ORAL COMMUNICATIONS: None

(Reserved for persons wishing to address the Committee on issues that are not already included in the regular Order of Business)

WRITTEN COMMUNICATIONS:

A response letter from the State Clearinghouse and four comments from the public were presented for item #2

PUBLIC HEARING:

2. Subject: Review of the Cupertino Parks and Recreation System Master Plan. The Master Plan is a planning document intended to ensure that the City's park and recreation system meets the needs of the Cupertino community, and to guide the City in allocating resources for future development, renovation, and management of City park and recreation facilities, through the year 2040. A Mitigated Negative Declaration is proposed. Project Name: City of Cupertino Parks and Recreation System Master Plan; Applicant(s): City of Cupertino; Location: citywide
Recommended Action: Conduct the public hearing to find: 1) that the proposed Initial Study is appropriate for the Master Plan; and 2) recommend to the City Council the approval of the Mitigated Negative Declaration

- ☐ Standard Best Management Practices in Park Development include:
- ☐ Standard Design and Construction Measures that would apply to park design and construction include:

- Best Management Practices for construction – reduction of noise, dust, equipment emissions and measures to protect air quality
- Appropriate soil sampling for hazardous materials
- Water quality protection
- Park operations hours
- Traffic control measures during construction

The Initial Study identifies potential impacts that could be mitigated to less than significant for park design and construction as part of the Master Plan document, summarized below:

- ❑ Aesthetics
 - Any new exterior lighting in proximity to adjacent property will be shielded appropriately and a lighting plan will be prepared for projects that include new night lighting in proximity to adjacent private property
- ❑ Biologic/Cultural
 - A professional Biologist will be hired prior the start of any new project that could affect protected biological resources to determine if potential impacts exist for special-status wildlife, sensitive natural communities, wetlands, wildlife corridors and/or native wildlife nursery sites, and will prescribe the necessary actions which will be incorporated into the park construction program
- ❑ Archeological/Cultural
 - There will be a Stop Work provision in the construction documents should any potential remains or artifacts be discovered on site. The site will need to be cleared by an archeologist or cultural resources consultant before work can continue, and a treatment plan shall be developed and implemented as appropriate. Additional steps would occur if human remains are discovered.

Additional Discussion:

- The Master Plan is a planning document and does not include project-specific CEQA evaluation
- The Master Plan identifies enhancement opportunities. It does not provide project-level design plans for any specific improvement or project, and adoption of the Master Plan would not authorize any specific project or construction of park improvements contemplated in it.
- Once project-level information is developed for park improvements, each project will be evaluated to determine the appropriate level of environmental review under CEQA guidelines
- The Committee requested text changes to the Master Plan CEQA document, noted below
- No comments were received from any Affected Agencies, State Agencies or the public regarding the Initial Study

ACTION: Find that the proposed Initial Study is appropriate for the Master Plan with changes to page 38, paragraph 4, first sentence, after the word 'scale', to add the language “, subject to the applicable requirements,” and with the elimination of the second

sentence and the sample project bullet list which follows it; and recommend that the City Council approve a Mitigated Negative Declaration.

MOTION: Darcy Paul

SECOND: Ben Fu

NOES: none

VOTE: 5-0-0

OLD BUSINESS: None

NEW BUSINESS: None

STAFF AND COMMITTEE REPORTS

The Chair would like to know what Lehigh Quarry's intake screening process is. The Chair and Vice Mayor will check with the City Attorney's office regarding proper protocol for obtaining that information.

The Chair would like a checklist outlining how projects are noticed to the ERC and the public. (Separate from the guidelines shown in the CEQA handbook)

ADJOURNMENT

Respectfully submitted,

 /s/Beth Ebben

Beth Ebben

Deputy Board Clerk