Appendix E

To: Office of Planning and Research P.O. Box 3044, Room 113	From: (Public Agency): East Bay Regional Park District			
Sacramento, CA 95812-3044	2950 Peralta Oaks Court			
County Clerk	Oakland, CA 94605			
County of: <u>Alameda</u>	(Address)			
1106 Madison Street Oakland, CA 94607				
Project Title: Restore Hayward Marsh	(Former USD Treatment Marsh) Project			
Project Applicant: East Bay Regional F	Park District			
Project Location - Specific: The Project is adjacent to the SF Bay shorel	ine and directly north of US Hwy 92 (37.629346, -122.140079)			
Project Location - City: Hayward	Project Location - County: Alameda			
Description of Nature, Purpose and Beneficia				
_	act Roy Regional Bark District			
Name of Public Agency Approving Project:    East Bay Regional Park District      Name of Person or Agency Carrying Out Project:    East Bay Regional Park District      Exempt Status:    (check one):      Image: Ministerial (Sec. 21080(b)(1); 15268);    Image: Declared Emergency (Sec. 21080(b)(3); 15269(a));      Image: Emergency Project (Sec. 21080(b)(4); 15269(b)(c));    Image: Categorical Exemption. State type and section number:      Image: Statutory Exemptions. State code number:    21080.56				
			Reasons why project is exempt:	
Lead Agency Contact Person: Chris Barton	Area Code/Telephone/Extension: 510/544-2627			
If filed by applicant:      1. Attach certified document of exemption finding.      2. Has a Notice of Exemption been filed by the public agency approving the project?      Yes      No      Signature:      Date:    Feb 22, 2023      Title:    Chief of Planning, Trails, and GIS				
Signed by Lead Agency Signed by Applicant				
Authority cited: Sections 21083 and 21110, Public Resources Code.    Date Received for filing at OPR:      Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.    Date Received for filing at OPR:				



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February 22, 2023

Office of Planning and Research P.O. Box 3044, Room 113 Sacramento, CA 95812-3044

## NOTICE OF EXEMPTION FROM CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

LEAD AGENCY:East Bay Regional Park District (EBRPD)PROJECT TITLE:Restore Hayward Marsh (Former USD Treatment Marsh) ProjectPROJECT LOCATION:3050 West Winton Ave. Hayward, CA 94545PROJECT APPLICANT:EBRPD, 2950 Peralta Oaks Court, Oakland, CA 94605PROJECT CONTACT:Chris Barton, Restoration Projects Mgr., 510-544-2627, cbarton@ebparks.org

**DESCRIPTION:** The Project will create and enhance wildlife habitat and modify the site so that its habitats can accommodate sea level rise. To help achieve these goals, specific project activities include, but are not limited to, levee improvements and breaches, enhancements to existing and creation of new nesting islands, improvements to the channels within the Mouse Preserve to promote tidal flushing in the area, and the creation of new upland transition zones that will offer additional habitat for tidal marsh-dependent species as sea levels rise.

**DETERMINATION:** EBRPD has reviewed the project and determined it to be exempt from the California Environmental Quality Act (CEQA) pursuant to the following exemption:

The project is exempt pursuant to CEQA Guidelines section 15025(a)(1), and this project meets all the requirements described in Public Resources Code section 21080.56. Pursuant to Public Resource Code § 21080.56 (e), the Park District obtained concurrence from the Director of the California Department of Fish and Wildlife, that the project qualifies as a statutorily exempt restoration project.

Feb 22, 2023

**Prepared by:** Brian Holt EBRPD Chief of Planning, Trails, and GIS <u>bholt@ebparks.org</u> Date

Dennis Waespi President Ward 3 Elizabeth Echols Ellen Corbett Vice-President Treasurer Ward 1 Ward 4

Dee Rosario Secretary Ward 2 Olivia Sanwong Ward 5

**Board of Directors** 

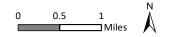
John J. Mercurio Ward 6



Sources: National Geographic, WRA | Prepared By: mweidenbach, 10/28/2020

## **Figure 1. Project Area Regional Location**

Restore Hayward Marsh (Former USD Treatment Marsh) Hayward Regional Shoreline, Alameda County, California



## NOE Form + NOE for OPR

Final Audit Report

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2023-02-22

Created:	2023-02-22
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