AGENDA

REGULAR MEETING
OF THE
PLANNING COMMISSION

7:30 p.m.
Wednesday, August 16, 2017
El Cerrito City Hall
Council Chambers
10890 San Pablo Avenue, El Cerrito

This Meeting Place Is Wheelchair Accessible

Roll Call - Chair: Carla Hansen; Commissioners: Brendan Bloom, Kevin Colin, Michael Iswalt, Andrea Lucas, Leslie Mendez and Lisa Motoyama.

1. Comments from the Public
   (Each speaker is limited to a maximum of 3 minutes.)

2. Approval of Minutes
   Approval of the June 14, 2017, July 12, 2017 and July 19, 2017 meeting minutes.

3. Commissioner Communication/Conflict of Interest Disclosure
   This time on the agenda is reserved for Commissioners to disclose communications from individuals regarding specific agenda items or to state a potential conflict of interest in relation to a specific agenda item.

4. Public Hearing – 10300 San Pablo Avenue (Continued from the July 19, 2017 meeting)
   Application: PL16-0139
   Applicant: Mike Branagh, Winfield Development, LLC
   Location: 10300 San Pablo Avenue
   APN: 503-392-028
   Zoning: Transit-Oriented Mid-Intensity Mixed Use (TOMIMU)
   General Plan: Transit-Oriented Mid-Intensity Mixed Use (TOMIMU)
   Request: Planning Commission consideration of Tier IV Design Review for a residential building containing a total of 30 residential units and 2 live-work units and containing a total of 33 parking spaces in a combination of surface parking and garages.
   CEQA: This project has been found to be consistent with the Program Environmental Impact Report prepared for the San Pablo Avenue Specific Plan, pursuant to CEQA Guidelines Sections 15168(c) and 15182.

COMMUNICATION ACCESS INFORMATION
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10890 San Pablo Avenue, El Cerrito, CA  94530    Tel: (510) 215-4330
E-mail: smoss@ci.el-cerrito.ca.us
5. Staff Communications

6. Adjournment

Appeals:
A decision of the Planning Commission may be appealed to the City Council, by the applicant or any El Cerrito resident or property owner, through the filing of a written statement and the payment of an appeal fee of $363 with the City Clerk within ten calendar days after the decision date. (The applicant may file an appeal for the cost of half the original permit fee.)

Any writings or documents provided to a majority of the Planning Commission regarding any item on this agenda will be made available for public inspection in the Planning Division office located at 10890 San Pablo Avenue during normal business hours.
MINUTES
SPECIAL MEETING
OF THE
PLANNING COMMISSION
7:30 p.m.
Wednesday, June 14, 2017
El Cerrito City Hall
Hillside Room
10890 San Pablo Avenue, El Cerrito

Roll Call - Chair: Carla Hansen; Commissioners: Brendan Bloom, Kevin Colin, Michael Iswalt, Leslie Mendez and Lisa Motoyama. Andrea Lucas had an excused absence.

1. Comments from the Public
   No comments were given.

2. Approval of Minutes
   Motion to approve the May 17, 2017 minutes: Motoyama, 2nd: Bloom.
   Vote:
   Ayes: Bloom, Colin, Hansen, Iswalt, Mendez, Motoyama
   Noes: None
   Abstain: None
   Absent: Lucas

3. Commissioner Communication/Conflict of Interest Disclosure
   Nothing was reported.

4. Public Hearing – Creekside Walk Tentative Subdivision Map (continued item from the May 17, 2017 meeting)
   Application: PL16-0156
   Applicant: Derek Baak
   Location: El Cerrito Plaza
   APN: 504-170-022
   Zoning: Transit-Oriented Higher-Intensity Mixed Use
   General Plan: Transit-Oriented Higher-Intensity Mixed Use
   Request: Planning Commission consideration of a Tentative Subdivision Map for a one-lot subdivision for condominium purposes of a 128-unit multi-family residential project. (ECMC Chapter 18.12 Subdivision Ordinance)
   CEQA: Certified Final Environmental Impact Report

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E-mail: smoss@ci.el-cerrito.ca.us
Senior Planner, Noel M. Ibalio, presented the case and answered questions from the Commission.

The public hearing was opened.

The following speakers addressed the Commission:
Howdy Goudey, 635 Elm St.

The public hearing was closed.

The Planning Commission added the following conditions of approval:

1. As part of the tenant rental agreement, the owner will include a statement that the project was approved under Conditional Use Permit and a Tentative Map. The notice shall be to the satisfaction of the Building Official.

2. Prior to the issuance of Certificate of Occupancy, the owner will add a statement in the tenant rental agreement that informs the tenants that they will be living in a unit that may convert to a condominium at a later date.

3. One year prior to an offering of sale of the first dwelling unit, the building owner will send a notice to all tenants that the apartment building is converting into a condominium.

Motion to approve the Tentative Map for a one lot subdivision for condominium purposes with the additional conditions of approval: Colin, 2nd: Motoyama

Vote:
Ayes: Bloom, Colin, Hansen, Iswalt, Mendez, Motoyama
Noes: None
Abstain: None
Absent: Lucas

5. Public Hearing – 1312 Brewster Drive

Application: PL17-0010
Applicant: Yosef Tatik
Location: 1312 Brewster Drive
APN: 505-383-010
Zoning: RS-10 (Single Family Residential)
General Plan: Very Low Density Residential
Request: Planning Commission consideration of a Conditional Use Permit to allow for a fourth bedroom and over 2,000 square feet home with a one-car garage (El Cerrito Municipal Code Section 19.27.050 C. 2, a. 1. A.).

CEQA: This project is categorically exempt from the provisions of CEQA pursuant to Section 15301 of the CEQA Guidelines, Class 1: Existing Facilities

Senior Planner, Noel M. Ibalio, presented the case and answered questions from the Planning Commission.

The public hearing was opened.
The public hearing was closed.

Motion to approve the Conditional Use Permit to add a fourth bedroom and over 2,000 square feet with a one-car garage: Mendez, 2nd: Iswalt  
Vote:  
Ayes: Bloom, Colin, Hansen, Iswalt, Mendez, Motoyama  
Noes: None  
Abstain: None  
Absent: Lucas  

6. Staff Communications  
Development Services Manager, Margaret Kavanaugh-Lynch reported on the development status pursuant to the San Pablo Avenue Specific Plan. With the projects submitted, staff reported that we are nearing the Specific Plan EIR buildout of housing units.

Senior Planner, Noel M. Ibalio reported that the applicant for 2332 Alva Avenue (Variance) came to tonight’s meeting, however, due to a medical emergency and could not attend the meeting.

7. Adjournment  
9:08 p.m.
MINUTES
SPECIAL MEETING
OF THE
PLANNING COMMISSION
7:30 p.m.
Wednesday, July 12, 2017
El Cerrito City Hall
Council Chambers
10890 San Pablo Avenue, El Cerrito

This Meeting Place Is Wheelchair Accessible

Roll Call - Chair: Carla Hansen; Commissioners: Kevin Colin, Andrea Lucas, and Lisa Motoyama. Commissioners Brendan Bloom, Michael Iswalt and Leslie Mendez had excused absences.

1. Comments from the Public
Nicolas Galloro addressed the Commission regarding the need for affordable housing.

Sherry Drobner addressed the Commission regarding the need for affordable housing policies.

Ben Chuaqui expressed support for the San Pablo Avenue Specific Plan and the need to create a vibrant environment on San Pablo Avenue.

Alton Chinn expressed the need for coordination among the City, School District and transit agencies to plan for the impacts of new development.

Dr. Benjamin Otten expressed support for developing vacant properties along San Pablo Avenue.

2. Approval of Minutes
This item was continued to the next meeting due to a lack of a quorum.

3. Commissioner Communication/Conflict of Interest Disclosure
Commissioner Colin noted that his employer prepared the environmental document for 10300 San Pablo Avenue and that he would recuse himself.

4. Public Hearing – 10300 San Pablo Avenue
Application: PL16-0139
Applicant: Mike Branagh, Winfield Development, LLC
Location: 10300 San Pablo Avenue
APN: 503-392-028
Zoning: Transit-Oriented Mid-Intensity Mixed Use (TOMIMU)
General Plan: Transit-Oriented Mid-Intensity Mixed Use (TOMIMU)

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10890 San Pablo Avenue, El Cerrito, CA 94530 Tel: (510) 215-4330 E-mail: smoss@ci.el-cerrito.ca.us
City of El Cerrito
Planning Commission Meeting Minutes

Request: Planning Commission consideration of Tier IV Design Review for two residential buildings containing a total of 30 residential units and 2 live-work units and containing a total of 32 parking spaces in a combination of surface parking and garages.

CEQA: This project has been found to be consistent with the Program Environmental Impact Report prepared for the San Pablo Avenue Specific Plan, pursuant to CEQA Guidelines Sections 15168(c) and 15182.

Chair Hansen noted that there was not a quorum to take action on the item, but that the Commissioners present would hear the presentations and public comments and give feedback on the project.

Commissioner Colin left the room.

Senior Planner, Sean Moss presented the staff report.

The applicant, Lisa Vilhauer, and project architect, Scott Thomsen, presented the project.

The following speakers addressed the Commission:
Howdy Goudey
Ben Chuaqui, 1244 Richmond St
Russell Skeahan, 833 Elm St
Melissa Holmes, 837 Elm St
Alton Chinn, 639 Lexington Ave
Benjamin Otten
Katherine Cesa, 640 Lexington Ave

The item was continued to the July 19, 2017 meeting due to a lack of a quorum.

5. Public Hearing – Mayfair Project
Application: PL16-0168
Applicants: Adhi Nagraj, Bridge Housing; and Kevin Brown, Holliday Development
Location: 11600 and 11690 San Pablo Avenue and 1925 Kearney Street
APN: 502-062-029, 502-062-028 and 502-062-003
Zoning: Transit-Oriented Higher-Intensity Mixed Use
General Plan: Transit-Oriented Higher-Intensity Mixed Use
Request: Planning Commission consideration of Tier IV Design Review for a new mixed-use development project to be constructed within two buildings:
Five story north building is proposed to include 67 affordable multiple family dwelling units.

Six story south building is proposed to include 156 multiple family dwelling units and 8,894 square feet of commercial space.

The project also includes 150 vehicle parking spaces 348 bicycle parking spaces, 8,893 square feet of commercial square footage, and 21,877 square feet of open space.
A Use Permit for alcohol will also be required for a proposed café use.
CEQA: This project has been found to be consistent with the Program Environmental Impact Report prepared for the San Pablo Avenue Specific Plan, pursuant to CEQA Guidelines Sections 15168(c) and 15182.

Development Services Manager, Margaret Kavanaugh-Lynch, presented the staff report.

The project team including Rick Holliday, Adhi Nagraj, Mark Rhoades, Nick Gomez, and Jeff Miller, presented the project.

The public hearing was opened.

The following speakers addressed the Commission:
Nina Rizzo, TransForm
Ben Chuaqui, 1244 Richmond St
Kevin Markarian, 7439 Terrace Dr
Howdy Goudey

The public hearing was closed.

Motion to grant Tier IV Site Plan and Design Review approval of a new mixed-use development containing two buildings at 11600 and 11690 San Pablo Avenue and 1925 Kearney Street: Colin, 2nd: Lucas.

Vote:
Ayes: Colin, Hansen, Lucas, Motoyama
Noes: None
Abstain: None
Absent: Bloom, Iswalt, Mendez

6. Staff Communications
Staff updated the Commission regarding upcoming agenda items.

7. Adjournment
10:40 p.m.
MINUTES

REGULAR MEETING
OF THE
PLANNING COMMISSION

7:30 p.m.
Wednesday, July 19, 2017
El Cerrito City Hall
Council Chambers
10890 San Pablo Avenue, El Cerrito

This Meeting Place Is Wheelchair Accessible

Roll Call - Chair: Carla Hansen; Commissioners: Brendan Bloom, Kevin Colin, Michael Iswalt, Andrea Lucas, Leslie Mendez and Lisa Motoyama.

1. Election of Chair and Vice Chair
   Motion to elect Lisa Motoyama as Chair: Lucas; 2nd: Bloom. 
   Vote: 
   Ayes: Bloom, Colin, Hansen, Iswalt, Lucas, Mendez, Motoyama 
   Noes: None 
   Abstain: None 
   Absent: None 

   Motion to elect Kevin Colin as Vice Chair: Iswalt; 2nd: Bloom. 
   Vote: 
   Ayes: Bloom, Colin, Hansen, Iswalt, Lucas, Mendez, Motoyama 
   Noes: None 
   Abstain: None 
   Absent: None 

2. Council/Staff Liaison Announcements and Reports
   Councilmember Quinto updated the Commission about the Centennial Celebration, the Library, and the Senior Center.

3. Comments from the Public
   No comments were received.

4. Approval of Minutes
   Motion to approve the June 14, 2017 meeting minutes: Hansen; 2nd: Colin. 
   Vote: 
   Ayes: Bloom, Colin, Hansen, Iswalt, Mendez, Motoyama 

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E-mail: smoss@ci.el-cerrito.ca.us
5. **Commissioner Communication/Conflict of Interest Disclosure**

Commissioner Colin noted that he had a conflict of interest for item #6 and would recuse himself.

6. **Public Hearing – 10300 San Pablo Avenue**

This item was continued from the July 12, 2017 meeting.

- **Application:** PL16-0139
- **Applicant:** Mike Branagh, Winfield Development, LLC
- **Location:** 10300 San Pablo Avenue
- **APN:** 503-392-028
- **Zoning:** Transit-Oriented Mid-Intensity Mixed Use (TOMIMU)
- **General Plan:** Transit-Oriented Mid-Intensity Mixed Use (TOMIMU)
- **Request:** Planning Commission consideration of Tier IV Design Review for two residential buildings containing a total of 30 residential units and 2 live-work units and containing a total of 32 parking spaces in a combination of surface parking and garages.

**CEQA:** This project has been found to be consistent with the Program Environmental Impact Report prepared for the San Pablo Avenue Specific Plan, pursuant to CEQA Guidelines Sections 15168(c) and 15182.

Motion to continue the item to the August 16, 2017 meeting: Bloom, 2nd: Hansen.

- **Vote:**
  - **Ayes:** Bloom, Hansen, Iswalt, Lucas, Mendez, Motoyama
  - **Noes:** None
  - **Abstain:** Colin
  - **Absent:** None

7. **Public Hearing: 2332 Alva Ave. – Conditional Use Permits to construct retaining walls that exceed six feet in height and are separated by less than four feet.**

- **Application:** PL17-0024
- **Applicant:** Bill McLaughlin
- **APN:** 00-430-016
- **Location:** 2332 Alva Avenue
- **Zoning:** RS-5 (Single-family Residential)
- **General Plan:** Low Density Residential
- **Request:** Planning Commission consideration of Conditional Use Permits to construct retaining walls that exceed six feet in height and are separated by less than four feet (Section 19.06.030 – TABLE 19.06-G of the ECMC)

**CEQA:** This project is categorically exempt from the provisions of CEQA pursuant to Section 15303 of the CEQA Guidelines, Class 3: New Construction.

Senior Planner, Noel Ibalio, presented the staff report and answered questions from the Commission.
The applicant, Bill McLaughlin, presented the project and answered questions from the Commission.

The public hearing was opened.

The following speakers addressed the Commission:
Hector Solorzanzo

The public hearing was closed.

Motion to approve application PL17-0024: Bloom; 2nd: Iswalt.
Vote:
Ayes: Bloom, Colin, Hansen, Iswalt, Lucas, Mendez, Motoyama
Noes: None
Abstain: None
Absent: None

8. Affordable Housing Strategy
Applicant: City of El Cerrito
Location: Citywide
Request: Planning Commission review of affordable housing tools and a possible recommendation to the City Council to advance the Affordable Housing Strategy.
CEQA: The proposed action is not a project subject to the California Environmental Quality Act.

Community Development Director, Melanie Mintz, introduced the project.

Sujata Srivastava of Strategic Economics presented the project.

The public hearing was opened.

The following speakers addressed the Commission:
Sydney Manchester Jones
Sherry Drobner
Jeff Levin
Howdy Goudey

The public hearing was closed.

Motion to recommend to the approval of the Affordable Housing Strategy to the City Council with the strong recommendation for immediate action on the nexus study: Hansen; 2nd: Bloom.
Vote:
Ayes: Bloom, Colin, Hansen, Iswalt, Lucas, Mendez, Motoyama
Noes: None
Abstain: None
Absent: None
9. **Staff Communications**
   Staff updated the Commission about upcoming agenda items and upcoming Design Review Board items.

10. **Adjournment**
    9:55 p.m.
DETAILS

Application Number: PL16-0139

Applicant: Mike Branagh, Winfield Development, LLC

Location: 10300 San Pablo Avenue

APN: 503-392-028

Zoning: Transit-Oriented Mid-Intensity Mixed Use (TOMIMU)

General Plan: Transit-Oriented Mid-Intensity Mixed Use (TOMIMU)

Request: Planning Commission consideration of Tier IV Design Review, pursuant to the San Pablo Avenue Specific Plan, for 2 new 4-story buildings containing 30 residential units and 2 live-work units.

CEQA: This project has been found to be consistent with the Program Environmental Impact Report prepared for the San Pablo Avenue Specific Plan, pursuant to CEQA Guidelines Sections 15168 and 15182.

EXECUTIVE SUMMARY

The requested entitlement for Planning Commission review consists of a Tier IV Design Review, pursuant to the San Pablo Avenue Specific Plan.

The proposed project includes 30 new residential units and 2 live-work units in two 4-story building. The buildings would face San Pablo Avenue and Eureka Avenue with parking located behind the buildings and accessed from Kearney Street.

The proposed project does not conform with the daylight plane requirements of a Tier II project along Kearney Street or the required percentage of Shop Frontage along the San Pablo Avenue Commercial Street type, and is therefore being reviewed through the Tier IV Design Review process. Tier IV Design Review is intended to allow high quality new development projects that would not otherwise be allowed under a strict interpretation of the Specific Plan (Tier II) regulations. Tier IV Site Plan and Design review grants flexibility to the standards of the San Pablo Avenue Specific Plan to projects which provide a public benefit beyond what is required by the Specific Plan. The Tier IV Design Review process requires approval from both the Planning Commission and the Design Review Board. The Planning Commission is authorized to act upon the site plan and the aspects of the project that do not meet the development standards of the Form Based Code; and to act upon a determination that the project achieves an over-arching public benefit, subject to the findings.

As a public benefit, the applicant has agreed to make a contribution toward public park improvements at Fairmont Park and has provided public open space in excess of the requirement. Both benefits further the goals of the Urban Greening Plan. The park improvements are envisioned in the El Cerrito Urban Greening Plan, but currently lack the necessary funding to complete the improvements.

Based on the information in this report, which supports the required findings, staff recommends approval of the project.
Background

Site Location and Layout

The project site is located at the northeast corner of San Pablo Avenue and Eureka Avenue, within the San Pablo Avenue Specific Plan area. The site is comprised of one parcel (APN 503-392-028). The site is a total of 24,958 square feet (0.57 acres). The site is an ‘L’ shaped parcel with three street frontages. It site extends through the entire block from San Pablo Avenue to Kearney Street, along Eureka Avenue. The site slopes up gently from San Pablo Avenue.

Vicinity Map

Existing Public Right-of-Way

The site has 150 feet of street frontage along San Pablo Avenue, 200 feet of street frontage along Eureka Avenue, and 100 feet of street frontage on Kearney Street. The street frontage on San Pablo Avenue features an existing AC Transit bus stop (Lines 72 and 72M). The existing right of way improvements feature one bike rack, three granite blocks, and a bench and trash can at the bus stop. These improvements were installed as part of the San Pablo Avenue streetscape project.

The existing public right-of-way on Eureka Avenue contains a sidewalk which appears to be about eight feet wide and existing street trees in tree wells between the sidewalk and the curb which appear to be about five feet wide.

Existing/Previous Land Use

The site has been utilized as a retail location for a number of years. It was originally constructed as a Safeway grocery store. Most recently, the site housed the Guitar Center. The site has been vacant since Guitar Center relocated in approximately 2012.
Adjacent Land Uses

North: Retail businesses on San Pablo Ave; an apartment building on Kearney St.

East: Kearney Street (Fairmont Elementary School is located across Kearney Street).

South: Eureka Avenue (Across Eureka Avenue has received entitlement for a 14 unit residential project at 10290 San Pablo Ave).

West: San Pablo Avenue. (Across San Pablo Avenue sits commercial uses in the City of Richmond.)

Analysis

Project Description

The proposed project consists of a 51,360 square foot L-shaped building containing a total of 30 residential units and 2 live-work units. The site plan features a public plaza located at the corner of San Pablo Avenue and Eureka Avenue and a public plaza along Kearney Street. The building would have frontages along San Pablo Avenue and Eureka Avenue with one building entry onto each street and one entry onto the corner plaza. Behind the buildings would be a parking area consisting of 16 surface parking spaces and 17 parking spaces in garages at the back of the proposed buildings. The parking area would be accessed from Kearney Street. The building would have a central lobby which could be accessed from the public plaza or from the rear parking area.

The project would feature a combination of flats and two-story units. The project contains 14 three-bedroom units, 16 two-bedroom units and 2 live-work units. The live-work units would be located adjacent to the public plaza, with the commercial portion of the unit located on the ground floor and a living room and bedroom on the upper floor.

17 long term bicycle parking spaces would be accommodated with vertical racks in the garages. An additional 24 long-term bike parking spaces would be accommodated in a bike room in the building lobby.

A trash enclosure accommodating the required bins would be located near the entrance to the parking area and would be accessed from Kearney Street.
Planning Commission Purview

Pursuant to Section 2.03.08.01.02.D of the San Pablo Avenue Specific Plan, Tier IV Design Review is the entitlement process for high-quality new projects that would not otherwise be allowed under a strict interpretation of the Specific Plan regulations but nevertheless comply with the intent of the Plan. Projects that do not comply fully with the standards of the Plan in one or more respects may seek flexibility to the standard of the Specific Plan through the Tier IV Design Review process. Under the Tier IV Design Review process, the Planning Commission and Design Review Board must both act to approve a project. Each body is assigned a separate series of findings that must be made in order to approve the project. The Planning Commission is given authority over the site plan, the aspects of the project that do not meet the development standards of the Form-Based Code of the San Pablo Avenue Specific Plan, and making a determination whether the project achieves an over-arching public benefit. The Design Review Board is given authority over the design components of the project.

This project requires approval from the Planning Commission for the reasons detailed below. The analysis also includes discussion of the scope of the Commission’s authority and the findings required for approval. If the Planning Commission approves the project, the project will advance to the Design Review Board for consideration of the project’s design elements.

Planning Commission Review

This project was agenized for the July 12, 2017 special Planning Commission meeting. At that meeting, there was not a quorum of Commissioners present (Colin recused) to take action on the project. The three Commissioners present (Hansen, Motoyama, and Lucas) elected to hear the staff presentation, the applicant’s presentation and public comment. The Commissioners gave preliminary comments to the applicant and continued the project to the regular July 19, 2017 Planning Commission meeting. Prior to this meeting, the applicant requested a continuance to the August 16, 2017 meeting to allow time to make revisions to the project to address preliminary comments from the Commission, public comments...
and comments from the Design Review Board regarding other similar projects. (The applicant has submitted two other similar projects—10192 and 10290 San Pablo Avenue—which were recently approved by the Design Review Board.) At the July 19, 2017 meeting, the Planning Commission voted 6-0 (Colin recused) to continue the item to the August 16, 2017 meeting.

The applicant has made several substantial revisions to the project. Most of these revisions affect the architecture, landscape design, and building interiors; and therefore lie outside the purview of the Planning Commission. However, some changes have been made to the site plan and the building frontage along San Pablo Avenue which is part of the Planning Commission purview; as it not consistent with the Tier II development standards in terms of frontage type.

The project previously included two buildings, one facing San Pablo Avenue and once facing Eureka Avenue. In the preliminary comments given to the applicant in July, Commissioners expressed concern that the space between the buildings would not be a good quality space and would have limited surveillance. As a result of this concern, the applicant has combined the two buildings into one building. By making this change, the applicant was able to create an entrance lobby which serves the building from the plaza at San Pablo Avenue and Eureka Avenue. The plaza at San Pablo Avenue and Eureka Avenue has also been redesigned to improve usability and to utilize a more contemporary aesthetic that is compatible with the architecture. A public plaza has been added at Eureka Avenue and Kearney Street.

In addition to these revisions, the applicant also added an elevator (accessed from the lobby) to the building to address concerns regarding accessibility. The building now contains 8 two-story residential units, 2 two-story live-work units, and 22 flats, which are accessible via the elevator. The overall project unit count remains the same.

### Compliance with the San Pablo Avenue Specific Plan

Chapter Two of the San Pablo Avenue Specific Plan establishes the land use regulations and development standards of the Specific Plan Area.

Some development standards apply throughout the Plan area. These include:
- Regulation by Street Type – which includes building placement, building form, and shadow analysis.
- Open Space Requirements – which include private, common and public types of open space.

Other development standards vary by transect zone. The development standards that are related to the transect zone include:
- Use-Types of land use permitted, conditionally permitted or prohibited.
- Building Height- the minimums and maximums heights allowed.
- Parking of vehicles – the minimum and maximum number of spaces allowed.
- Parking of bicycles- the minimum number of spaces allowed.

The tables below show the relevant Specific Plan standards. Standards below that are shaded yellow and text in **bold** show components of the project that do not comply with the Specific Plan standards. Standards that are shaded **green** and underlined text illustrates where the project greatly exceeds the minimum expectations set by the Specific Plan.

The project is located on the corner of San Pablo Avenue and Eureka Avenue. This section of San Pablo Avenue is designated a Commercial Street. Eureka Avenue is a Neighborhood Street. The project is located in the Transit-Oriented Mid-Intensity Mixed-Use (TOMIMU) Transect Zone.
### Regulation by Street Type: SPA Commercial Street

<table>
<thead>
<tr>
<th>Building Placement</th>
<th>Required</th>
<th>Provided</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sidewalk Amenity Zone</td>
<td>6 ft. min</td>
<td>7 ft.</td>
</tr>
<tr>
<td>Sidewalk Pedestrian Zone</td>
<td>8 ft. min</td>
<td>8 ft.</td>
</tr>
<tr>
<td>Sidewalk Activity Zone</td>
<td>4 ft. min</td>
<td>4 ft.</td>
</tr>
<tr>
<td>Ground Floor Front Setback</td>
<td>Min: distance needed to accommodate required zones Max: 10 ft. for non-residential uses, 15 ft. for residential uses</td>
<td>0 ft. min. 5 ft. 6 in. max.</td>
</tr>
<tr>
<td>Side Setback</td>
<td>0 ft. min.</td>
<td>5 ft. min.</td>
</tr>
<tr>
<td>Rear Setback</td>
<td>See Shadows</td>
<td>50 ft. (Meets shadow standards)</td>
</tr>
<tr>
<td>Pedestrian Access</td>
<td>Entries on front or side streets</td>
<td>2 building entries on San Pablo Avenue</td>
</tr>
<tr>
<td>Vehicular Access</td>
<td>Max 24 ft. 2-way driveways. Side access on corner lots</td>
<td>(1) 20 ft. driveway (rear access)</td>
</tr>
<tr>
<td>Building Form</td>
<td>See Shadows</td>
<td>Building is setback in compliance with required shadow standards.</td>
</tr>
<tr>
<td>Upper Floor Setbacks</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ground Floor Ceiling Height</td>
<td>14 ft. min clear</td>
<td>14 ft. min</td>
</tr>
<tr>
<td>Upper Floor Ceiling Height</td>
<td>9 ft. min clear</td>
<td>9 ft. min</td>
</tr>
<tr>
<td>Building Length</td>
<td>200 ft. max</td>
<td>145 ft. along street frontage</td>
</tr>
<tr>
<td>Ground Floor Transparency</td>
<td>Non-residential 75% min, Residential 40% min.</td>
<td>75% for Shop Front 41% for Flex Front</td>
</tr>
<tr>
<td>Upper Floor Transparency</td>
<td>30% min</td>
<td>35%</td>
</tr>
<tr>
<td>Front Encroachments</td>
<td>4 ft. max</td>
<td>1 ft. 8 in. max</td>
</tr>
<tr>
<td>Rear Encroachments</td>
<td>4 ft. max</td>
<td>0 ft.</td>
</tr>
<tr>
<td>Allowed Frontage Types</td>
<td>Min: 50% Shop Front Max. 50% Arcade (NE side), Forecourt (NE side), Flex, or Eco-front</td>
<td>Shop Front (47%) Flex Front (53%)</td>
</tr>
</tbody>
</table>

### Neighborhood Street

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<thead>
<tr>
<th>Building Placement</th>
<th>Required</th>
<th>Provided</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sidewalk Amenity Zone</td>
<td>5 ft. min</td>
<td>5 ft.</td>
</tr>
<tr>
<td>Sidewalk Pedestrian Zone</td>
<td>6 ft. min adjacent to commercial uses, 5 ft. min adjacent to residential uses</td>
<td>6 ft.</td>
</tr>
<tr>
<td>Sidewalk Activity Zone</td>
<td>0 ft. min</td>
<td>3 ft.</td>
</tr>
<tr>
<td>Ground Floor Front Setback</td>
<td>Min: distance needed to accommodate required zones Max: 10 ft. for non-residential</td>
<td>0 ft. min 6 ft. max</td>
</tr>
</tbody>
</table>
### Pedestrian Access
- Entries on front or side streets
- 1 building entry on Eureka Ave

### Vehicular Access
- Max 20 ft. 2-way driveways
- (1) 20 ft. driveway
  - Side access on corner lots

### Building Form
- **Upper Floor Setbacks**
  - See Shadows
  - **0 ft.**
  - Proposed project encroaches into required daylight plane along Eureka Ave.

### Ground Floor Ceiling Height
- 14 ft. min clear

### Upper Floor Ceiling Height
- 9 ft. min clear

### Building Length
- 200 ft. max
  - 177 ft. along street frontage

### Ground Floor Transparency
- Non-residential 50% min, Residential 30% min.

### Upper Floor Transparency
- 25% min
  - 35% min

### Front Encroachments
- 4 ft. max
  - 1 ft. 2 in.

### Rear Encroachments
- 4 ft. max
  - 0 ft.

### Allowed Frontage Types
- Front Yard, Forecourt (NE side), Flex (commercial), Shop Front (commercial)

### Open Space Requirements

<table>
<thead>
<tr>
<th>Required</th>
<th>Provided</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Private/Common Open Space</strong></td>
<td></td>
</tr>
<tr>
<td>80 sq. ft./unit min</td>
<td>Min 80 sq. ft. deck/unit</td>
</tr>
<tr>
<td><strong>Public Open Space</strong></td>
<td></td>
</tr>
<tr>
<td>25 sq. ft./1,000 sq. ft. of building for buildings &gt;25,000 sq. ft. (Total of 1,284 sq. ft. required)</td>
<td>1,596 sq. ft. of public open space provided</td>
</tr>
<tr>
<td>May pay fee in-lieu of providing public open space on site.</td>
<td></td>
</tr>
</tbody>
</table>

### Transit-Oriented Higher-Intensity Mixed Use Zone

<table>
<thead>
<tr>
<th>Required</th>
<th>Provided</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Parking</strong></td>
<td></td>
</tr>
<tr>
<td><strong>Auto Parking</strong></td>
<td></td>
</tr>
<tr>
<td>Up to 1 space/unit</td>
<td>1 space per unit (total of 32 spaces)</td>
</tr>
<tr>
<td>(Reductions and increases allowed with Zoning)</td>
<td></td>
</tr>
</tbody>
</table>
In addition, the project will implement the following strategies of the San Pablo Avenue Specific Plan:

**Strategy A.3:** Optimize Placemaking in all developments.

The project addresses San Pablo Avenue and Eureka Avenue with entries onto the street and improvements within the public-right-of-way. The project will enhance San Pablo Avenue, as a place, by addressing the public right of way, making public improvements consistent with the right-of-way standards of the San Pablo Avenue Specific Plan and providing a public plaza at the corner of San Pablo Avenue and Eureka Avenue.

**Strategy A.4:** Attract pedestrian activity to key nodes to foster community and identify places of interest.

The project is located along a San Pablo Avenue Commercial Street in the Stockton Avenue node. The project contains 2 new ground-level live-work unit along San Pablo Avenue and a public plaza which will enhance the existing commercial environment and attract pedestrian activity to this node.

**Strategy B.1:** Maximize TOD potential (BART and AC Transit).

The project will provide 30 new residential units and 2 new live-work units in close proximity to existing AC Transit lines and the El Cerrito Plaza BART station. The project includes bike parking as required by the San Pablo Avenue Specific Plan and will face San Pablo Avenue and Eureka Avenue, providing a pleasant pedestrian environment along the adjacent streets.

**Strategy B.2:** Stimulate investment in vacant/underutilized sites at key focus areas.

The project utilizes an underutilized site. The site currently contains a vacant commercial building. The proposed project will provide 30 new residential units and 2 new live-work units in close proximity to public transit in the Stockton Avenue node.

**Strategy B.3:** Build on recent and planned private and public investments.

Consistent with the findings for Tier IV Design Review, as a public benefit, the applicant will contribute $50,000 toward public park improvements at Fairmont Park. These funds will assist in the completion of park improvements envisioned in the El Cerrito Urban Greening Plan. See discussion below for more information. The project will also contribute its fair share requirement to implement the San Pablo Avenue Complete Streets plan.

**Strategy C.3:** Allow ground floor residential development to provide flexibility and expand the Specific Plan Area’s residential base.
The project proposes ground floor residential units and will expand the residential base within the San Pablo Avenue Specific Plan Area.

**Strategy D.3:** Create new gathering places to serve the needs of existing and new users.

The project will provide a public plaza at the corner of San Pablo Avenue and Eureka Avenue adjacent to the existing bus stop.

**Strategy E.1:** Promote infill development through increased land use intensity close to existing transit infrastructure.

The project will provide 30 new residential units and 2 new live-work units in close proximity to existing public transit infrastructure.

**Tier IV Design Review**

As shown on the table above, the project does not fully comply with the daylight plane required by the Tier II regulations along Eureka Avenue or the required amount of Shop Frontage along the Commercial Street type.

The daylight plane is a required building envelope which slopes toward the site at a 45° angle above a height of 35 feet. This envelope is intended to limit the visual impact of tall buildings along Neighborhood Streets by requiring the upper portions of the building to be set back from the street.

The required daylight plane is calculated at the property line and follows the grade of the site. The site slopes up toward the back of the site, and the building is a constant height. Therefore, the encroachment into the daylight plane is more limited at the back of the building. On the opposite side of Eureka Avenue is the site of the entitled residential development at 10290 San Pablo Avenue and a single family home which faces Kearney Street. The project at 10290 San Pablo Avenue would be a similar height to this proposed project.

The image below depicts the extent of the building’s encroachment into the daylight plane.

In addition, the project does not fully comply with the required amount of Shop Frontage (minimum 50%) along the Commercial Street type (San Pablo Avenue). The shop frontage type is utilized adjacent to the public plaza along San Pablo Avenue. The length of Shop Frontage proposed is 67 ft. 6 in. This
represents 46.8% of the total frontage. The Shop Frontage is approximately 5 ft. less than the required 50% of the total frontage.

Public Benefit

The SPASP Tier IV design review was intended to allow projects flexibility, and responds to Goal C of the Specific Plan “to encourage practical and market friendly development” through incorporating flexible development codes that respond to constrained parcels, surrounding context and the market (Goal C, Strategy 2). City staff has discussed the Tier IV process with the applicant extensively. Staff and the applicant worked together to identify an appropriate public benefit for the project. The proximity of the project to Fairmont Park provided a unique opportunity to provide a public benefit. The Urban Greening Plan (adopted December 2015) envisioned improving Fairmont Park to enhance the recreation opportunities in the park. Utilizing grant funds from East Bay Regional Park District Measure WW and a potential grant from the California Department of Housing Community Development Housing Related Parks Program, the City has initiated design and will soon construct Phase I of the improvements envisioned in the Urban Greening Plan. This project will include a new entry plaza, a new accessible path network, enhanced gathering spaces, improved children’s play area, and improved landscaping and lighting in the southern portion of the park closest to Eureka Avenue. Phase II of this project would complete the northern portion of the park and is expected to occur when funds become available.

As a public benefit of this project, the applicant has agreed to contribute $50,000 toward Fairmont Park improvements. Based on the most recent cost estimates for the entire park improvement project and the more detailed budget for the Phase I improvements, this amount is roughly sufficient to fund the park furnishings (items such as benches, trash cans, etc.) and the remaining pathway network for Phase II of the project.

Given the close proximity of the project to Fairmont Park, the park is likely to be utilized by residents of the project as well as the larger community. The San Pablo Avenue Specific Plan does not require a contribution toward public park improvements. This contribution, therefore qualifies as a public benefit toward the Tier IV Design Review process.

In addition to this contribution, the project will also provide 312 square feet of public open space in excess of the requirement. New buildings larger than 25,000 sq. ft. are required to provide publicly accessible open space in a ratio of 25 sq. ft. of open space per 1,000 sq. ft. of building area. For this project, that amounts to a contribution of 1,284 square feet. The applicant is proposing to include two publicly accessible plazas. One would be located at the Corner of San Pablo Avenue and would be 761 sq. ft. Another plaza would be located at the corner of Eureka Avenue and Kearney Street and would be 835 sq. ft. The plazas have been designed with a contemporary aesthetic that is compatible with the contemporary architectural design. The plazas would feature permeable plank pavers, trees, seat walls, and landscaping. Some of the landscape areas would also serve as stormwater filtration planters.

The contribution toward Fairmont Park improvements along with the excess public open space provided would assist the City in fulfilling the goals of the Urban Greening Plan and provide for a greater public open space amenity than would have been required under the Tier II development standards.

Art in Public Places

The project is required to comply with Chapter 13.50: Art in Public Places of the El Cerrito Municipal Code. Provision of public art onsite has not been included as part of the project submittal. The applicant will, therefore, be required to pay an in-lieu fee of one percent of the development costs to a public art fund for the commission of public art throughout the city.
Complete Streets Plan

The project will be required to make a fair-share contribution toward the improvements contained in the Complete Streets chapter of the San Pablo Avenue Specific Plan. The improvements will be constructed by the City as funds become available. For the section of San Pablo Avenue north of Lincoln Avenue and south of Potrero Avenue, the improvements include pedestrian bulb-outs at intersections, bulb-outs at bus stops, and a buffered bike lane separated from traffic by on-street parking. Street parking will be preserved.

Public Notice and Comment

The required public notice for the project was published in the East Bay Times, mailed to owners of property within 300 feet of the project site and posted on the site on June 14, 2017. At the July 12, 2017 public hearing, it was noted that the project was continued to the July 19, 2017 Planning Commission meeting due to a lack of a quorum. At the July 19, 2017 Planning Commission meeting, the Commission continued the item to the August 16, 2017 Planning Commission meeting at the request of the applicant.

Staff received no comments.

Environmental Review

A Program Environmental Impact Report (program EIR) was certified for the San Pablo Avenue Specific Plan in 2014. This type of environmental documentation is authorized by section 15168 of the California Environmental Quality Act (CEQA) Guidelines for use in documenting the environmental impacts of specific plans, and other planning "programs." As explained in the CEQA Guidelines, a program EIR is useful in evaluating the potential environmental impacts of a project that involves a series of interrelated actions that can reasonably be characterized as a single project. Subsequent activities that fall within the scope of the program may not be subject to further environmental review if the environmental effects of the subsequent activity have been adequately addressed in the program EIR. CEQA Guidelines Section 15168(c)(4) recommends using a written checklist or similar device to confirm whether the environmental effects of a subsequent activity were adequately covered in a program EIR.

An Initial Study Checklist has been prepared for this project (Attachment 3). The responses contained in the checklist confirm that the project is considered within the scope of the evaluation completed for the program EIR. No new impacts were identified and no new mitigation measures are required.

Several conditions of approval have been included in the draft resolution to ensure that key mitigation measures of the San Pablo Avenue Specific Plan Program EIR are implemented with regard to this project. The inclusion of these conditions ensure that the project will not have environmental effects which have not previously been addressed in the San Pablo Avenue Specific Plan EIR.

Compliance with the General Plan

The project is consistent with and will implement the following policies of the El Cerrito General Plan:

**LU1.5: Suitable Housing.** Promote suitably located housing and services for all age groups within the city. Within the San Pablo Avenue Specific Plan area, allow ground floor residential development and increased land use intensity close to existing transit infrastructure to promote residential infill development and catalyze mode shift.
The project will provide 30 new housing units and 2 live-work units on San Pablo Avenue, with close proximity to public transportation and commercial uses. The infill project contains ground-floor residential units in a location adjacent to an existing bus stop.

**LU2.1: San Pablo Avenue Specific Plan Area.** Promote retail, office, and mixed uses within the San Pablo Avenue Specific Plan Area to provide more tax revenues to the city.

*In accordance with the goals of the San Pablo Avenue Specific Plan, the proposed project will add housing units to San Pablo Avenue which will promote a balanced mixture of land uses in the corridor. The new residents of the project will support new and existing businesses along San Pablo Avenue.*

**LU4.1: Mixture of Uses.** Encourage a mix of uses that promotes such community values as convenience, economic vitality, fiscal stability, public safety, a healthy environment, and a pleasant quality of life.

*The proposed project will enhance the mixture of uses along San Pablo Avenue. The location of the project will provide the residents with convenient access to businesses, parks, schools, public transit and the Ohlone Greenway. The design of the project will allow for surveillance of the street, enhancing public safety. The project will also contribute public open space as well as funds towards Fairmont Park and other public open space.*

**LU6.2: Circulation Alternatives.** To the extent possible, encourage alternatives to the use of private automobiles. Encourage a full range of transportation options – driving, transit, walking and biking – without allowing any one to preclude the others. On San Pablo Avenue, in many constrained right-of-ways, it is not possible to provide optimum facilities for all user groups and in the event that trade-offs are necessary, transit users and pedestrians are the highest priority.

*The location of the project provides convenient access to frequent public transit along San Pablo Avenue as well as the El Cerrito Plaza BART station. The location also provides convenient walking access to local businesses. The project also provides 47 long-term and 2 short-term bicycle parking spaces and contributes its fair share to the San Pablo Avenue Complete Streets program.*

**CD1.9: Building Design.** A variety of attractive images will be achieved by encouraging a variety of building styles and designs, within a unifying context of consistent “pedestrian” scale along streets and compatibility among neighboring land uses.

*The proposed project is designed at a pedestrian scale and addresses San Pablo Avenue and Eureka Avenue with building entries and windows along the street.*

**CD2.1: Street Frontages.** Encourage street frontages that are safe, by allowing for surveillance of the street by people inside buildings and elsewhere, and are interesting for pedestrians. Require buildings in the San Pablo Avenue Specific Plan area to be directly abutting sidewalks, with window openings, entries and high levels of transparency along the pedestrian frontage.

*The building will abut the sidewalk on San Pablo Avenue and Eureka Avenue and features ample window openings, decks, and doors along the street. These windows and decks will allow surveillance of streets from the units within the project. The project meets or exceeds the transparency standards of the San Pablo Avenue Specific Plan.*

**CD2.3: Streetscape Improvements.** Maintain an active program of street tree planting and improved roadway landscaping through both public and private means. Design guidelines shall
describe appropriate types of trees for commercial areas – to enhance the shopping experience rather than detract from it.

The San Pablo Avenue Specific Plan implemented standards and requirements for public right-of-way improvements. The project is consistent with the standards and will enhance the adjacent public rights of way in compliance with the San Pablo Avenue Specific Plan.

CD3.2: Usable Open Space. Require the provision of usable open space in the form of ground-floor patios, upper-floor decks, and balconies, as well as common recreational facilities and amenities.

The project features decks on both ground floor and upper floor units. The project also provides public open space in excess of the requirement.

CD3.3: Site Landscaping. Improve the appearance of the community by requiring aesthetically designed screening and landscaping on public and private sites. Ensure that public landscaping includes entry areas, street medians, parks, and schools. Require landscaping for all private sites, yard spaces, parking lots, plazas, courtyards, and recreational areas.

The project has provided landscaping in conformance with the standards in the San Pablo Avenue Specific Plan. Landscaping will be provided to soften the building edge along San Pablo Avenue and Eureka Avenue, and landscaping is provided as a buffer between the parking area and adjacent properties.

CD3.12: Landscape Species. Indigenous and drought-tolerant species that reduce water usage and are compatible with El Cerrito’s climate are encouraged.

The proposed plant palette includes native, drought-tolerant plants such as Western Redbud, Berkeley Sedge, Deer Grass, and Gray Rush.

CD4.2: Building Articulation. Ensure that buildings are well articulated. Avoid large unarticulated shapes in building design. Ensure that building designs include varied building facades, rooflines, and building heights to create more interesting and differentiated building forms and shapes. Encourage human scale detail in architectural design. Do not allow unarticulated blank walls or unbroken series of garage doors on the facades of buildings facing the street or the Ohlone Greenway.

The proposed building is articulated in compliance with the San Pablo Avenue Specific Plan. The building includes a varied façade and interesting building form. The building is designed at a human scale with building entries along San Pablo Avenue and Eureka Avenue.

CD5.1: Design Review Process. Continue design review and approval process for all new development, changes, additions, and modifications of existing buildings (except for single-family homes on existing lots).

The proposed project requires Tier IV Design Review. Pursuant to the San Pablo Avenue Specific Plan, both the Planning Commission and the Design Review Board have authority over elements of the Tier IV Design Review Process.

T2.1: Land Use Patterns. Recognize the link between land use and transportation. Promote land use and development patterns that encourage walking, bicycling, and transit use. Emphasize high-density and mixed land use patterns that promote transit and pedestrian travel. Where feasible, emphasize the following land use measures:
1. Promote conveniently located neighborhood complexes that provide housing and commercial services near employment centers and within transit corridors.

2. Promote land use patterns that maximize trip-linking opportunities by assembling uses that allow people to take care of a variety of daily needs.

3. Encourage pedestrian-oriented land use and urban design that can have a demonstrable effect on transportation choices.

4. Direct growth to occur along transit corridors.

5. Encourage retail, commercial, and office uses in ground floor space in combination with upper-floor housing along San Pablo Avenue.

The project will provide 30 new residential units and 2 live-work units in close proximity to public transportation and local businesses. In accordance with the goals of the San Pablo Avenue Specific Plan, the project will add housing units and businesses (live work units) along San Pablo Avenue, a major transit corridor.

T2.2: Project Design. Projects should be designed to include features that encourage walking, bicycling, and transit use.

The project will have building entries directly onto San Pablo Avenue and Eureka Avenue that provide convenient access to the adjacent bus stop.

H2.2: Encourage the construction of transit-oriented developments (TODs) that seek to maximize opportunities for the use of public transit and transportation corridors through high-density residential and mixed-use projects along those corridors in accordance with the San Pablo Avenue Specific Plan and the City’s Incentives Program (Chapter 19.23 of the El Cerrito Zoning Ordinance.)

The project provides high-density housing along a transit corridor consistent with the Transit-Oriented Mid-Intensity Mixed Use Transect Zone in the San Pablo Avenue Specific Plan.

H2.3: Continue to enforce the sections of the Zoning Ordinance that increase density, reduce parking requirements, and establish design and development standards to create inviting, mixed-use neighborhoods around transit, and enforce the San Pablo Avenue Specific Plan.

The San Pablo Avenue Specific Plan reduced parking requirements and eliminated maximum density in the plan area. This project will enhance the mix of uses in the corridor adjacent to public transit. The project complies fully with the standards of the San Pablo Avenue Specific Plan.

Required Findings

Pursuant to Section 2.03.08.01.02.D.3 of the San Pablo Avenue Specific Plan, in acting to approve or conditionally approve a Tier IV application, the Planning Commission shall make the following findings:

a. That the project furthers the goals of this Specific Plan by encouraging practical and market friendly development, ensuring return on investment, strengthening a sense of place, enhancing and humanizing the public realm, and catalyzing mode shift.
As detailed in this report, the project will implement the following goals and strategies of the San Pablo Avenue Specific Plan:

**Goal A: Strengthen Sense of Place**
- Strategy 3: Optimize placemaking in all projects; Strategy 4: Attract pedestrian activity to key nodes to foster community and identify places of interest

**Goal B: Ensure Return on Investment**
- Strategy 1: Maximize TOD potential; Strategy 3: Leverage all investments to catalyze new investments

**Goal C: Encourage Practical and Market Friendly Development**
- Strategy 3: Allow ground floor residential development to provide flexibility and expand the Specific Plan’s residential base

**Goal D: Enhance and Humanize Public Realm**
- Strategy 3: Create new gathering places to serve the needs of existing and new users

**Goal E: Catalyze Mode Shift**
- Strategy 1: Promote infill development through increased land use intensity close to existing transit infrastructure

b. That the project provides a public benefit which is consistent with the goals of the Specific Plan and furthers an important goal(s) as stated in adopted city policy documents as identified by the Community Development Director. These documents include but are not limited to:

- El Cerrito Climate Action Plan
- El Cerrito Strategic Plan
- El Cerrito General Plan, especially the Housing Element
- El Cerrito Economic Development Action Plan
- El Cerrito Urban Greening Plan
- El Cerrito Active Transportation Plan

The public benefit shall be beyond that which is required by Tier II of this Specific Plan and other adopted regulations.

The project will contribute $50,000 toward improvements at Fairmont Park. These improvements will strengthen the sense of place at the park and in the larger community and enhance and humanize the public realm by enhancing recreational opportunities available in close proximity to the San Pablo Avenue Specific Plan Area. The improvements will implement the El Cerrito Urban Greening Plan’s vision for Fairmont Park. The San Pablo Avenue Specific Plan does not require contributions toward public park improvements. Therefore, this contribution is beyond what is required under the Tier II Design Review process.

In addition, the project will provide 312 sq. ft. of public open space beyond what is required. Public plazas would be provided at San Pablo Avenue and Eureka Avenue and at Eureka Avenue and Kearney Street. These open spaces will assist the City in achieving the goals of the Urban
Greening Plan and provide for a greater public open space amenity than would have been required under the Tier II development standards.

c. That the development will not have an undue adverse effect upon the Transect Zone in which it is located, and will be compatible with the design features and land uses permitted in the Transect Zone in which the project is located.

Except for the daylight plane and percentage of Shop Frontage along the Commercial Street, the project is consistent with the standards of the San Pablo Avenue Specific Plan and the standards of the Transit Oriented Mid-Intensity Mixed Use Transect Zone. The proposed land uses are permitted in the Transit Oriented Mid-Intensity Mixed Use Transect Zone and the project is compatible with the land uses permitted throughout the San Pablo Avenue Specific Plan.

d. That the proposed development complies with the intent of the Specific Plan.

The intent of the Transit Oriented Mid-Intensity Mixed Use Transect Zone is to:

Provide a walkable and bikeable transit-friendly medium intensity area that allows a wide variety of uses including residential, civic and public uses along with commercial and retail uses around Stockton and Moeser node. Encourage multifamily residential uses to provide a variety of housing types, including units with 3 or more bedrooms, to meet the diverse needs of residents.

The proposed project will add 30 new residential units and 2 new live-work units to San Pablo Avenue, enhancing the mix of uses. By providing live-work units, the project will enhance the Stockton node. The project will provide 14 two-bedroom units, 16 three-bedroom units and 2 live-work units to meet the needs of residents.

e. That the project implements applicable goals and policies of the El Cerrito General Plan.


Staff Recommendation

Based on the information contained in this report, staff recommends approval of Planning Application No. PL16-0139, as conditioned by the draft resolution in Attachment 1.

Proposed Motion

Move adoption of Planning Commission Resolution PC17-08 granting Tier IV Design Review approval to Planning Application No. PL16-0139: a project that includes a two 4-story building containing 30 residential dwelling units and 2 live-work units located at 10300 San Pablo Avenue.
Appeal Period

Within ten (10) working days after the date of the decision, the Planning Commission action may be appealed to the City Council.

Attachments

1. Draft resolution
2. Project Plans, dated August 7, 2017
3. Initial Study Checklist and appendices
A RESOLUTION OF THE CITY OF EL CERRITO PLANNING COMMISSION GRANTING TIER IV SITE PLAN AND DESIGN REVIEW APPROVAL FOR CONSTRUCTION OF A NEW BUILDING CONTAINING A TOTAL OF 30 RESIDENTIAL UNITS AND 2 LIVE-WORK UNITS AT 10300 SAN PABLO AVENUE.

WHEREAS, the site is located within the San Pablo Avenue Specific Plan Area;

WHEREAS, the General Plan land use classification of the site is Transit-Oriented Mid-Intensity Mixed Use;

WHEREAS, the zoning district of the site is Transit-Oriented Mid-Intensity Mixed Use and the project is located on a San Pablo Avenue Commercial Street and Neighborhood Street designations;

WHEREAS, the site is located at 10300 San Pablo Avenue;

WHEREAS, the existing Assessor's Parcel Number of the site is 503-392-028;

WHEREAS, on October 17, 2016, the applicant submitted an application for Tier IV Design Review;

WHEREAS, on May 22, 2017, the applicant was determined to be complete;

WHEREAS, on July 12, 2017, the Planning Commission continued the project to the July 19, 2017 meeting;

WHEREAS, on July 19, 2017, at the request of the applicant, the Planning Commission continued the project to the August 16, 2017 meeting;

WHEREAS, on August 16, 2017, the Planning Commission, after due consideration of all evidence and reports offered for review does find and determine the following:

1. The project is consistent with the Program Environmental Impact Report certified for the San Pablo Avenue Specific Plan, pursuant to CEQA Guidelines Sections 15168(c) and 15182 and is subject to the Program Environmental Impact Report mitigation measures listed below.

2. The project will implement the following goals and strategies of the San Pablo Avenue Specific Plan:

   Goal A: Strengthen Sense of Place
   Strategy 3: Optimize placemaking in all projects; Strategy 4: Attract pedestrian activity to key nodes to foster community and identify places of interest

   Goal B: Ensure Return on Investment
   Strategy 1: Maximize TOD potential; Strategy 3: Leverage all investments to catalyze new investments

   Goal C: Encourage Practical and Market Friendly Development
   Strategy 3: Allow ground floor residential development to provide flexibility and expand the Specific Plan’s residential base

   Goal D: Enhance and Humanize Public Realm
Strategy 3: Create new gathering places to serve the needs of existing and new users

Goal E: Catalyze Mode Shift
Strategy 1: Promote infill development through increased land use intensity close to existing transit infrastructure.

3. The project will contribute $50,000 toward improvements at Fairmont Park. These improvements will strengthen the sense of place at the park and in the larger community and enhance and humanize the public realm by enhancing recreational opportunities available in close proximity to the San Pablo Avenue Specific Plan Area. The improvements will implement the El Cerrito Urban Greening Plan’s vision for Fairmont Park. The San Pablo Avenue Specific Plan does not require contributions toward public park improvements. Therefore, this contribution is beyond what is required under the Tier II Design Review process.

In addition, the project will provide 312 sq. ft. of public open space beyond what is required. Public plazas would be provided at San Pablo Avenue and Eureka Avenue and at Eureka Avenue and Kearney Street. These open spaces will assist the City in achieving the goals of the Urban Greening Plan and provide for a greater public open space amenity than would have been required under the Tier II development standards.

4. Except for the daylight plane and percentage of Shop Frontage along the Commercial Street, the project is consistent with the standards of the San Pablo Avenue Specific Plan and the standards of the Transit Oriented Mid-Intensity Mixed Use Transect Zone. The proposed land uses are permitted in the Transit Oriented Mid-Intensity Mixed Use Transect Zone and the project is compatible with the land uses permitted throughout the San Pablo Avenue Specific Plan.

5. The proposed project will add 30 new residential units and 2 new live-work units to San Pablo Avenue, enhancing the mix of uses. By providing live-work units, the project will enhance the Stockton node. The project will provide 14 two-bedroom units, 16 three-bedroom units and 2 live-work units to meet the needs of residents.


NOW, THEREFORE, BE IT RESOLVED, that after careful consideration of maps, facts, exhibits, correspondence, and testimony, and other evidence submitted in this matter, and, in consideration of the findings, the El Cerrito Planning Commission hereby approves Application No. PL16-0139, subject to the following conditions:

Planning Division:

Standard conditions- All projects:

1. The project will be constructed substantially in conformance with the plans dated August 7, 2017. Minor changes may be approved by the Zoning Administrator. All improvements shall be installed in accordance with these approvals. Once constructed or installed, all improvements shall be maintained as approved.
2. If Applicant constructs buildings or makes improvements in accordance with these approvals, but fails to comply with any of the Conditions of Approval or limitations set forth in these Conditions of Approval and does not cure any such failure within a reasonable time after notice from the City of El Cerrito, then such failure shall be cause for nonissuance of a certificate of occupancy, revocation or modification of these approvals or any other remedies available to the City.

3. These Conditions of Approval shall apply to any successor in interest in the property and Applicant shall be responsible for assuring that the successor in interest is informed of the terms and conditions of this approval.

4. If not used, this design review approval shall expire two years from the date of this action.

5. The applicant shall share the conditions of approval with their general contractor for the project. The general contractor shall sign a copy of the conditions of approval to acknowledge that he/she is aware of all these conditions of approval and will comply as directed.
   a. Prior to the issuance of a building permit, this signed copy shall be returned to the planning and building division and kept as part of the project file. The conditions of approval shall be reviewed at the mandatory pre-construction meeting held between the City and the General Contractor. A copy of the conditions of approval shall be maintained on the project site at all times during construction.

6. Prior to issuance of building permit, the applicant shall demonstrate compliance with Chapter 13.50: Art in Public Places of the El Cerrito Municipal Code to the satisfaction of the Zoning Administrator. The project shall be fully compliant with Chapter 13.50 prior to issuance of Certificate of Occupancy.

7. In compliance with Chapter 16.34 of the El Cerrito Municipal Code, the applicant shall submit plans for undergrounding of utilities adjacent to the project to the satisfaction of the Building Official prior to issuance of building permit.

8. The cost of all automobile parking shall be separate from the sale or rental price of all residential units. All renters and/or buyers of residential units shall be free to not rent and/or purchase parking.

Conditions based on applicable mitigation measures from the San Pablo Avenue Specific Plan Program EIR:

9. Air Quality (Mitigation Measure 5.1): Implement the following BAAQMD-recommended measures to control particulate matter emissions during construction. City staff will spot check that these measures are being implemented throughout the construction phase of the project. These measures reduce diesel particulate matter PM2.5 and PM10 created from construction to ensure that short-term health impacts to nearby sensitive receptors are avoided or reduced:

   Dust (PM2.5 and PM10) Control Measures:

   b. Water all active construction areas at least twice daily and more often during windy periods. Active areas adjacent to residences should be kept damp at all times.
   c. Cover all hauling trucks or maintain at least two feet of freeboard.
   d. Pave, apply water at least twice daily, or apply (non-toxic) soil stabilizers on all unpaved access roads, parking areas, and Sweep daily (with water sweepers) all paved access roads, parking areas, and staging areas and sweep streets daily (with water sweepers) if visible soil material is deposited onto the adjacent roads.
e. Hydroteed or apply (non-toxic) soil stabilizers to inactive construction areas (i.e., previously
graded areas that are inactive for 10 days or more).
f. Enclose, cover, water twice daily, or apply (non-toxic) soil binders to exposed stockpiles.
g. Limit traffic speeds on any unpaved roads to 15 mph.
h. Replant vegetation in disturbed areas as quickly as possible.
i. Suspend construction activities that cause visible dust plumes to extend beyond the construction
site.
j. Post a publicly visible sign(s) with the telephone number and person to contact at the Lead
Agency regarding dust complaints. This person shall respond and take corrective action within 48
hours. The Air District’s phone number shall also be visible to ensure compliance with applicable
regulations.

**Additional Measures to Reduce Diesel Particulate Matter and PM2.5 and other construction emissions:**

k. The developer or contractor shall provide a plan for approval by the City or BAAQMD
demonstrating that the heavy-duty (>50 horsepower) off-road vehicles to be used in the
construction project, including owned, leased and subcontractor vehicles, will achieve a project
wide fleet-average 20 percent NOx reduction and 45 percent particulate reduction compared to
the most recent CARB fleet average for the year 2011.
l. Clear signage at all construction sites shall be posted indicating that diesel and gasoline
equipment standing idle for more than five minutes shall be turned off. This would include trucks
waiting to deliver or receive soil, aggregate or other bulk materials. Rotating drum concrete
trucks could keep their engines running continuously as long as they were on-site or adjacent to
the construction site.
m. The contractor shall install temporary electrical service whenever possible to avoid the need for
independently powered equipment (e.g., compressors).
n. Properly tune and maintain equipment for low emissions.

10. **Air Quality (Mitigation Measure 5.2):** Prior to issuance of building permit the applicant shall require
project-level construction health risk assessment shall be completed to the satisfaction of the Zoning
Administrator. This assessment shall be completed either through screening or refined modeling to
identify impacts and, if necessary, include performance standards and industry-recognized measures
to be accomplished through, though is not limited to, the following measures:
   a. Construction equipment selection.
   b. Use of alternative fuels and engine retrofits temporary line power or electric equipment.
   c. Modified construction schedule; and
   d. Implementation of BAAQMD Basic and/or Additional Construction Mitigation Measures for
control of fugitive dust.

11. **Biological Impacts (Mitigation Measure 6.1):** Removal of trees, shrubs, or weedy vegetation between
February 1 and August 31 shall require a survey for nesting birds by a qualified wildlife biologist to the
satisfaction of the Zoning Administrator. The survey shall be conducted no sooner than 14 days prior
to the start of removal of trees, shrubs, or weedy vegetation. Survey results shall be valid for 21 days
following the survey. Any removal of trees, shrubs, or weedy vegetation more than 21 days after a
survey shall require a new survey. The area surveyed shall include all construction sites, access roads,
and staging areas, as well as areas within 150 feet outside the boundaries of the areas to be cleared
or as otherwise determined by the biologist.

In the event that an active nest is discovered in the areas to be cleared, or in other habitats within
150 feet of construction boundaries, clearing and construction shall be postponed for at least two
weeks or until a wildlife biologist has determined that the young have fledged (left the nest), the nest is vacated, and there is no evidence of second nesting attempts.

A qualified biologist shall conduct preconstruction surveys for bats and suitable bat roosting habitat at work sites where culverts, structures and/or trees would be removed or otherwise disturbed prior to the initiation of construction. If bats or suitable bat roosting habitat is detected, CDFW shall be notified immediately for consultation and possible on-site monitoring.

The survey for nesting birds, bats and suitable bat roosting habitat may be conducted simultaneously.

12. Prior to the issuance of a building permit, the applicant shall implement a program that includes the following elements:
   a. Archeological resource identification training procedures for construction personnel
   b. Procedures for reporting archeological discoveries

13. Historic and Cultural Resources (Mitigation Measure 7.2): If subsurface archeological or cultural resources are encountered during ground-disturbing activities, work in the immediate vicinity shall be stopped and a qualified archaeologist shall be retained to evaluate the finds following the procedures described in Mitigation Measure 7-3 of the San Pablo Avenue Specific Plan Environmental Impact Report. Project personnel shall not collect cultural resources. If human remains are found, special rules set forth in State Health and Safety Code section 7050.5 and CEQA Guidelines section 15126.4(b) shall apply, and there shall be no further excavation or disturbance of the site or any nearby area reasonably suspected to overlie adjacent remains until the Contra Costa County Coroner has been notified of the remains and has determined that the remains are not subject to the provisions of Section 27491 of the Government Code or any other related provisions of law concerning investigation of the circumstances, manner and cause of any death, and the recommendations concerning the treatment and disposition of the human remains have been made to the person responsible for the excavation, or to his or her authorized representative, in the manner provided in Section 5097.98 of the Public Resources Code.

14. Paleontological Resources (Mitigation Measure 7.3): The applicant shall implement a program that includes the following elements:
   c. Paleontological resource identification training procedures for construction personnel
   d. Spot-checks by a qualified paleontological monitor of all excavations deeper than seven feet below ground surface
   e. Procedures for reporting paleontological discoveries and their geologic context

If subsurface paleontological resources are encountered, excavation shall halt in the vicinity of the resources, and the project paleontologist shall evaluate the resource and its stratigraphic context. The monitor shall be empowered to temporarily halt or redirect construction activities to ensure avoidance of adverse impacts to paleontological resources. During monitoring, if potentially significant paleontological resources are found, “standard” samples shall be collected and processed by a qualified paleontologist to recover micro vertebrate fossils. If significant fossils are found and collected, they shall be prepared to a reasonable point of identification. Excess sediment or matrix shall be removed from the specimens to reduce the bulk and cost of storage. Itemized catalogs of material collected and identified shall be provided to a local museum repository with the specimens. Significant fossils collected during this work, along with the itemized inventory of these specimens, shall be deposited in a local museum repository for permanent curatorship and storage. A report documenting the results of the monitoring and salvage activities, and the significance of the fossils, if any, shall be prepared and submitted to the Zoning Administrator.
15. Geology and Soils (Mitigation Measure 8.1): As required by the Building Official, subject to City review and approval, the applicant shall complete and implement the geotechnical mitigation recommendations identified in the required site-specific geotechnical investigations and engineering studies, in coordination with City grading permit and building permit performance standards.

16. Noise and Land Use Compatibility/Construction Noise (Mitigation Measure 13.3): Construction equipment shall be well-maintained and used judiciously to be as quiet as practical. The following measures shall be implemented to reduce noise from construction activities:
   a. Equip all internal combustion engine-driven equipment with mufflers that are in good condition and appropriate for the equipment.
   b. Utilize “quiet” models of air compressors and other stationary noise sources where technology exists.
   c. Locate stationary noise-generating equipment as far as feasible from sensitive receptors when sensitive receptors adjoin or are near a construction area.
   d. Prohibit unnecessary idling of internal combustion engines.
   e. Pre-drill foundation pile holes to minimize the number of impacts required to seat the pile.
   f. Construct solid plywood fences around construction sites adjacent to operational business, residences, or noise-sensitive land uses.
   g. If noise conflicts occur which are not irresolvable by proper scheduling, a temporary noise control blanket barrier shall be erected, as determined to be necessary by the Zoning Administrator, along building facades facing construction sites.
   h. Route construction-related traffic along major roadways and as far as feasible from sensitive receptors.
   i. Construction activities (including the loading and unloading of materials and truck movements) and excavating, grading, and filling activities (including warming of equipment motors) shall be limited to the hours of 7:00 AM to 6:00 PM on weekdays and to the hours of 9:00 AM and 5:00 PM on Saturdays. Work shall be prohibited on Sundays and Holidays.
   j. Businesses, residences, or noise-sensitive land uses adjacent to construction sites shall be notified of the construction schedule in writing.
   k. Designate a “construction liaison” who would be responsible for responding to any local complaints about construction noise. The liaison would determine the cause of the noise complaints (e.g., starting too early, bad muffler, etc.) and institute reasonable measures to correct the problem. Conspicuously post a telephone number for the liaison at the construction site.

Project Specific Conditions of Approval:

17. The following interior noise reduction measures shall be included for all west facing (facing San Pablo Avenue) units:
   a. Living room and bedroom windows shall have a sound transmission class (STC) rating of 38.
   b. Exterior finish shall be three-coat stucco or system with equivalent weight per square foot;
   c. Interior gypsum at exterior walls shall be 5/8” Type X or Type C hung on resilient channel (RC);
   d. Ceiling gypsum shall be 5/8” type X or Type C;
   e. Mechanical ventilation shall be installed in all residential uses to allow residents to keep doors and windows closed, as desired for acoustical isolation.

As an alternative to the above-listed interior noise control measures, the applicant may provide a detailed analysis of interior noise control measures once building plans become available. The analysis shall be prepared by a qualified noise control engineer and shall outline the specific measures required to meet the City’s 45 dB Ldn and 50-55 dBA Lmax, interior noise level standards. The Zoning Administrator shall approve any substitute measures or alternatives to the measures detailed above.
18. Prior to issuance of a building permit, the applicant shall provide $50,000 to the City of El Cerrito to be used towards public improvements at Fairmont Park.

19. Commercial uses shall be maintained in each of the two live-work units at all times. These commercial uses shall maintain active business licenses.

20. The building entries nearest the two live-work units shall be outfitted with equipment that allows occupants/employees of the units to grant access to the building from within the unit.

21. Public access shall be maintained to the 761 square foot public plaza located at the corner of San Pablo Avenue and Eureka Avenue and the 835 square foot public plaza located at Eureka Avenue and Kearney Street. The plazas shall be designated with signage to the satisfaction of the Zoning Administrator. Any changes to public access shall require approval of the Zoning Administrator.

22. Prior to issuance of building permit the applicant shall submit a request to the Public Works Department for at least 10 feet of red curb on the north side of the project driveway on Kearney Street.

23. Prior to issuance of building permit, the applicant shall include on the plans a trellis or covering located either in the public plaza at San Pablo Avenue and Eureka Avenue or at the bus stop adjacent to the project (subject to approval by the Public Works Director and any other applicable agencies). The intent of the trellis or covering shall be to cover the bus stop or provide a covered waiting area for bus riders.

Public Works Department:

24. The existing granite blocks and street furniture along the project frontage shall remain in place or shall be relocated consistent with the public right-of-way improvement standards of the San Pablo Avenue Specific Plan to the satisfaction of the Public Works Director.

25. Prior to the issuance of a building permit, the applicant shall submit a detailed grading plan, obtain a Grading & Transportation Permit, and pay all associated fees for earthwork and grading operations in excess of 50 cubic yards.

26. Prior to the issuance of a building permit, the applicant shall provide a drainage plan for new roof and any rain leaders. All drainage shall stay on-site, draining away from the foundations, 10’ from property lines, and shall not cause a nuisance to neighboring properties.

27. The building plans shall note that all sidewalk, curb and gutter along the development’s public right-of-way frontages shall be replaced to meet current City and ADA standards to the satisfaction of the Public Works Director.

28. All improvements on the property frontage shall comply with the standards of the San Pablo Avenue Specific Plan, including the Complete Streets chapter to the satisfaction of the Public Works Director.

29. Before any work commences related to any street tree, sidewalk and driveway, applicant shall obtain a Public Works Encroachment Permit and pay all associated fees.
30. If any new street trees are to be installed, they must be from the City Master Tree List and approved by the City Arborist before installation. Tree species, location, spacing, tree well size, and planting details, are to be approved by the City Arborist before installation.

31. Any new street trees are required to have irrigation and an establishment period of 3 years prior to acceptance by the City.

32. Applicant shall pay a fair share of the San Pablo Avenue Specific Plan Complete Streets Improvements as determined by the Public Works Director.

Building/Fire Department:


34. Prior to issuance of building permit:

   a. The applicant shall provide code analysis of required total firefighting water. Based on required fire flow, the applicant shall show on plans the number of fire hydrants required and locations based on maximum spacing requirements.
   b. The applicant shall submit plans for fire service underground.
   c. Fire sprinkler plans shall be submitted for review and approval to the satisfaction of the Fire Marshall.

35. The following information shall be included on the Construction Plans:

   a. Fire Department Connections (FDC’s) shall be in locations acceptable to the fire department for emergency operations.
   b. Fire FDC’s shall be interconnected between standpipes and fire sprinkler system and shall be located on Lincoln Ave.
   c. A fire standpipe shall be required in each common stairway.
   d. Smoke detection shall be installed in each bedroom, in hallways adjacent to bedrooms, and one detector per floor level (top and bottom of stairs). Smoke detectors shall be 120v powered with battery backup. Smoke detectors shall be interconnected.
   e. Carbon monoxide alarm shall be installed outside of and adjacent to sleeping areas where fuel-burning appliances are installed; and in dwelling units that have attached garages. Carbon Monoxide detectors shall be installed in accordance with NFPA 720. Carbon Monoxide alarms shall be 120 v Powered with battery backup and be interconnected with the smoke detectors.
   f. All electrical breakers shall be labeled.
   g. Approved numbers or address shall be provided in such a position to be plainly visible and legible from the street fronting the property. Address shall be either internally or externally illuminated.
   h. Automatic Fire Sprinklers shall be installed throughout the Complex.
   i. An automatic fire alarm system is required in all common areas of the building. The automatic fire alarm system shall be interconnected with the fire sprinkler system.
   j. Every sleeping room shall have at least one operable window or door approved for emergency escape or rescue in accordance with CBC 310.4. Escape or rescue windows shall be installed in accordance with CBC 310.4.

36. Prior to issuance of building permit, the applicant shall provide analysis for angle of approach and departure for driveway entering off Kearney Street. If necessary, the Zoning Administrator may approve minor modifications to the project site plan to meet Fire Department requirements.
37. Prior to issuance of a Certificate of Occupancy, a “KNOX BOX” shall be installed with keys for all common areas.

**Stege Sanitary District:**

38. This applicant shall comply with the requirements of the Stege Sanitary District and participate in the San Pablo Avenue Sewer Capacity Improvement Fee Program as it is developed, and pay all applicable fees.

**CERTIFICATION**

I certify that this resolution was adopted by the El Cerrito Planning Commission at a regular meeting held on August 16, 2017, upon motion of Commissioner ____, second by Commissioner ______:

AYES:
NOES:
ABSTAIN:
ABSENT:

_________________________
Sean Moss, AICP
Senior Planner
10300 San Pablo Ave. El Cerrito
Unit Breakdown
32 Units:
(12) 3-bedroom Flat (+/- 1,060sf - 1,305sf)
(6) 2-bedroom Flat (+/- 989sf - 1,070sf)
(10) 2-bedroom 2-Story (+/- 872sf - 1,082sf)
(2) 3-bedroom 2-Story (+/- 1,292sf)
(2) Live/Work 2-Story (+/- 1,226sf)

Vehicle Parking Count
33 Parking Spaces:
(15 Regular Spaces + 17 Garage Spaces + 1 ADA Space)
(4) Pre-wired Electric Vehicle Spaces

Bicycle Parking Count
47 Covered Long-term Bike Parking:
(22 Inside Bike Storage Room (Vertical Rack System) +
25 Inside Vertical Racks at Garages)
5 Short-term Bike Parking
(see landscape drawings for location)
EXISTING CONDITIONS
AUGUST 1, 2017

PHOTO KEY
1. VIEW OF EXISTING PROJECT SITE FROM CORNER OF SAN PABLO AVE. AND EUREKA AVE.
2. VIEW OF EXISTING PROJECT SITE ALONG SAN PABLO AVE.
3. VIEW OF EXISTING PROJECT SITE FROM EUREKA AVE.
4. VIEW OF EXISTING PROJECT SITE FROM CORNER OF EUREKA AVE. AND KEARNEY ST.
5. VIEW OF EXISTING PROJECT SITE FROM KEARNEY ST.
6. VIEW OF EXISTING PROJECT SITE FROM KEARNEY ST.

10300 San Pablo Ave. El Cerrito
Planning Dept. Submittal
10300 San Pablo Ave. El Cerrito
Planning Dept. Submittal
10300 San Pablo Ave. El Cerrito
Planning Dept. Submittal
NOTE: LIVE WORK FLOOR AREA COUNTED UNDER RESIDENTIAL STAIR AREA ABOVE.
PARAPET ENCROACHMENT INTO DAYLIGHT PLANE
DECK ENCROACHMENT OVER P.L.
ROOF ENCROACHMENT OVER P.L.

DAYLIGHT PLANE

DECK ENCROACHMENT OVER P.L.

SAN PABLO BLVD.

DAYLIGHT PLANE DIAGRAM

AUGUST 1, 2017

10300 San Pablo Ave. El Cerrito
Planning Dept. Submittal

LEFT COAST ARCHITECTURE
BRANAGH
## MATERIALS & COLORS

<table>
<thead>
<tr>
<th>Location</th>
<th>S1</th>
<th>S2</th>
<th>S3</th>
<th>A1</th>
<th>W1</th>
<th>R1</th>
<th>R2</th>
</tr>
</thead>
<tbody>
<tr>
<td>R1</td>
<td>Material: Metal Railings</td>
<td>Manufacture: Bok Modern</td>
<td>Style: B21</td>
<td>Style: B21</td>
<td>Style: B21</td>
<td>Style: B21</td>
<td>Style: B21</td>
</tr>
</tbody>
</table>

### Site Plan

- **S1**: Siding Material: 7/8" Color Integral Elastomeric Plaster
  - Color: BM - Charcoal Slate

- **S2**: Siding Material: 7/8" Color Integral Elastomeric Plaster
  - Color: BM - San Francisco Fog

- **S3**: Siding Material: 7/8" Color Integral Elastomeric Plaster
  - Color: BM - Semolina

- **A1**: Accent Siding Material: 7/8" Color Integral Elastomeric Plaster
  - Color: BM - Semolina

- **W1**: Windows Material: Vinyl
  - Color: Black

- **R1**: Metal Railings
  - Manufacture: Bok Modern
  - Style: B21

- **R2**: Thermoplastic Polyolefin (TPO)
  - Manufacture: TBD
  - Color: TBD

---

10300 San Pablo Ave. El Cerrito
Planning Dept. Submittal
**LIGHT FIXTURES**

- **San Pablo Ave.**
  - **Manufacture:** Eurofase
  - **Model:** Kilo LED Wall Sconce
  - **Shade Size:** 4.75" W X 4.75" H X 2.5" D
  - **Color:** Marine Grey
  - **Lamp Type:** LED
  - **ADA Compliant:** Yes
  - **Listing:** cETL & listed for wet locations

- **Kearney St.**
  - **Manufacture:** Philips Lightolier
  - **Model:** Slim Surface LED
  - **Shade Size:** 7" round
  - **Finish:** Aluminum
  - **Lamp Type:** LED
  - **Listing:** UL listed for wet locations

- **San Pablo Ave.**
  - **Manufacture:** RAB Lighting
  - **Model:** ALED4T78
  - **Shade Size:** 4.5" H X 23.4" L X 15" W
  - **Finish:** Bronze
  - **Lamp Type:** LED
  - **Listing:** UL Listed for wet locations

---

**SITE PLAN - LIGHTING**

10300 San Pablo Ave. El Cerrito
Planning Dept. Submittal
10300 San Pablo Avenue

SAN PABLO AVENUE SPECIFIC PLAN
ENVIRONMENTAL COMPLIANCE CHECKLIST

PREPARED BY:

METROPOLITAN PLANNING GROUP
22561 MAIN STREET, SUITE 200
HAYWARD, CALIFORNIA 94541
510.634.8443

June 28, 2017
**10300 SAN PABLO AVENUE**  
**CEQA ENVIRONMENTAL CHECKLIST AND INITIAL STUDY**

<table>
<thead>
<tr>
<th><strong>Project Title:</strong></th>
<th>10300 San Pablo Avenue</th>
</tr>
</thead>
</table>
| **Lead agency name and address:** | City of El Cerrito Planning Division  
10890 San Pablo Avenue  
El Cerrito, CA 94530 |
| **Contact person and phone number:** | Sean Moss (510) 215-4359 |
| **Project Location:** | City of El Cerrito – San Pablo Avenue Specific Plan Area |
| **File Number:** | PL16-0139 |
| **Project sponsor’s name and address:** | Mike Branagh  
Winfield Development L.L.C.  
3800 Mount Diablo Blvd., Suite 200  
Lafayette, CA 94549 |
| **Property Owner:** | Stanley Zimmerman Revocable Trust  
6363 Christie Ave, Apt 2517  
Emeryville, CA 94608 |
| **General Plan Designation:** | Transit-Oriented Mid-Intensity Mixed Use (TOMIMU) |
| **Zoning:** | Transit-Oriented Mid-Intensity Mixed Use (TOMIMU) |
| **Description of project:** | The project site is located in the southern portion of the City of El Cerrito, Contra Costa County, California at the northeast corner of the San Pablo Avenue and Eureka Avenue intersection on a 24,958 square-foot lot. Although the general topography around the site slopes upwards towards the east, the site is largely flat. The project site includes a vacant 12,000 square foot single-story building and parking lot. The building was originally constructed as a Safeway supermarket, and served as such until 1971. The proposed project would demolish the existing building and parking lot and construct two new four-story, 54-foot tall multi-family residential buildings – a 21,114 square-foot and a 25,681 square-foot building – with a total of 32 dwelling units. Access to the proposed residential units is provided at two entrances along San Pablo Avenue, three entrances along Eureka Avenue, and five entrances from the parking lot at the rear of the project site. The proposed residential units include a combination of two-story, 2-bedroom and live-work units and 3-bedroom flats. |
| **Surrounding land uses and setting; briefly describe the project’s surroundings:** | North of the project site are commercial properties. East of the project site is Fairmont Elementary School. South of the project site, across Eureka Avenue, are existing commercial properties that are the site of the proposed residential development at 10290 San Pablo Avenue. West of the project site across San Pablo Avenue are commercial properties within the City of Richmond. |
| **Other public agencies whose approval is required (e.g. permits, financial approval, or participation agreements):** | None |
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1. INTRODUCTION

This checklist and attached supporting documentation have been prepared to analyze the potential environmental impacts of the 10300 San Pablo Avenue development (project or proposed project) in relationship to the prior environmental review conducted for the site in the City of El Cerrito San Pablo Avenue Specific Plan EIR. The analysis considers whether the environmental impacts of the project have already been analyzed under the California Environmental Quality Act (CEQA) (Pub. Resources Code (PRC), Section 21000, et seq.).

This document is an Environmental Compliance Checklist to examine the environmental effects of the proposed 10300 San Pablo Avenue Project (“project”). This document has been prepared in accordance with the relevant provisions of the California Environmental Quality Act (CEQA) and the State CEQA Guidelines as implemented by the City of El Cerrito. According to Section 15168(c)(2) of the State CEQA Guidelines, a program Environmental Impact Report (EIR) can be used in compliance with CEQA to address the effects of a subsequent activity so long as the activity is within the scope of the project covered by the program EIR and no new effects are found and no new mitigation measures would be required. As supported by the analysis in this document, the 10300 San Pablo Avenue Project would not result in new or substantially more severe significant environmental effects than what was analyzed in the San Pablo Avenue Specific Plan EIR.

1.1. PROJECT BACKGROUND AND PRIOR CEQA DOCUMENTATION

In 2014, the City of El Cerrito adopted the San Pablo Avenue Specific Plan (“SPASP FEIR”) and certified the accompanying EIR (State Clearinghouse #2014042025). The Specific Plan represents a planning effort to identify a vision for the future of San Pablo Avenue, identify improvement needs, and adopt implementing regulations that can be applied consistently in the planning area. A major goal of the planning effort is to achieve a coordinated, cohesive environment and character in the Specific Plan area through (1) a Form-Based Code (FBC); (2) multimodal transportation goals and policies, recommended streetscape design improvements, and design standards as part of the Complete Streets Plan; and (3) infrastructure improvements.

The former El Cerrito Redevelopment Agency undertook development of the Specific Plan beginning in 2007 to develop a vision for the future of San Pablo Avenue. On April 2, 2013, City Council received an update on the Specific Plan, including a staff recommendation to add a Complete Streets Element and Programmatic Environmental Impact Report (EIR). Community Development and Public Works Staff worked with consultants to update and complete the draft Specific Plan in response to Council comments and to develop a more implementation-focused, market-driven Specific Plan that better incorporates contemporary land use planning and transportation strategies. Additionally, the Specific Plan included incorporation of recent Council adopted policies, including the 2013-2017 Strategic Plan (adopted April 2, 2013), the Climate Action Plan (adopted May 21, 2013) and Plan Bay Area (adopted by MTC and ABAG on July 18, 2013). The San Pablo Avenue Specific Plan was adopted and the Final Environmental Impact Report was certified by the City in December 2014.

1.2. CEQA REQUIREMENTS

CEQA Guidelines Section 15168(c)(4) recommends using a written checklist or similar device to confirm whether the environmental effects of a subsequent activity were adequately covered in a program Environmental Impact Report (EIR). This checklist confirms that the proposed 10300 San Pablo Avenue Project is within the planning area for the San Pablo Avenue Specific Plan Final EIR and will have no new significant environmental effects nor substantially increase the severity of previously identified significant effects, and no new mitigation measures are required beyond those identified in the SPASP FEIR and, as such, the City of El Cerrito (City) can approve the 10300 San Pablo Avenue Project as being within the scope of the SPASP covered by its EIR and no new environmental document is required. Pursuant to Public
Resources Code Section 21166 and CEQA Guidelines Section 15168, the 10300 San Pablo Avenue Project does not require any further review under CEQA.

2. PROJECT DESCRIPTION

2.1. PROJECT LOCATION AND SETTING

The project site (APN 503-392-028) is located in the southern portion of the City of El Cerrito, Contra Costa County, California (See Figure 1: Regional Map) at the northeast corner of the San Pablo Avenue and Eureka Avenue intersection (See Figure 2: Site Vicinity Map) on a 24,958 square-foot lot. Although the general topography around the site slopes upwards towards the east, the site is largely flat. The project site includes an existing vacant 12,000 square foot single-story building and parking lot. The building was originally constructed as a Safeway supermarket, and served as such until 1971 when a fabric outlet moved in. It was last used by Guitar Center, a music equipment vendor until 2012 following the store’s relocation to Emeryville. (See Figure 3: Project Site Map).

The project site has General Plan Land Use designation of Transit-Oriented Mid-Intensity Mixed Use through the San Pablo Avenue Specific Plan (See Figure 4: General Plan Land Use Designation Map) – and is located within the San Pablo Avenue Specific Plan area (See Figure 5: San Pablo Avenue Specific Plan Map). The San Pablo Specific Plan zoning designates this property as within the Transit-Oriented Mid-Intensity Mixed Use (TOMIMU) zoning district. San Pablo Avenue, north of Eureka Avenue, is designated as a San Pablo Avenue (SPA) Commercial Street and Eureka Avenue and Kearney Street are designated as Neighborhood Streets. The proposed project would be compliant with all zoning requirements for the TOMIMU district, SPA Commercial Street classification and Neighborhood Street. North of the project site are commercial properties. East of the project site is Fairmont Elementary School. South of the project site, across Eureka Avenue, are commercial buildings that are the site of the proposed residential development at 10290 San Pablo Avenue. West of the project site across San Pablo Avenue are commercial properties within the City of Richmond.

2.2. PROJECT CHARACTERISTICS

The proposed project would demolish the existing building and parking lot and construct two new four-story, 54-foot tall multi-family residential buildings – a 21,114 square foot and a 25,681 square foot building – with a total of 32 dwelling units (See Figure 6: Project Site Plan). Access to the proposed residential units is provided at two entrances along San Pablo Avenue, three entrances along Eureka Avenue, and five entrances in the parking lot at the rear of the project site. The proposed residential units include a combination of two-story, 2-bedroom and live-work units and 3-bedroom flats as summarized in Table 1 below (See Figures 7, 8, 9 & 10: Floor Plans).

<table>
<thead>
<tr>
<th>Level</th>
<th>Description</th>
<th>Area</th>
<th>Unit Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>1st</td>
<td>2 Story Unit – 2 bedroom/1.5 Bath</td>
<td>967 Square Feet</td>
<td>8</td>
</tr>
<tr>
<td>2nd</td>
<td>1 Story Unit – 3 bedroom/2 Bath</td>
<td>1,262 Square Feet</td>
<td>4</td>
</tr>
<tr>
<td>3rd</td>
<td>2 Story Unit – 2 bedroom/1.5 Bath</td>
<td>926 Square Feet</td>
<td>10</td>
</tr>
<tr>
<td>3rd</td>
<td>2 Story Unit – 2 bedroom/1.5 Bath + Office</td>
<td>1,253 Square Feet</td>
<td>4</td>
</tr>
<tr>
<td>3rd</td>
<td>2 Story Unit – 2 bedroom/1.5 Bath</td>
<td>1,253 Square Feet</td>
<td>4</td>
</tr>
<tr>
<td>1st</td>
<td>2 Story Unit – Live-Work</td>
<td>967 Square Feet</td>
<td>2</td>
</tr>
<tr>
<td></td>
<td><strong>Total</strong></td>
<td></td>
<td><strong>32</strong></td>
</tr>
</tbody>
</table>
The project is designed to front onto San Pablo Avenue and Eureka Avenue with a driveway entrance to the unit garages and parking lot off Kearney Street. The front of the building along San Pablo Avenue and Eureka Avenue have front doors for the first-floor units, these units are designed to appear as storefronts with large glazing areas. The upper floor units are accessed off a common staircase within the building that can be accessed from the San Pablo Avenue and Eureka Avenue entrances and the entrances located at the rear of the property in the parking lot.

The project is accessible by auto, public transit, bicycle and walking. A bus stop is located at the corner of San Pablo Avenue and Eureka Avenue. The El Cerrito Plaza Bart station is located approximately 0.5 miles away from the project. Long term bicycle storage for 47 bicycles will be provided either within the proposed garages or within the common entryway to the building. Two (2) short-term bicycle parking spaces will be provided for the project along San Pablo Avenue. Because of the close proximity to transit, the project parking spaces have been reduced to just one space per unit. The project would provide 15 surface parking spaces, 16 individual garage parking spaces, and one ADA accessible space for a total of 32 parking spaces. Vehicles would access the site through a full-access driveway on Kearney Street.

Landscaping will be provided along San Pablo Avenue, Eureka Avenue, and within the surface parking lot. The streetscape along San Pablo Avenue and Eureka Avenue will comply with the San Pablo Avenue Specific Plan streetscape designs for a SPA Community Street and a Neighborhood Street. San Pablo Avenue will have a seven-foot-wide "amenity zone" which will include landscaping and street trees. There will be an eight-foot wide pedestrian walkway space and a four-foot wide activity zone.

The proposed project is designed to be a sustainable community. The site plan has been designed to integrate the architecture into the natural topography of the site, and the buildings are oriented to take advantage of solar. The community will enhance pedestrian access to the surrounding community by updating the sidewalks surrounding the project site. The proximity to downtown as well as the pedestrian and bicycle access to and from the site will help reduce vehicle trips. The project has been designed to meet all required stormwater quality standards and best management practices. As proposed, the project will reduce impervious surfaces relative to the existing condition. As such, the project would result in an overall decrease in stormwater runoff from what currently exists on the project site today. As well as integrating stormwater runoff treatment into the overall landscape design. Landscaping for the proposed project has been designed with drought-tolerant and mostly native Californian plants to reduce the water demand. Construction of the proposed project is expected to last approximately 12 months.
FIGURE 1: REGIONAL LOCATION MAP
FIGURE 2: SITE VICINITY MAP
FIGURE 3: PROJECT SITE MAP
[Page Intentionally Left Blank]
FIGURE 6: PROJECT SITE PLAN
FIGURE 7: 1ST FLOOR PLAN
FIGURE 8: 2nd FLOOR PLANS

2nd Floor Plan
10300 San Pablo Avenue Residential Development
El Cerrito, California
FIGURE 10: 4th FLOOR PLANS
3. EVALUATION OF ENVIRONMENTAL IMPACTS

The following discussion addresses the potential level of impact relating to each aspect of the environment.

3.1. AESTHETICS

<table>
<thead>
<tr>
<th>Would the project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Have a substantial adverse effect on a scenic vista?</td>
<td>□</td>
<td>□</td>
<td>□</td>
<td>☒</td>
</tr>
<tr>
<td>b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?</td>
<td>□</td>
<td>□</td>
<td>□</td>
<td>☒</td>
</tr>
<tr>
<td>c) Substantially degrade the existing visual character or quality of the site and its surroundings?</td>
<td>□</td>
<td>□</td>
<td>□</td>
<td>☒</td>
</tr>
<tr>
<td>d) Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?</td>
<td>□</td>
<td>□</td>
<td>□</td>
<td>☒</td>
</tr>
</tbody>
</table>

Sources: San Pablo Avenue Specific Plan EIR; Sean Moss, City of El Cerrito Planning Division, Email Communication, May 4, 2017.

As noted in the SPASP FEIR, implementation of the SPASP would enhance the visual and aesthetic character of the planning area by incorporating Form-Based Code (FBC) and Complete Streets design and development standards that support and maintain a strong sense of place and visual identity on San Pablo Avenue. These design and development standards are included in Chapter 2, Form Based Code and Chapter 3, Complete Streets of the SPASP.

The primary potentially significant impact to scenic resources identified in the SPASP FEIR was the potential for implementation of the SPASP to obstruct scenic views of Mt. Tamalpais, the Golden Gate Bridge, San Francisco skyline, East Bay Hills, and Albany Hill from public rights-of-way including roadways and sidewalks, BART station platforms, and areas of lower elevation hillside homes in El Cerrito and Richmond (Impact 4-1). This impact was determined to be significant and unavoidable; however, it was determined that the individual development projects would be subject to further evaluation to determine if they meet the standards and guidelines set forth in the SPASP related to visual resources (Mitigation Measure 4-1). The mitigation measure requires preparation of a viewshed analysis to determine if the proposed building meets the standards set forth in the SPASP. However, the El Cerrito Zoning Administrator determined that a visual analysis was not required for the proposed project for the following reasons:

- Due to the orientation of the project site, any potential view impacts would be limited to Kearney Street.
- Due to the relatively low elevation of Kearney Street, the Golden Gate Bridge, Mt. Tamalpais and the San Francisco skyline are not generally visible adjacent to the project site.
• Albany Hill is visible from Kearney Street. However, from the public street, existing buildings block much of the view and only intermittent views of Albany Hill are present along Kearney Street.
• Kearney Street and the properties that face it are at a higher elevation than properties on San Pablo Avenue, including the project site. The grade difference will limit any visual impact of the project from adjacent properties and from Kearney Street.
• The San Pablo Avenue Specific Plan limited building lengths to 200 feet in order to preserve intermittent views. The proposed project would be less than 200 feet in length.

The SPASP FEIR also found that potentially significant impacts could result from the introduction of new light and glare in the plan area (Impact 4-2), but concluded that implementation of Mitigation Measure 4-2, which requires the installation of non-reflective building materials and windows, would reduce potential glare impacts of individual development projects to a less-than-significant level. The proposed project would not cause any new light and glare impacts.

**APPLICABLE MITIGATION**
No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures, beyond implementation of SPASP Mitigation Measure 4-2, are required.

**CONCLUSION**
The proposed project is generally consistent with the type and intensity of development analyzed in the SPASP FEIR; it is within the allowable height limits, would be consistent with policies related visual character and design, and would not result in a substantial increase in light and glare. As such, the SPASP FEIR adequately evaluated the potential aesthetic impacts related to the proposed project and there is no new impact on visual and aesthetic resources.

### 3.2. AGRICULTURAL AND FORESTRY RESOURCES

<table>
<thead>
<tr>
<th>Would the project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?</td>
<td></td>
<td></td>
<td></td>
<td>✗</td>
</tr>
<tr>
<td>b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?</td>
<td></td>
<td></td>
<td></td>
<td>✗</td>
</tr>
<tr>
<td>c) Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as</td>
<td></td>
<td></td>
<td></td>
<td>✗</td>
</tr>
</tbody>
</table>
defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g))?

d) Result in the loss of forest land or conversion of forest land to non-forest use? ☑ ☐ ☐ ☐
e) Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use? ☐ ☐ ☑ ☐

Sources: San Pablo Avenue Specific Plan EIR

There are no agricultural or forestry resources located within or near the project site. The SPASP area is predominantly urbanized and is classified as “Urban and Built-Up Land” by the State Department of Conservation. The City of El Cerrito, and the SPASP area, does not contain any land designated as Prime Farmland, Unique Farmland, or Farmland of Statewide Importance. The proposed project is also not located on land that is currently under a Williamson Act contract. In addition, the City does not contain woodland or forestland cover, nor land zoned for timberland production. Therefore, the proposed project would not result in a significant impact to agriculture or forestry resources.
### AIR QUALITY

<table>
<thead>
<tr>
<th>Would the project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Conflict with or obstruct implementation of the applicable air quality plan?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☑</td>
</tr>
<tr>
<td>b) Violate any air quality standard or contribute substantially to an existing or projected air quality violation?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☑</td>
</tr>
<tr>
<td>c) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is in non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions which exceed quantitative thresholds for ozone precursors)?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☑</td>
</tr>
<tr>
<td>d) Exposure of sensitive receptors to substantial pollutant concentrations?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☑</td>
</tr>
<tr>
<td>e) Create objectionable odors affecting a substantial number of people?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☑</td>
</tr>
</tbody>
</table>

Sources: San Pablo Avenue Specific Plan EIR; Sean Moss, City of El Cerrito Planning Division, Email Communication, May 4, 2017; Bay Area Air Quality Management District, 2017. Final 2017 Bay Area Clean Air Plan.

### DISCUSSION

**Clean Air Plan Consistency**

An air quality plan describes air pollution control strategies to be implemented by a city, county, or region classified as a non-attainment area. The main purpose of an air quality plan is to bring an area into compliance with the requirements of federal and State air quality standards.

The Bay Area Air Quality Management District (BAAQMD) guidelines were referenced to determine if the project would conflict with or obstruct implementation of an applicable air quality plan, which for the SPASP FEIR was the 2010 Bay Area Clean Air Plan. The SPASP FEIR found that vehicle miles traveled (VMT) would increase at a lower rate under the SPASP than population or service population growth, thus resulting in a less-than-significant impact related to consistency with the applicable clean air plan.

The BAAQMD's current clean air plan is the 2017 Clean Air Plan, which was adopted on April 19, 2017. The 2017 Clean Air Plan provides a regional strategy to protect public health and protect the climate. To protect public health, the plan describes how the BAAQMD will continue progress toward attaining all State and federal air quality standards and eliminating health risk disparities from exposure to air pollution among Bay Area communities. To protect the climate, the plan defines a vision for transitioning the region to a post-carbon economy needed to achieve ambitious greenhouse gas reduction targets for 2030 and 2050,
and provides a regional climate protection strategy that will put the Bay Area on a pathway to achieve greenhouse gas (GHG) reduction targets.

The 2017 Clean Air Plan (CAP) includes a wide range of control measures designed to decrease emissions of the air pollutants that are most harmful to Bay Area residents, such as particulate matter, ozone, and toxic air contaminants, to reduce emissions of methane and other “super-GHGs” that are potent climate pollutants in the near-term, and to decrease emissions of carbon dioxide by reducing fossil fuel combustion.

The proposed project would locate future residents within walking distance of public transportation, jobs, restaurants, and services. The proposed project would develop high-intensity residential uses on the site, similar to what the SPASP envisioned. In addition, the population and housing units included in the proposed project would fall within the total development anticipated by the SPASP FEIR. The proposed project would not result in new or more significant population growth impacts than were analyzed and described in the SPASP FEIR. Therefore, the population growth associated with the proposed project is consistent with the SPASP.

Consistency with the CAP is determined by whether or not the proposed project would result in significant and unavoidable air quality impacts or hinder implementation of control measures (e.g., excessive parking or preclude extension of transit lane or bicycle path). As discussed above, implementation of the proposed project would not substantially increase population, vehicle trips, or vehicle miles traveled. Therefore, the project would support the goals of the CAP and would not conflict with any of the control measures identified in the plan or designed to bring the region into attainment. This impact would remain less than significant as identified in the SPASP FEIR.

Construction-Related Impacts
The SPASP FEIR identified that construction activities associated with implementation of the SPASP would result in short-term emissions from construction activities including site grading, asphalt paving, building construction, and architectural coating. Emissions commonly associated with construction activities include fugitive dust from soil disturbance, fuel combustion from mobile heavy-duty diesel- and gasoline-powered equipment, portable auxiliary equipment, and worker commute trips. During construction fugitive dust is generated when wheels or blades disturb surface materials. Uncontrolled dust from construction can become a nuisance and potential health hazard to those living and working nearby. The SPASP FEIR identified Mitigation Measure 5-1 to reduce construction impacts to a less-than-significant level.

Development of the proposed project would result in similar construction-related, short-term air quality impacts as those impacts identified in the SPASP FEIR. Therefore, the proposed project would not result in any new or more significant construction-related air quality impacts than were evaluated in the SPASP FEIR. This impact would remain less than significant with mitigation as identified in the SPASP FEIR.

Ambient Air Quality Impacts
The SPASP FEIR identified that monitoring data from all ambient air quality monitoring stations in the Bay Area indicate that existing carbon monoxide levels are currently below national and California ambient air quality standards. Monitored carbon monoxide (CO) levels have decreased substantially since 1990 as newer vehicles with greatly improved exhaust emission control systems have replaced older vehicles. The Bay Area has been designated as an attainment area for the CO standards. At the time that the SPASP FEIR was certified, the highest measured levels in San Pablo (the closest monitoring station to the plan area) during the past three years were 1.3 ppm (parts per million) for eight-hour averaging periods, compared with state and federal criteria of 9.0 ppm.
Even though CO levels in the Bay Area are well below ambient air quality standards, and there have been no exceedances of CO standards in the Bay Area since 1991, elevated levels of CO still warrant analysis. CO hotspots (occurrences of localized high CO concentrations) could still occur near busy congested intersections. Recognizing the relatively low CO concentrations experienced in the Bay Area, the BAAQMD’s CEQA Air Quality Guidelines state that a project would have a less-than-significant impact if it would not increase traffic volumes at affected intersections to more than 44,000 vehicles per hour. As identified in the SPASP, peak hour traffic volumes attributed to implementation of the SPASP would be far below this threshold. Since intersections affected by the project would have volumes less than the threshold of 44,000 vehicles per hour, the impact of the project related to localized CO concentrations would therefore be less than significant.

The proposed project would generate fewer vehicle trips than the uses assumed for this project site in the SPASP FEIR. Therefore, impacts related to CO hotspots would remain less-than-significant.

Short-Term Exposure of Sensitive Receptors to Toxic Air Contaminants

Sensitive receptors are defined as residential uses, schools, daycare centers, nursing homes, and medical centers. Individuals particularly vulnerable to diesel particulate matter are children, whose lung tissue is still developing, and the elderly, who may have serious health problems that can be aggravated by exposure to diesel particulate matter. Exposure from diesel exhaust associated with construction activity contributes to both cancer and chronic non-cancer health risks.

According to the BAAQMD, a project would result in a significant impact if it would: individually expose sensitive receptors to toxic air contaminants (TACs) resulting in an increased cancer risk greater than 10.0 in one million, increased non-cancer risk of greater than 1.0 on the hazard index (chronic or acute), or an annual average ambient PM2.5 increase greater than 0.3 micrograms per cubic meter (µg/m3). A significant cumulative impact would occur if the project in combination with other projects located within a 1,000-foot radius of the project site would expose sensitive receptors to TACs resulting in an increased cancer risk greater than 100.0 in one million, an increased non-cancer risk of greater than 10.0 on the hazard index (chronic), or an ambient PM2.5 increase greater than 0.8 µg/m3 on an annual average basis. Impacts from substantial pollutant concentrations are discussed below.

The SPASP FEIR determined that construction activities could result in short-term emissions of diesel particulate matter (DPM), a known TAC. Construction could result in the generation of DPM emissions from the use of off-road diesel equipment required for site grading and excavation, paving, and other construction activities. The amount to which the receptors are exposed (a function of concentration and duration of exposure) is the primary factor used to determine health risk (i.e., potential exposure to TAC emission levels that exceed applicable standards). Health-related risks associated with diesel-exhaust emissions are primarily linked to long-term exposure and the associated risk of contracting cancer. The calculation of cancer risk associated with exposure to TACs is typically based on a 70-year period of exposure. The use of diesel-powered construction equipment, however, would be temporary and episodic and would occur over a relatively large area. The SPASP FEIR determined that implementation of Mitigation Measure 5-2 would be required to reduce potential impacts associated with TAC exposure. Mitigation Measure 5-2 requires individual projects to undergo individual assessment for construction health risks, either through screening or refined modeling.

Sensitive receptors are located adjacent to the project site. Construction of the proposed project may expose surrounding sensitive receptors to airborne particulates, as well as a small quantity of construction equipment pollutants (i.e., usually diesel-fueled vehicles and equipment). However, construction contractors would be required to implement the best management practices during construction, as required by Mitigation Measure 5-1. With implementation of Mitigation Measure 5-1, project construction emissions
would be below the BAAQMD’s significance thresholds as described above. Therefore, sensitive receptors would not be expected to be exposed to substantial pollutant concentrations during project construction. The proposed project would result in no new or more severe impacts related to short term exposure to TACs than analyzed in the TASP FEIR and further analysis is not required.

**Long-Term Exposure of Sensitive Receptors to Toxic Air Contaminants**

Implementation of the SPASP would allow new residential land uses that could include sensitive receptors, as well as new non-residential land uses that would be potential new emissions sources. The roadway screening analysis tables from the SPASP FEIR indicate that health risk from high volume surface streets such as Central Avenue, Carlson Boulevard, and Potrero Avenue would be less-than-significant at average daily traffic volumes (ADT) of 40,000 vehicles or less at a distance of 10 feet. The SPASP FEIR determined that if projects under the SPASP are located within close proximity to surface streets with daily traffic volumes higher than 40,000 ADT, this would represent a potentially significant impact; however, the project site is not located within close proximity to any of these roadways (Carlson Boulevard is the closest to the project site, at a distance of approximately 500 feet). The proposed project would result in no new or more severe impacts related to long term exposure to TACs than analyzed in the TASP FEIR and further analysis is not required.

**Odors**

The SPASP FEIR identified that the SPASP area would include potential odor sources that could affect new sensitive receptors. Most of these major existing sources are however already buffered by existing uses. Responses to odors are subjective, and vary by individual and type of use. Sensitive land uses that include outdoor uses, such as residences and possibly daycare facilities, are likely to be affected most by existing odors. Consistent with SPASP policies and SPASP FEIR Mitigation Measure 5-4, the proposed project would be located in an area surrounded by commercial uses and would not be located in an area where substantial odors (such as those associated with industrial, manufacturing, processing, or treatment uses) are generated.

**APPLICABLE MITIGATION**

No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures, beyond implementation of SPASP Mitigation Measure 5-1, are required.

**CONCLUSION**

The proposed project is consistent with the type of development analyzed within the SPASP FEIR and construction activities would be required to comply with SPASP Mitigation Measure 5-1. As such, the SPASP FEIR adequately evaluated the potential air quality impacts of the proposed project there would be no new impact associated with air quality.
3.4. BIOLOGICAL RESOURCES

Would the project:

<table>
<thead>
<tr>
<th>Would the project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Wildlife (Formerly Fish and Game) or U.S. Fish and Wildlife Service?</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations or by the California Department of Fish and Wildlife (formerly Fish and Game) or U.S. Fish and Wildlife Service?</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>c) Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
</tbody>
</table>

Sources: San Pablo Avenue Specific Plan EIR.

DISCUSSION
The SPASP FEIR found that implementation of the SPASP would largely result in minimal impacts to biological resources because the SPASP area is a highly developed urban area with approximately 90 percent of the land developed, recently disturbed, or ruderal. The SPASP FEIR concluded that the plan area does not contain any plant or animal species identified as a candidate, sensitive, or special-status species in local or regional plans, policies, or regulations or by the California Department of Fish and Wildlife or U.S. Fish and Wildlife Service (USFWS), nor does the plan area contain any federally protected wetlands. The only
identified riparian habitat or other sensitive natural community in the plan area is riparian habitat adjacent to Cerrito Creek (near the El Cerrito Plaza Shopping Center parking lot and Ohlone Greenway) and Baxter Creek. However, the project is not located within the vicinity of either of these resources and therefore would not result in any impacts to these habitats.

The SPASP FEIR identified potential impacts associated with the removal of existing trees with implementation of the SPASP. Removal of existing trees containing nests or eggs of migratory birds, raptors, or bird species during the nesting season could be considered an "unlawful take" under the Federal Migratory Bird Treaty Act and USFW provisions protecting migratory and nesting birds. The proposed project would result in the removal of existing trees and shrubs on the project site. However, tree removal would comply with all City requirements to minimize impacts on biological resources during removal. The FEIR identified Mitigation Measure 6-1 to minimize potentially significant impacts associated with tree removal on nesting birds to less-than-significant levels.

APPLICABLE MITIGATION
No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures, beyond implementation of SPASP Mitigation Measure 6-1, are required.

CONCLUSION
The proposed project would be consistent with the type of development analyzed within the SPASP FEIR. Tree removal activities would be conducted in conformance with SPASP Mitigation Measure 6-1. As such, the SPASP FEIR adequately evaluated the potential biological impacts of the proposed project there would be no new impact on biological resources.

3.5. CULTURAL RESOURCES

<table>
<thead>
<tr>
<th>Would the project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Cause a substantial adverse change in the significance of a historical resource as defined in § 15064.5?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to § 15064.5?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>c) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>d) Disturb any human remains, including those interred outside of formal cemeteries?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
</tr>
</tbody>
</table>
DISCUSSION
The SPASP FEIR identified properties or features within the SPASP area that may be eligible for listing in a local, State, or Federal register of historic resources (Impact 7-1). The SPASP FEIR identified Mitigation Measure 7-1 to be applied to any individual discretionary project within the Specific Plan area that the City determines may involve a property that contains a potentially significant historic resource (e.g., a recorded historic resource or an unrecorded building or structure 45 years or older), the resource shall be evaluated by City staff, and if warranted, shall be assessed by a qualified professional on the California Historical Resources Information System (CHRIS) list of consultants who meet the Secretary of the Interior's Professional Qualifications Standards to determine whether the property is a significant historical resource and whether or not the project may have a potentially significant adverse effect on the historical resource.

The one-story former commercial building at 10300 San Pablo Avenue was constructed in 1948. The Historic Resource Evaluation (HRE) conducted for the proposed project concluded that the building does not appear eligible for inclusion in the California Registry of Historic Resources under any significance criteria. The building is not a notable example of Vernacular architecture, and background research did not identify any persons associated with the building important to the past. For these reasons, this building does not appear to qualify as a “historical resource” for the purposes of CEQA (Public Resources Code Section 21084.1).

The SPASP FEIR concluded that the potential impact of development within the plan area on cultural resources, including historic, archaeological and paleontological resources and human remains would be less than significant with implementation of recommended mitigation measures. Specifically, disturbance of previously unknown archaeological or paleontological resources, including human remains, could occur during grading and development of individual project sites within the SPASP area, and there is a reasonable possibility that archaeological and paleontological resources could be uncovered during these activities (Impacts 7-2 and 7-3). The SPASP FEIR identifies Mitigation Measures 7-2 and 7-3 that would reduce the potential impacts on known or undisclosed cultural resources to less-than-significant levels.

In compliance with SPASP FEIR Mitigation Measure 7-2, a records search was undertaken at the Northwest Information Center (NWIC) of the California Historical Resources Information System (CHRIS) at Sonoma State University in Rohnert Park for the project site and vicinity. Based on the records search, there are no known historic or archeological resources located within the immediate project site or vicinity. Nevertheless, the potential exists for previously unknown cultural resources to be encountered during ground disturbing activities at the site. Implementation of Mitigation Measures 7-2 and 7-3, which specify compliance with existing codes and regulations applicable to the accidental discovery of archeological and paleontological resources and human remains during construction activities, would be required to be implemented.

APPLICABLE MITIGATION
No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures, beyond implementation of SPASP Mitigation Measures 7-2 and 7-3, are required.

CONCLUSION
The proposed project would be consistent with the type of development analyzed within the SPASP FEIR. Ground disturbing activities would be conducted in conformance with SPASP Mitigation Measures 7-2 and 7-3. As such, the SPASP FEIR adequately evaluated the potential cultural resource impacts of the proposed project there would be no new impact on cultural resources.
### 3.6. GEOLOGY AND SOILS

Would the project: | Potentially Significant Impact | Less Than Significant Impact with Mitigation | Less Than Significant Impact | No New Impact |
--- | --- | --- | --- | --- |

a) Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving:

i. Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Publication 42.  
[ ]  [ ]  [ ]  [x]  

ii. Strong Seismic ground shaking?  
[ ]  [ ]  [ ]  [x]  

iii. Seismic-related ground failure, including liquefaction?  
[ ]  [ ]  [ ]  [x]  

iv. Landslides?  
[ ]  [ ]  [ ]  [x]  

b) Result in substantial soil erosion or the loss of topsoil?  
[ ]  [ ]  [ ]  [x]  

c) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?  
[ ]  [ ]  [ ]  [x]  

d) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property?  
[ ]  [ ]  [ ]  [x]  

e) Have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of waste water?  
[ ]  [ ]  [ ]  [x]  

Sources: San Pablo Avenue Specific Plan EIR; Friar and Associates, Inc., Geotechnical Investigation Proposed Multi-Purpose Development 10300 San Pablo Avenue El Cerrito, California, November 2016.
The SPASP FEIR concluded that the geologic and soil impacts in the plan area are primarily related to potential ground shaking and associated impacts related to ground failure. Since the SPASP is not located within an Earthquake Fault Hazard Zone, the likelihood of surface fault rupture is minimal. In addition, the SPASP FEIR found that the slope instability hazards are also minimal due to the absence of appreciable slopes in the SPASP area. Furthermore, the SPASP area is served by a comprehensive, integrated wastewater collection, treatment, and disposal system. Neither septic tank systems nor alternative wastewater disposal systems are proposed as part of the SPASP, including the proposed project.

The Hayward Fault is the nearest active fault to the plan area and is approximately 1 mile to the east. The SPASP area is susceptible to ground shaking from the Hayward Fault or one of the other active faults in the region. However, the SPASP FEIR determined that impacts related to ground shaking would be less than significant with compliance with the latest California Building Standards Code. The proposed project would be designed and constructed in accordance with these requirements.

The SPASP FEIR concluded that grading and construction activities within the SPASP area may result in minor erosion or the minor loss of some topsoil. However, implementation of City-required grading and construction-period erosion control techniques would mitigate the potential impact to a less-than-significant level.

The SPASP FEIR determined that implementation of the SPASP would have potentially significant impacts related to earthquake-induced on-site liquefaction, differential settlement, lateral spreading, and subsidence, and associated damage to project buildings and other improvements within the SPASP area. However, potential impacts would be reduced to less-than-significant levels with implementation of Mitigation Measure 8-1, which requires preparation and implementation of the recommended measures of a site-specific design-level geotechnical study for individual development projects.

The proposed project's incorporation of the recommended mitigations outlined in the Friar and Associates Geotechnical Investigation report would ensure that potential impacts related geological conditions are reduced to less-than-significant levels. Therefore, the project would not result in significant impacts related to geology and soils that were not identified in the SPASP FEIR.

**APPLICABLE MITIGATION**

No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures, beyond implementation of SPASP Mitigation Measure 8-1, are required.

**CONCLUSION**

The proposed project is consistent with the type of development analyzed within the SPASP FEIR and would be required to comply with the California Building Code, City-required erosion control techniques, and SPASP Mitigation Measure 8-1. As such, the SPASP FEIR adequately evaluated the potential geology and soil impacts of the proposed project there would be no new impact associated with geology and soils.
3.7. GREENHOUSE GAS EMISSIONS

<table>
<thead>
<tr>
<th>Would the project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?</td>
<td></td>
<td></td>
<td></td>
<td>☒</td>
</tr>
<tr>
<td>b) Conflict with an applicable plan, policy or regulation adopted for the purpose of reducing the emissions of greenhouse gases?</td>
<td></td>
<td></td>
<td></td>
<td>☒</td>
</tr>
</tbody>
</table>

Sources: San Pablo Avenue Specific Plan EIR; El Cerrito Climate Action Plan May 21, 2013.

DISCUSSION

As identified in the SPASP FEIR, the BAAQMD CEQA Air Quality Guidelines contain methodology and thresholds of significance for evaluating GHG emissions. The BAAQMD suggests applying a specific plan-level GHG efficiency threshold of 4.6 MT per year per capita. Specific plans with emissions above the threshold would be considered to have an impact that, cumulatively, would be significant.

For the SPASP, GHG emissions were computed for both traffic scenarios, Without Mode Shift and With Mode Shift, with operational emissions in 2040 using the California Emissions Estimator Model (CalEEMod) Version 2013.2.2. SPASP land use types and size, plus trip generation rates, were input to CalEEMod. CalEEMod predicts emissions of GHGs in the form of equivalent carbon dioxide emissions (CO2e).

For construction-related GHG emissions, the BAAQMD does not have an adopted threshold of significance. The BAAQMD encourages the incorporation of best management practices to reduce GHG emissions during construction where feasible and applicable, including, but not limited to: using local building materials of at least 10 percent, and recycling or reusing at least 50 percent of construction waste or demolition materials. The 2016 California Green Building Standards Code (CALGreen) requires a diversion rate of at least 65 percent of construction waste or demolition materials.

The SPASP FEIR found that 2040 full development capacity associated with development under the SPASP would have per capita emissions of 3.9 and 3.7 metric tons (MT) of CO2e per year under Without Mode Shift and With Mode Shift cases, respectively, which would not exceed the BAAQMD specific plan-level threshold of 4.6 MT CO2e/year. Therefore, this impact is considered less-than-significant.

In addition, the SPASP FEIR found that the SPASP would be subject to new requirements under rule making developed at the State and local level regarding GHG emissions. The SPASP would also be subject to local and General Plan policies, including the El Cerrito Climate Action Plan, that are expected to reduce GHG emissions. Therefore, this impact is considered less-than-significant.

The proposed project adheres to the building guidelines of the SPASP, is consistent with the El Cerrito Climate Action Plan, and promotes reductions in GHG emissions through mixed-use development in close proximity to transit. The proposed project would result in no new or more severe impacts related to GHG emissions than analyzed in the TASP FEIR and further analysis is not required.

APPLICABLE MITIGATION
No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures are required.

CONCLUSION
The proposed project is consistent with the type of development analyzed within the SPASP FEIR and would be required to comply with the 2016 California Green Building Standards Code and El Cerrito Climate Action Plan. As such, the SPASP FEIR adequately evaluated the potential GHG emissions impacts of the proposed project there would be no new impact associated with GHG emissions.

3.8. HAZARDS/HAZARDOUS MATERIALS

<table>
<thead>
<tr>
<th>Would the project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
<tr>
<td>b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
<tr>
<td>c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
<tr>
<td>d) Be located on a site that is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would create a significant hazard to the public or the environment?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
<tr>
<td>e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport of public use airport, would the project result in a safety hazard for people residing or working in the project area?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
<tr>
<td>f) For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
<tr>
<td>g) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
</tbody>
</table>
h) Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?

Sources: San Pablo Avenue Specific Plan EIR; AEI Consultants, Phase I Environmental Site Assessment at 10300 San Pablo Avenue El Cerrito, California 94530, March 30, 2016.

DISCUSSION

The SPASP FEIR concluded that there are no significant impacts associated with hazards and hazardous materials within the SPASP plan area. The SPASP did identify the potential to expose construction workers to existing spilled, leaked, or otherwise discharged hazardous materials or wastes during project construction due to the large number of auto-related businesses in the SPASP area. However, the SPASP FEIR determined that compliance with all applicable, existing jurisdictional City-, regional- and State-mandated site assessment, remediation, removal, and disposal requirements for soil, surface water, and/or groundwater contamination would ensure potential impacts are less than significant. Specifically, compliance with City, the Regional Water Quality Control Board (Water Board), and the California Department of Toxic Substances Control (DTSC) requirements would ensure that health and safety impacts associated with implementation of individual development projects are less than significant.

Based on the Phase I Environmental Site Assessment (ESA) for the project, the subject property consisted of a gas station and a residence from 1926 and through 1950. According to a review of historical sources, the subject property was developed with a gas station by 1926 and through 1950, when it was redeveloped with the current commercial building for occupancy as a grocery store. The assessment did not identify regulatory or historical details pertaining to gas station operation or UST removal during this ESA. However, the current building, which includes a full basement, covers the historical footprint of the gas station. Thus it is likely that subsurface features and surrounding soil associated with this historical use were removed to construct the basement. Based on the length of time since the excavation occurred, it is likely that residual fuel related constituents, if any, would not be present in the subsurface at concentrations exceeding regulatory action levels at this time. Therefore, historical use of the subject property as a gasoline station prior to 1950 is considered to be an Historical Recognized Environmental Condition (HREC). According to the Water Board, the nearest UST cleanup site is located at 10392 San Pablo Avenue. The removal of the former UST site has been completed, and the case is closed.1

The SPASP FEIR determined that the residential, commercial, and open space uses proposed as part of the SPASP would not involve the routine transport, use, storage, or disposal of hazardous materials to the extent that a significant public or environmental hazard would occur. Operations in the SPASP area may involve the occasional transport, use, storage, or disposal of common hazardous substance such as fuel, pain, and solvents but would be subject to local, State, and Federal regulations. The SPASP determined that implementation of these standard regulations would ensure potential impacts would be less than significant.

The nearest school to the project site is Fairmont Elementary School located 0.1 miles east of the project site. Although the school is within 0.25 miles of the project site, the project is a residential use and no impacts related to handling hazardous materials near a school would occur. The project site is located approximately 30 miles northwest of the nearest public airport, Oakland International Airport. As the project

is not located within the Oakland International Airport Influence Area,\(^2\) no safety hazards would be anticipated. No private airstrips are located in the project vicinity. In addition, the SPASP area, including the project site, is not within or adjacent to wildland area and would not be subject to wildland fire risks.

**APPLICABLE MITIGATION**

No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures are required.

**CONCLUSION**

The proposed project is consistent with the type of development analyzed within the SPASP FEIR and would be required to comply with existing regulations related to hazardous soil or groundwater conditions at the site during ground disturbing activities. As such, the SPASP FEIR adequately evaluated potential impacts related to hazards and hazardous materials at or affecting the proposed project site and there would be no new impact associated with hazards and hazardous materials.

### 3.9. HYDROLOGY AND WATER QUALITY

<table>
<thead>
<tr>
<th>Would the project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Violate any water quality standards or waste discharge requirements?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
<tr>
<td>b) Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted)?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
<tr>
<td>c) Substantially alter the existing drainage pattern on the site or area, including through the alteration of the course of a stream or river, in a manner that would result in substantial erosion or siltation on- or off-site?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
<tr>
<td>d) Substantially alter the existing drainage pattern on the site or area, including through the alteration of the course of a stream or substantially increase the rate or amount of surface runoff in a manner, which would result in flooding on- or off-site?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
</tbody>
</table>

\(^2\) Alameda County Airport Land Use Commission, 2010. *Oakland International Airport, Airport Land Use Compatibility Plan, Figure 3-2*. September.

DISCUSSION

The SPASP FEIR determined that long-term water quality impacts associated with implementation of the SPASP could result in contamination of plan area stormwater runoff with petroleum and other contaminants from motor vehicles; however, the compliance with Water Board and jurisdictional City-required post-construction, non-point source pollution control measures would ensure that such impacts would be reduced to a less-than-significant level. In addition, the SPASP FEIR determined that compliance with applicable Water Board, City of El Cerrito, and City of Richmond water quality protection requirements and conditions would ensure any potential construction period and post-construction water quality impacts to a less-than-significant level.

In addition, construction projects are required to prepare a Stormwater Control Plan, which requires implementation of Best Management Practices (BMPs) to control stormwater peak flows and pollutant levels. This requirement is stipulated in Provision C.3 of the Contra Costa County National Pollutant Discharge Elimination System (NPDES). All projects within the SPASP area must comply with NPDES requirements, including the proposed project. The applicant submitted a Stormwater Control Plan as part of the project application materials. The City will confirm that this plan conforms to all applicable local and State requirements as part of the development review process.

The proposed increase in population and traffic associated with the project could increase discharge of pollutants in stormwater runoff beyond current levels after partial or full build-out of the SPASP. However, the proposed project would increase the amount of pervious surface on the site by replacing existing impervious surfaces on the site with 15,682 square feet of impervious and 7,152 square feet of pervious surfaces. In addition, full compliance with the Contra Costa County NPDES permit guidelines for stormwater discharge would ensure impacts would be less than significant.
The SPASP FEIR identified that portions of the plan area in Richmond along Central Avenue are located within a 100-year flood zone. However, the proposed project site is not located within this zone and would therefore not result in any impacts related to flooding. Furthermore, the SPASP area is also not subject to inundation by seiche or mudflow. The southwest portion of the SPASP along Central Avenue in the City of Richmond is located near a Tsunami Inundation Zone; however, the proposed project is not located near this area.

APPLICABLE MITIGATION
No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures are required.

CONCLUSION
The proposed project is consistent with the type of development analyzed within the SPASP FEIR and would be required to comply with existing regulations related to stormwater discharge. As such, the SPASP FEIR adequately evaluated the hydrology and water quality impacts of the proposed project and here would be no new impact associated with hydrology and water quality.

3.10. LAND USE AND PLANNING

<table>
<thead>
<tr>
<th>Would the project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Physically divide an established community?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
<tr>
<td>b) Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
<tr>
<td>c) Conflict with any applicable habitat conservation plan or natural community conservation plan?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
</tbody>
</table>

Sources: San Pablo Avenue Specific Plan EIR.

DISCUSSION
The SPASP FEIR concluded that implementation of the SPASP would provide for the expansion of housing choices by encouraging compact, transit-accessible, pedestrian-oriented housing and mixed-use (commercial/housing) development in the plan area at densities and heights greater than currently permitted. Implementation of the SPASP would not result in the division of an established community because the area was primarily developed prior to completion of the SPASP. The SPASP FEIR determined that implementation of the SPASP would result in beneficial effects related to land use and planning by revitalizing the San Pablo Avenue corridor; facilitating development where services and infrastructure can
be most efficiently provided by promoting higher residential densities near or within an existing shopping, service, employment, and public transportation centers; and promoting compact, transit-accessible, pedestrian-oriented, mixed-use development patterns and land uses.

The project site is designated TOMIMU in the City’s General Plan and SPASP. In addition, the site is also zoned as TOMIMU. The intent of the TOMIMU designation is to provide a walkable and bikeable, transit-friendly medium intensity area that allows a wide variety of uses including residential, civic and public uses along with commercial and retail uses around Stockton and Moeser nodes. The TOMIMU designation allows for a 55-foot height limit (65 feet is permissible for affordable housing projects) and requires a minimum height limit of three stories for residential uses. The proposed project is consistent with the mix, intensity, and scale of development contemplated by the SPASP in this location.

The City’s Planning Commission will consider the proposed project site plan and make findings related to any project design elements that do not specifically conform to SPASP development standards, as contemplated by the form based code guidelines articulated in the SPASP. The proposed project would comply with the standards of the TOMIMU designation and would develop the site with high density residential uses in close proximity to transit as envisioned in the SPASP FEIR.

APPLICABLE MITIGATION
No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures are required.

CONCLUSION
The proposed project is consistent with the type of development analyzed within the SPASP FEIR and would be generally consistent with the development standards envisioned in the SPASP FEIR; therefore, the SPASP FEIR adequately evaluated the land use impacts of the proposed project and no new impacts related to land use and planning would result.

3.11. MINERAL RESOURCES

<table>
<thead>
<tr>
<th>Would the project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
<tr>
<td>b) Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☒</td>
</tr>
</tbody>
</table>

Sources: San Pablo Avenue Specific Plan EIR.

The City of El Cerrito General Plan does not identify mineral resources within the Specific Plan area. Therefore, the proposed project would have no new impacts on mineral resources.
### 3.12. NOISE

<table>
<thead>
<tr>
<th>Would the project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☑</td>
</tr>
<tr>
<td>b) Exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☑</td>
</tr>
<tr>
<td>c) A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☑</td>
</tr>
<tr>
<td>d) A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☑</td>
</tr>
<tr>
<td>e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☑</td>
</tr>
<tr>
<td>f) For a project within the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☑</td>
</tr>
</tbody>
</table>


**DISCUSSION**

This section compares noise impacts from the proposed project with impacts identified in the SPASP FEIR. The proposed project would include residential uses in a developed area in the City of El Cerrito. Operational noise can be categorized as mobile source noise and stationary source noise. Mobile source noise would be attributable to the additional trips that would be a result of the proposed project. Stationary source noise includes noise generated by the residential land uses.

A Noise Impact Study was conducted for the proposed project and is referenced in this section. The Noise Memo is intended to satisfy the City’s requirement for a project-specific noise impact analysis, per SPASP Mitigation Measure 13-1, and examines the impacts of the proposed noise-sensitive uses on the project site.
together with the project design features and standard conditions. Future noise level impacts are based on the noise measurement data gathered at the project site to properly account for the impacts associated with surrounding traffic and commercial uses.

The primary existing noise sources in the project area are transportation facilities. Traffic on Central Avenue and San Pablo Avenue contribute to the ambient noise environment. Train related activities associated with BART, including the El Cerrito Plaza BART Station, located 0.4 mile southeast of the project site, also contributes to the existing noise environment in the project vicinity. In addition, operational noise from the adjacent commericals uses (e.g., parking lot activities and people talking) is audible on the project site.

Certain land uses are considered more sensitive to noise than others. Examples of these include residential areas, educational facilities, hospitals, childcare facilities, and senior housing. The project site is located within the San Pablo Avenue corridor that is predominantly developed with commercial, retail uses and multi-family residential uses. The closest sensitive receptors include residential uses located east of the project site. Residential uses are also located west of the project site.

**Noise and Land Use Compatibility**

The SPASP FEIR found that residential land uses facilitated by the SPASP would be exposed to exterior noise levels exceeding 70 dBA Ldn from traffic and BART noise. Future noise levels would exceed both El Cerrito's and Richmond's noise and land use compatibility standards. This was identified as a potentially significant impact. The SPASP FEIR identified Mitigation Measure 13-1, which requires project-specific acoustical analyses, to reduce potential noise and land use compatibility impacts to a less-than-significant level.

In the project-specific noise study conducted for the proposed project, traffic from San Pablo Avenue is predicted to be 71 dBA Ldn at the building façade of the proposed project. Based upon a typical 25 dB exterior-to-interior noise level reduction achieved by modern building construction, an interior noise level of 46 dBA Ldn would be expected. This would exceed the City's 45 dBA Ldn interior noise level standard. Additionally, the City applies an interior maximum noise level standard of 50 dBA Lmax to bedrooms and 55 dBA Lmax to other occupied rooms. Based upon a typical 25 dB noise level reduction and the predicted exterior noise level range of 81-85 dBA Lmax, maximum interior noise levels are predicted to range between 56-60 dBA Lmax. Therefore, interior noise control measures would be required to achieve compliance with the City's interior noise level standards.

Based on the EPA's Protective Noise Levels, 4 with a combination of walls, doors, and windows, standard construction for Northern California residential buildings (STC-24 to STC-28) would provide more than 25 dBA in exterior-to-interior noise reduction with windows closed and 15 dBA or more with windows open. With windows open, residents would not meet the City's normally acceptable residential interior noise standard of 45 dBA Ldn (i.e., 72.5 dBA – 15 dBA = 57.5 dBA). Therefore, an alternate form of ventilation, such as an air-conditioning system, would be required to ensure that windows can remain closed for a prolonged period of time for all units at the proposed project. A ventilation system would reduce traffic noise levels for residents with windows closed; however, interior noise levels would still remain above the City's normally acceptable interior noise level criterion of 45 dBA (i.e., 72.5 dBA – 25 dBA = 47.5 dBA). Implementation of the following noise reduction measure, consistent with the recommendations of SPASP FEIR Mitigation Measure 13-1, would be required to reduce interior noise impacts to a less-than-significant level.

**Project-Specific Condition of Approval:** Consistent with SPASP Mitigation Measures 13-1, the project design shall implement the following measures for all west facing (facing San Pablo Avenue) units to reduce interior noise impacts in compliance with City noise standards:

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• Interior Noise Control Measures:
  o Living room and bedroom windows shall have a sound transmission class (STC) rating of 38.
  o Exterior finish shall be three-coat stucco or system with equivalent weight per square foot;
  o Interior gypsum at exterior walls shall be 5/8” Type X or Type C hung on resilient channel (RC);
  o Ceiling gypsum shall be 5/8” type X or Type C;
  o Mechanical ventilation shall be installed in all residential uses to allow residents to keep doors and windows closed, as desired for acoustical isolation.

• As an alternative to the above-listed interior noise control measures, the applicant may provide a detailed analysis of interior noise control measures once building plans become available. The analysis should be prepared by a qualified noise control engineer and shall outline the specific measures required to meet the City’s 45 dB Ldn and 50-55 dBA Lmax, interior noise level standards.

Stationary Source Noise Impacts
The SPASP FEIR identified that implementation of the SPASP would introduce commercial uses adjacent to residential land uses. New commercial development proposed adjacent to residential development could result in noise levels exceeding City standards. Typical noise levels generated by loading and unloading would be similar to noise levels generated by truck movements on local roadways. Mechanical equipment would also have the potential to generate noise and would be a potential noise impact. The SPASP FEIR identified this as a potentially significant impact and identified Mitigation Measure 13-2, which requires site-specific analysis for proposed commercial uses to reduce long-term noise impacts to a less-than-significant level. The proposed project would not introduce new commercial uses as part of the project.

Implementation of the proposed project would generate various on-site stationary noise sources, including heating, ventilation, and air conditioning (HVAC) equipment, and parking lot activities. HVAC equipment could be a primary noise source associated with residential uses. HVAC equipment is often mounted on rooftops, located on the ground, or located within mechanical rooms. The noise sources could take the form of fans, pumps, air compressors, chillers, or cooling towers. HVAC operations would be required to meet all noise standards.

Precise details of HVAC equipment, including future location and sizing, are unknown at this time; therefore, for purposes of this analysis, 75 dBA at 3 feet was assumed to represent HVAC-related noise. Some off-site noise-sensitive receptors would be within 100 feet of proposed multi-family residential building. Adjusted for distance to the nearest off-site sensitive receptors, the off-site residences would be exposed to a noise level of 49 dBA Lmax generated by HVAC equipment. This noise level is lower than the City's maximum allowable noise level standards of 70 Lmax during the day and 60 dBA Lmax during the night. Therefore, operations associated with the HVAC equipment would be in compliance with the City's exterior daytime and nighttime noise standards for residential uses.

Parking lot noise, including engine sounds, car doors slamming, car alarms, loud music, and people conversing, would occur as a result of the proposed project at the project site and on nearby streets. Typical parking lot activities, such as people conversing or doors slamming, generates approximately 60 dBA to 70 dBA Lmax at 50 feet. Existing sensitive receptors are located approximately 50 feet from the proposed parking lot. Adjusted for distance, the nearest off-site residences would be exposed to a noise level of 60 to 70 dBA Lmax generated by parking lot activities. This noise level would not exceed the City's maximum allowable noise level standards of 70 Lmax during the day and 60 dBA Lmax during the night.

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Additional on-site stationary noise sources would include delivery trucks and loading noise. Of the on-site stationary noise sources, noise generated by delivery truck activity would generate the highest maximum noise levels. Delivery truck loading and unloading activities would result in maximum noise levels from 75 dBA to 85 dBA Lmax at 50 feet.

There are generally two types of loading that would occur on the site: small deliveries like parcels and packages. The former are typically made via passenger car, van, or single-unit truck. These activities are potential noise sources that could affect noise-sensitive receptors in the project site vicinity. Precise details of loading areas, are unknown at this time; therefore, this analysis assumes a worst case scenario of noise levels from 73 to 83 dBA Lmax at the closest off-site receptor, which is above the City’s maximum allowable noise level standards of 70 Lmax during the day. However, because there would be no nighttime activity, the nighttime maximum noise level standard is not expected to be violated. In addition, peak noise levels from loading and unloading would be intermittent and when averaged over a one hour period would be much lower than the peak noise levels. In accordance with SPASP Mitigation Measure 13-2, as identified in the SPASP FEIR, to reduce loading and delivery noise levels at nearby sensitive receptors, design considerations and shielding must be implemented to ensure that the loading and delivery activities are located in areas that would create the greatest possible distance between loading- and delivery-related noise sources and nearest off-site sensitive receptors. In addition, noise-generating activities, such as maintenance activities and loading and unloading activities, are required to be reduced to the hours of 7:00 a.m. to 9:00 p.m.

**Mobile Source Noise Impacts**

Motor vehicles with their distinctive noise characteristics are the dominant noise source in the project vicinity. The amount of noise varies according to many factors, such as volume of traffic, vehicle mix (percentage of cars and trucks), average traffic speed, and distance from the observer. Implementation of the proposed project would result in new daily trips on local roadways in the project site vicinity. A characteristic of sound is that a doubling of a noise source is required in order to result in a perceptible (3 dBA or greater) increase in the resulting noise level.

The SPASP FEIR found that cumulative traffic noise levels, with or without implementation of the SPASP, are not anticipated to increase substantially along the roadways serving the Specific Plan area, and the project's contribution to cumulative traffic noise level increases is calculated to be less than 1 dBA Ldn. Cumulative traffic noise increases would not be considered substantial, and the project would not make a cumulatively considerable contribution to increased noise levels. Therefore, this impact is considered less-than-significant.

Implementation of the proposed project would result in new daily trips on local roadways in the project site vicinity. It should be noted that the traffic generated by the proposed project was considered along with the traffic generated by the 10192 San Pablo and 10290 San Pablo development projects which are currently in the permitting process. Based on the traffic study prepared for the project, traffic generated from all three projects would result in 19 AM and 29 PM peak hour trips, which is less than what was identified for this project site in the SPASP FEIR. Project daily trips would not result in a doubling of traffic volumes along any roadway segment in the project vicinity, and therefore would not result in a perceptible increase in traffic noise levels at receptors in the project vicinity. This impact would remain less-than-significant.

**Construction Noise**

The highest construction noise levels would be generated during grading and excavation, with lower noise levels occurring during building construction. Large pieces of earth-moving equipment, such as graders, scrapers, and bulldozers, generate maximum noise levels of 85 to 90 dBA at a distance of 50 feet. Typical hourly average construction-generated noise levels are about 80 to 85 dBA measured at a distance of 50 feet from the site during busy construction periods. In addition, pile driving may occur at some of the
project sites. This type of construction activity can produce very high noise levels of approximately 105 dBA at 50 feet, which are difficult to control. These noise levels drop off at a rate of about 6 dBA per doubling of distance between the noise source and receptor. Intervening structures or terrain would result in lower noise levels.

The SPASP identified that although construction noise would be localized to the individual site location, businesses and residences would be intermittently exposed to high levels of noise throughout the plan horizon. Construction would elevate noise levels at adjacent businesses and residences by 15 to 20 dBA or higher. Such a large increase in noise levels, although short-term in duration, would be a potentially significant impact. The SPASP identified Mitigation Measure 13-3, but identified that construction noise impacts would remain significant and unavoidable.

The noise analysis assumed a typical maximum noise level of 76 to 90 dBA Lmax at 50 feet during the noisiest construction phases. Project construction would result in short-term noise impacts on these adjacent uses. At 60 feet, there would be a decrease of approximately 2 dBA from the increased distance from the active construction area. Therefore, the closest off-site sensitive receptors may be subject to short-term construction noise reaching 90 dBA Lmax when construction is occurring at the project site boundary. Construction is permitted by the City when activities occur between the hours of 7:00 a.m. and 6:00 p.m. Monday through Friday and between the hours of 8:00 a.m. and 5:00 p.m. on Saturday. No construction activity is allowed on Sundays and holidays.

The proposed project would not result in any new or more significant construction-period noise impacts than were described in the SPASP FEIR. The proposed project would require the implementation of the Municipal Code, the City of El Cerrito General Plan, and Mitigation Measure 13-3, as included in the SPASP FEIR.

Construction-Related Vibration

The SPASP FEIR identified that construction projects within the SPASP area may, in some cases, be located directly adjacent to existing structures, including weakened structures. Construction activities may include demolition of existing structures, site preparation work, excavation of below-grade levels, foundation work, pile driving, and new building erection. Demolition for an individual site may last several weeks and at times may produce substantial vibration. Excavation for underground levels would also occur on some project sites and vibratory pile driving could be used to stabilize the walls of the excavated area. Piles or drilled caissons may also be used to support building foundations.

Depending on the proximity of existing structures to each construction site, the structural soundness of the existing buildings, and the methods of construction used, vibration levels may be high enough to damage existing structures. Given the scope of the SPASP and the close proximity of many existing structures, ground-borne vibration impacts would be potentially significant.

As with any type of construction, vibration levels may at times be perceptible. However, construction phases that have the highest potential of producing vibration (pile driving and use of jackhammers and other high power tools) would be intermittent and would only occur for short periods of time for any individual project site. By use of administrative controls such as notifying neighbors of scheduled construction activities and scheduling construction activities with the highest potential to produce perceptible vibration to hours with least potential to affect nearby businesses, perceptible vibration can be kept to a minimum and would not result in a physical or perceived significant impact.

The SPASP FEIR found construction-related vibration impacts to be potentially significant. The SPASP FEIR identified Mitigation Measure 13-4. However, it may not be possible to avoid using pile drivers, vibratory
rollers, and tampers entirely during construction associated with the SPASP. Due to the density of development in the area, some of these activities may take place near sensitive areas. In these cases, Mitigation Measure 13-4 may not be sufficient to reduce ground-borne vibrations below a level of significance. Therefore, this impact would be significant and unavoidable.

Common sources of ground-borne vibration and noise include trains and construction activities such as blasting, pile driving and operating heavy earthmoving equipment. Construction of the proposed project would involve grading, site preparation, and construction activities but would not involve the use of construction equipment that would result in substantial ground-borne vibration or ground-borne noise on properties near to the project site. No existing structures are located directly adjacent to the project site. No pile driving, blasting, or significant grading activities are proposed.

Therefore, the proposed project would not result in any new or more significant construction-period vibration impacts than were described in the SPASP FEIR. The proposed project would require the implementation of the Mitigation Measure 13-4, as included in the SPASP FEIR.

Aircraft Noise
The SPASP FEIR did not address potential aircraft noise impacts for the proposed project. The proposed project is not located within 2 miles of a public or public use airport. Oakland International Airport is the closest airport and is located approximately 20 miles southeast of the project site. Aircraft noise is occasionally audible at the project site; however, no portion of the project site lies within the 65 dBA CNEL noise contours of any public airport nor does any portion of the project site lie within 2 miles of any private airfield or heliport. Therefore, the proposed project would not result in the exposure of sensitive receptors to the excessive noise levels form aircraft noise sources.

APPLICABLE MITIGATION
Implementation of measures detailed in project-specific condition of approval, would reduce potential operational noise impacts on future sensitive receptors to less-than-significant levels. With implementation of this measure, SPASP Mitigation Measure 13-1 is satisfied, and no further analysis is required. Implementation of SPASP Mitigation Measures 13-2, 13-3, and 13-4 are also applicable to the proposed project.

CONCLUSION
The proposed project is consistent with the type of development analyzed within the SPASP FEIR and would be generally consistent with the development standards envisioned in the SPASP FEIR. With implementation of the project-specific condition of approval and SPASP Mitigation Measures 13-2, 13-3, and 13-4, the proposed project would not result in a significant increase in noise levels. Therefore, the SPASP FEIR adequately evaluated the noise impacts of the proposed project and no new impacts related to noise would result.
3.13. POPULATION AND HOUSING:

<table>
<thead>
<tr>
<th>Would the project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Induce substantial growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?</td>
<td>☐</td>
<td>☐</td>
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<tr>
<td>b) Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
<td>☑</td>
</tr>
<tr>
<td>c) Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere?</td>
<td>☐</td>
<td>☐</td>
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</table>

Sources: San Pablo Avenue Specific Plan EIR.

The SPASP FEIR evaluated potential environmental impacts that could associated with approximately 243,112 net new square feet of commercial space, 1,706 units of residential development, and 3,840 new residents. The SPASP FEIR concluded that the population growth associated with the SPASP would not directly or indirectly induce substantial population growth beyond the SPASP boundaries. SPASP implementation would facilitate the projected residential and commercial growth within a transit-rich, mixed-use plan area identified for such growth in both local and regional plans and forecasts.

The project would introduce 32 dwelling units and have a population size of 72 people, which is consistent with what was anticipated by the Specific Plan and analyzed in the Specific Plan EIR. For these reasons, implementation of the proposed project would not result in significant impacts related to population and housing that were not identified in the San Pablo Avenue Specific Plan EIR.

APPLICABLE MITIGATIONS
No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures are required.

CONCLUSION
The proposed project is consistent with the type of development analyzed within the SPASP FEIR and would be within the growth projections evaluated in the SPASP; therefore, the SPASP FEIR adequately evaluated the population and housing impacts of the proposed project and no new impacts would result.

3.14. PUBLIC SERVICES

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<tr>
<th>Would the Project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
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</table>
Mitigation

Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:

a) Fire protection? ☐ ☐ ☒ ☒
b) Police protection? ☐ ☐ ☒ ☒
c) Schools? ☐ ☐ ☒ ☒
d) Parks? ☐ ☐ ☒ ☒
e) Other public facilities? ☐ ☐ ☒ ☒

Sources: San Pablo Avenue Specific Plan EIR.

DISCUSSION

The SPASP area is located within the West Contra Costa Unified School District (WCCUSD). The SPASP FEIR evaluated the impact that the SPASP's anticipated 1,706 new residences, and associated increase in expected student population, would have on the services provided and facilities operated by the WCCUSD. The SPASP FEIR concluded that the new residences would generate approximately 1,147 new students in the District schools over the approximately 25-year horizon of the SPASP implementation. The SPASP FEIR concluded that new students would be accommodated in existing schools, and plan implementation would not result in the need for new or expanded school facilities. As the population and housing units proposed by the project would fall within the total development anticipated by the SPASP FEIR, the project would also generate students within the assumptions of the SPASP FEIR. As such, existing school facilities could accommodate the proposed project.

The SPASP FEIR concluded that the El Cerrito Fire Department and Richmond Fire Department would not need to expand fire protection facilities and personnel to accommodate additional demand associated with implementation of the SPASP. Specifically, the SPASP FEIR identified that any demand for additional fire protection personnel or equipment resulting from SPASP implementation would be funded by currently adopted public facility fees levied on the new development (in Richmond) and by the annual budget review and allocation (in El Cerrito). Given this, impacts to fire protection services are anticipated to be less than significant. As the population and housing units would fall within the total development anticipated by the SPASP FEIR, the project would result in no new impacts associated with fire services.

As noted in the SPASP FEIR, the increased demand associated with implementation of the SPASP would not require new or physically altered police protection facilities. The SPASP FEIR also determined that implementation of the SPASP would result in more “eyes-on-the-street” by facilitating a more pedestrian-friendly plan area which would provide a safer public environment. The SPASP identified police department approvals that would be required on a project-by-project basis that would ensure the department is equipped and has the ability to maintain acceptable levels of service. In addition, the proposed project
would fall within the total development anticipated by the SPASP FEIR and would not result in new impacts associated with police services.

The SPASP FEIR concluded that the combination of parks and recreation facilities meets the expected park requirements for the SPASP area given the anticipated population associated with implementation of the SPASP. The SPASP FEIR concludes that the impacts to parks and recreation would be less than significant with compliance with plan provisions for new open spaces. In addition, the SPASP FEIR determined that implementation of the SPASP would not facilitate the need for new or physically altered government facilities.

**APPLICABLE MITIGATION**
No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures are required.

**CONCLUSION**
The SPASP FEIR adequately evaluates public service impacts and the proposed project's impacts are included in and analyzed by the SPASP FEIR. Development of the proposed project would fall within the development assumptions evaluated within the SPASP FEIR. Therefore, the proposed project has no new impacts on public services.
3.15. RECREATION

<table>
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<tr>
<th>Would the Project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
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</thead>
<tbody>
<tr>
<td>a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?</td>
<td>☐</td>
<td>☐</td>
<td>☐</td>
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<tr>
<td>b) Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?</td>
<td>☐</td>
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</table>

Sources: San Pablo Avenue Specific Plan EIR.

DISCUSSION
The SPASP FEIR concluded that the combination of parks and greenways within the SPASP area would meet the expected park requirements for the SPASP area given the anticipated population at full implementation of the SPASP. Specifically, implementation of the SPASP would generate 1,706 new residences and increase the local population by 3,840 people. The increase in residents in the area would increase the demand for parks and recreational facilities, reducing the City's level of service to 5.85 acres per 1,000 residents (below the 2010 level of 6.67 acres per 1,000 residents) with no increase in acreage of parks or open spaces; however, this ratio is above the level of service standard adopted under the City's General Plan.

As the population and housing units would fall within the total development anticipated by the SPASP FEIR, and the project would conform to SPASP open space standards, the project would result in no new impacts associated with parks and recreational facilities.

APPLICABLE MITIGATION
No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures are required.

CONCLUSION
The SPASP FEIR adequately evaluated the environmental impacts associated with implementation of the SPASP, including parks and recreations impacts. Development of the proposed project would fall within the development assumptions evaluated within the SPASP FEIR. Therefore, the proposed project has no new impacts on parks and recreation.

3.16. TRANSPORTATION AND CIRCULATION

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<th>Would the Project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
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<tr>
<td>a) Conflict with an applicable plan, ordinance or policy</td>
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establishing measures of effectiveness for the performance of the circulation system, taking into account all modes of transportation including mass transit and non-motorized travel and relevant components of the circulation system, including but not limited to intersections, streets, highways and freeways, pedestrian and bicycle paths, and mass transit?

b) Conflict with an applicable congestion management program, including, but not limited to level of service standards and travel demand measures, or other standards established by the county congestion management agency for designated roads or highways?

c) Result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that results in substantial safety risks?

d) Substantially increase hazards due to a design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?

e) Result in inadequate emergency access?

f) Conflict with adopted policies, plans, or programs regarding public transit, bicycle, or pedestrian facilities, or otherwise decrease the performance or safety of such facilities?

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Sources: San Pablo Avenue Specific Plan EIR; Fehr and Peers, 10300 San Pablo Avenue Preliminary Transportation Analysis, February 8, 2017.

**DISCUSSION**

This section compares traffic impacts from the proposed project with impacts identified in the SPASP FEIR. A Preliminary Transportation Analysis (TIA) was conducted for the proposed project and is referenced in this section. The report includes an analysis to ensure that sufficient traffic operations are maintained with the construction of the proposed project.

**Trip Generation**

Using the same trip generation methodology used in the SPASP FEIR, the transportation analysis conducted for the proposed project estimated that the proposed project would generate about 9 AM peak-hour and 14 PM peak-hour trips. Thus, the proposed project would not result in significant impacts related to project trip generation beyond those identified in the SPASP EIR.

**Vehicle Access**

The Project would provide 15 surface parking spaces, 16 individual garage spaces, and one accessible space, for a total of 32 parking spaces. Vehicles would access the site through a right-in/right-out driveway on Kearney Street, about 150 feet north of Eureka Avenue.
Project Driveway Site Distance
The project-specific transportation analysis conducted for the proposed project included recommendations to improve project site circulation. The driveway on Kearney Street would provide adequate sight distance between vehicles exiting the driveway and pedestrians on the adjacent sidewalk. Vehicles parked just north of the driveway may block sight distance between vehicles exiting the driveway and vehicles traveling southbound on Kearney Street. Trees planted north of the driveway may also affect visibility of exiting vehicles if the tree canopy is lower than six feet from the ground. Therefore, the transportation analysis recommendation would be applied to the project as a condition of approval to ensure adequate sight distance for vehicles to avoid impacts with pedestrians on the adjacent sidewalk.

Project Specific Condition of Approval: Ensure that on-street parking directly north of the Project driveway on Kearney Street would not restrict sight distance for exiting vehicles by providing at least 10 feet of red curb.

Bicycle Parking, Access and On-Site Circulation
Section 2.05.07.04 of the SPASP Form-Based Code requires bicycle parking for residential and commercial uses. The Project would consist of 32 residential units, requiring 46 long-term bicycle parking spaces and two short-term bicycle parking spaces. The Project would provide 47 covered long-term bicycle parking spaces, 24 of which would be located inside the bike storage room and 23 that would located inside the entrance lobbies and garages as vertical racks. The Project would also provide two short-term spaces along the building frontage on San Pablo Avenue, meeting City requirements.

Pedestrian Access and On-Site Circulation
Pedestrians can access the building via multiple lobby entrances along San Pablo Avenue and Eureka Avenue. The lobby entrances provide direct access to units on the first floor, as well as stair access to units on the second, third, and fourth floors. Pedestrian access between the parking lot and the building would be provided via multiple lobby entrances in the rear of the building, adjacent to the parking lot. Individual garages also provide pedestrian access to the lobbies.

The SPASP Form-Based Code (2.04.02) requires a minimum clear space of eight feet on all sidewalks in commercial zones and six feet clear space in neighborhood zones. The Project will provide eight feet of clear sidewalk space for pedestrians along San Pablo Avenue and six feet of clear sidewalk space along Eureka Avenue, meeting City requirements. The site plan does not address the proposed sidewalk frontage along Kearney Street.

Project Specific Condition of Approval: Ensure that six feet of clear sidewalk is provided along Kearney Street to meet minimum neighborhood street zone requirements.

Transit Access
AC Transit (as well as WestCAT, Soltrans, and FAST Transit) provides bus service to the project site with bus stops at the El Cerrito del Norte BART Station and on northbound and southbound San Pablo Avenue, south of the Cutting Boulevard intersection. The bus stops at the BART station provide bus shelters and benches, as well as BART station amenities such as bicycle parking. Both bus stops on San Pablo Avenue provide a bench but do not include a bus shelter.

AC Transit provides nearby transit service to the Project site with a bus stop on northbound San Pablo Avenue, directly in front of the project site at Eureka Avenue. Currently, the bus stop provides a bench and no shelter.
**Project Specific Condition of Approval**: Consider providing a bus shelter at the AC Transit bus stop on northbound San Pablo Avenue directly adjacent to the Project.

**Parking and TDM Requirements**
The San Pablo Avenue Specific Plan Form-Based Code requirements for the TOMIMU zoning district apply to the project site. TOMIMU zoning requires a maximum of 1.5 automobile parking spaces per dwelling unit and a basic Transportation Demand Management (TDM) plan. For projects proposing a parking ratio between zero and 1.0 spaces per unit, a parking study and additional TDM measures may be required.

The project would require a maximum of 47 off-street residential parking spaces. Based on the project site plan, the project would provide 32 parking spaces, 15 fewer spaces than the maximum and more than one space per dwelling unit, meeting Code requirements.

**APPLICABLE MITIGATION**
The proposed project is consistent with the type of development analyzed within the SPASP FEIR and would be generally consistent with the development standards envisioned in the SPASP FEIR. With implementation of the project-specific conditions of approval, the proposed project would not result in new impacts related to transportation. Therefore, the SPASP FEIR adequately evaluated the transportation impacts of the proposed project and no new impacts related to transportation would result.

**CONCLUSION**
No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and with implementation of the project-specific condition of approvals, no new impacts related to transportation would result.

### 3.17. TRIBAL CULTURAL RESOURCES

<table>
<thead>
<tr>
<th>Would the Project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Would the project cause a substantial adverse change in the significance of a tribal cultural resource, defined in Public Resources Code section 21074 as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and that is:</td>
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<tr>
<td>i) Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in Public Resources Code section 5020.1(k), or</td>
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</tbody>
</table>
ii) A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code Section 5024.1. In applying the criteria set forth in subdivision (c) of Public Resource Code Section 5024.1, the lead agency shall consider the significance of the resource to a California Native American tribe.

Sources: San Pablo Avenue Specific Plan EIR

DISCUSSION

As previously discussed in the Cultural Resources section of this checklist, Mitigation Measure 7-2 applies to the proposed project; this mitigation will protect previously unrecorded or unknown cultural resources, including Native American artifacts and human remains.

In addition, subsequent to certification of the SPASP FEIR, the California Legislature passed Assembly Bill (AB) 52, which provides for consultation between lead agencies and Native American tribal organizations during the CEQA process. Effective July 1, 2015, AB 52 states that prior to the release of an environmental impact report or negative declaration/mitigated negative declaration for public review, a lead agency must provide the opportunity to consult with local tribes. However, the SPASP FEIR was certified prior to July 1, 2015, and because (a) this Program EIR Checklist supports the findings that, pursuant to CEQA Guidelines Section 15162, (b) no new or substantially more severe significant effects could occur under the proposed project, (c) no new mitigation measures would be required, (d) the project is within the scope of the environmental review of the SPASP FEIR, and (e) no further review under CEQA is required, then the City is not required to conduct formal consultation under AB 52 for this project. However, as stated above, SPASP FEIR Mitigation Measure 7-2 applies to the project, and will protect previously unrecorded or unknown cultural resources, including Native American artifacts and human remains.

APPLICABLE MITIGATION

No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and no new mitigation measures are required.

CONCLUSION

The SPASP FEIR adequately evaluated the potential cultural resources impacts (and by extension, impacts to tribal cultural resources) of the proposed project and no new impacts would result.

3.18. UTILITIES AND SERVICE SYSTEMS

<table>
<thead>
<tr>
<th>Would the Project:</th>
<th>Potentially Significant Impact</th>
<th>Less Than Significant Impact with Mitigation</th>
<th>Less Than Significant Impact</th>
<th>No New Impact</th>
</tr>
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<tbody>
<tr>
<td>a) Exceed wastewater treatment requirements of the applicable San Francisco Bay Regional Quality Control Board?</td>
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</table>
b) Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects? ☒ ☐ ☐ ☐ ☒

c) Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects? ☐ ☐ ☐ ☐ ☒

d) Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed? ☐ ☐ ☐ ☐ ☒

e) Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the project’s projected demand in addition to the provider's existing commitments? ☒ ☐ ☐ ☐ ☐

f) Be served by a landfill with sufficient permitted capacity to accommodate the project’s solid waste disposal needs? ☒ ☐ ☐ ☐ ☐

g) Comply with federal, state, and local statutes and regulations related to solid waste? ☒ ☐ ☐ ☐ ☐

Sources: San Pablo Avenue Specific Plan EIR.

DISCUSSION:
The SPASP FEIR determined that there would be an increase in water demand as a result of build-out of the SPASP – average daily demand would be 882,720 gallons per day (gpd) which represents approximately 0.38 percent of the planning level water demand forecasted in the Urban Water Management Plan (UWMP). The SPASP FEIR concluded that this represents a small increase and is considered a less-than-significant impact on water supply. The SPASP FEIR also noted that development within the SPASP would incorporate the City’s requirements for providing adequate water supply, including compliance with adopted performance standards, application of these standards in each jurisdictional City’s development review process, coordination of development review with EBMUD (including consistency with the UWMP), and the requirement that new development pay its share of the costs associated with provision of water facilities through project-specific mitigations required as conditions of approval. The SPASP FEIR concluded that since future development facilitated by the SPASP, including the proposed project, would require about 0.38 percent of EBMUD’s forecasted planning level water demand for its service area by the year 2040, and would be subject to EBMUD and jurisdictional City plans, regulations, and ordinances regarding water supply, the impact on water supply is considered less than significant.

The SPASP FEIR concluded that development associated with the SPASP would result in less-than-significant impacts on utilities and service systems, including wastewater treatment, stormwater drainage, and solid waste disposal. However, the SPASP FEIR determined that the wastewater, and storm drainage infrastructure systems would require improvements, including the upgrading of existing deficiencies, in order to accommodate new development facilitated by the SPASP. The SPASP FEIR provided
recommendations and design considerations for proposed infrastructure improvements. The construction of the project-related utility infrastructure would be temporary and would occur within existing public rights-of-way, City property, a project development site, or private property subject to a municipal easement.

The Stege Sanitary District (SSD) provides wastewater service to businesses along San Pablo Avenue, including the proposed project site. This project has agreed to participate in the San Pablo Avenue Sewer Capacity Improvement Fee Program. This fee is intended to satisfy the requirement for a Sewer Capacity Study.

**Project-Specific Condition of Approval:** Participate in the implementation of San Pablo Avenue Sewer Capacity Improvement Fee Program. This fee is intended to satisfy the requirement for a Sewer Capacity Study.

The increase in commercial and residential density under the SPASP would result in an increase in the amount of solid waste generated within the SPASP area. The SPASP FEIR concluded that the increase in solid waste generation would be incremental but would not exceed acceptable rates established by plans, policies, and regulation. Moreover, the projected solid waste would be served by solid waste and recycling facilities with sufficient capacities to accommodate development included as part of the SPASP, including the proposed project. As such, solid waste impacts would remain less than significant.

**APPLICABLE MITIGATION**

The proposed project is consistent with the type of development analyzed within the SPASP FEIR and would be generally consistent with the development standards envisioned in the SPASP FEIR. With implementation of the project-specific condition of approval, the proposed project would not result in new impacts related to utilities and service systems. Therefore, the SPASP FEIR adequately evaluated the utilities and service systems impacts of the proposed project and no new impacts related to transportation would result.

**CONCLUSION**

No substantial changes in environmental circumstances have occurred for this topic, nor revisions to the project, nor new information that could not have been known at the time the SPASP FEIR was certified leading to new or more severe significant impacts, and with implementation of the project-specific mitigation measure, no new impacts related to utilities and service systems would result.
4. REFERENCE DOCUMENTS

Technical Appendices

The following resources were prepared in order to further identify project specific parameters. Copies of these technical documents are incorporated herein by reference and are available for review during normal business hours at the City of El Cerrito.

1) LSA, Historical Resource Evaluation of 10300 San Pablo Avenue/State Route 123, El Cerrito, Contra Costa County, California, February 8, 2017.


5) Fehr and Peers, 10300 San Pablo Avenue Preliminary Transportation Analysis, February 8, 2017.

6) AEI Consultants, Phase I Environmental Site Assessment at 10300 San Pablo Avenue El Cerrito, California 94530, March 30, 2016.
The Technical Appendices to this checklist are available at the following links:

1) LSA, Historical Resource Evaluation of 10300 San Pablo Avenue/State Route 123, El Cerrito, Contra Costa County, California, February 8, 2017.  
   http://ca-elcerrito.civicplus.com/DocumentCenter/View/7505

   http://ca-elcerrito.civicplus.com/DocumentCenter/View/7506

   http://ca-elcerrito.civicplus.com/DocumentCenter/View/7507

   http://ca-elcerrito.civicplus.com/DocumentCenter/View/7508

5) Fehr and Peers, 10300 San Pablo Avenue Preliminary Transportation Analysis, February 8, 2017.  
   http://ca-elcerrito.civicplus.com/DocumentCenter/View/7509

6) AEI Consultants, Phase I Environmental Site Assessment at 10300 San Pablo Avenue El Cerrito, California 94530, March 30, 2016.  
   http://ca-elcerrito.civicplus.com/DocumentCenter/View/7510