NEW BUSINESS

AGENDA ITEM 15.04
November 15, 2011

TO: Mayor and City Council

FROM: Robert Murdoch, Director
Public Works Department

SUBJECT: ADOPT PLANS AND SPECIFICATIONS AND APPROVE FILING OF ENVIRONMENTAL DOCUMENT FOR WEBER AVENUE STREETSCAPE BEAUTIFICATION, PHASE 2 (PROJECT NO. 09-02)

RECOMMENDATION

It is recommended that the City Council adopt a resolution approving the Initial Study/Mitigated Negative Declaration and Mitigation Monitoring Report Program, and authorize the filing of a Notice of Determination under the California Environmental Quality Act (CEQA) for the Weber Avenue Streetscape Beautification, Phase 2 Project.

In addition, it is recommended that a motion be approved to adopt plans and specifications for the Weber Avenue Streetscape Beautification, Phase 2 Project.

These recommended actions will also authorize the City Manager to take appropriate actions to carry out the purpose and intent of the respective resolution and motion.

Summary

The Weber Avenue Streetscape Beautification, Phase 2 Project is the final phase of the Weber Avenue Streetscape Beautification Master Plan that will beautify and improve Weber Avenue from Stanislaus Street to the Union Pacific Railroad tracks. See Attachment A for a Vicinity Map. Siegfried Engineering, Inc. completed the project’s design and environmental documentation that provides for reconstructing the roadway and sidewalks, adding tree wells, installing raised curb medians with landscaping, and other amenities.

To finalize the environmental process for this project, the Initial Study/Mitigated Negative Declaration and Mitigation Monitoring Report Program must be adopted, and a Notice of Determination must be filed under CEQA.

The estimated cost to construct this project is $3.2M. However, there is no funding for construction at this time. The project will be “shelved” until construction funds are identified.
ADOPT PLANS AND SPECIFICATIONS AND APPROVE FILING OF ENVIRONMENTAL DOCUMENT FOR WEBER AVENUE STREETSCAPE BEAUTIFICATION, PHASE 2 (PROJECT NO. 09-02)
(Please 2)

DISCUSSION

Background

In 2001, Council approved the Weber Avenue Streetscape Beautification Master Plan. The Master Plan included improvements extending along Weber Avenue from Center Street to its easterly limits at the Union Pacific Railroad tracks. The Master Plan included a variety of improvements to provide a unified and pedestrian-friendly streetscape. Streetscape features included: sidewalks, corner bulb-outs that shorten the path of travel for pedestrians at intersections, landscape medians, and street amenities such as benches, trash receptacles, bicycle racks, street trees, and decorative street lights.

In 2003, streetscape beautification improvements were constructed along Weber Avenue from Center Street to Stanislaus Street, leaving three blocks from Stanislaus Street to the Union Pacific Railroad tracks unimproved.

In 2009, the Public Works Department received a Measure K Smart Growth Incentive Program grant for $245,000 from the San Joaquin Council of Governments (SJCOG) for preliminary engineering, environmental clearance, and final design for the remaining Phase 2 improvements between Stanislaus Street and the Union Pacific Railroad tracks (see Attachment A – Vicinity Map). The funds provided for 50 percent of the cost share, with the local matching funds coming from Measure K Local Street Repair allocations. That same year, Council authorized the City Manager to execute an Amendment to the Professional Services Master Contract with Siegfried Engineering, Inc. in the amount of $340,700 for design and environmental services for Phase 2.

Present Situation

The Weber Avenue Streetscape Beautification, Phase 2 Project is the final phase of the Weber Avenue Streetscape Beautification Master Plan. The project’s design provides for reconstructing the roadway and sidewalks, adding tree wells, installing raised curb medians with landscaping, upgrading utilities, installing corner bulb-outs that shorten the path of travel for pedestrians at intersections, and street amenities such as benches, trash receptacles, bicycle racks, street trees, and decorative street lights. The project will complement recent improvements to the transit hubs located along Weber Avenue, including the San Joaquin Regional Transit District’s Downtown Transfer Center and the Robert J. Cabral Station.

Two public meetings were held in 2009 to receive input from downtown constituents. The feedback received at the meetings was considered and incorporated into the project’s final design.
ADOPT PLANS AND SPECIFICATIONS AND APPROVE FILING OF
ENVIRONMENTAL DOCUMENT FOR WEBER AVENUE STREETSCAPE
BEAUTIFICATION, PHASE 2 (PROJECT NO. 09-02)

(Page 3)

The estimated cost to construct this project is $3.2M. Currently, there are no
construction funds for this project, therefore, staff will be seeking grant funds. This
project will be "shelved" until funds are identified.

Environmental Clearance

To achieve state environmental clearance and compliance with CEQA, an Initial
Study/Mitigated Negative Declaration and Mitigation Monitoring Report Program was
prepared. The Initial Study/Mitigated Negative Declaration identified mitigation
measures that would reduce the environmental effects of the project to a "less than
significant" level. To finalize the environmental process for this project, the Initial
Study/Mitigated Negative Declaration and Mitigation Monitoring Report Program (Exhibit
1 and Exhibit 2 of the Resolution) must be adopted, and the Notice of Determination
must be filed under CEQA.

FINANCIAL SUMMARY

No costs will be incurred by taking the recommended actions.

Respectfully submitted,

ROBERT MURDOCH, DIRECTOR
PUBLIC WORKS DEPARTMENT

RM: AM: JA: cl

Attachment A - Vicinity Map

APPROVED

MICHAEL E. LOCKE
DEPUTY CITY MANAGER
VICINITY MAP
Weber Avenue Streetscape Beautification Phase 2
Project No. 09-02

PROJECT LIMITS: WEBER AVENUE STREETSCAPE BEAUTIFICATION PHASE 2 PROJECT
(AMERICAN ST. TO STANISLAUS ST. ONLY INCLUDES STORM DRAINAGE IMPROVEMENTS)

NOTE: Weber Avenue is currently designated as Class III bicycle facility between Interstate 5 and Airport Way.

LEGEND
Resolution No. __________

STOCKTON CITY COUNCIL

RESOLUTION APPROVING THE INITIAL STUDY/MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING REPORT PROGRAM AND AUTHORIZING THE FILING OF A NOTICE OF DETERMINATION UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT FOR THE WEBER AVENUE STREETSCAPE BEAUTIFICATION, PHASE 2 (PROJECT NO. 09-02)

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. The Initial Study/Mitigated Negative Declaration and Mitigation Monitoring Report Program are hereby approved.

2. The filing of a Notice of Determination under the California Environmental Quality Act is hereby authorized.

3. Copies of said Initial Study/Mitigated Negative Declaration (Exhibit 1) and Mitigation Monitoring Report Program (Exhibit 2) are attached and incorporated herein by this reference.

4. The City Manager is authorized to take appropriate actions to carry out the purpose and intent of this Resolution.

PASSED, APPROVED, and ADOPTED November 15, 2011.

ATTEST: ANN JOHNSTON, Mayor of the City of Stockton

BONNIE PAIGE, City Clerk of the City of Stockton

City Atty: Review Date November 8, 2011

234
FINAL INITIAL STUDY / MITIGATED NEGATIVE DECLARATION

WEBER AVENUE STREETSCAPE BEAUTIFICATION PROJECT PHASE 2

STOCKTON, CA

IS/MND CIP #09-02
STATE CLEARINGHOUSE #2009112066

October 12, 2011

Prepared for:
City of Stockton
Public Works Department
22 East Weber Street
Stockton, CA 95202
FINAL INITIAL STUDY / MITIGATED NEGATIVE DECLARATION

WEBER AVENUE STREETSCAPE
BEAUTIFICATION PROJECT
PHASE 2

STOCKTON, CA

IS/MND CIP #09-02
STATE CLEARINGHOUSE #2009112066

October 12, 2011

Prepared for:
City of Stockton
Public Works Department
22 East Weber Street
Stockton, CA 95202

Prepared by:
INSITE ENVIRONMENTAL
6653 Embarcadero Drive, Suite Q
Stockton, CA 95219
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<td>2-2</td>
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**APPENDICES**

**APPENDIX A**

PUBLIC REVIEW TRANSMITTAL DOCUMENTS
1.0 INTRODUCTION

The proposed project involves a continuation and completion of beautification activities along Weber Avenue in accordance with the Weber Avenue Streetscape Beautification Master Plan. The project also includes the upgrade and expansion of the existing storm drain line located in Weber Avenue between American Street and Aurora Street for a total of three blocks. Phase 1 of the Weber Avenue Streetscape Beautification Project improved the section between El Dorado Street and Stanislaus Street. The proposed project will extend the beautification work east to encompass the three blocks of Weber Avenue between Stanislaus Street and the Union Pacific Railroad. The total project site includes four blocks along Weber Avenue.

Under the proposed project, Weber Avenue will be reduced from four to two lanes (one lane in each direction) to provide for the installation of a raised, landscaped median, while maintaining the existing diagonal parking between Stanislaus Street and Aurora Street. Existing northbound and southbound turn pockets on Stanislaus Street at Weber Avenue will also be eliminated. The project will include street resurfacing, sidewalk and curb replacement, construction of flush bulbouts at street corners and installation of new street trees, bollards, complementary street furniture, lighting and improved storm drain lines along Weber Avenue and the adjoining sections of Stanislaus, Grant and Aurora Streets.

Although the project proposes a total of two traffic lanes, the proposed design will permit the conversion of the street to a four-lane section, if needed in the future; this will, however, require the removal of diagonal parking, and the addition of parallel parking in its place. Parallel parking spaces will be provided between Aurora Street and the UPRR tracks, consistent with the existing parking trend for this block.

The proposed project is described in detail in Chapter 2.0 of this Initial Study. A detailed description of the project, its location and purpose is provided in Chapter 2.0. The general location of the project and its major components is shown on Figures 1-1 through 1-5 at the end of this chapter.

This Final Initial Study/Mitigated Negative Declaration (IS/MND), when combined with the Public Review Draft of the IS/MND, constitutes the complete environmental review document for the Weber Avenue Beautification Project, Phase 2. The Final IS/MND will be considered by the City of Stockton City Council before the City Council makes its decision on the project.

This Final IS/MND contains a summary of the environmental effects of the project (Section 2.0), which is drawn from the Public Review Draft of the IS/MND. A list of comments received during the public review period and the Department of Public Works' responses to the comments received are shown in Section 3.0. There are no revisions to the Initial Study or other changes or corrections to the document.
2.0 SUMMARY TABLE

The following pages contain Table 2-1, Summary of Impacts and Mitigation Measures. The table is drawn from the Initial Study/Mitigated Negative Declaration that was circulated for public review. Comments submitted by agencies and the public did not require any revision to the table.

The potential environmental impacts of the proposed project are summarized in the first column of this table. The level of significance of the impact is indicated in the second column, mitigation measures proposed to minimize the impacts are shown in the third column, and the significance of the impact, after mitigation measures are applied, is shown in the fourth column.
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<th>Potential Impact</th>
<th>Significance</th>
<th>Mitigation Measures</th>
<th>Significance</th>
<th>After Mitigation</th>
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<tr>
<td>1. AESTHETICS</td>
<td></td>
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<tr>
<td>Aesthetic Effects of the Proposed Project</td>
<td>LS</td>
<td>None required</td>
<td></td>
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<tr>
<td>Light and Glare Effects</td>
<td>LS</td>
<td>None required</td>
<td></td>
<td></td>
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<tr>
<td>2. AGRICULTURE</td>
<td></td>
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<tr>
<td>Project Effects on Agricultural Lands and Uses</td>
<td>LS</td>
<td>None required</td>
<td></td>
<td></td>
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<td>3. AIR</td>
<td></td>
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<tr>
<td>Project Effects on Ozone Precursors</td>
<td>LS</td>
<td>None required</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Environmental Contamination and Odor Concerns</td>
<td>LS</td>
<td>None required</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Construction Air Quality Impacts</td>
<td>PS</td>
<td>1. The DPW contractor shall comply with all applicable requirements of SJVAPCD Regulation VIII, including compliance with the following mitigation measures 2 through 9.</td>
<td>LS</td>
<td></td>
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<td></td>
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<td>2. Visible Dust Emissions (VDE) from construction, demolition, excavation or other earthmoving activities related to the project shall be limited to 20% opacity or less, as defined in Rule 8011, Appendix A. The dust control measures specified in mitigations 3 through 9 shall be applied as required to maintain the VDE standard.</td>
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<td></td>
<td></td>
<td>3. Pre-water all land clearing, grubbing, scraping, excavation, land leveling, grading, cut and fill, and demolition activity sites and phase earthmoving.</td>
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<tr>
<td></td>
<td></td>
<td>4. Apply water, chemical/organic stabilizer/ suppressant, or vegetative ground cover to all disturbed areas, including unpaved roads.</td>
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<td></td>
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<td>5. Restrict vehicular access to the disturbance area during periods of inactivity.</td>
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<tr>
<td></td>
<td></td>
<td>6. Apply water or chemical/organic stabilizers/suppressants, construct wind barriers and/or cover exposed potentially dust-generating materials.</td>
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<td></td>
<td></td>
<td>7. When materials are transported off-site, stabilize and cover all materials to be transported and maintain six inches of freeboard space from the top of the container.</td>
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</tr>
</tbody>
</table>
### TABLE 2-1
SUMMARY OF ENVIRONMENTAL IMPACTS AND MITIGATION MEASURES

<table>
<thead>
<tr>
<th>Potential Impact</th>
<th>Significance Before Mitigation Measures</th>
<th>Mitigation Measures</th>
<th>Significance After Mitigation</th>
</tr>
</thead>
<tbody>
<tr>
<td>8. Remove carryout and trackout of soil materials on a daily basis unless it extends more than 50 feet from site; carryout and trackout extending more than 50 feet from the site shall be removed immediately. The use of dry rotary brushes is expressly prohibited except where preceded or accompanied by sufficient wetting to limit the visible dust emissions. Use of blower devices is expressly forbidden. If the project would involve more than 150 construction vehicle trips per day onto the public street, additional restrictions specified in Section 5.8 of Rule 8041 will apply.</td>
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<tr>
<td>9. Traffic speeds on unpaved roads shall be limited to 15 mph.</td>
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</tbody>
</table>

#### 4. BIOLOGICAL RESOURCES

<table>
<thead>
<tr>
<th>Impacts on Biological Resources</th>
<th>Significance</th>
<th>Mitigation</th>
</tr>
</thead>
<tbody>
<tr>
<td>LS</td>
<td>None required</td>
<td></td>
</tr>
</tbody>
</table>

#### 5. CULTURAL RESOURCES

<table>
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<tr>
<th>Project Impacts on Prehistoric Archaeological Resources</th>
<th>Significance</th>
<th>Mitigation</th>
</tr>
</thead>
<tbody>
<tr>
<td>PS</td>
<td>1. If any subsurface cultural resources are encountered during construction of the project, all construction activities in the vicinity of the encounter shall be halted until a qualified archaeologist can examine these materials and make a determination of their significance and recommend mitigation measures. The DPW shall be notified immediately and the DPW or its contractor shall be responsible for implementing mitigation measures recommended by the archaeologist for any identified significant cultural resources, pursuant to the requirements of the CEQA Guidelines.</td>
<td>LS</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Project Impacts on Historical Resources</th>
<th>Significance</th>
<th>Mitigation</th>
</tr>
</thead>
<tbody>
<tr>
<td>PS</td>
<td>1. If any historical structures, monument signage or landmark structures are encountered within the project site during construction, construction activities in the vicinity of the encounter shall be halted until a qualified historian can examine the materials, make a determination of their significance and recommend mitigation measures. The DPW shall be notified immediately and the DPW or its contractor shall be responsible for implementing mitigation measures recommended by the historian, pursuant to the requirements of the CEQA Guidelines.</td>
<td>LS</td>
</tr>
<tr>
<td>Potential Impact</td>
<td>Significance Before Mitigation Measures</td>
<td>Mitigation Measures</td>
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</tr>
<tr>
<td><strong>6. GEOLOGY AND SOILS</strong></td>
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<tr>
<td>Geological and Soils Impacts</td>
<td>LS</td>
<td>None required</td>
</tr>
<tr>
<td><strong>7. HAZARDS AND HAZARDOUS MATERIALS</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Potential Human Exposure to Environmental Contamination</td>
<td>PS</td>
<td>1. During construction, if evidence of unusual odors or soil discoloration is noted during construction, construction shall be halted and the DPW notified. The DPW shall contact a qualified environmental professional to evaluate the situation and take action as required by applicable environmental regulations.</td>
</tr>
<tr>
<td>Other Potential Hazards Issues</td>
<td>LS</td>
<td>None required</td>
</tr>
<tr>
<td><strong>8. HYDROLOGY AND WATER QUALITY</strong></td>
<td></td>
<td></td>
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<tr>
<td>Project Impacts on Hydrologic Resources</td>
<td>LS</td>
<td>None required</td>
</tr>
<tr>
<td>Potential Project Effects on Surface Water Quality</td>
<td>PS</td>
<td>1. The DPW shall prepare and implement a Storm Water Pollution Prevention Plan (SWPPP) for the project and file a Notice of Intent (NOI) with the State Water Resources Control Board prior to commencement of construction activity. The SWPPP shall be available on the construction site at all times.</td>
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<tr>
<td></td>
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<td>2. Proposed improvement plans shall incorporate an Erosion Control Plan consistent with all applicable provisions of the SWPPP</td>
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<td>3. The DPW shall submit the SWRCB Waste Discharger's Identification Number (WDID) to the MUD prior to approval of development or grading plans.</td>
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<td><strong>9. LAND USE AND PLANNING</strong></td>
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<tr>
<td>Project Effects on Land Use and Planning</td>
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<td>None required</td>
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<td><strong>10. MINERAL RESOURCES</strong></td>
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<td>Impact on Mineral Resources</td>
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<td>None required</td>
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<tr>
<td>Potential Impact</td>
<td>Significance</td>
<td>Mitigation Measures</td>
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<td>--------------------------------------------------------------------------------</td>
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<td>11. NOISE</td>
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<tr>
<td>New Noise Exposure Generated by the Project</td>
<td>LS</td>
<td>None required.</td>
</tr>
<tr>
<td>Construction Noise Impacts of the Project</td>
<td>PS</td>
<td>1. Temporary noise impacts resulting from project construction shall be minimized by restricting hours of operation by noise-generating equipment to 7:00 a.m. to 10:00 p.m. Monday through Friday, and to 7:00 a.m. to 6:00 p.m. on Saturday and Sunday when such equipment is to be used near noise-sensitive land uses, and by requiring residential type mufflers where applicable.</td>
</tr>
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<td>12. POPULATION AND HOUSING</td>
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<tr>
<td>Project Impacts on Population and Housing</td>
<td>LS</td>
<td>None required</td>
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<td>13. PUBLIC SERVICES/FACILITIES</td>
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<tr>
<td>Construction Impacts on Public Services and Facilities</td>
<td>PS</td>
<td>1. The DPW shall incorporate access, water supply and other fire suppression and emergency access/response needs in the proposed project design by coordinating with the affected departments.</td>
</tr>
<tr>
<td>NOTE: WHAT IS A TEMPORARY PARKING PLAN</td>
<td></td>
<td>2. A Temporary Access Plan shall be prepared for construction of improvements along Weber Avenue. Preparation of the plan shall be coordinated with the Stockton Police, Fire and Public Works Departments as needed.</td>
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<td>14. RECREATION</td>
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<tr>
<td>Project Impacts on Recreation</td>
<td>LS</td>
<td>None required</td>
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<tr>
<td>15. TRANSPORTATION/CIRCULATION</td>
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<td>Traffic Impacts of the Project</td>
<td>LS</td>
<td>None required</td>
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<td>Traffic and Railroad Safety Concerns</td>
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<td>None required</td>
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<td>Impacts on Parking</td>
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<td>None required</td>
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<tr>
<td>Project Impacts on Transit, Pedestrian and Bicycle Use</td>
<td>LS</td>
<td>None required</td>
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<td>Mitigation Measures</td>
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<tr>
<td>----------------------------------------</td>
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<td>-------------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Construction Impacts</td>
<td>PS</td>
<td>1. The contractor shall prepare a Temporary Traffic and Parking Plan that addresses the routing of emergency vehicles, truck routing, handling of pre-project daily traffic volumes and parking reduction during the construction period. The Plan shall address parking and access to commercial properties, pedestrian and bicycle safety provisions, commercial and resident notification in advance of street and driveway closure. The Plan shall be subject to the review and approval of the Stockton Director of Public Works.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>2. The contractor shall implement the Temporary Traffic and Parking Plan and otherwise coordinate construction of the project with the Stockton Department of Public Works as required.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>3. The contractor shall coordinate any required road or lane closures with the Stockton Public Works, Police and Fire Departments.</td>
</tr>
</tbody>
</table>

16. UTILITIES/SERVICES SYSTEMS

| Project Impacts on Utilities          | LS                                     | 1. None required                                                                 |

17. GLOBAL CLIMATE CHANGE

| Project Impacts on Global Climate Change | LS                                     | None required                                                                 |

Mitigation Measure Key Code: ODS=Owners, developers and/or successors in interest S=Significant CS=Cumulatively Significant PS=Potentially Significant LS=Less than Significant...SOC Adopted of Overriding Considerations previously adopted
3.0 COMMENTS ON THE ENVIRONMENTAL DOCUMENT AND LEAD AGENCY RESPONSES TO COMMENTS

The City of Stockton received a total of two (2) comment letters from agencies regarding the Initial Study/Mitigated Negative Declaration for the Weber Avenue Beautification Project, Phase 2 project. The comment letters are reproduced in this section, and the agencies that submitted the comments are listed below.

2. State of California, Dept. of Transportation, December 1, 2009

On the following pages, each of the comment letters received is followed by the Lead Agency’s response to the comments. Each commenter is assigned a code number above, and each substantive comment within each comment letter is assigned a letter code. Thus, each comment has a unique code made up of the commenter number and the comment letter code. For example, comment "1A" is the first comment made by the Governor's Office. The lead agency’s responses are shown following each comment letter, and the responses are keyed to the comment codes described above.
Jodi Almasy
City of Stockton Public Works Department
22 B. Weber, 3rd Floor
Stockton, CA 95202

Subject: Weber Avenue Streetscape Beautification Project Phase II
SCH#: 2009112066

Dear Jodi Almasy:

The State Clearinghouse submitted the above named Mitigated Negative Declaration to selected state agencies for review. On the enclosed Document Details Report please note that the Clearinghouse has listed the state agencies that reviewed your document. The review period closed on December 21, 2009, and the comments from the responding agency (ies) is (are) enclosed. If this comment package is not in order, please notify the State Clearinghouse immediately. Please refer to the project's ten-digit State Clearinghouse number in future correspondence so that we may respond promptly.

Please note that Section 21104(c) of the California Public Resources Code states that:

"A responsible or other public agency shall only make substantive comments regarding those activities involved in a project which are within an area of expertise of the agency or which are required to be carried out or approved by the agency. Those comments shall be supported by specific documentation."

These comments are forwarded for use in preparing your final environmental document. Should you need more information or clarification of the enclosed comments, we recommend that you contact the commenting agency directly.

This letter acknowledges that you have complied with the State Clearinghouse review requirements for draft environmental documents, pursuant to the California Environmental Quality Act. Please contact the State Clearinghouse at (916) 445-0613 if you have any questions regarding the environmental review process.

Sincerely,

Scott Morgan
Acting Director, State Clearinghouse

Enclosures

cc: Resources Agency
Document Details Report
State Clearinghouse Data Base

SCH# 2009112066
Project Title Weber Avenue Streetscape Beautification Project Phase II
Lead Agency Stockton, City of

Type MND Mitigated Negative Declaration
Description The proposed project will extend the beautification work east to encompass the three blocks of Weber Avenue between Stanislaus Street and the Union Pacific Railroad. Street beautification improvements are limited to these three blocks, however, the underground utility improvements will encompass all 4 blocks from American Street to Aurora Street.
The proposed project involves a continuation and completion of beautification activities along Weber Avenue in accordance with the Weber Avenue Streetscape Beautification Master Plan and the upgrade and expansion of the existing storm drain line located in Weber Avenue between American Street and Aurora Street. Phase 1 of the Eber Avenue Streetscape Beautification Project improved the section between El Dorado Street and Stanislaus Street.

Lead Agency Contact
Name Jodi Almassy
Agency City of Stockton Public Works Department
Phone 209-937-8299
Fax
email
Address 22 E. Weber, 3rd Floor
City Stockton
State CA Zip 95202

Project Location
County San Joaquin
City Stockton
Region
Lat/Long
Cross Streets American St and the UPRR
Parcel No. Public ROW
Township 1N
Range 6E
Section
Base MDB&M

Proximity to:
Highways No
Airports No
Railways UPPR
Waterways No
Schools No
Land Use GP: Arterial
Street ROW not zoned

Project Issues Aesthetic/Visual; Air Quality; Archaeologic-Historic; Noise; Public Services; Toxic/Hazardous; Traffic/Circulation; Water Quality

Reviewing Agencies
Regional Water Quality Control Board, Region 1; Department of Conservation; Department of Fish and Game, Region 2; Department of Parks and Recreation; Central Valley Flood Protection Board; Department of Water Resources; Caltrans, District 10; Regional Water Quality Control Bd., Region 5 (Sacramento); Department of Toxic Substances Control; Native American Heritage Commission; Public Utilities Commission

Date Received 11/19/2009 Start of Review 11/19/2009 End of Review 12/21/2009

Note: Blanks in data fields result from insufficient information provided by lead agency.
Response to Comment Letter #1 from Governor's Office of Planning and Research, dated December 22, 2009

Response 1A: This comment letter documents the close of the review period for the submitted IS/MND. The letter includes no comment on the IS/MND and requires no response.
December 1, 2009

Jodi Almassy
San Joaquin County
Community Redevelopment Department
Development Services Division
1810 East Hazelton Avenue
Stockton, CA 95205

Dear Ms. Almassy:

The California Department of Transportation (Department) appreciates the opportunity to have reviewed the Mitigated Negative Declaration for the proposed Weber Avenue Streetscape Beautification Project Phase II. The project site to encompass three blocks of Weber Avenue between Stanislaus Street and the Union Pacific Railroad.

We have no comments at this time.

If you have any questions or would like to discuss our comments in more detail, please contact Kathy Selsor (209) 948-7190 (e-mail: kathy.selsor@dot.ca.gov) or me at (209) 941-1921.

Sincerely,

Kathy Selsor
TOM DUMAS, CHIEF
OFFICE OF METROPOLITAN PLANNING

Cc: SMorgan CA Office of Planning and Research

"Caltrans improves mobility across California."
Response to Comment Letter #2 from State of California, Dept. of Transportation, December 1, 2009

**Response 2A:** This letter does not include any comments on the IS/MND. No response is necessary.
APPENDIX A

COPIES OF PUBLIC REVIEW LEGAL NOTICE AND TRANSMITTAL DOCUMENTS
CITY OF STOCKTON
PUBLIC NOTICE OF INTENT TO ADOPT A NEGATIVE DECLARATION OR
MITIGATED NEGATIVE DECLARATION

(Pursuant to Public Resources Code Sections 21092 and 21092.3 and
Cal. Code of Regulations Title 14, Sections 15072, 15073 and 15087)

The City of Stockton Public Works Department has completed, independently reviewed and analyzed the
following Proposed Initial Study/Mitigated Negative Declaration:

INITIAL STUDY/PROPOSED MITIGATED NEGATIVE DECLARATION FOR THE WEBER AVENUE
STREETScape BEAUTIFICATION PROJECT – PHASE 2 (CIP NO. 09-02) – The proposed project
involves a continuation and completion of beautification activities along Weber Avenue in accordance
with the Weber Avenue Streetscape Beautification Master Plan. Phase 1 of the Weber Avenue Streetscape Beautification Project improved the section between El Dorado Street and Stanislaus Street.
The proposed Phase 2 project will extend the beautification improvements east to encompass the three
blocks of Weber Avenue between Stanislaus Street and the Union Pacific Railroad. While beautification
improvements are limited to the three blocks, because of underground storm drainage improvements,
true project limits begin further west at American Street for a total project area of four blocks.

Under the proposed Phase 2 project, Weber Avenue will be reduced from four to two lanes (one lane in
each direction) to provide for the installation of a raised, landscaped median, while maintaining on-street
parking and its Class III Bicycle Route designation. Existing northbound and southbound left-turn
pockets on Stanislaus Street at Weber Avenue will also be eliminated.

Project improvements will include street resurfacing, sidewalk and curb replacement, construction of flush
bulbouts at street corners (shortening the distance for pedestrians to cross at intersections) and
installation of new street trees, bollards, complementary street furniture (benches, bike racks, lighting and
improved storm drainage).

A copy of the Initial Study/Proposed Negative Declaration or Mitigated Negative Declaration may be
reviewed and/or obtained at the following address:

Public Works Department
Stewart-Eberhardt Building
22 E. Weber Avenue, 3rd Floor
Stockton, CA 95202

Any written comments on this document must be received at this same address no later than
January 4, 2010 by 5:00 p.m. Further information may be obtained by contacting the Public Works
Department at (209) 937-8299.

ROBERT MURDOCH, INTERIM DIRECTOR
PUBLIC WORKS DEPARTMENT

PLEASE PRINT ON November 20, 2009.

Bill: City of Stockton
Public Works Department
22 E. Weber Avenue, Room 301
Stockton, CA 95202-2317

Please enclose Affidavit of Publication with invoice.

::ODMA\GRPWISE\COS.PW.PW_Library:146534.1

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CITY OF STOCKTON
STATE CLEARINGHOUSE TRANSMITTAL LETTER
FOR ENVIRONMENTAL DOCUMENTS

November 18, 2009

TO: State Clearinghouse
   Office of Planning & Research
   P.O. Box 3044
   Sacramento, CA 95812-3044

FROM: City of Stockton
   Public Works Department
   22 E. Weber Avenue, Room 301
   Stockton, CA 95202-2317

SUBJECT: PUBLIC REVIEW OF AN INITIAL STUDY/PROPOSED MITIGATED NEGATIVE DECLARATION FOR THE WEBER AVENUE STREETSCAPE BEAUTIFICATION PROJECT – PHASE 2 (CIP NO. 09-02)

Enclosed please find 15 copies of the above-named environmental document for review, comments, recommendations, and distribution to other State agencies which may have jurisdiction over one or more aspects of the project. Also enclosed is a list of agencies to which the environmental document and/or related Public Notice of Intent (NOI)/Notice of Completion (NOC) has been referred directly.

Please schedule the review period to end on January 4, 2010 by 5:00 p.m. and return the comments to the above-noted Lead Agency address.

If you have any questions or comments regarding this matter, please contact Jodi Almassy by telephone at (209) 937-8299.

ROBERT MURDOCH
INTERIM PUBLIC WORKS DIRECTOR

JODI ALMASSY, PE
ASSISTANT CIVIL ENGINEER

Enclosures

RM:APM:JA:sn

::ODMAIGRPWISEICOS.PW.PW.Library:146314.1
Notice of Completion & Environmental Document Transmittal

Mail to: State Clearinghouse, P.O. Box 3044, Sacramento, CA 95812-3044 (916) 445-0613
For Hand Delivery/Street Address: 1400 Tenth Street, Sacramento, CA 95814

Project Title: Weber Avenue Streetscape Beautification Project Phase II
Lead Agency: City of Stockton, Public Works Department
Mailing Address: 22 E. Weber, 3rd Floor
City: Stockton
Zip: 95202
County: San Joaquin
Contact Person: Jodi Almassy
Phone: (209) 937-8299
Cross Streets: American Street and the Union Pacific Railroad
Longitude/Latitude (degrees, minutes and seconds): ___________________________ N / ___________________________ W Total Acres: 1,551 linear ft.
Assessor’s Parcel No.: NA - Public ROW
Section: N/A Twp.: 1 N Range: 6E Base: MDBM

Document Type:
- CEQA: [ ] NOP
- CEQA: [ ] Early Cons
- CEQA: [ ] Neg Dec
- CEQA: [ ] Mit Neg Dec
- NEPA: [ ] NOI
- NEPA: [ ] Other
- Other: [ ] Joint Document
- Other: [ ] Final Document
- Other: [ ] Draft EIR
- Draft EIS
- FONSI

Local Action Type:
- General Plan Update
- General Plan Amendment
- General Plan Element
- Community Plan
- Specific Plan
- Master Plan
- Planned Unit Development
- Site Plan
- Rezone
- Prezone
- Use Permit
- Land Division (Subdivision, etc.)
- Annexation
- Redevelopment
- Coastal Permit
- Other: GP Conform Ltr.

Development Type:
- Residential: Units ___________________________ Acres ___________________________
- Office: Sq. ft. ___________________________ Acres ___________________________ Employees ___________________________
- Commercial: Sq. ft. ___________________________ Acres ___________________________ Employees ___________________________
- Industrial: Sq. ft. ___________________________ Acres ___________________________ Employees ___________________________
- Educational: ___________________________
- Recreational: ___________________________
- Water Facilities: Type ___________________________ MGD ___________________________
- Transportation: Type ___________________________
- Mining: Mineral ___________________________
- Power: Type ___________________________ MW ___________________________
- Waste Treatment: Type ___________________________ MGD ___________________________
- Hazardous Waste: Type ___________________________
- Other: Streetscape Beautification ___________________________

Project Issues Discussed in Document:
- Aesthetic/Visual
- Fiscal
- Recreation/Parks
- Vegetation
- Agricultural Land
- Flood Plain/Flooding
- Schools/Universities
- Water Quality
- Air Quality
- Forest Land/Fire Hazard
- Septic Systems
- Water Supply/Groundwater
- Archeological/Historical
- Geologic/Seismic
- Sewer Capacity
- Wetland/Riparian
- Biological Resources
- Minerals
- Soil Erosion/Compaction/Grading
- Growth Inducement
- Coastal Zone
- Noise
- Solid Waste
- Land Use
- Drainage/Absorption
- Population/Housing Balance
- Toxic/Hazardous
- Cumulative Effects
- Economic/Jobs
- Public Services/Facilities
- Traffic/Circulation

Present Land Use/Zoning/General Plan Designation:
Arterial - General Plan; Street ROW not zoned.

Project Description: (please use a separate page if necessary)
The proposed project will extend the beautification work east to encompass the three blocks of Weber Avenue between Stanislaus Street and the Union Pacific Railroad. Street beautification improvements are limited to these three blocks, however, the underground utility improvements will encompass all four blocks from American Street to Aurora Street.

The proposed project involves a continuation and completion of beautification activities along Weber Avenue in accordance with the Weber Avenue Streetscape Beautification Master Plan and the upgrade and expansion of the existing storm drain line located in Weber Avenue between American Street and Aurora Street. Phase 1 of the Weber Avenue Streetscape Beautification Project improved the section between El Dorado Street and Stanislaus Street.

Note: The State Clearinghouse will assign identification numbers for all new projects. If a SCH number already exists for a project (e.g. Notice of Preparation or previous draft document) please fill in.

Revised 2008
### Reviewing Agencies Checklist

Lead Agencies may recommend State Clearinghouse distribution by marking agencies below with an "X". If you have already sent your document to the agency please denote that with an "S".

<table>
<thead>
<tr>
<th>Agency</th>
<th>Agency</th>
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<tbody>
<tr>
<td>Air Resources Board</td>
<td>Office of Emergency Services</td>
</tr>
<tr>
<td>___ Boating &amp; Waterways, Department of</td>
<td>___ Office of Historic Preservation</td>
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<tr>
<td>___ California Highway Patrol</td>
<td>___ Office of Public School Construction</td>
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<tr>
<td>___ Caltrans District # ____</td>
<td>___ Parks &amp; Recreation, Department of</td>
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<tr>
<td>___ Caltrans Division of Aeronautics</td>
<td>___ Pesticide Regulation, Department of</td>
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<td>___ Caltrans Planning</td>
<td>___ Public Utilities Commission</td>
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<tr>
<td>___ Central Valley Flood Protection Board</td>
<td>___ Regional WQCB # ____</td>
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<tr>
<td>___ Coachella Valley Mtns. Conservancy</td>
<td>___ Resources Agency</td>
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<td>___ Coastal Commission</td>
<td>___ S.F. Bay Conservation &amp; Development Comm.</td>
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<tr>
<td>___ Colorado River Board</td>
<td>___ San Gabriel &amp; Lower L.A. Rivers &amp; Mtns. Conservancy</td>
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<tr>
<td>___ Conservation, Department of</td>
<td>___ San Joaquin River Conservancy</td>
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<td>___ Corrections, Department of</td>
<td>___ Santa Monica Mtns. Conservancy</td>
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<td>___ Delta Protection Commission</td>
<td>___ State Lands Commission</td>
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<td>___ Education, Department of</td>
<td>___ SWRCB: Clean Water Grants</td>
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<td>___ Energy Commission</td>
<td>___ SWRCB: Water Quality</td>
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<td>___ Fish &amp; Game Region # ____</td>
<td>___ SWRCB: Water Rights</td>
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<td>___ Food &amp; Agriculture, Department of</td>
<td>___ Tahoe Regional Planning Agency</td>
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<td>___ Forestry and Fire Protection, Department of</td>
<td>___ Toxic Substances Control, Department of</td>
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<tr>
<td>___ General Services, Department of</td>
<td>___ Water Resources, Department of</td>
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<tr>
<td>___ Health Services, Department of</td>
<td>___ Other: ________________________________</td>
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<tr>
<td>___ Housing &amp; Community Development</td>
<td>___ Other: ________________________________</td>
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<tr>
<td>___ Integrated Waste Management Board</td>
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<tr>
<td>___ Native American Heritage Commission</td>
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</tbody>
</table>

### Local Public Review Period (to be filled in by lead agency)

Starting Date November 20, 2009

Ending Date January 4, 2010

### Lead Agency (Complete if applicable):

Consulting Firm: InSite Environmental, Inc.
Address: 6653 Embarcadero, Suite Q
City/State/Zip: Stockton, CA 95219
Contact: Amy Garlin
Phone: (209) 472-8650

Applicant: City of Stockton, Public Works Dept.
Address: 22 E. Weber, 3rd Floor
City/State/Zip: Stockton, CA 95202
Phone: (209) 937-8299

Signature of Lead Agency Representative: __________________________ Date: 11/19/09

Intent to Adopt a Negative Declaration or Mitigated Negative Declaration
(Pursuant to Public Resources Code Sections 21092 and 21092.3 & Cal. Code of Regulations Title 14, Secs 15072, 15073 and 15087)

The City of Stockton Public Works Department has completed, independently reviewed and analyzed the following Proposed Initial Study (IS)/Proposed Mitigated Negative Declaration for the Weber Avenue Streetscape Beautification Project - Phase 2 (CIP #09-02). The proposed project involves a continuation and completion of beautification activities along Weber Avenue in accordance with the Weber Avenue Streetscape Beautification Master Plan. Phase 1 of the Weber Avenue Streetscape Beautification Project improved the section between El Dorado and Stanislaus Streets. The proposed Phase 2 project will extend the beautification improvements east to encompass the three blocks of Weber Ave between Stanislaus St and the Union Pacific Railroad. While beautification improvements are limited to the three blocks, because of underground storm drainage improvements, true project limits begin further west at American St for a total project area of four blocks.

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A copy of the IS/Proposed Negative Declaration or Mitigated Negative Declaration may be reviewed and/or obtained at: Public Works Department, Stewart-Eberhardt Building, 22 E Weber Ave, 3rd Flr, Stockton, CA 95202. Written comments on this document must be received at this same address no later than January 4, 2010 by 5:00 pm. For information contact Public Works Department at (209) 937-8299.

KATHERINE GONG MEISSNER
City Clerk

ROBERT MURDOCH
Interim Director Public Works Department
#790321 11/20/09

RECEIVED
C - 1 2009
CITY CLERK
CITY OF STOCKTON

THE UNDERSIGNED SAYS:

I am a citizen of the United States and a resident of San Joaquin County; I am over the age of 18 years and not a part to or interested in the above-entitled matter. I am the principal clerk of the printer of THE RECORD, a newspaper of general publication, printed and published daily in the City of Stockton, County of San Joaquin by the Superior Court of the County of San Joaquin, State of California, under the date of February 26, 1952, File No. 52857, San Joaquin County Records; that the notice of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published each regular and entire issue of said newspaper and not in any supplement thereof on the following dates,
To wit, November 20 2009

I declare under penalty of perjury that the foregoing is true and correct. Executed on November 20, 2009 in Stockton California

Barbara Takemoto,
The Record

0000790321
Weber Avenue Streetscape Beautification - Phase 2

Central Parking District
Executive Director
400 E. Market Street
Stockton, CA 95202

Cesar Chavez Library
Attn: Reference Dept.

City Attorney
Attn: Guy Petzold
City Hall

City Manager's Office
Attn: Laurie Montes, Deputy City Manager
City Hall

Community Development Department
Attn: Mike Niblock, Director
Permit Center

Community Development Department
Attn: Victor Machado, Parks Facility
City Hall Annex

Community Development Department
Attn: Eric Elias, Deputy Director
Permit Center

Community Development Department
Attn: Gregg Meissner, Deputy Director
Permit Center

Fair Oaks Branch Library
Attn: Reference Dept.
2370 E. Main Street
Stockton, CA 95202

Fire Prevention Division
Attn: Matt Duaim, Division Chief/Fire Marshal
Permit Center

M.K. Troke Library
Attn: Reference Dept.
502 W. Benjamin Holt Drive
Stockton, CA 95207

Maya Angelou SE Library
Attn: Reference Dept.
2324 Pock Lane
Stockton, CA 95205

Municipal Utilities Department
Attn: Mark Madison, Director
MUD - 2500 Navy Drive

Municipal Utilities Department
Attn: Tony Tovar, Sr. Civil Engineer
MUD - 2500 Navy Drive
Weber Avenue Streetscape Beautification - Phase 2

Police Department
Attn: Bob Marconi, Program Manager III
Main Police Facility - 2nd Floor

Public Works Department
Attn: Robert Murdoch, Interim Director
SEB - 3rd Floor

Public Works Department
Attn: Alex P. Menor, Engineering Services
SEB - 3rd Floor

Public Works Department
Attn: Gordon MacKay, Deputy Director
Corp Yard

Public Works Department
Attn: Mike Miller, Solid Waste Manager
SEB - 3rd Floor

Public Works Department
Attn: Todd Greenwood, City Traffic Engineer
SEB - 3rd Floor

Revitalization Department
Attn: David Harzoff, Director
City Hall - 3rd Floor

Weston Ranch Library
Attn: Reference Dept.
1453 W. French Camp Rd.
Stockton, CA 95206

Ernest & Henriette Peterson
1302 Weber Avenue
Stockton, CA 95205

J & Patricia Kennedy
777 David Street
San Leandro, CA 94579

Mark Lange
14700 N. Locust Tree Road
Lodi, CA 95240

Jorge Lomeli
1405 Weber Avenue
Stockton, CA 95205

Anita J. Merlo
165 W Cleveland Street
Stockton, CA 95204

Thomas & Karen Migliori
6950 Leesburg Place
Stockton, CA 95207

263
<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>ZIP Code</th>
</tr>
</thead>
<tbody>
<tr>
<td>Craig Moore</td>
<td>4829 St. Andrews Drive</td>
<td>95219</td>
</tr>
<tr>
<td>Shamjibhai Ranchhod</td>
<td>P.O. Box 8647</td>
<td>95208</td>
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<tr>
<td>Victor R. Rosasco</td>
<td>1708 S Woodsbro Road</td>
<td>95206</td>
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<tr>
<td>M &amp; A Akhtar</td>
<td>833 E. Lindsay Street</td>
<td>95202</td>
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<tr>
<td>Lee &amp; Leslie Hancock</td>
<td>8338 Brentwood Blvd</td>
<td>94513</td>
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<tr>
<td>Al Montano</td>
<td>15191 Karl Avenue</td>
<td>95030</td>
</tr>
<tr>
<td>Gilbert &amp; D. Granados</td>
<td>832 Weber Avenue</td>
<td>95202</td>
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<tr>
<td>Fairchild Ghiyo</td>
<td>1229 Rosemarie Lane, Ste. A</td>
<td>95207</td>
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<tr>
<td>Salvador &amp; T. Frausto</td>
<td>12045 E. Copperopolis Road</td>
<td>95215</td>
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<tr>
<td>Vincent &amp; D. Erardi</td>
<td>P.O. Box 690161</td>
<td>95269</td>
</tr>
<tr>
<td>Bruce Dilworth</td>
<td>6841 Vicksburg Place</td>
<td>95207</td>
</tr>
<tr>
<td>Zachary Cort</td>
<td>5318 E. 2nd Street, #383</td>
<td>90803</td>
</tr>
<tr>
<td>Shaiq &amp; Musarrat Chishty</td>
<td>1515 E. Bianchi Road 402</td>
<td>95210</td>
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<tr>
<td>Clarence &amp; Catherine Byal</td>
<td>2520 W. Avenue 134th</td>
<td>94577</td>
</tr>
<tr>
<td>Name</td>
<td>Address</td>
<td>Zip Code</td>
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<tr>
<td>Gregory Broussard</td>
<td>1225 Hercules Avenue</td>
<td>94547</td>
</tr>
<tr>
<td>Lawrence &amp; Cheryl Rotert</td>
<td>109 W. Robinhood Drive</td>
<td>95207</td>
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<tr>
<td>James Bachle</td>
<td>2445 Estate Drive</td>
<td>95209</td>
</tr>
<tr>
<td>Vance McHan</td>
<td>2909 Canal Drive</td>
<td>95204</td>
</tr>
<tr>
<td>Samuel &amp; Maria Barajas</td>
<td>36422 Spruce Street</td>
<td>94560</td>
</tr>
<tr>
<td>David &amp; Mary Weese</td>
<td>1128 E. Weber Avenue</td>
<td>95205</td>
</tr>
<tr>
<td>David &amp; Mary Weese</td>
<td>25335 N. Eunice Avenue</td>
<td>95220</td>
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<tr>
<td>Christine Varela</td>
<td>1940 Elmwood Avenue</td>
<td>95204</td>
</tr>
<tr>
<td>Glenda Lee</td>
<td>6920 Atlanta Circle</td>
<td>95219</td>
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<tr>
<td>Qui Tran</td>
<td>8013 Diana Marie Drive</td>
<td>95210</td>
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<td>Yat Sy</td>
<td>3912 Marfargoa Road</td>
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<tr>
<td>Sophat &amp; Manivanh Sy</td>
<td>3912 Marfargoa Road</td>
<td>95215</td>
</tr>
<tr>
<td>Surinder &amp; Karanti Singh</td>
<td>10620 Chantel Lane</td>
<td>95212</td>
</tr>
<tr>
<td>Maria Soria</td>
<td>701 E. Main Street</td>
<td>95202</td>
</tr>
<tr>
<td>Name</td>
<td>Address</td>
<td>Phone</td>
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<tr>
<td>Maria Soria</td>
<td>1236 Weber Avenue</td>
<td>95205</td>
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<tr>
<td>Florencio Sinogui</td>
<td>1338 Weber Avenue</td>
<td>95205</td>
</tr>
<tr>
<td>Kenneth Taylor</td>
<td>9027 Tokay Lane</td>
<td>95829</td>
</tr>
<tr>
<td>Bank of Agriculture &amp; Commerce</td>
<td>2021 W March Ln, 2nd flr</td>
<td>95207</td>
</tr>
<tr>
<td>BIA of the Delta</td>
<td>Attn: John Beckman</td>
<td></td>
</tr>
<tr>
<td>City of Stockton</td>
<td>Attn: Property Manager</td>
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<tr>
<td>Comstock Management Co</td>
<td>Attn: Property Manager</td>
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</tr>
<tr>
<td>Eagle Furniture Co PTP</td>
<td>Attn: Manager</td>
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<tr>
<td>Gil's Auto Sales</td>
<td>Attn: Manager</td>
<td></td>
</tr>
<tr>
<td>Greater Stockton Chamber of Commerce</td>
<td>Attn: Doug Wilhoit, CEO</td>
<td></td>
</tr>
<tr>
<td>Harry's Body Shop</td>
<td>Attn: Manager</td>
<td></td>
</tr>
<tr>
<td>Judith Buethe Communications</td>
<td>Attn: Jan Stanley</td>
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</tr>
<tr>
<td>Mexico Tire Shop</td>
<td>Attn: Manager</td>
<td></td>
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<tr>
<td>Monte Vista Weber Business Pk</td>
<td>Attn: T.W. Starkweather</td>
<td></td>
</tr>
<tr>
<td>Name</td>
<td>Address</td>
<td>City, State, Zip</td>
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<td>-----------------------------</td>
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<tr>
<td>Napa Auto &amp; Truck Parts</td>
<td>910 E. Weber Avenue</td>
<td>Stockton, CA 95202</td>
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<tr>
<td>Attn: Manager</td>
<td></td>
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<tr>
<td>Nomellini &amp; Grilli</td>
<td>P.O. Box 1461</td>
<td>Stockton, CA 95201</td>
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<tr>
<td>Attn: Manager</td>
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</tr>
<tr>
<td>North California Properties LLC</td>
<td>2717 Arguello Drive</td>
<td>Burlingame, CA 94010</td>
</tr>
<tr>
<td>Attn:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Patricia Ann Hatton Inc</td>
<td>6339 St. Andrews Drive</td>
<td>Stockton, CA 95219</td>
</tr>
<tr>
<td>Attn: Manager</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Precision Auto Sales</td>
<td>811 E. Weber Avenue</td>
<td>Stockton, CA 95202</td>
</tr>
<tr>
<td>Attn: Manager</td>
<td></td>
<td></td>
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<td>Price Rite Restaurant Equipment</td>
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<tr>
<td>S.J. Co. Administrator</td>
<td>222 E. Weber Avenue, Room 707</td>
<td>Stockton, CA 95202</td>
</tr>
<tr>
<td>Attn:</td>
<td></td>
<td></td>
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<td>S.J. Co. Administrator's Office</td>
<td>222 E. Weber Avenue, Room 707</td>
<td>Stockton, CA 95202</td>
</tr>
<tr>
<td>Attn: Andrea Myles, Admin. Asst.</td>
<td></td>
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<tr>
<td>S.J. Co. Board of Supervisors</td>
<td>222 E. Weber Avenue, Room 701</td>
<td>Stockton, CA 95202</td>
</tr>
<tr>
<td>Attn: Hon. Carlos Villapudua</td>
<td></td>
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<tr>
<td>S.J. Co. PIO</td>
<td>222 E. Weber Avenue, 7th Floor</td>
<td>Stockton, CA 95202</td>
</tr>
<tr>
<td>Attn: Karen McConnell</td>
<td></td>
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<tr>
<td>S.J. Council of Governments</td>
<td>555 E. Weber Avenue</td>
<td>Stockton, CA 95202</td>
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<tr>
<td>Attn: Dana Cowell</td>
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<tr>
<td>S.J. Council of Governments</td>
<td>555 E. Weber Avenue</td>
<td>Stockton, CA 95202</td>
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<tr>
<td>Attn: Andrew Chesley, Director</td>
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<tr>
<td>S.J. Council of Governments</td>
<td>555 E. Weber Avenue</td>
<td>Stockton, CA 95202</td>
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<tr>
<td>Attn: Dianne Barth, PIO</td>
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<tr>
<td>Salvation Army Corp</td>
<td>P.O. Box 348000</td>
<td>Sacramento, CA 95834</td>
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<tr>
<td>Attn: Manuel Lopez</td>
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<tr>
<td>NOI</td>
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<td>NOA</td>
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</tbody>
</table>

**San Joaquin County**
Attn: Property Manager
222 E. Weber Avenue, #12
Stockton, CA 95202

**Western Farm Workers Assn.**
Attn: Manager
748 E. Weber Avenue
Stockton, CA 95202

**Siegfried Engineering, Inc.**
Attn: Paul Schneider
3244 Brookside Road, Suite 100
Stockton, CA 95219

**Zeiter Real Estate Ltd.**
Attn: Property Manager
255 Weber Avenue
Stockton, CA 95202

**SJ Council of Governments**
Attn: Donald Mascardo
555 E. Weber Avenue
Stockton, CA 95202

**Downtown Stockton Alliance**
Attn: Dennis Smallie, Executive Director
343 E. Main Street, First Floor
Stockton, CA 95202

**Smart & Final Inc.**
Attn: Property Manager
P. O. Box 512377
Los Angeles, CA 90051

**North Valley Yokut Tribe**
Katherine Perez
P. O. Box 717
Linden, CA 95236

**Stockton Parks & Rec. Commission**
Attn: Carlos Villapudua
222 E. Weber Avenue, Rm 701
Stockton, CA 95202

**San Joaquin Council of Governments**
Attn: Sam Kaur, Assoc. Regional Planner
555 E. Weber Avenue
Stockton, CA 95202-2804

**Thai & Lao Video**
Attn: Manager
744 E. Weber Avenue
Stockton, CA 95202

**Sierra Club**
Delta Sierra Group
P.O. Box 9258
Stockton, CA 95208

**Weber Auto Body**
Attn: Manager
843 E. Weber Avenue
Stockton, CA 95202

**The Record**
P.O. Box 989
Stockton, CA 95201

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### Weber Avenue Streetscape Beautification - Phase 2

<table>
<thead>
<tr>
<th>PUBLIC Envr</th>
<th>NOA</th>
<th>NOI</th>
<th>NOP</th>
<th>Tech</th>
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| Cal Water Service Company  
1550 West Fremont Street, Suite 100  
Stockton, CA 95203 |
| Port of Stockton  
Attn: Mark Tollini  
PO Box 2089  
Stockton, CA 95201 |
| San Joaquin Regional Transit District (SJRTD)  
Attn: Nate Knodt, Service Development  
P.O. Box 201010  
Stockton, CA 95201 |
| County Clerk  
Patricia Paulson  
6 South El Dorado Street, 2nd Floor  
Stockton, CA 95202 |
| S.J. Co. Public Health Services  
Attn: Bill Mitchell  
1601 E. Hazelton Ave.  
Stockton, CA 95205 |
| Clearinghouse (15)  
Office of Planning & Research  
P O Box 3044  
Sacramento, CA 95812-3044 |
| Public Utilities Commission  
Railroad Safety/Carriers Branch  
505 Van Ness  
San Francisco, CA 94102 |
| Allied Waste (formerly Sunrise Sanitation)  
Attn: Kevin Basso  
1145 W. Dr. MLK Jr. Blvd.  
Stockton, CA 95206 |
| California Waste Recovery Systems  
Attn: Dave Vaccarezza  
PO Box 670  
Woodbridge, CA 95258 |
| Comcast  
6505 Tam O'Shanter Drive  
Stockton, CA 95210 |
| PG&E-Stockton Division  
Land Department  
4040 West Lane  
Stockton, CA 95204 |
| SBC  
2300 East Eight Mile Road, Room 101  
Stockton, CA 95210 |
| Union Pacific Railroad  
Manager of Engineering  
833 E. 8th Street  
Stockton, CA 95206 |
| Union Pacific Railroad  
Attn: James H. Smith, Engineering Manager  
9451 Atkinson Street  
Roseville, CA 95747 |
Waste Management (formerly Stockton
Attn: Manuel Cardenas
1240 Navy Drive
Stockton, CA 95206-1167

DOC COUNT
Envr 39  NOA 0  NOI 74  NO 0  Tech Ap0

LABEL COUNT 113
CEQA FINDINGS AND MITIGATION MONITORING REPORT PROGRAM

WEBER AVENUE STREETSCAPE BEAUTIFICATION PROJECT PHASE 2

STOCKTON, CA

IS/MND CIP #09-02
STATE CLEARINGHOUSE #200912066

October 12, 2011

Prepared for:

City of Stockton
Public Works Department
22 East Weber Street
Stockton, CA 95202
CEQA FINDINGS AND MITIGATION MONITORING REPORT PROGRAM

WEBER AVENUE STREETSCAPE BEAUTIFICATION PROJECT PHASE 2

STOCKTON, CA

IS/MND CIP #09-02
STATE CLEARINGHOUSE #2009112066

October 12, 2011

Prepared for:
City of Stockton
Public Works Department
22 East Weber Street
Stockton, CA 95202

Prepared by:
INSITE ENVIRONMENTAL
6653 Embarcadero Drive, Suite Q
Stockton, CA 95219

272
1.0 INTRODUCTION

This document describes the Mitigation Monitoring/Reporting Program (MMRP) for the Weber Avenue Beautification Project, Phase 2. The primary source document for the project findings and MMRP is the adopted Initial Study/Mitigated Negative Declaration for the Weber Avenue Beautification Project, Phase 2 (the IS/MND). The proposed project involves a continuation of past streetscape beautification activities along East Weber Avenue, to the three blocks of Weber Avenue between Stanislaus Street and the Union Pacific Railroad. Proposed improvements will include installation of a raised landscaped median, sidewalk and curb replacement, construction of bulb-outs, installation of street trees, bollards, street furniture and lighting and repaving and striping of the street section and parking areas. When referenced as such, the IS/MND includes the Public Review Draft of the IS/MND (November 20, 2009), the Final IS/MND (January 8, 2010), any documents adopted by the City of Stockton Planning Commission in conjunction with the IS/MND, and documents which have been incorporated into those documents by reference.

1.1 CEQA REVIEW OF PROPOSED PROJECT

As the proposed project involves the potential to result in significant environmental effects as defined by CEQA, an Initial Study/Mitigated Negative Declaration (IS/MND) was prepared by consultants, subject to the independent review and approval of the City of Stockton Public Works Department and staff. The IS/MND identified significant and/or potentially significant environmental effects that could occur in conjunction with the proposed project. The IS/MND identified mitigation measures that would reduce the significant or potentially significant environmental effects to a "less than significant" level.

The IS/MND was circulated for agency and public review from November 20, 2009 to January 4, 2010. Comments were received on the IS/MND, and these have been considered by the City of Stockton Public Works Department. Responses to these comments are contained in the Final IS/MND together with changes to the IS/MND necessitated by those comments.

1.2 CEQA REQUIREMENTS REGARDING MITIGATION MONITORING AND REPORTING

To ensure that mitigation measures included in a Mitigated Negative Declaration are actually implemented, CEQA requires the adoption of a mitigation monitoring or reporting program (CEQA Guidelines Section 15074). Specifically, the Guidelines require that the lead agency:
"... adopt a program for reporting on or monitoring the changes which it has either required in the project or made a condition of approval to mitigate or avoid significant environmental effects."

These requirements are met collectively by the Mitigation Monitoring table shown in Section 2.0 of this document. The table lists all of the potential environmental effects of the project that were identified in the IS/MND, identifies all of the mitigation measures which address these effects, and identifies the entities that would be responsible for implementing, and monitoring implementation of, the mitigation measures. The table portion of Chapter 2.0 also sets forth the City’s findings relative to each of the significant effects identified as well as the rationale in support of each of the findings. All of the environmental effects of the proposed project have been mitigated to a less than significant level.

1.3 ORGANIZATION OF THIS DOCUMENT

This document is divided into two chapters. Chapter 1.0 is this Introduction, which provides background information and CEQA requirements related to the project. Chapter 2.0 presents the Mitigation Monitoring/Program in the form of a table. The table lists all mitigation measures applicable to the project, identifies implementation responsibilities, describes the level to which each impact will be reduced, sets forth the City’s findings under CEQA, and establishes the rationale for each finding. Chapter 3.0 describes the mitigation reporting program for the project.
2.0 MITIGATION MONITORING TABLE

The following table summarizes the environmental effects that could result from approval of the proposed project. The table identifies 1) each environmental effect and its significance prior to mitigation, 2) how each significant environmental effect would be mitigated, 3) the responsibility for implementation of each mitigation measure, 4) the responsibility for monitoring of the mitigation measures, if the project is approved, 5) the level of significance of each impact after mitigation and the City's finding with respect to each effect, and 6) the rationale in support of each finding. All of the environmental effects have been reduced to NS, or "not significant", by mitigation measures.

The table follows the same sequence as the impact analysis in the IS/MND. Reporting actions required to ensure that the mitigation measures are implemented are described in Chapter 3.0.
# CITY OF STOCKTON
## CEQA FINDINGS AND MITIGATION MONITORING/REPORTING PROGRAM
(PURSUANT TO CALIFORNIA PUBLIC RESOURCES CODE SECTIONS 21081 AND 21081.6)

### PROJECT DATA

<table>
<thead>
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<th>INITIAL STUDY FILE NO.: IS/MND CIP No.</th>
<th>09-02</th>
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<tbody>
<tr>
<td>Property Owner(s):</td>
<td>City of Stockton Public Works Department</td>
</tr>
<tr>
<td>Address:</td>
<td>22 E. Weber, 3 Floor, Stockton, CA 95202</td>
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<tr>
<td>Project Applicants:</td>
<td>City of Stockton Public Works Department</td>
</tr>
<tr>
<td>Address:</td>
<td>22 E. Weber, 3 Floor, Stockton, CA 95202</td>
</tr>
<tr>
<td>Project Title:</td>
<td>Weber Avenue Beautification Project, Phase 2</td>
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The Weber Avenue Beautification Project, Phase 2 involves a continuation of past streetscape beautification activities along East Weber Avenue, to the three blocks of Weber Avenue between Stanislaus Street and the Union Pacific Railroad. Proposed improvements will include installation of a raised landscaped median, sidewalk and curb replacement, construction of bulb-outs, installation of street trees, bollards, street furniture and lighting and repaving and striping of the street section and parking areas.

### KEY

1. The impacts are shaded and followed by related mitigation measures, implementation and monitoring provisions, and findings.
2. Abbreviations: N/A = (Not Applicable); COS = (City of Stockton); ODS = (Owners, Developers and/or Successors-in- Interest); CDD = (Community Development Department); CD-P = (Community Development-Planning Division); CD-B = (Community Development-Building Division); PW = (Public Works Department); CM = (City Manager); CA = (City Attorney); P&R = (Parks and Recreation Department); HR = (Housing and Redevelopment Department); MUD = (Municipal Utilities Department); FD = (Fire Department); PD = (Police Department); PC = (Planning Commission); CC = (City Council); SJC = (San Joaquin County); ALUC = (Airport Land Use Commission).

### FINDINGS AND LEVEL OF SIGNIFICANCE AFTER MITIGATION

Findings for significant and potentially significant impacts identified in the Final EIR or Negative Declaration/Initial Study are listed as follows:

1. Changes or alterations have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental effect identified in the Final EIR or Negative Declaration/Initial Study, or
2. Such changes or alterations are within the responsibility and jurisdiction of another public agency and not the City of Stockton. Such changes have been adopted by such other agency, or can and should be adopted by such other agency, or
3. The City of Stockton has previously adopted findings of specific economic, social, or other considerations which make infeasible the mitigation measures and project alternatives identified in the Final EIR or Negative Declaration/Initial Study.

The level of significance (LS) of each impact after mitigation is listed as: SU= (significant and unavoidable), PS=(potentially significant), or NS=(not significant). The basis for the Findings is provided in applicable sections of the Final EIR, Negative Declaration/Initial Study, or previously adopted Findings or Statement of Overriding Considerations, as referenced in the last (fourth) column on the following pages under "Rationale."

### LEAD AGENCY:

CITY OF STOCKTON
c/o Public Works Department
(209) 957-6299

---

DATE (FINDINGS/MONITORING PROGRAM ADOPTED)
# IMPACT/MITIGATION MEASURES

<table>
<thead>
<tr>
<th>IMPLEMENTATION RESPONSIBILITY AND TIMING/SCHEDULE</th>
<th>MONITORING/REPORTING RESPONSIBILITY AND TIMING</th>
<th>FINDINGS/LS AFTER MITIGATION</th>
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<tr>
<td>1 AESTHETICS</td>
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<tr>
<td>Aesthetic Effects of the Proposed Project. There are no significant or potentially significant impacts in this issue area.</td>
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<tr>
<td>Light and Glare Effects. There are no significant or potentially significant impacts in this issue area.</td>
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2 AGRICULTURE RESOURCES

There are no significant or potentially significant impacts in this issue area.

3 AIR QUALITY

Project Effects on Ozone Precursors. There are no significant or potentially significant impacts in this issue area.

Environmental Contamination and Odor Concerns. There are no significant or potentially significant impacts in this issue area.

Construction Air Quality Impacts. This is a potentially significant impact.

1. The DPW contractor shall comply with all applicable requirements of SJVAPCD Regulation VIII, including compliance with the following mitigation measures 2 through 9.

2. Visible Dust Emissions (VDE) from construction, demolition, excavation or other earthmoving activities related to the project shall be limited to 20% opacity or less, as defined in Rule 8011, Appendix A. The dust control measures specified in mitigations 3 through 9 shall be applied as required to maintain the VDE standard.

3. Pre-water all land clearing, grubbing, scraping, excavation, land leveling, grading, cut and fill, and demolition activity sites and phase earthmoving.

4. Apply water, chemical/organic stabilizer/suppressant, or vegetative ground cover to all disturbed areas, including unpaved roads.

5. Restrict vehicular access to the disturbance area during periods of inactivity.

6. Apply water or chemical/organic stabilizers/suppressants, construct wind barriers and/or cover exposed potentially dust-generating materials.

7. When materials are transported off-site, stabilize and cover all materials to be transported and maintain six inches of freeboard space from the top of the container.

The DPW and its contractor will be responsible for compliance with dust control standards in project design and construction.

The SJVAPCD is responsible for verifying compliance District dust control rules during project construction and operation.

Rationale: IS/MND Pages 3-10 through 3-14
8. Remove carryout and trackout of soil materials on a daily basis unless it extends more than 50 feet from site carryout and trackout extending more than 50 feet from the site shall be removed immediately. The use of dry rotary brushes is expressly prohibited except where preceded or accompanied by sufficient wetting to limit the visible dust emissions. Use of blower devices is expressly forbidden. If the project would involve more than 150 construction vehicle trips per day onto the public street, additional restrictions specified in Section 5.8 of Rule 8041 will apply.

9. Traffic speeds on unpaved roads shall be limited to 15 mph.

## 4 BIOLOGICAL RESOURCES

Project Impacts on Biological Resources. There are no significant or potentially significant impacts in this issue area.

## 5 CULTURAL RESOURCES

Potential impacts on Prehistoric Archaeological Resources. This is a potentially significant issue.

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<table>
<thead>
<tr>
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<tbody>
<tr>
<td>1.</td>
<td>If any subsurface cultural resources are encountered during construction of the project, all construction activities in the vicinity of the encounter shall be halted until a qualified archaeologist can examine these materials and make a determination of their significance. The DPW shall be notified immediately and the DPW or its contractor shall be responsible for implementing mitigation measures recommended by the archaeologist for any identified significant cultural resources, pursuant to the requirements of the CEQA Guidelines.</td>
<td>The DPW contractor will be responsible for stopping work and providing the required notifications in the event that archaeological materials are encountered during construction.</td>
</tr>
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</table>

<table>
<thead>
<tr>
<th>Rationale: IS/MND Pages 3-16 through 3-23</th>
</tr>
</thead>
</table>

2. If human remains are encountered at any time during the development of the project, all work in the vicinity of the find shall halt and the County Coroner and the DPW shall be notified immediately. The Coroner must contact the Native American Heritage Commission if the remains have been identified as being of Native American descent. At the same time, the DPW shall retain a qualified archaeologist to evaluate the archaeological implications of the find and recommend any mitigation measures that may be required under CEQA; the DPW or its contractor shall implement those recommendations. The CEQA Guidelines detail steps to be taken when human remains are found to be of Native American origin.
Project Impacts on Historical Resources. This is a potentially significant issue

1. If any historical structures, monument signage or landmark structures are encountered within the project site during construction, construction activities in the vicinity of the encounter shall be halted until a qualified historian can examine the materials, make a determination of their significance and recommend mitigation measures. The DPW shall be notified immediately and the DPW or its contractor shall be responsible for implementing mitigation measures recommended by the historian, pursuant to the requirements of the CEQA Guidelines.

The DPW contractor will be responsible for stopping work, for providing required notifications and for implementing required mitigation measures in the event that historical materials are encountered during construction.

The DPW will be responsible for ensuring that the proper steps are taken and reports filed in the event of a find.

6 GEOLOGY AND SOILS

Geological and Soils Impacts. There are no significant or potentially significant impacts in this issue area.

7 HAZARDS AND HAZARDOUS MATERIALS

Potential Human Exposure to Environmental Contamination. This is a potentially significant issue.

1. During construction, if evidence of unusual odors or soil discoloration is noted during construction, construction shall be halted and the DPW notified. The DPW shall contact a qualified environmental professional to evaluate the situation and take action as required by applicable environmental regulations.

The DPW Contractor will be responsible for additional hazardous materials investigation and any required cleanup in compliance with applicable federal, state and local regulations.

The DPW will be responsible for ensuring that all required cleanup and related reporting activities have been completed with prior to and during construction.

Rationale: IS/MND

Pages 3-25 through 3-30

8 HYDROLOGY AND WATER QUALITY

Project Impacts on Hydrologic Resources. There are no significant or potentially significant impacts in this issue area.

Potential Project Effects on Surface Water Quality. This is a potentially significant issue.

1. The DPW shall prepare and implement a Storm Water Pollution Prevention Plan (SWPPP) for the project and file a Notice of Intent (NOI) with the State Water Resources Control Board prior to commencement of construction activity. The SWPPP shall be available on the construction site at all times.

The DPW Contractor shall be responsible for compliance with the City’s Storm Water Quality Criteria and for preparation and submittal of the SWPPP.

The Municipal Utilities Department (MUD) shall be responsible for assessing project compliance with the City’s Storm Water Control Criteria, verification of the WDID and review and approval of the Erosion Control Plan prior to the issuance of any building permit.

Rationale: IS/MND

Pages 3-30 through 3-34
9 LAND USE AND PLANNING

There are no significant or potentially significant impacts in this issue area.

10 MINERAL RESOURCES

There are no significant or potentially significant impacts in this issue area.

11 NOISE

New Noise Exposure Generated by the Project. There are no significant or potentially significant impacts in this issue area.

Construction Noise Impacts of the Project:

1. Temporary noise impacts resulting from project construction shall be minimized by restricting hours of operation by noise-generating equipment to 7:00 a.m. to 10:00 p.m. Monday through Friday, and to 7:00 a.m. to 6:00 p.m. on Saturday and Sunday when such equipment is to be used near noise-sensitive land uses, and by requiring residential type mufflers where applicable.

   The DPW Contractor shall be responsible for restricting construction times as noted in the stated mitigation measure.

   The DPW will be responsible for ensuring that mitigations are observed.

   Rationale: IS/MND
   Pages 3-36 through 3-38

12 POPULATION AND HOUSING

There are no significant or potentially significant impacts in this issue area.

13 PUBLIC SERVICES/FACILITIES

Construction Impacts on Public Services and Facilities. This is a potentially significant impact

1. The DPW shall incorporate access, water supply and other fire suppression and emergency access/response needs in the proposed project design by coordinating with the affected departments.

   The DPW Contractor will be responsible for coordination with public agencies, and project design and construction in accordance with agency recommendations.

   The DPW will be responsible for ensuring that agency requirements are incorporated into improvement plans and specifications.

   Rationale: IS/MND,
   Pages 3-39 through 3-41
<table>
<thead>
<tr>
<th>IMPACT/MITIGATION MEASURES</th>
<th>IMPLEMENTATION RESPONSIBILITY AND TIMING/SCHEDULE</th>
<th>MONITORING/REPORTING RESPONSIBILITY AND TIMING</th>
<th>FINDINGS/IS AFTER MITIGATION</th>
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<td>14 RECREATION</td>
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<td>15 TRANSPORTATION/CIRCULATION</td>
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<td>Traffic Impacts of the Project. There are no significant or potentially significant impacts in this issue area.</td>
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<td>Project Impacts on Transit, Pedestrian and Bicycle Use. There are no significant or potentially significant impacts in this issue area.</td>
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<tr>
<td>Construction Impacts. This is a potentially significant issue.</td>
<td></td>
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</tr>
<tr>
<td>1. The contractor shall prepare a Temporary Traffic and Parking Plan that addresses the routing of emergency vehicles, truck routing, handling of pre-project daily traffic volumes and parking reduction during the construction period. The Plan shall address parking and access to commercial properties, pedestrian and bicycle safety provisions, commercial and resident notification in advance of street and driveway closure. The Plan shall be subject to the review and approval of the Stockton Director of Public Works.</td>
<td>The DPW contractor will be responsible for preparing the Temporary Traffic and Parking Plan.</td>
<td>The DPW will be responsible for review and approval of the Plan and for monitoring Plan compliance.</td>
<td>1, NS Rationale: IS/MND Pages 3-42 through 3-46</td>
</tr>
<tr>
<td>2. The contractor shall implement the Temporary Traffic and Parking Plan and otherwise coordinate construction of the project with the Stockton Department of Public Works as required.</td>
<td></td>
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<tr>
<td>3. The contractor shall coordinate any required road or lane closures with the Stockton Public Works, Police and Fire Departments.</td>
<td></td>
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<td>16 UTILITIES/ SERVICES SYSTEMS</td>
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<td>18 MANDATORY FINDINGS OF SIGNIFICANCE</td>
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<td>There are no significant findings.</td>
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</table>
3.0 MITIGATION REPORTING PROGRAM

This section describes the mitigation reporting program established for the above-described project pursuant to Section 21081.6 of the Public Resources Code. This program consists of the following steps:

a. The Public Works Department shall utilize the above-listed Mitigation Implementation and Monitoring Program (Table I) as a checklist of mitigation measures to be implemented for the project. Implementation of the applicable measures shall be included as a condition of all applicable discretionary approvals, improvement plans and/or construction permits.

b. The project applicant (i.e.: owner, developer, originating City department, or other responsible agency, as applicable) and/or successors-in-interest shall file a written report with the Public Works Department which will monitor the implementation of required mitigation measures. Similarly, any public agency having jurisdiction over natural resources affected by the project shall monitor and report upon the implementation of any mitigation measures incorporated at their request. Such written report(s) shall be submitted to the Public Works Department approximately once every twelve (12) months following approval of improvement plans and/or construction permits. The written report shall briefly state the status in implementing each adopted mitigation measure.

c. The Public Works Department shall review the monitoring report(s) and determine whether there is any unusual and substantial delay in, or obstacle to, implementing the adopted mitigation measures. In reviewing the timeliness of implementation, the Public Works Department shall consider any timetable for the project and the required mitigation measures provided by the applicant and/or other responsible agency, as applicable. The Public Works Department and other City Departments may, to the extent deemed necessary, use scheduled inspections to monitor mitigation implementation.

d. The result of the Public Works Department's review of the annual report(s) will be provided to the applicant in writing within thirty (30) calendar days after receipt of the annual report. If the Public Works Department determines that a required mitigation measure is not being properly implemented, it shall consult with the applicant and, if possible, agree upon additional actions to be taken to implement the mitigation measures.

The DPW shall be limited to imposing reasonable actions as permitted by law which will implement the required mitigation measures. Any decision of the Senior Civil Engineer related to the annual monitoring report may be appealed to the City PC and/or CC, as applicable, within ten (10) calendar days following said written determination.
e. Such monitoring and reporting shall continue until the DPW, in consultation with the other applicable City departments, determines that compliance has been fully achieved or, for ongoing measures (e.g., maintenance of facilities), determines that existing enforcement procedures relating to conditions of approval will provide adequate verification of compliance.