

## **Board of Trustees Agenda Item**

**Board Meeting Date:** May 7, 2012

**Title of Item:** Education Center - California Environmental Quality Act Initial Study/Mitigated Negative Declaration

### **Background:**

The Initial Study/Proposed Mitigated Negative Declaration for the proposed Educational Center (State Clearinghouse Number: 2012032006) was circulated for 30-day public and agency review by the Office of Planning and Research (OPR) State Clearinghouse from Friday, March 2, 2012 to Monday, April 2, 2012. The public review period provided an opportunity for the public and agencies to review the issues addressed and to offer comments on any aspect of the process, and/or the adequacy of the evaluation and mitigation measures. The Notice of Intent (NOI) to adopt the Mitigated Negative Declaration was sent to the State Clearinghouse; posted on the project site; and sent to interested local agencies and parties in accordance with Section 21091 of the State California Environmental Quality Act (CEQA) Guidelines.

The District received three written comment letters on the Initial Study/Mitigated Negative Declaration:

- Santa Clara Valley Transportation Authority (Date: April 2, 2012)
- State of California, Department of Transportation (Date: April 2, 2012)
- City of Sunnyvale (Date: April 4, 2012)

In addition, the District received a confirmation letter from the State Clearinghouse after the close of the public review period acknowledging that the District has complied with the State Clearinghouse requirements for draft environmental documents pursuant to CEQA.

The Draft Initial Study/Proposed Mitigated Negative Declaration together with the response to comments constitute the Final Mitigated Negative Declaration that will be considered for adoption by the Board of Trustees. These documents can be found at:  
[http://facilities.fhda.edu/stories/storyReader\\$144](http://facilities.fhda.edu/stories/storyReader$144)

### **Recommendation:**

Executive Director Allen recommends adoption of the attached resolution to approve the proposed project and to adopt the Mitigated Negative Declaration and Monitoring Program for the proposed Educational Center located on the former Onizuka Air Force Station in Sunnyvale, California.

Submitted by:	Charles Allen, Executive Director
Additional contact names:	Kevin McElroy, Vice Chancellor
Is backup provided?	Yes

## RESOLUTION 2012-20

### **A RESOLUTION BY THE DISTRICT BOARD OF TRUSTEES APPROVING THE PROPOSED PROJECT AND ADOPTING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING PROGRAM (MMRP) FOR THE PROPOSED EDUCATIONAL CENTER LOCATED ON THE FORMER ONIZUKA AIR FORCE BASE IN THE CITY OF SUNNYVALE**

**WHEREAS**, the Board of Trustees has thoroughly considered the Initial Study and Mitigated Negative Declaration, including Appendices and a Mitigation Monitoring Program, which evaluates the environmental impacts of the proposed Educational Center located at the former Onizuka Air Force Base in the City of Sunnyvale; and

**WHEREAS**, the Board of Trustees has conducted a meeting and received comments from the general public and interested parties on the mitigated negative declaration of environmental impacts; and

**WHEREAS**, the Board of Trustees finds that the information contained within the Initial Study and Mitigated Negative Declaration does wholly, adequately, and accurately describe and evaluate the proposed project; and

**WHEREAS**, the comments of the Board of Trustees, members of the public, and interested groups and agencies have been adequately responded to; and

**WHEREAS**, the Board of Trustees agrees with the necessity of and accepts all mitigation measures and monitoring and reporting provisions from the Mitigated Negative Declaration for the Educational Center as being a reasonable manner of preserving, protecting, providing for, and fostering the health, safety and welfare of citizens located in the vicinity of the project site and future students at the Educational Center.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees hereby finds that the Educational Center will not have a significant effect on the environment and adopts said Mitigated Negative Declaration and Mitigation Monitoring Program and approves the proposed project.

**PASSED AND ADOPTED** by the Foothill-De Anza Community College District Board of Trustees on this 7<sup>th</sup> day of May 2012 by the following vote:

Ayes: \_\_\_\_\_

Noes: \_\_\_\_\_

Abstentions: \_\_\_\_\_

Absent: \_\_\_\_\_

### **STATE OF CALIFORNIA, COUNTY OF SANTA CLARA**

I, Linda M. Thor, Secretary to the Foothill-De Anza Community College District Board of Trustees, do hereby certify that the foregoing is a full, true, and correct copy of a resolution adopted by the Board of Trustees at a regularly called and conducted meeting held on said date.

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Linda M. Thor  
Chancellor and Secretary to the Board of Trustees