

*ENVIRONMENTAL DECLARATION

(CALIFORNIA FISH AND GAME CODE SECTION 711.4)

LEAD AGENCY NAME AND ADDRESS

City of Emeryville
1333 Park Avenue
Emeryville, CA 94608

FOR COUNTY CLERK USE ONLY

**ENDORSED
FILED**
ALAMEDA COUNTY

FEB 19 2010

PATRICK O'CONNELL, County Clerk
By Wendy Chan Deputy

FILE NO: 10-043

**CLASSIFICATION OF ENVIRONMENTAL DOCUMENT:
(MARK ONLY ONE)**

1. NOTICE OF EXEMPTION / STATEMENT OF EXEMPTION

A - STATUTORILY OR CATEGORICALLY EXEMPT

\$ 50.00 (Fifty Dollars) - CLERK'S HANDLING FEE

2. NOTICE OF DETERMINATION

A - NEGATIVE DECLARATION (OR MITIGATED NEG. DEC.)

\$ 2,010.25 - STATE FILING FEE

\$ 50.00 (Fifty Dollars) - CLERK'S HANDLING FEE

B - ENVIRONMENTAL IMPACT REPORT

\$ 2,792.25 - STATE FILING FEE

\$ 50.00 (Fifty Dollars) - CLERK'S HANDLING FEE

3. OTHER (SPECIFY) _____

\$ 50.00 (Fifty Dollars) - CLERK'S HANDLING FEE

*A COPY OF THIS FORM MUST BE COMPLETED AND SUBMITTED WITH ALL COPIES OF ENVIRONMENTAL DECLARATIONS BEING FILED WITH THE ALAMEDA COUNTY CLERK.

FOUR (4) COPIES OF ALL NECESSARY DOCUMENTATION ARE REQUIRED FOR FILING PURPOSES. FIVE (5) COPIES ARE REQUIRED FOR IN-OFFICE FILINGS.

ALL APPLICABLE FEES MUST BE PAID AT THE TIME OF FILING.

FEES ARE EFFECTIVE JANUARY 1, 2010

MAKE CHECKS PAYABLE TO: ALAMEDA COUNTY CLERK

NOTICE OF DETERMINATION

Fee: Not Exempt per Government Code Section 6103

To: X Alameda County Clerk – Recorder’s Office
1106 Madison Street
Oakland, CA 94607

From:
City of Emeryville
1333 Park Avenue
Emeryville, CA 94608
Miroo Desai, AICP, Senior Planner
510-596-3785

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code

ENDORSED
FILED
ALAMEDA COUNTY

State Clearinghouse Number: 2009112024

FEB 19 2010

Project Title: EmeryStation West at the Emeryville Transit Center Project
Initial Study/Mitigated Negative Declaration

PATRICK O'CONNELL, County Clerk
By Denise Lam Deputy

#10-043

Project Location: The approximately 2.6-acre project site is located primarily on two parcels in the 5900 to 6100 blocks of Horton Street in Emeryville.

Project Description: The project would remove two existing surface parking lots in order to construct two buildings: the EmeryStation West building consisting of a seven-story laboratory/office tower on top of a two-level “podium” parking structure and the Heritage Square parking structure that would provide seven levels of parking. The project includes remediation of contaminated soil and groundwater on the EmeryStation West building site prior to construction of the proposed building. The proposed 165-foot-tall EmeryStation West building would be located north of the Emeryville Amtrak Station and south of the Emeryville Post Office. It would enclose space for parking, laboratory, research and development, office, building mechanical and building support uses. Ground-level portions of the building would provide space for transit, retail and/or office uses, such as ticket-buying, travel and transit information, bike security, and car share information. An open plaza would be included on the upper podium level of the EmeryStation West building that would connect with the existing pedestrian bridge over the railroad tracks. The proposed 64-foot-tall Heritage Square parking structure would be located on the east side of Horton Street across from the Emeryville Post Office. It would provide 600 parking spaces and ground floor space for retail, office, or office services that relate to the Post Office use across the street.

This is to advise that the City of Emeryville as Lead Agency has approved the above described project on February 16, 2010 and has made the following determinations regarding the above described project:

1. The project will not have a significant effect on the environment.
2. A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures were made a condition of the approval of the project.
4. A Statement of Overriding Considerations was not adopted for this project.
5. Findings were not made pursuant to the provisions of CEQA.

This is to certify that the Final Mitigated Negative Declaration with comments and responses and record of project approval is available to the General Public at the Planning and Building Department, City of Emeryville, 1333 Park Avenue, Emeryville, California 94608.

<u>mir</u> MIROO DESAI	2/18/10	SENIOR PLANNER
Signature (Public Agency)	Date	Title



State of California—The Resources Agency
 DEPARTMENT OF FISH AND GAME
2010 ENVIRONMENTAL FILING FEE CASH RECEIPT

RECEIPT# 1432289
STATE CLEARING HOUSE # (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY

LEAD AGENCY CITY OF EMERYVILLE		DATE 02/19/2010	
COUNTY/STATE AGENCY OF FILING ALAMEDA COUNTY RECORDER OFFICE		DOCUMENT NUMBER 10-043	
PROJECT TITLE EMERYSTATION WEST AT THE EMERYVILLE TRANSIT CENTER PROJECT INITIAL STUDY/MITIGATED NEGATIVE DECLARATION			
PROJECT APPLICANT NAME MIROD DESAI		PHONE NUMBER (510) 596-3785	
PROJECT APPLICANT ADDRESS 1333 PARK AVENUE	CITY EMERYVILLE	STATE CA	ZIP CODE 94608

PROJECT APPLICANT (Check appropriate box):

- Local Public Agency
 School District
 Other Special District
 State Agency
 Private Entity

CHECK APPLICABLE FEES:

- | | | | |
|---|------------|----|------------|
| <input type="checkbox"/> Environmental Impact Report (EIR) | \$2,792.25 | \$ | \$0.00 |
| <input checked="" type="checkbox"/> Negative Declaration (ND)(MND) | \$2,010.25 | \$ | \$2,010.25 |
| <input type="checkbox"/> Application Fee Water Diversion (State Water Resources Control Board Only) | \$850.00 | \$ | \$0.00 |
| <input type="checkbox"/> Projects Subject to Certified Regulatory Programs (CRP) | \$949.50 | \$ | \$0.00 |
| <input checked="" type="checkbox"/> County Administrative Fee | \$50.00 | \$ | \$50.00 |
| <input type="checkbox"/> Project that is exempt from fees | | | |
| <input type="checkbox"/> Notice of Exemption | | | |
| <input type="checkbox"/> DFG No Effect Determination (Form Attached) | | | |
| <input type="checkbox"/> Other _____ | | \$ | _____ |

PAYMENT METHOD:

- Cash
 Credit
 Check
 Other _____

TOTAL RECEIVED \$ 2,060.25

SIGNATURE X <i>Wendy Slam</i>	TITLE DEPUTY CLERK
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ALAMEDA COUNTY CLERK-RECORDER
 1106 MADISON STREET
 OAKLAND, CA 94607
 (510) 272-6362

ISSUED TO:
 WAREHAM DEVELOPMENT CORP.

RECEIPT # 1432289
 02/19/2010 04:06:49 PM

SERVICE	PAGES	QTY	FEE
GENERAL BUS 1	1	1	2,060.25

Total Amount Due \$2,060.25

CHECK 2662 2,060.25

Total Payments: \$2,060.25

PATRICK O'CONNELL
 CLERK RECORDER
 Deputy: WGLAM