

RESOLUTION 23-20

**A RESOLUTION OF THE GOVERNING BOARD OF THE
SANTA CLARA VALLEY OPEN SPACE AUTHORITY
ADOPTING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING
PROGRAM FOR THE LLAGAS CREEK BRIDGE AND DAY USE AREA PROJECT**

WHEREAS, the Santa Clara Valley Open Space Authority (Authority) manages and provides opportunities for recreation on its open space preserves to connect people to nature; and

WHEREAS, the Llagas Creek Bridge and Day Use Area Project (project) would provide infrastructure to support public access, education, and interpretation for the through the development of new bridge to provide access across Llagas Creek and an accessible trail with seating and interpretive features; and,

WHEREAS, the Authority prepared an Initial Study (IS) and Mitigated Negative Declaration (MND) pursuant to the requirements of the California Environmental Quality Act (CEQA) (Public Resources Code Sections 21000 et seq.) and CEQA Guidelines (Code Regulations sections 15000 et seq.); and,

WHEREAS, a Notice of Intent (NOI) to adopt an MND was distributed on January 24, 2023, to the California Office of Planning and Research's State Clearinghouse (CEQAnet), Santa Clara County, San Jose Post Record, interested agencies, neighbors to the project site, and individuals who have signed up to receive project updates through the Authority's project web page. The NOI notified parties of the availability and 30-day public review period of the MND from January 24, 2023, to February 24, 2023. A hard copy of the full IS/MND was available at the Authority's Administrative Office at 33 Las Colinas Lane, San Jose, CA 95119; and,

WHEREAS, the MND identified potentially significant impacts to Air Quality, Biological Resources, Cultural Resources, and Tribal Cultural Resources and found that the mitigation for the proposed project would avoid or mitigate these impacts to a level of less-than-significant by adoption and implementation of the Mitigation Monitoring and Reporting Program (MMRP); and,

WHEREAS, the Board of Directors has reviewed and considered the IS, MND (including all public comments received thereon), and MMRP for the project; and,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors adopts a Mitigated Negative Declaration for the project and associated Mitigation Monitoring and Reporting Program.

BE IT FURTHER RESOLVED THAT the General Manager is hereby authorized and directed, on behalf of the Authority and in its name, to execute and deliver such other documents and to do such acts as may be deemed necessary or appropriate to accomplish the intentions of the above resolution.

Santa Clara Valley Open Space Authority

PASSED, APPROVED AND ADOPTED on the March 23, 2023 by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTION:

Helen Chapman, Chairperson
Santa Clara Valley Open Space Authority

APPROVED AS TO FORM:

ATTEST:

William P. Parkin, Legal Counsel

Caroline Hernandez, Clerk of the Board