



**DEPARTMENT OF
COMMUNITY AND ECONOMIC DEVELOPMENT
Planning Division**

NEGATIVE DECLARATION

Notice is hereby given that the City of Hayward finds that no significant effect on the environment as prescribed by the California Environmental Quality Act of 1970, as amended will occur for the following proposed project:

I. *PROJECT DESCRIPTION:*

Text Amendment No. PL-2009-0454 -Request to amend Hayward Municipal Code Section 10-2735(b) to delete the restriction on On-Sale Alcohol-Related Commercial Activities on properties which front B Street between Watkins Street and Foothill Boulevard, or Main Street between A and C Streets, in respect to proximity to any School, Public Park, Library, Playground, Recreational Center, Day Care Center, or other similar use.

II. *FINDING PROJECT WILL NOT SIGNIFICANTLY AFFECT ENVIRONMENT:*

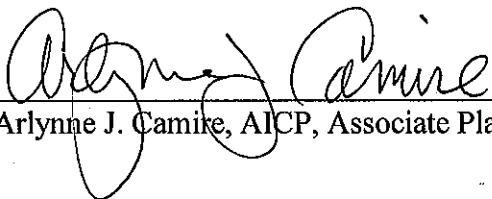
The proposed project could not have a significant effect on the environment.

III. *FINDINGS SUPPORTING DECLARATION:*

1. The proposed project has been reviewed according to the standards and requirements of the California Environmental Quality Act (CEQA) and an Initial Study Environmental Evaluation Checklist has been prepared for the proposed project. The Initial Study has determined that the proposed project could not result in significant effects on the environment.
2. The project will not result in any development that would adversely affect any scenic resources.
3. The project will not result in any development that would have an adverse effect on agricultural land.
4. The project will not result in any development that would have significant impacts related to changes into air quality.
5. The project will not result in any development that would have significant impacts to biological resources such as wildlife and wetlands.
6. The project will not result in any development that would have significant impacts to known cultural resources including historical resources, archaeological resources, paleontological resources, unique topography or disturb human remains.

7. The text amendment will not affect on geological hazards.
8. The text amendment will not affect water quality standards.
9. The text amendment is not in conflict with the policies of the City General Policies Plan, and the Zoning Ordinance.
10. The text amendment could not result in a significant impact to mineral resources since no construction will take place as part of this project.
11. The text amendment could not result in a significant noise impact.
12. The text amendment could not result in a significant impact to public services.
13. The text amendment could not result in a significant impact to traffic or result in changes to traffic patterns or emergency vehicle access.
14. The text amendment could not result in a significant impact to parking in that establishments taking advantage of this ordinance shall conform to the City's Off-Street Parking Regulations.

IV. PERSON WHO PREPARED INITIAL STUDY:

Signature:  _____
 Arlynne J. Camike, AICP, Associate Planner

Dated: September 30, 2009

V. COPY OF INITIAL STUDY IS ATTACHED

For additional information, please contact the City of Hayward Development Review Services Division, 777 B Street, Hayward, CA 94541-5007 or telephone (510) 583-4209

DISTRIBUTION/POSTING

- Provide copies to project applicants and all organizations and individuals requesting it in writing. Provide copy to Alameda County Clerks Office.
- Reference in all public hearing notices to be distributed 20 days in advance of initial public hearing and/or published once in Daily Review 20 days prior to hearing.
- Project file.
- Post immediately upon receipt at the City Clerk's Office, the Main City Hall bulletin board, and in all City library branches, and do not remove until the date after the public hearing.