

**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 07-15**

**ABSTRACT**

This resolution certifies the Final Addendum to the Program Environmental Impact Report prepared for Plan Bay Area (the 2040 Regional Transportation Plan including the Sustainable Communities Strategy for the San Francisco Bay Area) (SCH# 2012062029).

Further discussion of this subject is contained in the Joint MTC Planning Committee and ABAG Administrative Committee memorandum dated September 4, 2015.

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Re: Certification of the Final Addendum to Program Environmental Impact Report prepared for Plan Bay Area (the 2040 Regional Transportation Plan including the Sustainable Communities Strategy for the San Francisco Bay Area) (SCH# 2012062029)

**WHEREAS**, the Metropolitan Transportation Commission (MTC) is the regional transportation planning agency for the San Francisco Bay Area pursuant to California Government Code Section 66500 et seq.; and

**WHEREAS**, MTC is the federally designated Metropolitan Planning Organization (MPO), pursuant to Section 134(d) of Title 23 of the United States Code (USC) for the nine-county San Francisco Bay Area region (the region); and

**WHEREAS**, the Association of Bay Area Governments (ABAG), a joint exercise of powers entity created pursuant to California Government Code Sections 6500 et seq., is the Council of Governments and the regional land use planning agency for the San Francisco Bay Area; and

**WHEREAS**, California Government Code Section 65080 requires ABAG and MTC to prepare a sustainable communities strategy for the San Francisco Bay Area; and

**WHEREAS**, the Plan Bay Area ("Plan") constitutes the Regional Transportation Plan and sustainable communities strategy for the San Francisco Bay Area; and

**WHEREAS**, MTC and ABAG served as joint lead agencies in preparing a Programmatic Environmental Impact Report (Program EIR) (SCH# 2012062029) with the assistance of MTC and ABAG staff and consultants pursuant to the California Environmental Quality Act (CEQA) (Public Resources Code § 21000 et seq.) and the State CEQA Guidelines (14 Cal. Code Regs. § 15000 et seq.) for the Plan; and

**WHEREAS**, the Program EIR provides full disclosure and programmatic analysis of the potentially significant environmental effects of the Plan; and

**WHEREAS**, MTC and ABAG jointly certified the Final Program EIR prepared for Plan Bay Area on July 18, 2013 (MTC Resolution No. 4110 and ABAG Resolution No. 05-13); and

**WHEREAS**, MTC and ABAG jointly adopted the Final Plan Bay Area on July 18, 2013 (MTC Resolution No. 4111 and ABAG Resolution No. 06-13); and

**WHEREAS**, MTC and ABAG staff has prepared an Amendment to Plan Bay Area, which is subject to the approval of the Commission and ABAG Executive Board under separate action (MTC Resolution No. 4198 and ABAG Resolution No. 08-15; and

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**WHEREAS**, MTC and ABAG staff have prepared an Addendum to the Final Environmental Impact Report prepared for Plan Bay Area in response to the Amendment to Plan Bay Area, pursuant to provisions of the California Environmental Quality Act (CEQA) Guidelines § 15164; and

**WHEREAS**, although an Addendum need not be circulated for public review but can be included in or attached to the Final Environmental Impact Report pursuant to provisions of CEQA Guidelines § 15164(c), MTC and ABAG circulated the Draft Addendum to the Final Environmental Impact Report prepared for Plan Bay Area for a 30-day comment period, starting June 19, 2015 and closing on July 20, 2015; and

**WHEREAS**, MTC and ABAG staff evaluated all comments on environmental issues received during the administrative process including all comments received during the public comment period and, after the close of the public comment period, has continued to review additional comments submitted upon receipt; and

**WHEREAS**, MTC and ABAG staff prepared written responses to these comments; and

**WHEREAS**, pursuant to Public Resources Code § 21092.5 and CEQA Guidelines § 15088, MTC and ABAG provided written responses to all public agencies that submitted comments on the Draft Addendum to the Program EIR prepared for Plan Bay Area on August 28, 2015, more than ten days prior to certification of the Program EIR; and

**WHEREAS**, MTC and ABAG staff prepared the Final Addendum to the Final Program EIR, consisting of: (1) the Draft Addendum, including all revisions thereto; (2) comments received on the Draft Addendum, a list of persons, organizations, and public agencies commenting of the Draft Addendum; (3) responses by MTC and ABAG to significant environmental points raised in the comments; and

**WHEREAS**, prior to taking action on the Final Addendum, MTC and ABAG have heard, been presented with, reviewed, and considered all of the information and data in the administrative record, including the Final Addendum, and all oral and written evidence presented to it during all meetings and hearings; now, therefore, be it

**RESOLVED**, that MTC and ABAG hereby certify that the foregoing recitals are true and correct and incorporated by this reference; and be it further

**RESOLVED**, MTC and ABAG staff prepared the Final Addendum to the Final Program EIR, consisting of: (1) the Draft Addendum, including all revisions thereto; (2) comments and recommendations received on the Draft Addendum, a list of persons, organizations, and public agencies commenting on the Draft Addendum; (3) responses by MTC and ABAG to significant environmental points raised in the comments; and be it further

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**RESOLVED**, that MTC and ABAG find the Final Addendum satisfies all the requirements of CEQA and the State CEQA Guidelines; and be it further

**RESOLVED**, that MTC and ABAG, as the decision making bodies, certify the Addendum (Attachment A) was presented to them and that they reviewed and considered the information in the Final Addendum prior to approving the Amendment to Plan Bay Area; and be it further

**RESOLVED**, that MTC and ABAG direct staff to immediately (within five working days): (a) file a Notice of Determination documenting these decisions (CEQA Guidelines § 15094); (b) retain a copy of the certified Final Addendum as a public record.

The foregoing was adopted by the Executive Board this 17<sup>th</sup> day of September, 2015.

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Julie Pierce  
President

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 17<sup>th</sup> day of September, 2015.

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Ezra Rapport  
Secretary-Treasurer

**Approved as To Legal Form**

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Kenneth K. Moy  
Legal Counsel

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**Attachment A**

**Final Addendum to Final Plan Bay Area Program EIR**

The Final Addendum to the Final Program EIR prepared for Plan Bay Area is on file in the offices of the Metropolitan Transportation Commission, MetroCenter, 101 Eighth Street, Oakland, CA 94607.