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Mona Palacios

September 29, 2009

Erik J. Pearson, AICP, Senior Planner  
City of Hayward  
777 B Street  
Hayward, CA 94541

Subject: Response to Draft Initial Study/Mitigated Negative Declaration – Mt. Eden Annexation Phase II Project

Dear Mr. Pearson:

Thank you for the opportunity to comment on the Draft Initial Study/Mitigated Negative Declaration for the Mt. Eden Annexation Phase II Project. As a Responsible Agency, pursuant to the California Environmental Quality Act (CEQA), the Alameda Local Agency Formation Commission (LAFCo) will rely on the City's environmental documentation in the consideration of any proposed change of organization related to this project.

For the most part, the Draft Initial Study/Mitigated Negative Declaration has identified and addressed potential LAFCo actions and associated environmental impacts. LAFCo's policies list factors that we must consider including CEQA compliance, specifically agricultural resources, public services, transportation and traffic, and utilities and service systems. LAFCo's policies are located on our website at [www.acgov.org/lafco/guide.htm](http://www.acgov.org/lafco/guide.htm). If you would like a copy of our policies mailed to you, please contact me.

In accordance with LAFCo Policy 1.10, Volume I, Part V, LAFCo will need to review, as part of the City's annexation application, any agreements that have been developed to cover the costs of services and infrastructure improvements in the subject territory. Please forward any such agreements to LAFCo as soon as they are available.

Thank you for consideration of our response. We look forward to review of the Draft EIR. Please feel to contact me at (510) 272-3894 or [mona.palacios@acgov.org](mailto:mona.palacios@acgov.org) should you have any questions.

Sincerely,



Mona Palacios  
Executive Officer

Honorable LAFCo Commissioners

September 29, 2009

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cc: Each Alameda LAFCo Commissioner  
Brian Washington, LAFCo Legal Counsel  
Ineda Adesanya, LAFCo Planner

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**Erik Pearson**

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**From:** mitch [winterfree@hotmail.com]  
**Sent:** Friday, September 25, 2009 3:33 PM  
**To:** Erik Pearson  
**Subject:** Re: List of business on depot property for neighbor commercials use, Jordan & Liranzo

I am not in favor of commercial zoning for these two properties on Depot Road. Jordan & Liranzo properties

mitch medeiros  
25256 mont vista dr  
hayward

## Erik Pearson

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**From:** peter mitchell [mitchtpj@yahoo.com]  
**Sent:** Thursday, September 24, 2009 5:06 PM  
**To:** Erik Pearson  
**Subject:** Re: Pre-Zoning by owners at 2627 and 2661 Depot Road Hayward Ca.

Dear Mr Pearson,

We wish to state our opposition to the above pre-zoning request for the following reasons:

1 The pre -zoning of this property would tend to thwart the intent of an unbiased neutral task force appointed by the City to study the entire Mt. Eden area and make recommendations.

The Task Force completed this study and made their recommendations and it is particularly relevant today since phase one has been annexed and the work done with those recommendations with Phase 2 pending.

2. The agent representing the owners of the property on this particular was a recent City Manager of the City of Hayward which could considered inappropriate or wrong by the reason of a possible "undue Influence" on the City personnel charged with making such decisions. He also has stated" the Task Force Study is irrelevant"

3. No environmental impact report, Insufficient Public Notice this notice should have been sent to a larger segment of the residents and business not just to 300ft on each side as was stated.

Thank you,

Peter & Theresa Mitchell

## Erik Pearson

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**From:** Matthew Pratt [mattdpratt@gmail.com]  
**Sent:** Friday, September 25, 2009 9:11 AM  
**To:** Erik Pearson  
**Subject:** 2nd Phase of the Mt. Eden Annexation

Hi Erik,

Great job on the presentation the other night. I just have two quick things for you.

1. My parents own three homes contain within the 2nd phase of annexation. My parents have indicated that they would like to see the min lot size of 4K sq ft both areas of I think just to be fair for all - though the 2nd area doesn't seem like there would be much development opportunity.
2. Would you have a detail drawing that you could email me for improvements in front of one of our homes located at 24764 Mohr Drive. We just want to see how the two driveways would work out. Much appreciated!

Thanks,  
Matt

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Matthew D. Pratt  
510-472-1230  
[mattdpratt@gmail.com](mailto:mattdpratt@gmail.com)  
Sent from San Jose, California, United States

RECEIVED

SEP 29 2009

PLANNING DIVISION

**VARNI, FRASER, HARTWELL & RODGERS**

ATTORNEYS AT LAW

650 A STREET

P.O. BOX 570

HAYWARD, CALIFORNIA 94543-0570

PHONE: (510) 886-5000 FAX (510) 538-8797

WEBSITE: VARNIFRASER.COM

OF COUNSEL:

MAURICE E. HUGUET, JR.

JONATHAN DANIEL ADAMS

P. CECILIA STORR

September 28, 2009

VIA FAX AND MAIL

Erik Pearson  
Senior Planner  
Community and Economic Development  
City of Hayward  
777 "B" Street  
Hayward, California 94541

**Re: Mohr-Fry Property, Hesperian Blvd. /  
Mt. Eden Annexation**

Dear Mr. Pearson:

As we stated on behalf of our clients, the Fry Family, at the Planning Commission work session, we are not appearing in opposition to annexation of their property on Hesperian Blvd. We are, however, asking for certain things, including:

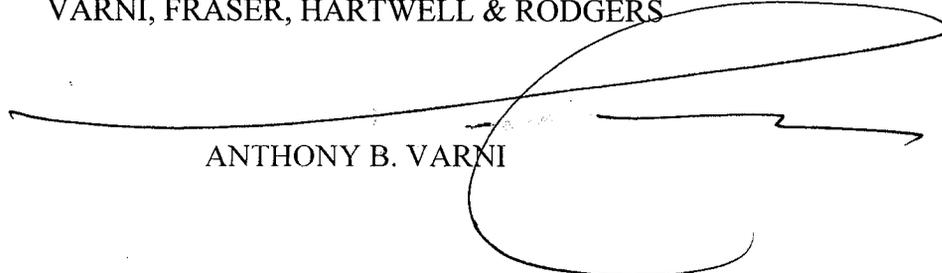
1. That the City implement a signage program on major streets in the Mt. Eden area indicating that this is the Mt. Eden borough or Mt. Eden area of the City of Hayward.
2. That the Fry Family have at least ten years to hookup to utilities.
3. That the zoning designation on the property, if it is going to be shown as agricultural, in some manner note that this is a holding zone pending development of the property. It may well be that they property will be developed for residential, commercial and/or governmental purposes. At the present time, in this economy, there is no clear prediction. In turn, once the two year holding time is exhausted as required by statute, it will be quite likely that an alternate use will

Erik Pearson  
September 28, 2009  
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be proposed on the property. We want it clearly understood that we are not annexing the property with the idea that we will continue to use it for agricultural purposes. We also would like it clearly understood that the City is not indicating that, if we annex it, we have no choice but to use it for agricultural purposes.

Very truly yours,

VARNI, FRASER, HARTWELL & RODGERS



ANTHONY B. VARNI

ABV/1  
Pearson,Erik.Ltr

cc: Fry Family

