

CITY OF FOSTER CITY
NOTICE OF INTENT TO ADOPT A NEGATIVE DECLARATION

NOTICE IS HEREBY GIVEN that the City of Foster City, pursuant to California Environmental Quality Act (CEQA) Section 15063, as the Lead Agency, has prepared an Initial Environmental Study in association with the proposed 11,830 square foot restaurant and retail building at 1297 Chess Drive (APN 094-901-350). No significant environmental effects are anticipated and a Negative Declaration has been prepared for the project.

PUBLIC REVIEW TIMELINE: The public review period for the Negative Declaration begins **March 18, 2015** and ends **April 17, 2015**. The City must receive all written comments regarding the Negative Declaration within this time period. Written comments may be submitted in person or by mail to 610 Foster City Blvd., Foster City, CA 94404, by e-mailing chorrisberger@fostercity.org, or by faxing (650) 286-3589. Direct all comments to the attention of Christina Horrisberger, Associate Planner.

PUBLIC HEARING: The City Council is scheduled to receive public comments and take action on the Negative Declaration on **May 4, 2015, at 6:30 p.m.** at Foster City Council Chambers, located at 620 Foster City Boulevard.

DOCUMENT AVAILABILITY: Copies of the Initial Study/Negative Declaration and supporting materials are available for review Monday through Friday, from 8:00 a.m. until 5:00 p.m., at the City of Foster City, Community Development Department, 610 Foster City Boulevard, Foster City, California, 94404, except on specified holidays.

PROJECT LOCATION: 1297 Chess Drive.

PROJECT DESCRIPTION: The proposed project would demolish a vacant 8,840 square foot stand-alone full service restaurant and construct a restaurant and retail building of approximately 11,830 square feet with approximately 550 square feet of outdoor dining.

EVIDENCE - Quasi-judicial Matters

California law requires that quasi-judicial matters be based on evidence. Applications before the City Council involve matters that are quasi-judicial and therefore decisions must be supported by evidence.

In General

All oral, written or pictorial evidence to be considered by the City Council must be received prior to a decision being rendered by the Commission. Written, documentary, or pictorial evidence shall be collected and kept by the City for record purposes, and must be made available to an applicant, appellant or the public prior to a decision being rendered by the Council. Evidence received or submitted during a public hearing or public meeting while an item is being discussed and evaluated by the City Council shall be deemed to have met this requirement. Evidence submitted for the record and for City Council consideration may take the form of oral testimony, written information, documents, pictures, video tapes, audio tapes, and similar information. All evidence submitted must be of a length that is practicable for use by Council members, and depending on its length and how it must be accessed or the need for special equipment in order to access it, must be received in a timely manner so as to afford the Council and the public a reasonable opportunity to evaluate it and to allow an applicant, appellant and/or the public an opportunity to discuss, question and rebut it. Information not admitted into the formal record shall not be used in rendering a decision.

THE PUBLIC IS INVITED TO ATTEND. Copies of all background information are available in the Community Development Department office for public review. Copies of the Staff Report with recommendations to the City Council can be reviewed beginning on the Monday preceding the meeting. Pursuant to Section 65009 of the California Government Code, if you challenge a Public Hearing item in court you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this Notice or in written correspondence delivered to the City at or prior to the Public Hearing. Interested members of the public may contact the Planning/Code Enforcement Division of the Community Development Department at 610 Foster City Boulevard, (650) 286-3225, for more information.

Any attendee wishing special accommodations at the meeting should contact the City Clerk, at (650) 286-3250, at least 48 hours in advance of the meeting.

CURTIS BANKS
COMMUNITY DEVELOPMENT DIRECTOR

A complete agenda and staff report for the City Council meeting will be available on the City's web site at www.fostercity.org on Thursday, April 30, 2015