



General Plan - Environmental Impact Report (EIR) Mitigation Measures Agreement Form

Purpose & Applicability

The City has undertaken program-level environmental review as part of the update of the City's General Plan, through adoption of the General Plan EIR. In order to rely on the environmental review conducted in the General Plan EIR, and to ensure that there will not be significant environmental impacts from individual development projects, all applicants for discretionary projects are required to agree to the mitigation measures identified in the General Plan EIR. This requirement includes projects that are categorically exempt from the California Environmental Quality Act (CEQA). This form is intended to memorialize this agreement.

Background

On November 14, 2017, the Belmont City Council:

1. Certified a Final Environmental Impact Report (FEIR) that evaluated the environmental impacts of the City's 2035 General Plan, Phase I Zoning, Belmont Village Specific Plan (BVSP), and Climate Action Plan (CAP); The "General Plan EIR" - SCH #2016082075.
2. Made the required CEQA findings, and adopted a Mitigation Monitoring and Reporting Program (MMRP) and a statement of overriding consideration for the project.

Program EIR

The City's 2035 General Plan EIR is programmatic. As described in CEQA Guidelines Section 15168(a), a Program EIR is used to provide a means of evaluating a series of actions that can be characterized as one large project and that are related to each other (i.e., development anticipated for the buildout of the General Plan).

Reliance on a Program EIR

In accordance with CEQA Guideline Section 15162, if the lead agency reviewing a site-specific project finds that no new effects could occur or no new mitigation measures would be required compared to what was outlined in the EIR, the agency can approve the activity as being within the scope of the project covered by the program EIR, and no new environmental document would be required.

CEQA Guidelines Section 15168(c) provides criteria to determine whether actions are adequately addressed in a previously completed Program EIR, or whether an additional environmental document must be prepared. These factors include, whether:

- The later activity would have effects that were not examined in the Program EIR.
- The project is within the scope of the project covered by the Program EIR; this is factual question that the lead agency determines based on substantial evidence in the record. Factors that an agency may consider in making that determination include, but are not limited to, consistency of the later activity with the type of allowable land use, overall planned density

and building intensity, geographic area analyzed for environmental impacts, and covered infrastructure, as described in the Program EIR.

- Feasible mitigation measures developed in the Program EIR have been incorporated into the later project, as required.
- The environmental effects of the operation of the project would be within the scope of the Program EIR.

Evaluation of Development Projects

The General Plan EIR identifies: 1) the potential impacts of the buildout of the General Plan; and 2) the General Plan, BVSP, CAP policies that would reduce or mitigate project impacts. As such, individual development projects are considered to be within the scope of the project covered by the General Plan Program EIR when they are found consistent with these relevant General Plan, BVSP, and CAP policies designed to mitigate or reduce impacts; however, individual development projects also need to comply with mitigation measures identified in the adopted General Plan MMRP.

Mitigation Measures Agreement

As discussed above, all applicants for development projects are required to agree to the mitigation measures identified in the General Plan EIR, and this includes the policies, programs and implementation measures within the General Plan, BVSP, and CAP that are designed to avoid, reduce or eliminate significant environmental impacts. These measures may be accessed using the links provided below. Please note: The majority of these measures have been incorporated into the development review process and/or made into standard conditions of project approval.

[Executive Summary & Table ES-3 of the General Plan EIR](#) – This table provides an outline of the significant impacts of the General Plan, and the policies and mitigation measures designed to reduce these impacts to the extent possible.

[General Plan MMRP](#)

[General Plan EIR](#)

[Policy Documents](#) – This page includes 2035 General Plan, BVSP, & CAP

As the applicant for the project located at _____, I hereby acknowledge that I have read, understand and will abide by all applicable mitigation measures identified in the City of Belmont 2035 General Plan EIR.

Signature

Print Name

Date

Application # _____