

2.2.2 Public Notice/Agency and Public Review

The campus must notify the public, State and local agencies, and local cities and counties that it intends to adopt a Negative Declaration or Mitigated Negative Declaration for a project. This notification serves as the beginning of a public review period of 30 days. As indicated in *CEQA Guidelines Section 15073* http://ceres.ca.gov/topic/env_law/ceqa/guidelines/art6.html, if desirable, a longer review period may be used to provide agencies and the public with more time to comment on the proposed Negative Declaration or Mitigated Negative Declaration before it is approved.

Practical Considerations

In accordance with *CEQA Guidelines Section 15072* http://ceres.ca.gov/topic/env_law/ceqa/guidelines/art6.html, public notice should be provided to all organizations and individuals who have previously requested such notice. Specifically, notices must be mailed to any person who has filed a written request for notices with the campus. (*CEQA Statutes Section 21092.2* http://ceres.ca.gov/ceqa/stat/chap2_6.html.)

Public notification should also be provided in at least one of the following ways:

- at least one notification in a local newspaper with general circulation in the area affected by the proposed project;
- posting of a notice on and off campus in the area where the project would be located; or
- direct mailing to owners and occupants of property contiguous to the project, such as to the owners shown on the latest equalized tax roll (*CEQA Guidelines Section 15072* http://ceres.ca.gov/topic/env_law/ceqa/guidelines/art6.html.)

Campuses may also choose to post notices in their main libraries or other campus locations where notices are typically posted, or distribute notices via email or web sites.

There are three additional notification requirements in specific circumstances:

- if a project involves the construction or alteration of a facility that might reasonably be expected to emit hazardous or acutely hazardous air emissions within one-quarter mile of a school, the campus must consult with such school districts regarding the potential impact of such a project and provide written notification of the project at least 30 days before approving the Negative Declaration (*CEQA Statutes Section 21151.4* <http://ceres.ca.gov/ceqa/stat/chap4.html>.)
- if a project is of statewide, regional or areawide significance, the lead agency shall also provide notice to transportation planning agencies and public agencies which have transportation facilities within their jurisdictions which could be affected by the project as specified in Section 21092.4(a) of the Public Resources Code. “Transportation facilities” include: major local arterials and public transit within five miles of the project site and freeways, highways and rail transit service within ten miles of the project site. (*CEQA Guidelines Section 15072(e)*).

- The lead agency shall notify in writing any public agency which comments on a proposed negative declaration or mitigated negative declaration of any public hearing to be held for the project for which the document was prepared. A notice provided to a public agency pursuant to Section 15072 satisfies this requirement (*CEQA Guidelines Section 15073(e)*).

State and local agencies should be instructed to respond in writing if they have comments on the Negative Declaration or Mitigated Negative Declaration.

Steps for Providing State and Public Notice

- Provide the public with a Notice of Intent to Approve a proposed Negative Declaration or Mitigated Negative Declaration (*UC CEQA Handbook, Appendix G*) according to the requirements set forth in *CEQA Guidelines Section 15072* http://ceres.ca.gov/topic/env_law/ceqa/guidelines/art6.html.
- Send one (1) NOC/Environmental Document Transmittal Form and fifteen (15) copies of the Notice of Intent to Adopt the Negative Declaration, or Mitigated Negative Declaration with Initial Study to the State Clearinghouse for distribution to appropriate state agencies (per correspondence from State Clearinghouse 1/13/2000). In addition, send a copy to the regional clearinghouse and to each Responsible Agency, Trustee Agency, the County Clerk and any public agency with legal jurisdiction over resources affected by the project area (*CEQA Guidelines Section 15073(d)* http://ceres.ca.gov/topic/env_law/ceqa/guidelines/art6.html). A copy is sent to the County Clerk for their information, not for the County Clerk to file with the State Clearinghouse. UC files with the state directly (*CEQA Guidelines Section 15073(d)*).
- Make the proposed Negative Declaration or Mitigated Negative Declaration available on campus, at the local public library. The state also recommends that documents be made available electronically.
- Send Notice of the Intent to Adopt (the notice of availability) the proposed Negative Declaration or Mitigated Negative Declaration to all organizations and individuals who have previously requested such notice (*CEQA Statutes Section 21092.2* http://ceres.ca.gov/topic/env_law/ceqa/guidelines/art6.html and *CEQA Guidelines Section 15073* http://ceres.ca.gov/topic/env_law/ceqa/guidelines/art6.html).
- Public and State Agency review period - 30 days.
- State lead agencies are to file directly with the State Clearinghouse. This practice should also be followed when filing an NOI, NOC, and NOD. (*CEQA Guidelines Section 15073(d)* and *15075(c)*).
- For projects located within an airport comprehensive land use plan boundary or within two miles of a public use airport, consult with CalTrans Division of Aeronautics (PO Box 942874 MS-40, Sacramento, CA 94274-0001 (916) 654-5413) and other requirements per *CEQA Statutes Section 21096* http://ceres.ca.gov/ceqa/stat/chap2_6.html.

- For projects within one quarter mile of a school, if the project may emit or handle hazardous materials, notify and consult with the affected school district per *CEQA Guidelines Section 15186* http://ceres.ca.gov/topic/env_law/ceqa/guidelines/art12.html.
- For projects of statewide, regional or areawide significance, the lead agency shall also provide notice to transportation planning agencies and public agencies which have transportation facilities within their jurisdictions which could be affected by the project as specified in *CEQA Statutes Section 21092.4(a)*. “Transportation facilities” include: major local arterials and public transit within five miles of the project site and freeways, highways and rail transit service within ten miles of the project site. (*CEQA Guidelines Section 15072(e)*).
- Notify in writing any public agency which comments on a proposed negative declaration or mitigated negative declaration of any public hearing to be held for the project for which the document was prepared. A notice provided to a public agency pursuant to Section 15072 satisfies this requirement (*CEQA Guidelines Section 15073(e)*).
- The state encourages public agencies to put CEQA notices on the Internet.