

City Of Hesperia



NOTICE OF PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that Public Hearings will be held before the Hesperia City Council, City of Hesperia, California on the following date:

DATE OF HEARING: March 17, 2009 (Tuesday)

TIME OF HEARING: 6:30 p.m., or as soon thereafter as possible

PLACE OF HEARING: City of Hesperia, Council Chambers, 9700 Seventh Avenue, Hesperia, CA 92345

Notice of Availability and Intent to Adopt a Mitigated Negative Declaration for the Proposed Industrial Lead Track Project

NOTICE IS HEREBY GIVEN that the City of Hesperia (City) has prepared an Initial Study for the above proposed project which recommends that a Mitigated Negative Declaration be adopted. The City has authorized the release of the proposed Mitigated Negative Declaration for public review and comment. The proposed project being considered for adoption is to construct the Industrial Rail Lead Track along G Avenue between the Cushenbury Branch Burlington Northern Santa Fe Railway Tracks and Lemon Street. Project features include the main lead track, a siding track, a drainage channel, culverts, access roads, an at-grade crossing, permanent fencing, and signage. The objective of the project is to facilitate goods movement and to promote economic development within Hesperia.

In 2007, the United States Department of Commerce, Economic Development Administration granted \$2,000,000 in EDA investment funds to build the industrial lead rail track. As a condition of the grant, documentation was to be provided to EDA indicating that CEQA compliance was completed for the project.

An Initial Study was completed in accordance with CEQA (Public Resources Code Section 21000, *et seq.*) and the State CEQA Guidelines (California Code of Regulations Section 15000, *et seq.*). The preparation of initial studies is guided by Section 15063 of the State CEQA Guidelines, and preparation of an MND is discussed specifically in Sections 15070–15075 of Article 6. As applicable to an understanding of the issues, references are made either to the statute, the State CEQA Guidelines, or appropriate case law.

According to the Initial Study, the project will not have a significant impact on biological resources, cultural resources, hydrology/water quality, and noise with the implementation of mitigation measures. Based on the information provided in the Initial Study, the City has made a preliminary determination that a Mitigated Negative Declaration is the appropriate CEQA document for the Proposed Industrial Lead Rail Track. A final determination on the CEQA document will be made after the close of a 30-day public review and comment period.

A copy of the Initial Study and recommended Mitigated Negative Declaration can be reviewed at the City Hall located at 9700 Seventh Avenue, Hesperia, CA 92345. The period of review will be from January 26, 2009 through February 25, 2009. Written comments on the Initial Study and proposed Mitigated Negative Declaration should be submitted to the Lead Agency Contact Person at the address listed above no later than February 25, 2009.

Lead Agency Contact Person: Mike Podegracz, City Manager/Executive Director

(760) 947-1018

Fax (760) 947-1917

To provide an opportunity to meet with the lead agency representatives and assist in your review of the proposed project, the City will hold an Open House Meeting. At the meeting, technical staff will be available to answer questions about the project design and the Initial Study.

The Open House Meeting will be held on February 11, 2008, from 5:30PM-7:30PM at the following location:

Community Room, Hesperia Library, 9650 Seventh Avenue, Hesperia, CA 92345

Please contact Ms. Lisa LaMere at (760) 947-1910 if you have any questions about the public comment period or Open House meeting

Published the week of January 26, 2009

/s/ Mike Podegracz
City Manager/Executive Director

Posted on January 22, 2009

Any person affected or concerned by these proposals may submit written comments to the City Clerk's office before the public hearing or appear and be heard in support of or in opposition to the proposals at the time of the public hearings. ***If you challenge these proposals in court, you may be limited to raising only those issues you, or someone else raised at the public hearings described in this Public Hearing Notice, or in written correspondence delivered to the City Clerk at, or prior to the public hearings.***

Any person interested in the proposals may contact the City Clerk's Office at 9700 Seventh Avenue, Hesperia, California, (760) 947-1027 during normal business hours. The pertinent information will be available for public inspection at the above address.

I, Debbie Bean, Assistant City Clerk/Secretary to the City Council, Community Redevelopment Agency, Fire Protection District and Water District do hereby certify that I caused to be posted the foregoing Notice of Public Hearings on Thursday, January 22, 2009 at 6:00 p.m. pursuant to California Government Code and Hesperia Resolution No. 93-78.

Debbie Bean
Assistant City Clerk/Secretary