

**CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS
IN CONNECTION WITH THE APPROVAL OF THE DESIGN AND CONSTRUCTION
OF GIEDT HALL, DAVIS CAMPUS**

I. ADOPTION OF THE NEGATIVE DECLARATION

Pursuant to Title 14, California Code of Regulations, Section 15074, the President of the University of California, pursuant to authority delegated from the Board of Regents of the University of California (The Regents) (hereinafter referred to collectively as “The University”), hereby finds that the Negative Declaration and the Tiered Initial Study prepared for the proposed Giedt Hall (the project) have been completed in compliance with the California Environmental Quality Act, Public Resources Code Sections 21000 et seq. (CEQA). The President further finds that he received the Negative Declaration and Tiered Initial Study, and the comments received during the public review process, and reviewed and considered the information contained in these documents prior to approving the design of Giedt Hall. The University hereby finds that the Negative Declaration reflects the independent judgment and analysis of the University of California, and The University adopts the Negative Declaration.

II. FINDINGS

The University hereby adopts the following Findings pursuant to Title 14, California Code of Regulations, Section 15074, in conjunction with the approval of the project, which is set forth in Section III.

A. Background

UC Davis proposes a new classroom building to provide additional lecture hall space. The proposed Giedt Hall project would be located within the core campus and would establish a single-story, approximately 15,500 gross square foot (gsf) (10,800 assignable square-foot [asf]) classroom building. The project site is located on a previously developed site directly west of the Architects and Engineers Barn, north of the Engineering Bikeway and Kemper Hall of Engineering (formerly Engineering Unit 2), east of Bioletti Way, and south of Parking Lot 42 and the Surge Buildings.

The building would provide three lecture rooms and two smaller classrooms with a total capacity of about 650 seats, which would better serve the increasing demand for classroom space on campus. The approximately two-acre project site currently includes 18 single-story temporary buildings that were constructed in the late 1960s and early 1970s, which will be removed to accommodate the proposed project. These buildings are currently occupied primarily by the School of Medicine and will be vacated and removed as a result of the completion of the campus’ new Genome and Biomedical Sciences Facility. The proposed classroom building would add no new population to the campus. No new employees would be required for the new building and the student enrollment would not increase as a result of the project. The proposed project consistent with the 2003 Long Range Development Plan (LRDP). The proposed project would support the 2003 LRDP objectives by increasing the available space for lectures, and would provide the increased lecture space in a convenient location within the Core Campus.

B. Environmental Review Process

A Tiered Initial Study was prepared for the project in accordance with CEQA and the University of California Procedures for Implementation of CEQA (State Clearinghouse No. 2004092017). The Initial Study for the project, in accordance with Section 15168 of the CEQA Guidelines, is tiered from the campus 2003 Long Range Development Plan (2003 LRDP) Environmental Impact Report (EIR) (State Clearinghouse No. 2002109092) which was certified by The Regents in connection with the approval of the 2003 LRDP in November 2003.

The project is part of the physical development proposed in the 2003 LRDP; therefore, the environmental analysis for the project is presented and analyzed within the context of the 2003 LRDP and incorporates by reference applicable portions of the 2003 LRDP EIR. The 2003 LRDP EIR, which is a program EIR pursuant to Section 15168 of the CEQA Guidelines, analyzes the overall effects of campus growth and facility developments through 2015-16 and identifies measures to mitigate the significant adverse impacts and cumulative impacts associated with that growth.

As a tiered document, the Initial Study for the project relies on the 2003 LRDP EIR for: (1) a discussion of general background and setting information for environmental topic areas; (2) overall growth-related issues; (3) issues that were evaluated in sufficient detail in the 2003 LRDP EIR for which there are no significant new information, changes in the project, or changes in circumstances that would require further analysis; and (4) cumulative impacts. The purpose of the Tiered Initial Study is to evaluate the potential environmental impacts of the project with respect to the existing 2003 LRDP EIR analysis in order to determine what level of additional environmental review, if any, would be appropriate.

The Tiered Initial Study analyzed the potential impacts of the project and the adequacy of the existing environmental analysis in the 2003 LRDP EIR with regard to the following environmental topic areas: (1) aesthetics, (2) agricultural resources, (3) air quality, (4) biological resources, (5) cultural resources, (6) geology, soils, and seismicity, (7) hazards and hazardous materials, (8) hydrology and water quality, (9), land use and planning (10) mineral resources, (11) noise, (12) population and housing, (13) public services, (14) recreation, (15) transportation, circulation and parking, and (16) utilities and service systems.

Based on the analysis contained in the Tiered Initial Study, it is determined that the project would not result in any significant impacts that would not be mitigated to less-than-significant levels by previously adopted 2003 LRDP mitigation measures currently being implemented, or are not sufficiently addressed by the 2003 LRDP EIR. The University found that the project may incrementally contribute to, but would not exceed, significant environmental impacts previously identified in the 2003 LRDP EIR. Based on this analysis, the University prepared a Negative Declaration that reflects these conclusions.

The project's Proposed Negative Declaration and Draft Tiered Initial Study were submitted to the State Clearinghouse in the Governor's Office of Planning and Research and circulated for a 30-day public review period beginning on September 3, 2004 and concluding on October 4, 2004. During that time, the document was available for review by various state and local agencies, as well as by interested individuals and organizations. During the comment period, two comments from members of the public and one comment from a state agency were received. One comment from the public suggested that the project size be increased to accommodate additional students. The other comment from the public suggested that the project be constructed as a multi-story building rather than a single-story building in order to use campus land more efficiently. The comment from the State Department of Toxic Substances Control suggested that demolition activities associated may result in contamination from lead based paint and asbestos. After consideration, these comments were determined to not raise additional environmental issues that were not previously addressed in the Initial Study or the 2003 Long Range Development Plan EIR. Responses to the comments can be found in Appendix B of the Initial Study.

C. Relation of the Project to the LRDP EIR

The 2003 LRDP EIR is a Program EIR, prepared pursuant to Section 15168 of the CEQA Guidelines (Title 14, California Code of Regulations, Sections 15000 et seq.) and Section 21080.09 of the Public Resources Code. The 2003 LRDP EIR analyzed full implementation of uses and physical development proposed under the 2003 LRDP through the year 2015-16 to accommodate a projected total enrollment level of 31,500 students and identified measures to mitigate the significant adverse project and cumulative impacts associated with that growth. The Project would not result in any increase to the campus population, and accordingly, would not exceed the population increase projected in the 2003 LRDP EIR. Additionally, the proposed project is consistent with the campus development that was anticipated in the 2003 LRDP and evaluated in the 2003 LRDP EIR.

The Draft Tiered Initial Study for the Giedt Hall project is tiered from the 2003 LRDP EIR in accordance with Sections 15152 and 15168(d) of the CEQA Guidelines and Public Resource Code Section 21094. Based on the analysis presented in the Draft Tiered Initial Study, no project-specific mitigation measures are identified and no project-specific mitigation measures are proposed.

D. Environmental Summary

The following sections summarize the environmental evaluation provided in the Tiered Initial Study for the proposed Project.

1. Significant and Unavoidable Adverse Impacts and Related Mitigation Measures

The Initial Study recognized significant and unavoidable adverse impacts associated with the approval of the project and identified related mitigation measures. All of the significant and

unavoidable adverse impacts identified in the Initial Study relate to cumulative development. The Initial Study evaluated the impact of cumulative development, defined by the CEQA Guidelines as "the change in the environment which results from the incremental impact of the project when added to other closely related past, present, and reasonable foreseeable probable future projects" (California Code of Regulations, Title 14, Section 15355(b)). The cumulative context for the cumulative impact analysis in the Initial Study included the proposed project combined with growth allowed under the 2003 LRDP and growth anticipated in the region. In accordance with the CEQA Guidelines, the Initial Study used a "plan" approach as a framework for its cumulative impact analysis that is based upon a "summary of projections contained in an adopted general plan or related planning document which is designed to evaluate regional or area-wide conditions" (California Code of Regulations, Title 14, Section 15130(b)). The project implements a portion of the 2003 LRDP, the planning document that identifies general types of campus development to support campus growth anticipated through 20015-16. The cumulative impact analysis in the Initial Study, therefore, relies primarily on the 2003 LRDP EIR, which included analysis of campus development projected in the 2003 LRDP and related cumulative development in the campus vicinity. All significant and unavoidable impacts that were analyzed in the 2003 LRDP EIR, including the impacts discussed below in this Part II.C, were fully addressed by the Findings and Overriding Considerations adopted by The University in connection with its approval of the 2003 LRDP and certification of the 2003 LRDP EIR, as subsequently amended and revised.

Significant and unavoidable cumulative impacts resulting from the proposed project in combination with growth allowed under the 2003 LRDP and growth anticipated in the region are discussed below. The University finds these significant and unavoidable adverse impacts are acceptable because the benefits of the project outweigh the unavoidable environmental impacts for the reasons set forth in Section II.G of these Findings. Associated 2003 LRDP EIR mitigation measures are identified and briefly discussed below. For a detailed description of these mitigation measures, please see the text in the Initial Study.

A. Cumulative Impacts on aesthetics from increased light and glare (LRDP Impact 4.1-6).

The proposed project, as part of the growth from the 2003 LRDP, would result in increased light sources that together with cumulative development in the region, would create new sources of light and glare that could adversely effect daytime and nighttime views in the region. Previously adopted LRDP Mitigation Measure 4.1-3 (a-d) and 4.1-6(a,b) could still be implemented and would aid in reducing the potential lighting impact identified in the 2003 LRDP. Because the campus cannot guarantee the implementation of this measure by surrounding jurisdictions, this cumulative impact is considered significant and unavoidable. These impacts were adequately addressed in the Findings and Overriding Considerations adopted by The University in connection with its approval of the 2003 LRDP and certification of the 2003 LRDP EIR. The University finds the remaining significant and unavoidable impact continues to be acceptable because the benefits of the project outweigh this and the project's

other unavoidable environmental impacts for the reasons set forth in Section II.F of these Findings.

B. Impacts on air quality from emissions that exceed YSAQMD Thresholds (LRDP Impact 4.3-1 and 4.3-3).

The project would result in increased emissions of criteria pollutants that could contribute to overall operational emissions exceeding the Yolo-Solano Air Quality Management District Thresholds. The potential emissions are within the emission projections contained in the 2003 LRDP EIR. Previously adopted LRDP Mitigation Measures 4.3-1(a) (requiring the campus to reduce emissions from vehicles) and (c) (requiring the campus to participate in YSAQMD planning efforts) are continuing to be implemented and will aid in reducing the potential impact to air quality identified in the 2003 LRDP. Previously adopted LRDP Mitigation Measures 4.3-3(a-c)) (requiring the campus to reduce emissions from construction activities) are continuing to be implemented and will aid in reducing the potential impact to air quality identified in the 2003 LRDP. Because the University cannot guarantee the implementation of mitigation measure 4.3-1 by the Air Quality Management District, and because mitigation measure 4.3-3 may not reduce the impact to a less-than-significant level, this cumulative impact is considered significant and unavoidable. These impacts were adequately addressed in the Findings and Overriding Considerations adopted by The University in connection with its approval of the 2003 LRDP and certification of the 2003 LRDP EIR. The University finds the remaining significant and unavoidable impact continues to be acceptable because the benefits of the project outweigh this and the project's other unavoidable environmental impacts for the reasons set forth in Section II.F of these Findings.

C. Cumulative impacts on air quality from emissions that exceed YSAQMD Thresholds (LRDP Impact 4.3-6).

The proposed project, as part of the growth from the 2003 LRDP, in combination with expected regional growth, would result in a cumulatively considerable increase of non-attainment pollutants. Previously adopted LRDP Mitigation Measure 4.3-6 could still be implemented and to aid in reducing emissions. Because the campus cannot guarantee the implementation of this measure by surrounding jurisdictions, this cumulative impact is considered significant and unavoidable. These impacts were adequately addressed in the Findings and Overriding Considerations adopted by The University in connection with its approval of the 2003 LRDP and certification of the 2003 LRDP EIR. The University finds the remaining significant and unavoidable impact continues to be acceptable because the benefits of the project outweigh this and the project's other unavoidable environmental impacts for the reasons set forth in Section II.F of these Findings.

D. Cumulative impacts on archaeological resources (LRDP Impact 4.5-5).

The proposed project, as part of the growth from the 2003 LRDP, in combination with expected regional growth, would result in a cumulatively considerable disturbance to archaeological resources in the region. Previously adopted LRDP Mitigation Measure 4.5-5 could still be

implemented and to aid in reducing disturbance to archaeological resources. Because the campus cannot guarantee the implementation of this measure by surrounding jurisdictions, this cumulative impact is considered significant and unavoidable. These impacts were adequately addressed in the Findings and Overriding Considerations adopted by The University in connection with its approval of the 2003 LRDP and certification of the 2003 LRDP EIR. The University finds the remaining significant and unavoidable impact continues to be acceptable because the benefits of the project outweigh this and the project's other unavoidable environmental impacts for the reasons set forth in Section II.F of these Findings.

2. Significant and Potentially Significant Impacts that would be Mitigated to "Not Significant" or "Less-than-Significant" Levels and Related Mitigation Measures

The Tiered Initial Study identifies the following significant and potentially significant impacts associated with the project that would be reduced to "not significant" or "less-than-significant" levels by the continued implementation of previously adopted 2003 LRDP mitigation measures. The associated mitigation measures are identified and briefly discussed below. For a detailed description of these mitigation measures, please see the text in the Initial Study.

A. Development under the 2003 LRDP could result in the disruption of nesting efforts and the loss of active nest sites for Swainson's hawks or other birds of prey (4.4-4 and 4.4-5)

Campus development allowed under the 2003 LRDP could disrupt nesting efforts or result in the loss of active nest sites for Swainson's hawk. Although Swainson's hawks have not nested on any trees in the site since the early 1990's, they have nested within ½ mile of the Project site. Previously adopted 2003 LRDP Mitigation Measures 4.4-4 and 4.4-5 identifies mitigation measures for the campus to conduct pre-construction and annual surveys for nesting birds to take feasible action if potential disturbance to nesting raptors is identified and to allow the campus to minimize the potential impact. The campus continues to implement this mitigation measure when needed to ensure adequate protection of nesting efforts by Swainson's hawks and other birds of prey. Implementation of the mitigation measures would reduce the impact to a less-than-significant level.

B. Implementation of the 2003 LRDP could damage or destroy an archaeological resource or historic building or structure as the result of grading, excavation, ground disturbance or other project development (4.5-1).

Campus development allowed under the 2003 LRDP could disrupt damage or destroy archaeological resources. Previously adopted 2003 LRDP Mitigation Measures 4.5-1(a,b) identifies mitigation measures for the campus evaluate project sites for historic buildings and archaeological resources. The campus continues to implement this mitigation measure when

needed to ensure adequate protection of historic buildings and archaeological resources. Implementation of the mitigation measure would reduce the impact to a less-than-significant level

C. Implementation of the 2003 LRDP could disturb human remains, including those interred outside of formal cemeteries (4.5-4).

Campus development allowed under the 2003 LRDP could result in the disturbance to human remains including those interred outside of formal cemeteries. Previously adopted 2003 LRDP Mitigation Measure 4.5-5 identifies that the campus would take appropriate steps to minimize the potential for such disturbance and, if disturbance occurs, would follow all requirements to protect the human remains and complete the proper reinterment procedures. The campus continues to implement this mitigation measure during project planning and construction. Implementation of the mitigation measure would reduce the impact to a less-than-significant level

D. Campus development under the 2003 LRDP could physically interfere with the campus Emergency Operations Plan (4.7-17).

Campus development allowed under the 2003 LRDP could physically interfere with the campus Emergency Operations Plan. Previously adopted 2003 LRDP Mitigation Measure 4.7-17 identifies that the campus will either maintain existing access routes for emergency vehicles or provide suitable construction related detours for emergency vehicles. The campus continues to implement this mitigation measure when needed to ensure adequate emergency vehicle access for the campus. Implementation of the mitigation measure would reduce the impact to a less-than-significant level

E. Campus development under the 2003 LRDP would increase impervious surface on the campus and could alter drainage patterns, thereby increasing runoff and loads of pollution in storm water, which could affect water quality (4.8-2).

Campus development allowed under the 2003 LRDP increase stormwater runoff and pollution. Previously adopted 2003 LRDP Mitigation Measure 4.8-2 identifies that the campus will comply with storm water management plan measures to minimize additional pollutants. The campus continues to implement this mitigation measure when needed so that storm water pollution effects are minimized. Implementation of the mitigation measure would reduce the impact to a less-than-significant level

F. Construction of campus facilities under the 2003 LRDP could expose nearby receptors to excessive groundborne vibration and airborne or groundborne noise (4.10-1).

Campus development allowed under the 2003 LRDP could increase the potential for noise impacts near construction sites. Previously adopted 2003 LRDP Mitigation Measure 4.10-1 identifies that the campus will enact a construction noise mitigation program to minimize the effects of construction noise. The campus continues to implement this mitigation measure when needed to that the effects of construction noise are minimized. Implementation of the mitigation measure would reduce the impact to a less-than-significant level

3. Less-than-Significant Impacts for which Mitigation Measures Have Been Incorporated and Related Mitigation Measures

The Initial Study identifies the following less-than-significant impacts for which 2003 LRDP mitigation measures have been incorporated as part of the project. Mitigation to further reduce less-than-significant impacts is not required by CEQA. The mitigation measures identified below are presented in summary form. For a detailed description of these measures, please see the Initial Study.

A. Implementation of the 2003 LRDP would increase routine hazardous chemical use on campus by UC Davis laboratories and departments and in maintenance and support operations, which would not create significant hazards to the public or the environment.

The project, as part of growth under the 2003 LRDP, would increase routine hazardous chemical use on campus and this impact was determined in the 2003 LRDP EIR to be less-than-significant because of the low hazard risk to the public and to the environment. The impact continues to be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.7-1 (continued implementation of chemical safety plans and programs) will continue to further reduce this less-than-significant impact.

B. Implementation of the 2003 LRDP could increase routine generation of hazardous wastes on campus by UC Davis laboratories and departments and from maintenance and support operations, which would not create significant hazards to the public or the environment.

The project, as part of growth under the 2003 LRDP, would increase routine hazardous chemical waste on campus and this impact was determined in the 2003 LRDP EIR to be less-than-significant because of the low hazard risk to the public and to the environment. The impact continues to be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.7-2 (a and b) (continued implementation of chemical safety plans and programs and continued implementation of hazardous waste management programs) will continue to further reduce this less-than-significant impact.

C. Implementation of the 2003 LRDP would not create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment.

The project, as part of growth under the 2003 LRDP, would increase routine transport of hazardous materials and this impact was determined in the 2003 LRDP EIR to be less-than-significant because of the low hazard risk to the public and to the environment. The impact continues to be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.7-8 (continued implementation of requirement to transport chemicals on public roads in conformance with all legal transportation requirements) will continue to further reduce this less-than-significant impact.

D. Implementation of the 2003 LRDP would not create a significant hazard to the public or to the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment.

The project, as part of growth under the 2003 LRDP, would include building cleaning materials which would not expose employees or campus occupants to potentially hazardous building cleaning materials. This impact was determined in the 2003 LRDP EIR to be less-than-significant because of the low hazard risk. The impact continues to be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.7-9 (standard practices for storage and transportation of hazardous materials) will continue to further reduce this less-than-significant impact.

E. Demolition or renovation of buildings under the 2003 LRDP would not expose construction workers or campus occupants to contaminated building materials.

The project, as part of growth under the 2003 LRDP, would include building renovation which would not expose construction workers or campus occupants to contaminated building materials. This impact was determined in the 2003 LRDP EIR to be less-than-significant because of the low hazard risk. The impact continues to be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.7-13 (preconstruction surveys for potential contamination before any demolition work is performed) will continue to further reduce this less-than-significant impact.

F. Campus construction activities associated with implementation of the 2003 LRDP would not contribute substantial loads of sediment or other pollutants in storm water runoff that could degrade receiving water quality.

The project, as part of growth under the 2003 LRDP, would contribute to sediment in stormwater runoff. This impact was determined in the 2003 LRDP EIR to be less-than-significant because the campus will continue to implement erosion control measures to eliminate or reduce non-storm and storm water discharges to receiving waters. The impact continues to be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.8-1 (implementation of erosion control for construction projects) will continue to further reduce this less-than-significant impact.

G. Implementation of the 2003 LRDP would require the expansion of campus domestic/fire water extraction and conveyance systems, which would not cause significant environmental impacts.

The project, as part of growth under the 2003 LRDP, would contribute to the potential future expansion of the campus domestic/fire water extraction and conveyance systems. This impact was determined in the 2003 LRDP EIR to be less-than-significant because of the multiple options available for completing system improvements. The impact continues to be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.15-1 (a and b) (conducting utility assessments prior to connecting new projects and implementing conservation strategies) will continue to further reduce this less-than-significant impact.

H. Implementation of the 2003 LRDP would require the expansion of campus utility water extraction and conveyance systems, which would not cause significant environmental impacts.

The project, as part of growth under the 2003 LRDP, would contribute to the potential future expansion of the campus utility water extraction and conveyance facilities. This impact was determined in the 2003 LRDP EIR to be less-than-significant because of the multiple options available for completing system improvements and the relatively small construction activities that would be required to complete the system improvements. The impact continues to be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.15-2(a and b) (conducting supply assessments prior to connecting new projects and implementing water conservation strategies) will continue to further reduce this less-than-significant impact.

I. Implementation of the 2003 LRDP would require the expansion of wastewater treatment and conveyance facilities, the construction and

operation of which would not result in significant environmental impacts.

The project, as part of growth under the 2003 LRDP, would contribute to the potential future expansion of the campus wastewater treatment and conveyance facilities. This impact was determined in the 2003 LRDP EIR to be less-than-significant because of the multiple options available for completing system improvements. The impact continues to be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.15-3 (conducting utility assessments prior to connecting new projects) will continue to further reduce this less-than-significant impact.

J. Implementation of the 2003 LRDP would require the expansion of campus storm water drainage conveyance and detention facilities, which would not result in significant environmental impacts.

The project, as part of growth under the 2003 LRDP, would contribute to the potential future expansion of the campus storm drainage conveyance and retention facilities. This impact was determined in the 2003 LRDP EIR to be less-than-significant because of the multiple options available for completing system improvements. The impact continues to be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.15-4 (conducting utility assessments prior to connecting new projects) will continue to further reduce this less-than-significant impact.

K. Implementation of the 2003 LRDP would require the expansion of the campus electrical system, which would not result in significant adverse environmental impacts.

The project, as part of growth under the 2003 LRDP, would contribute to the potential future expansion of the campus electrical system. This impact was determined in the 2003 LRDP EIR to be less-than-significant because of the multiple options available for completing system improvements. The impact continues to be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.15-6 (a and b) (conducting utility assessments prior to connecting new projects and implementing conservation measures) will continue to further reduce this less-than-significant impact.

L. Implementation of the 2003 LRDP would require the expansion of campus chilled water and steam generation and conveyance facilities, which would not result in significant environmental impacts.

The project, as part of growth under the 2003 LRDP, would contribute to the potential future expansion of the campus chilled water and steam generation and conveyance facilities. This impact was determined in the 2003 LRDP EIR to be less-than-significant because of the multiple options available for completing system improvements. The impact continues to

be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.15-8 (conducting utility assessments prior to connecting new projects) will continue to further reduce this less-than-significant impact.

M. Implementation of the 2003 LRDP would require expansion of campus communication facilities, which would not result in significant environmental impacts.

The project, as part of growth under the 2003 LRDP, would contribute to the potential future expansion of the campus communication facilities. This impact was determined in the 2003 LRDP EIR to be less-than-significant because of the multiple options available for completing system improvements. The impact continues to be less-than-significant and, although not required, continued implementation of previously adopted 2003 LRDP Mitigation Measure 4.15-9 (conducting utility assessments prior to connecting new projects) will continue to further reduce this less-than-significant impact.

E. Additional Findings

1. Incorporation by Reference

These Findings incorporate by reference in their entirety the text of the Negative Declaration for the Project; the Initial Study for the Project; the 2003 LRDP; the 2003 LRDP EIR, and the Findings and Statement of Overriding Considerations adopted by the The Regents in connection with its approval of the 2003 LRDP. Without limitation, this incorporation is intended to elaborate on the scope and nature of mitigation measures, project and cumulative impacts, and the basis for determining the significance of impacts, the comparative analysis of alternatives, and the reasons for approving the project.

2. Mitigation Monitoring Program

When making findings, a lead agency must adopt a reporting or monitoring program for the changes to the project that it has adopted or made a condition of project approval in order to mitigate or avoid significant effects on the environment. The proposed project includes no mitigation measures and accordingly, no mitigation monitoring program is proposed for the project. The campus continues to implement the mitigation measures contained in the 2003 LRDP EIR Mitigation Monitoring Program. All relevant 2003 LRDP EIR mitigation measures identified in the Final Tiered Initial Study and Negative Declaration will be monitored through the LRDP EIR Mitigation Monitoring Program adopted by the University in connection with its approval of the 2003 LRDP in order to ensure compliance during Project implementation.

3. Record of Proceedings

Various documents and other materials constitute the record of proceedings upon which The University bases its findings and decisions contained herein. Most documents related to this project are located in the campus Office of Resource Management and Planning, University of California, One Shields Avenue, 376 Mrak Hall, Davis, California 95616. The record of proceedings for the 2003 LRDP approval is also located in the Office Resource Management and Planning. The custodian for these documents is the Office of Resource Management and Planning.

F. Statement of Overriding Considerations

The University has balanced the benefits of the project against its unavoidable environmental risks in determining that the specific economic, legal, social, technological, and other benefits of the project outweigh the unavoidable significant adverse environmental effects. Section 15093(b) of the State CEQA Guidelines provides that when the decision of the public agency results in the occurrence of significant impacts that are not substantially mitigated, the agency must state in writing the reasons to support its actions based on the Initial Study and/or other information in the record. The Findings and Statement of Overriding Considerations adopted by The University in connection with its approval of the 2003 LRDP are equally relevant to, and are adopted as a part of, this project. All cumulative significant and unavoidable impacts were previously addressed in the Findings and Overriding Considerations adopted by The University in connection with its approval of the 2003 LRDP and certification of the 2003 LRDP EIR. These Findings and Overriding Considerations have been re-evaluated and are found to be current and valid Findings and Overriding Considerations today. Despite the occurrence of significant and unavoidable cumulative adverse environmental effects in the areas of aesthetics and criteria air pollutants the additional reasons for the approval of the project are as follows:

1. The project implements a portion of the 2003 LRDP and is consistent with the analysis in the 2003 LRDP EIR.
2. The project would provide increased lecture space on campus.
3. The project helps achieve a campus development objective of locating new classroom facilities within a 10-minute walk from the center of campus core.
4. The project helps achieve the campus objective designing garden walk area for pedestrians by providing sufficient space for the campus to build a future component garden walk.
5. The project helps achieve a campus development objective of redeveloping a site that currently contains temporary buildings with a new and more efficient permanent building.

G. Summary

Based on the foregoing Findings and the information contained in the record, The University finds with respect to the Project:

1. There is no substantial evidence that the project as proposed may have a significant effect on the environment that was not previously identified and adequately analyzed in the 2003 LRDP EIR as updated and revised.
2. The negative declaration reflects the University's independent judgment and analysis.
3. Any significant cumulative impacts to which the project contributes and that are found to be unavoidable were fully analyzed in the 2003 LRDP EIR and are acceptable due to the factors described and adopted in the Findings and Statement of Overriding Considerations in Section II.F, above.

III. APPROVAL

The University hereby takes the following actions:

- A.** Adopts the Negative Declaration for the project as described in Section I, above.
- B.** Approves and makes part of the project all project elements identified in the project's Tiered Initial Study.
- C.** Adopts the Findings in their entirety as set forth in Section II, above.
- D.** Having adopted the Negative Declaration, independently reviewed and analyzed the Negative Declaration and Final Initial Study, and adopted the Findings, the University hereby approves the construction and design of Giedt Hall.