

ERRATA

Introduction

Additions and revisions that have been made to the text of the Final EIR (FEIR) are identified below. These changes include additional letters, the transcript of the Zoning Administrator's hearing and responses to the comments received at that hearing.

None of the additions substantively change the findings of the DEIR, nor do these additions result in the identification of new impacts.

Typographical Corrections

Page 1-1, 3rd paragraph, line 3, date should read October 17, 2011.

Additions

Three individual comment letters, the Public Hearing transcript and additional responses all follow.

The following letter should be added as Individual Comment Letter O, at subsection 2.3.15 of the FEIR:

Comment Letter O

From: Jeff & Stephanie Langbaum [<mailto:Langbaum@Pacbell.Net>]
Sent: Monday, October 17, 2011 3:23 PM
To: Demian Hardman
Cc: owls@stopthecemetery.org
Subject: I OPPOSE PROJECT LP05-2096 - CREEKSIDE MEMORIAL CEMETERY

Dear Mr. Hardman,

I am writing to notify you of my opposition to development of the Creekside Memorial Cemetery on Camino Tassajara Road. As a life-long resident of Danville, I currently reside in the Tassajara Ranch/Blackhawk area, and board horses at one of the ranches along Tassajara Road. Development of this cemetery will have an extremely negative impact on the entire area in a variety of ways, three of which I believe are the most important:

1. **HUGE UNSUSTAINABLE WATER USE** – As stated in the DEIR, this is STILL a significant and unavoidable environmental impact, even after so-called mitigation proposed by Corrie Development Corp. The Camino Tassajara Road area absolutely CANNOT support the water needs of a cemetery in conjunction with the needs of the residents who already live in this valley. Ranches and homes along Tassajara Road must rely on well water supplied by underground springs. A cemetery of this scope requires a large amount of landscape maintenance, even with the supposed “green cemetery” alternative described in the DEIR. The Creekside cemetery would compromise the water supply of many of the ranches and homes that have already existed on Tassajara Road FOR GENERATIONS! This is unconscionable.
2. **HUGE INCREASE IN TRAFFIC CONGESTION AND POLLUTION** – Tassajara Road is already an extremely busy corridor suffering from increasing pollution from noise and exhaust emissions.. Existence of this cemetery will tremendously increase this problem. Numerous traffic bottlenecks and hazards would be created by the large groups traveling to and from the cemetery for funeral and burial services. Construction of this cemetery is totally inconsistent with state laws regarding urban sprawl traffic and greenhouse gas reduction (AB32 /SB375).
3. **SERIOUS ADVERSE EFFECTS ON THE ENVIRONMENT, AS WELL AS QUALITY OF LIFE FOR RESIDENTS IN THE AREA** – This site is mostly hilly, and is not conducive to gravesites. The huge amount of grading that will take place, flattening the existing ridgeline by 30 feet, building various structures, creates a huge eyesore and compromises the natural beauty of the Tassajara Valley. In addition, the cemetery still compromises the migratory paths of various endangered species (tiger salamander, red legged frog, etc), even with mitigation. Noise, dust, and the traffic congestion already noted above, seriously decreases quality of life for the thousands of tax-paying citizens residing along the Tassajara corridor.

O-1

Please stop development of Creekside Memorial Cemetery. This project will adversely affect thousands of tax-paying citizens.

Sincerely,

Stephanie Langbaum

The Langbaums

2.3.15 Letter O – Response to Comments from Jeff and Stephanie Langbaum

- O-1 Commenter raises concerns with the project but does not raise concerns regarding the adequacy of the DEIR. Commenters concerns related to water, traffic congestion, air pollution and the quality of life are addressed in the DEIR in Section 3.4, *Hydrology and Water Quality*, Section 3.14, *Traffic and Circulation*, Section 3.7 *Greenhouse Gas Emissions*, and in the FEIR in Section 2.2.5, *Master Response on Hydrology and Water Quality*, and Section 2.2.1, *Master Response on Zoning, Land Use, Compatibility and the General Plan*.

The following letter shall be added as Individual Comment letter P subsection 2.3.16 of the FEIR:

Comment Letter P

From: k. m [mailto:kssbmario@hotmail.com]
Sent: Wednesday, October 12, 2011 11:53 AM
To: Demian Hardman
Subject: project LP05-2096
Importance: High

I am a active voter living in Contra Costa County. I am against the proposed cemetery in the Tassajara Valley. It will have a lasting and negative effect on the community for an unnecessary project. The environmental and financial impact on this area will be devastating. You would be destroying open space for a huge urban project in an area not designated for such use. Please consider the enormity of what you are doing and the consequences to everyone in the community for a project that is not needed. There is no evidence that such a cemetery is needed in the area. There is not enough resources to sustain the project.

Thank you for your time
The voters will remember this at election time

Kelly Marlowe

P-6

2.3.16 Letter P – Response to Comments from Kelly Marlowe

- P-1** Commenter raises concerns with the general environmental and financial impacts of the project and does not raise concerns regarding the adequacy of the DEIR. All of commenters concerns related to environmental impacts are addressed throughout the DEIR and FEIR.

The following letter shall be added as Individual Comment letter Q subsection 2.3.17 of the FEIR:

Comment Letter Q

From: ANDY [mailto:andgio@amdg.net]
Sent: Friday, October 14, 2011 10:56 AM
To: Demian Hardman
Subject: Creekside Memorial Park Cemetery

We live at 5901 Camino Tassajara and board horses and also have a 30 acre walnut orchard. Please accept our objections to having this Memorial Park Cemetery as our neighbor.

1. The DEIR states that the proposed cemetery's huge water use is "significant and unavoidable." This is understandable, with the proposed lawns and landscaping. However, our livelihood and that of our animals and orchards depend on our wells and on the current water table. Again, the DEIR states that the water use is likely to effect the quality and quantity of water in the wells used by neighbors. Again the wordage states "significant and unavoidable." Those are harsh words when applied to driving their agricultural neighbors out of business.

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| Q-1
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2. Traffic: Even now, we have a hard time driving out of our driveways during commute hours. At least once a year we have to repair our fences from damage caused by vehicles driving through them. Every day we have to gather the litter donated by passing motorists. If we are not forced out by having Memorial Park Cemetery as our neighbor, certainly our lives will not be changed for the better.

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| Q-2
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3. Living in this area is now a pleasure, coming into contact with deer, turkeys, pheasants and all manner of wild life. The 77 acres of proposed grading would destroy much of the prime wildlife habitat and the 150 acre conservation easement would be an island cut off from the wildlife corridors now surrounding us.

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| Q-3
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4. The proposed Memorial Park Cemetery represents a small urban area, a small town in the center of land that is zoned A-80 (agricultural, 80 acre minimum). The zoning allows that two houses be built on this land. "The purpose of the agricultural lands designation is to preserve and protect lands capable of and generally used in the production of food, fiber and plant materials." That is what we are doing and what the proposed building projects will prevent us from doing. That is not what Memorial Park Cemetery plans to do.

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| Q-4
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Please accept these objections. They speak for all of our neighbors.

Alice Y. Giovannini
Owner and Manager of La Jolla Equestrian

2.3.17 Letter Q – Response to Comments from Alice Giovannini

- Q-1** Commenter raises concerns with the DEIR's finding of significant and unavoidable related to the cemetery's water use (Impacts 3.9-3, 3.9-4 and 3.9-5). Further discussion is found in Section 2.2.5, *Master Response on Hydrology and Water Quality*.
- Q-2** Commenter raises concerns related to traffic. The potential traffic issues are further addressed in Section 2.3.11, *Individual Comments Followed by Responses, Letter K – Susan Wood*, response to comment K-1.
- Q-3** Commenter's concern that the prime wildlife habitat would be destroyed has been addressed in the DEIR in Section 3.4 Biological Resources. Further discussion can be found in Section 2.2.3, *Master Response on Biological Resources* of the FEIR.
- Q-4** Commenter's concerns related to the A-80 zoning discussed in the DEIR Section, 3.10 Land Use and Planning, and are further addressed in Section 2.2.1, *Master Response on Zoning, Land Use, Compatibility and the General Plan* of the FEIR.

2.4.1 October 17, 2011 Zoning Administrator Public Hearing - Transcript

Item 10: Corrie Development Corporation (Applicant & Owner) – Timothy Clancy (Owner):

(Richard Norris reads description)

Pat Roche: Thank you Richard. Once again, I just want to remind those who are in attendance this afternoon that the purpose of this hearing is to receive public comment on the adequacy of the Draft EIR that's been released for this project. The Draft EIR was issued on September the 14th, the comment period is running for 45 days and will close at the close of business 5:00 p.m. on October the 28th 2011. I have two speaker cards. First up is Jody Bailey from Save Mount Diablo, and also a reminder that if you do intend to speak today to fill out the green speaker card. Thank you.

Jody Bailey: Good afternoon, Jody Bailey, I'm here for Save Mount Diablo this afternoon. Thank you very much for the opportunity to address you on this particular project. First of all we want to compliment staff for their hard work on putting all this together and we also wanted to acknowledge the willingness of the applicant and their representatives to get us out there on a site visit which very helpful. We are not taking a position for or against the project at this time. I just wanted to let you know that we do have a few concerns. One of which is the proximity of the water tank to the hidden valley open space and its potential visual impacts on users of the open space and hiking along that, there's a trail that runs along the fence line there. You can also see from that trail down the ridgeline into the upper garden and mausoleums that will be there. So we do have some concerns around that. Also, we have some concerns around the entry way and its proximity to the alkaline soils and the corresponding special status plants that are found in that area and we would hope that as much as possible, they can pull back from that area. We do understand that they are planning to use a free standing bridge across the drainage there. We support that and think that's a great idea but we do want to make sure that as much as possible they stay away from those special status plants and in particular, since car traffic and stuff on the roads and across that bridge are going to lead to polluted runoff potentially getting into those soils which could have impacts on those plants. And the same thing for some of the roads elsewhere around the property. We really would encourage them as much as possible to use native landscaping. Those are our main concerns at this time. We will be submitting formal comments by the 28th. Thank you.

PH-1

Pat Roche: Thank you. The next speaker I have is Alice Giovannini.

Alice Giovannini: Good afternoon. My name is Alice Giovannini and I run an equestrian facility in Camino Tassajara and also a thirty-acre orchard. We are very concerned because of the wildlife, many deer have been killed close by us. Also, a lot of wild turkeys around, all kinds of quail and all kinds of animals like that. We are very concerned about the w (inaudible) that's going to affect us very very highly because that valley ... we have problems getting (inaudible) If they are going to come and put all these facility there, it's not going to be very good for us at all. The other thing is the traffic is really heavy already there. They (inaudible). It's going to become a much larger problem for all the people who live along the Tassajara (inaudible). The other is agricultural land (inaudible). But mainly we worry about the water table and the wildlife. And the traffic is already too heavy for us to handle, sometimes we take five minutes to get out of the property. (Inaudible) horses and animals that need a place to be and all this wildlife being affected. We wish they would move it to a different location (inaudible). This is what we think and I hope it doesn't happen on Tassajara Road. It's already overcrowded and the traffic is very heavy already especially the water table is not very high there. Thank you very much.

PH-2

Pat Roche: Thank you. I just want to confirm Ms. Giovannini, you had also submitted some email comments. Is that correct? Okay. The next speaker I have then is Bill Newman.

Bill Newman: Good afternoon. My name is Bill Newman from 7300 Camino Tassajara. Just south of the cemetery. I want to read a statement from Ron Botavito, however, who is from 7303 Camino Tassajara. He's the guy that's got the olive orchards.

PH-3
contd.

Pat Roche: Excuse me, I just want to make clear, the purpose of the hearing today is to receive comments on the Draft EIR. We don't normally allow a speaker to read the comments of somebody else, but if you have those comments in writing, we will take them in.

Bill Newman: He's going to submit them on the 28th, he just felt ...

PH-3
contd.

Pat Roche: That would be best. We don't normally take comments from somebody who is representing somebody else if they're reading it into the record. We would rather have the actual person submit those comments in writing if that's the case.

Bill Newman: Okay, so you're refusing to take this?

PH-3
contd.

Pat Roche: We will take your comments. You're also listed as yourself and I believe your wife also.

Bill Newman: My wife will do that. Not a problem. Okay, too bad. Thank you.

PH-3
contd.

Pat Roche: Okay, so I have Bill and Holly Newman as the next speaker.

Holly Newman: Good afternoon, my husband Bill Newman and I live at 7300 Camino Tassajara, as Bill stated and we just wanted to advise you that we found a number of inadequacies with the DEIR that we are working on and we will have a full written report into you by 5:00 p.m. on the 28th. Thank you.

PH-4

Pat Roche: Okay, I have no other speaker cards so I'm just going call again, one more time, if anybody does have comments to provide us today, if you could please fill out a green speaker card. Okay, I don't see anybody rising. With that I'm going to close this public hearing on the receipt of public comments and just remind everyone that the comment period does close on Friday October the 28th at 5:00 p.m. and your comments should be submitted to the project planner, Demian Hardman either in person or by writing either email communication or by U.S. mail. Either of those methods work, and then we will be scheduling, just for clarity purposes, the matter of the land use permit will go to the County Planning Commission following the preparation of the response to comments file environmental impact report. That date is to be determined based on the comments we received on the Draft EIR. Thank you everyone for coming and have a good day.

2.4.2 Responses to Public Testimony at the October 17, 2011 Zoning Administrator Hearing

- PH-1 Jody Bailey
Commenter, representing Save Mt. Diablo, summarizes concerns reflected in Section 2.2.3, *Individual Comments Followed by Responses* (Letter G) of the FEIR. See Section 2.3.7 of the FEIR for responses to Letter G.
- PH-2 Alice Giovannini
Commenter relates concerns for wildlife, traffic, agricultural lands, water table and location of the project. Commenter does not raise concerns related to inadequacies in the DEIR. The commenter submitted a letter and the responses to the comments in that letter are found in the Errata to the FEIR in Section 2.3.17, *Letter Q – Response to Comments from Alice Giovannini*.
- Response to these concerns were addressed in the FEIR in Section 2.2.3, *Master Response on Biological Resources*, Section 2.2.1, *Master Response on Zoning, Land Use, Compatibility and the General Plan*, Section 2.2.5, *Master Response on Hydrology and Water Quality*, and Section 2.3.11, *Individual Comments Followed by Responses, Letter K – Susan Wood*, response to comment K-1.
- PH-3 Bill Newman
Commenter expressed a desire to read a neighbors comments and was advised to have the comments submitted in writing.
- PH-4 Holly Newman
Commenter stated that she and her husband had identified inadequacies in the DEIR and would submit the comments in writing. The comment letter submitted, and the response to these comments is found in the FEIR in Section 2.3.14, *Individual Comments Followed by Responses, Letter N – Bill & Holly Newman*.