



T 510.836.4200  
F 510.836.4205

410 12th Street, Suite 250  
Oakland, Ca 94607

www.lozeaudrury.com  
rebecca@lozeaudrury.com

*Via Hand Delivery*

July 9, 2018

Planning Director  
City of Sacramento  
300 Richards Blvd. 3rd Floor  
Sacramento, CA 95811

Dear Planning Director:

**Laborers International Union of North America, Local 185** appeals the Planning and Design Commission's June 28, 2018 decision for Project P18-014 on the following grounds:

1. An addendum is inappropriate for the Project. The Project and its environmental impacts have not been analyzed in a previous CEQA document.
2. The Addendum identifies a significant air quality impact from construction-related NOx emissions, an impact that was not present when previous projects were analyzed under CEQA. As a result, at a minimum, a supplemental EIR is required to evaluate the new significant impact.
3. The Addendum's air quality analysis is not based on substantial evidence because of flaws in the air pollution modeling.
4. An EIR must be prepared because there is substantial evidence that the Project will have significant direct and cumulative air quality impacts.
5. The Addendum's health risk conclusions are not supported by substantial evidence. The Addendum concludes that the Project will have a less than significant health risk impact without conducting a quantitative construction or operational health risk assessment.
6. An EIR must be prepared because there is substantial evidence that the Project will result in significant increased cancer risk to nearby sensitive receptors.
7. The Addendum's greenhouse gas analysis and conclusion that the Project will not have a significant greenhouse gas impact are not supported by substantial evidence.
8. The Addendum's conclusions that the Project will not have a significant impact on biological resources is not supported by substantial evidence.
9. An EIR must be prepared because there is substantial evidence that the Project will have significant direct and cumulative impacts on biological resources.
10. The Addendum's conclusions that the Project will not have a significant impact on traffic is not supported by substantial evidence.
11. An EIR must be prepared because there is substantial evidence that the Project will have significant traffic impacts.

**Appeal Decision**  
**City of Sacramento Planning and Design Commission**

Date: July 9, 2018

To the Planning Director:

I do hereby make application to appeal the decision of the City Planning and Design Commission on June 28, 2018, for project number P P18-014.  
(hearing date)

         Granted by the City Planning Commission  
          Denied by the City Planning Commission

Property Location: 4201 E Commerce Way

Grounds For Appeal: (explain in detail, you may attach additional pages)  
See attachment.

Appellant: LIUNA Local 185 Daytime Phone: ( 510 ) 836-4200  
(please print)

Address: 1320 National Drive, Sacramento, CA 95834

Appellant's Signature: 

Please note that once this application is submitted to the City of Sacramento, your information may be subject to public record. However, please note that the City will not sell your data or information for any purposes.

THIS BOX FOR OFFICE USE ONLY	
Filing Fee Received: Applicant (\$4,000) _____	Or Third Party (\$298) <input checked="" type="checkbox"/>
Received By: _____	Date: _____
Distribute Copies to: Planning Director _____	
Principal Planner _____	Project Planner (original) <input checked="" type="checkbox"/>

Submit the Appeal Form to 300 Richards Blvd, 3<sup>rd</sup> Floor, Community Development Department Public Counter, between 9AM to 4 PM on weekdays.

**RECEIVED**

JUL 09 2018

BY: \_\_\_\_\_