

**City of Benicia
Scoping Meeting
for the
Valero Crude by Rail
Project**

The presentation will include:

- An overview of the Environmental Impact Report (EIR) Process by City staff.
- A description of the proposed Crude by Rail project by Valero representatives.
- A summary of the environmental impacts already identified to be addressed in the EIR by the City's consultant.

**Overview of the
Environmental Impact
Report (EIR) Process**

The following are the steps in the EIR process:

1. Initial Study MND
2. Scoping
3. Draft EIR
4. Final EIR with response to comments
5. Certify EIR and MMRP
6. Notice of Determination

1. Initial Study / MND

The City retained the consulting firm, ESA, to prepare the Initial Study.

An IS/MND was prepared and circulated May 30- July 1, 2013.

- 34 written comments
- 27 additional written comments

1. Initial Study/ MND (cont.)

The project application, public comments, Initial Study/Mitigated Negative Declaration can be reviewed at:

1. Community Development Department office in City Hall
2. Library
3. City's website at www.ci.benicia.ca.us

2. Scoping

The purpose of the scoping session is to help determine what new environmental issues are raised by the project, in addition to those raised during the IS/MND comment period, and how those issues should be addressed in the EIR.

Started on August 9, 2013 with the circulation of the "Notice of Preparation."

2. Scoping (cont.)

All interested parties are invited to comment on what issues should be addressed in the EIR including:

- Community Members
- Local Agencies
- Regional Agencies
- State Agencies
- Other members of the Public

2. Scoping (cont.)

State and Regional agencies contacted:

- | | |
|--|---|
| ✓ Dept. of Conservation | ✓ Resources Agency |
| ✓ Dept. of Fish and Wildlife | ✓ Dept. of Toxic Substances Control |
| ✓ Office of Historic Preservation | ✓ Native American Heritage Commission |
| ✓ Dept. of Parks and Recreation | ✓ Public Utilities Commission |
| ✓ Resources, Recycling and Recovery | ✓ State Lands Commission |
| ✓ California Highway Patrol | ✓ Office of Emergency Services |
| ✓ Caltrans | ✓ Bay Conservation and Development Commission |
| ✓ Air Resources Board | ✓ Solano County Clerk |
| ✓ Regional Water Quality Control Board | ✓ Dept. of Water Resources |

3. Draft EIR

Following the scoping period, the consultants complete the preparation of a draft EIR, in consultation with the City of Benicia and agencies which have a regulatory role.

The Draft EIR will outline how the project will affect the physical environment, what impacts are significant and what the potential mitigations may be.

3. Draft EIR (cont.)

The City will give public notice to the public, adjacent jurisdictions, affected state and regional agencies that the Draft EIR for CBR is available.

The preliminary schedule anticipates that the Draft EIR will be released in early October, 2013.

The Draft EIR review period will be 45 days

Planning Commission meeting on Draft EIR

4. Final EIR and preparation of the Response to Comments

The EIR consultant will prepare written responses to testimony received at the Planning Commission's public meeting and to all written comments received in the public comment period.

The preliminary schedule anticipates that the Response to Comments will be released in December 2013.

The Response to Comments on the Draft EIR are published at least 10 days before the public hearing to consider certifying the EIR.

5. Certify EIR and MMRP

The Planning Commission will hold a public hearing to consider whether the EIR adequately describes all significant potential environmental impacts and identifies potential mitigations for such impacts.

As part of certifying an EIR, the Commission would adopt a Mitigation Monitoring Program which indicates how the various mitigations would be carried out.

5. Certify EIR and MMRP (cont.)

The certified EIR and the **Mitigation Monitoring & Reporting Program** would be used throughout the process of building the Crude by Rail Project:

To ensure that the project is carried out in compliance with the mitigations; and

To ensure that the project constructed is consistent with the project evaluated in the EIR.

5. Certify EIR and MMRP (cont.)

The Planning Commission will also consider the Use Permit for CBR and decide whether to approve the project and with what conditions.

The preliminary schedule anticipates that this hearing will be held in early 2014.

6. Notice of Determination

Once final action has been taken on the project, the City files the "Notice of Decision" (NOD) with the County Clerk .

The certification of the EIR and filing of the NOD concludes the EIR process. However, if the action on the EIR are appealed to the City Council or challenged in Court, there could be additional hearings or actions.

Presentation:

Crude by Rail project
by Valero

Summary of the
Environmental Impacts

Tim Morgan, ESA

Overview of EIR Scope

| | |
|---|---|
| <input type="checkbox"/> Aesthetics | <input checked="" type="checkbox"/> Noise |
| <input type="checkbox"/> Agriculture/Forestry | <input type="checkbox"/> Population & Housing |
| <input checked="" type="checkbox"/> Air Quality | <input type="checkbox"/> Recreation |
| <input checked="" type="checkbox"/> Bio. Resources | <input checked="" type="checkbox"/> Trans. & Traffic |
| <input checked="" type="checkbox"/> Cult. Resources | <input type="checkbox"/> Utilities & Service Sys. |
| <input checked="" type="checkbox"/> Geo, Soils & Seismic | <input checked="" type="checkbox"/> Cumulative Impacts |
| <input checked="" type="checkbox"/> Greenhouse Gas Emissions | <input checked="" type="checkbox"/> Alternatives |
| <input checked="" type="checkbox"/> Energy Conservation | |
| <input checked="" type="checkbox"/> Hazards/Haz. Mat. | |
| <input checked="" type="checkbox"/> Hydro/Water Quality | |
| <input checked="" type="checkbox"/> Land Use & Planning | |
| <input type="checkbox"/> Mineral Resources | |

Major Themes in Public Comments on the IS/MND to be Addressed in the EIR:

- Change to Refinery Crude Feedstocks including the source
- Air Quality / Greenhouse Gases / Hazards
- Traffic Impacts / Park Road Crossing / Freeway off ramp
- Impacts to Emergency Response in Benicia
- Train Transport Issues
 - Noise
 - Tank Cars
 - Spill Prevention and Safety

Major Themes in Public Comments on the IS/MND to be Addressed in the EIR: (cont.)

- Potential Impacts from Spills in Sensitive Habitats
 - Sulfur Springs
 - Suisun Marsh
 - San Pablo and San Francisco Bays
 - Locations outside the Bay Area
- On-site Impacts
 - Corrosion of Equipment
 - Spills
 - Air Quality – Employees / Workers

Major Themes in Public Comments on the IS/MND to be Addressed in the EIR: (cont.)

- Cumulative Impacts
 - Identified CBR projects: Pittsburg Oil Terminal, Phillips 66 - Santa Maria, Tesoro – Martinez, Asphalt Refineries – Bakersfield
 - Relationship of CBR to the VIP

Public comments on EIR Scoping can be made:

At the public scoping meeting (September 12)

By mail to Amy Million, Principal Planner
Community Development Department, City of
Benicia, 250 East L Street, Benicia, CA 94510

By fax to: 707 747-1637

By e-mail to: amillion@ci.benicia.ca.us

The 30 day scoping period ends at 5:00 p.m. on
Friday, **September 13, 2013.**
