

RESOLUTION NO. 1238

RESOLUTION OF THE BOARD OF PUBLIC UTILITIES OF THE CITY OF SANTA ROSA ADOPTING A MITIGATED NEGATIVE DECLARATION AND ADDENDUM TO THE MITIGATED NEGATIVE DECLARATION, ADOPTING A MITIGATION MOINTORING AND REPORTING PROGRAM, AND APPROVING THE COBBLESTONE DRIVE R2-R4 WATER MAIN CONNECTION PROJECT

WHEREAS, the City of Santa Rosa proposes to install a new 8-inch diameter water main connection between Tillmont Way (Pressure Zone R2) and Cobblestone Drive (Pressure Zone R4), which includes the commencement of right of way acquisition and construction (the "Project"); and

WHEREAS, the City of Santa Rosa conducted an Initial Study on the possible environmental consequences of the proposed Project, which was initially completed June 21, 2019; and

WHEREAS, the Initial Study, in its final form, did not identify any significant effects on the environment which would result from the Project and provided mitigation measures therein identified and listed to be adopted and implemented; and

WHEREAS, the City of Santa Rosa, based on the Initial Study, determined that any potential environmental effects of the Project would be clearly mitigated by the identified mitigation measures to the point where no significant environmental effects would occur and, based upon this determination, prepared a Mitigated Negative Declaration ("MND") that included a Mitigation Monitoring and Reporting Program ("MMRP") for the Project; and

WHEREAS, a Notice of Intent ("NOI") to adopt an MND was posted at the County Clerk in accordance with the California Environmental Quality Act ("CEQA") requirements on June 21, 2019; and

WHEREAS, a NOI to adopt an MND was mailed to surrounding properties in accordance with the CEQA requirements on June 21, 2019; and

WHEREAS, a NOI to adopt an MND was mailed to the State Clearinghouse in accordance with the CEQA requirements on June 21, 2019; and

WHEREAS, a NOI to adopt an MND was published in The Press Democrat in accordance with the CEQA requirements on June 21, 2019; and

WHEREAS, a NOI to adopt an MND was posted to the City website at <http://cippublic.srcity.org/ciplist.html> under Project CIP Number 1999 on June 21, 2019; and

WHEREAS, no written comments on the MND were received; and

WHEREAS, in order to comply with the amended CEQA Checklist which went into effect May of 2019, the City of Santa Rosa prepared a memorandum, dated January 3, 2020,

(Appendix C of the CEQA document), to conform the IS/MND to the updated CEQA Checklist; and

WHEREAS, on February 5, 2020, the City of Santa Rosa identified minor new project elements required for the project that were not analyzed in the MND, including an additional approximately 190 linear feet of six-inch water main to be constructed entirely in Cobblestone Drive; and

WHEREAS, the City of Santa Rosa prepared an Addendum, dated April 10, 2020 (2020 Addendum, Appendix D in the CEQA document) to assess the new project elements, consistent with Section 15164 of the CEQA Guidelines, and none of the conditions described in Sections 15162 or 15163 calling for the preparation of a subsequent or supplemental Environmental Impact Report (“EIR”) or negative declaration exist; and,

WHEREAS, the Addendum did not identify any new significant effects or revision of mitigation measures that would trigger recirculation as “substantial revisions” contained in Section 15073.5(b), and therefore, the Addendum did not require recirculation, pursuant to Section 15073.5(c)(4) of the Guidelines; and

WHEREAS, the Board of Public Utilities of the City of Santa Rosa has reviewed and considered the environmental study, the findings and determinations, and the proposed MND dated June 21, 2019, and the associated Addendum dated April 10, 2020; and

WHEREAS, the Board of Public Utilities of the City of Santa Rosa has considered the memorandum addressing the revised CEQA Guidelines and the Addendum addressing the revised Project scope, and concludes that the MND conforms to the revised 2019 Guidelines and that recirculation of the IS/MND is not required per Section 15073.5(c)(4); and,

WHEREAS, the Board of Public Utilities has before it all of the necessary environmental information required by CEQA to properly analyze and evaluate any and all of the potential environmental impacts of the Project.

NOW, THEREFORE, BE IT RESOLVED that the Board of Public Utilities of the City of Santa Rosa determines, based upon the record as a whole, that the Project will not have a significant effect upon the environment if the mitigation measures listed in the MND and MMRP are implemented, and hereby adopts the Initial Study/Mitigated Negative Declaration and associated Addendum for the Project.

BE IT FURTHER RESOLVED that the Board of Public Utilities approves and adopts the mitigation measures set forth in the Mitigation Monitoring Program dated June 21, 2019, and directs staff to implement and complete the program.

BE IT FURTHER RESOLVED that the Board of Public Utilities of the City of Santa Rosa hereby approves the Project and directs staff to file a Notice of Determination for the Project.

IN BOARD DULY PASSED this 15th day of October, 2020.

AYES: (7) GALVIN, ARNONE, BADENFORT, GRABILL, MULLAN, WATTS AND WRIGHT

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

APPROVED: _____/S/_____
Daniel J. Galvin III
Chair

ATTEST: _____/S/_____
Roberta Atha
Recording Secretary

APPROVED AS TO FORM:

_____/S/_____
City Attorney