

RESOLUTION NO. _____

RESOLUTION OF THE BOARD OF PUBLIC UTILITIES MAKING FINDINGS UNDER CEQA, ADOPTING A MITIGATION MONITORING PROGRAM AND APPROVING THE ACQUISITION OF AN EMERGENCY GROUNDWATER WELL EASEMENT AT 4224 HIGHWAY 12, SANTA ROSA PURSUANT TO THE SANTA ROSA GROUNDWATER MASTER PLAN

WHEREAS, on September 19, 2013, the Board of Public Utilities (BPU) adopted a mitigated negative declaration (MND) and mitigation monitoring program (MMP) for the Santa Rosa Groundwater Master Plan and approved the Santa Rosa Groundwater Master Plan identifying groundwater resources for the City of Santa Rosa, including the need for additional emergency water supply capacity; and

WHEREAS, on August 16, 2018 in closed session, the Board of Public Utilities (BPU) gave staff direction on price and terms for the purchase of a permanent easement located at 4224 Highway 12, Santa Rosa, California, APN 032-010-005 (the "Property") for purposes of an emergency groundwater well in furtherance and implementation of the Santa Rosa Groundwater Master Plan; and

WHEREAS, staff has negotiated a purchase agreement with the owner of the Property for \$120,000 which is within the approved price and terms provided by the BPU and seeks BPU approvals necessary for the acquisition of a portion of the Property.

NOW, THEREFORE, BE IT RESOLVED that the Board of Public Utilities:

1. Finds that the purchase of a portion of the Property for installation and operation of an emergency groundwater well is in furtherance and implementation of the Santa Rosa Groundwater Master Plan and as such any potential environmental impacts were fully analyzed in the MND, and there is no new information or circumstances that would warrant any further or additional review under the California Environmental Quality Act (CEQA).
2. Further finds and determines that any potential environmental impacts resulting from the purchase of the portion of the Property for installation and operation of an emergency groundwater well will be mitigated to less than significant with the adoption and adherence to applicable provisions of the MMP.
3. Has considered the environmental effects of the project as identified in the Mitigated Negative Declaration (attached hereto as Exhibit A).
4. Hereby approves the acquisition of a permanent easement on a portion of the Property for the purpose of installation and operation of an emergency groundwater well and authorizes the Interim Director of Santa Rosa Water to execute all documents necessary to complete the permanent easement acquisition on a portion of the Property and authorizes the Right of Way Agent to execute all closing documents necessary to complete the transaction.

5. Adopts the Mitigation Monitoring Program date January 28, 2019 (attached hereto as Exhibit B).
6. Specifies that the City of Santa Rosa Water Department located at 69 Stony Circle, Santa Rosa, CA will be the custodian of the documents and other materials which constitute the record of the BPU proceedings regarding the Santa Rosa Groundwater Master Plan and acquisition of a permanent easement of a portion of the Property and which record will be kept at the Water Department office.

DULY AND REGULARY ADOPTED by the City of Santa Rosa Board of Public Utilities this 7th day of February 2019.

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED: _____
Daniel J. Galvin, III, Chairman

ATTEST: _____
Gina Perez, Recording Secretary

APPROVED AS TO FORM:

City Attorney

Attachments:

Exhibit A- Mitigated Negative Declaration

Exhibit B- Mitigation Monitoring Program