

RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF THE BOARD OF PUBLIC UTILITIES ADOPTING THE MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE KELLY FARM MITIGATION BANK AND APPROVAL OF THE PROJECT

WHEREAS, Santa Rosa Water has need for mitigation credits for both California tiger salamander (CTS) and wetlands to meet regulatory requirements for some projects including the Laguna Treatment Plant Flood Wall Project and the Robles Trunk Lining Project; and

WHEREAS, The Kelly Farm Mitigation Bank Project (Project) would provide the City with cost-effective mitigation credits for CTS and wetlands; and

WHEREAS, pursuant to the California Environmental Quality Act (CEQA), an Initial Study/Proposed Mitigated Negative Declaration (IS/MND) that included a Mitigation and Monitoring Reporting Program (MMRP) was prepared for the project and circulated for 31 days starting on January 16, 2026, and ending on February 16, 2026; and

WHEREAS, a notice of intent (NOI) to adopt a Mitigated Negative Declaration (MND) was posted in accordance with the CEQA requirements and was mailed to the State Clearinghouse on January 16, 2026; and

WHEREAS, a notice of intent (NOI) to adopt a Mitigated Negative Declaration (MND) was posted in accordance with the CEQA requirements and was mailed to the State Clearinghouse on January 16, 2026 and letters notifying the neighboring properties, within 300 feet of the project site, of the comment period were mailed on January 16, 2026; and

WHEREAS, one written comment from the California Department of Conservation and three oral comments from members of the public were received during the review period; and

WHEREAS, no comments on the MND were deemed sufficient to justify changes to the document, thus the document is not required to be recirculated or amended.

NOW, THEREFORE, BE IT RESOLVED that the Board of Public Utilities of the City of Santa Rosa hereby finds and determines:

1. Based on its review of the whole record before it, including the MND, the initial study, and presentations by staff and consultants, the Board of Public Utilities finds that there is no substantial evidence of record or fair argument that the Project will or may have a significant effect on the environment. The Board has reviewed and considered the information in the MND and administrative record and affirms the MND reflects the Board's independent judgement and analysis.
2. The potential environmental impacts of the Project are fully disclosed in the MND, and based upon the record, the proposed Project will not have a significant negative



BE IT FURTHER RESOLVED that the documents and other material which constitute the record of proceedings upon which the decision of the Board is based are located at the Laguna Treatment Plant, 4300 Llano Rd., Santa Rosa, California, 95407, and the Administrative Secretary is the custodian thereof.

DULY AND REGULARLY ADOPTED by the City of Santa Rosa Board of Public Utilities this 19<sup>th</sup> day of March, 2026.

AYES:

NOES:

ABSENT:

ABSTAIN:

RECUSE:

APPROVED: \_\_\_\_\_  
Daniel J. Galvin III, Chair

ATTEST: \_\_\_\_\_  
Michelle Montoya, Recording Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
David Hobstetter, Assistant City Attorney

Attachments:

Exhibit A -Mitigated Negative Declaration (MND)

Exhibit B - Mitigation and Monitoring Reporting (MMRP) Program