

RESOLUTION NO. 941

RESOLUTION OF THE CITY OF SANTA ROSA BOARD OF PUBLIC UTILITIES
REGARDING ADDITIONAL ENVIRONMENTAL REVIEW PRIOR TO
IMPLEMENTATION OF THE DISCHARGE COMPLIANCE PROJECT AT SITE D1
(STEELHEAD BEACH)

WHEREAS, the City of Santa Rosa (“City”) proposes to implement a Discharge Compliance Project (“DCP”) under the Incremental Recycled Water Program (“IRWP”) to maintain compliance with existing and anticipated water quality regulations for the Subregional Water Reuse System; and

WHEREAS, the adoption and implementation of the DCP requires compliance with the California Environmental Quality Act (“CEQA”) (Pub. Resources Code, §§ 21000 *et seq.*); and

WHEREAS, on October 2, 2008, the BPU conducted a meeting to consider whether to certify the EIR; and

WHEREAS, on October 2, 2008, the BPU considered written and oral comments on the Final EIR; and

WHEREAS, on October 2, 2008, the BPU adopted Resolution 935 certifying the Final EIR in compliance with CEQA; and

WHEREAS, on October 2, 2008, City staff described a process to select a Project and indicated its intent to recommend selection of the Environmentally Superior Alternative and low cost alternative which consists of discharge to the Laguna; and

WHEREAS, on October 2, 2008, representatives of the County of Sonoma Regional Parks Department, Russian River Watershed Protection Committee and the Friends of Steelhead Beach expressed concern in writing and orally about the compatibility of a Project at the D1 (Steelhead Beach) site with current land use and requested further environmental review of, and opportunity for comment, on this Alternative; and

WHEREAS, on October 17, 2008, the Russian River Watershed Protection Committee submitted an appeal of the BPU’s decision to the City Council on behalf of itself and the Friends of Steelhead Beach which asserts that certification should be delayed to allow comment on the changes to the project at Steelhead Beach and that the Draft EIR should be recirculated to allow for comment on a change to a water quality impact; and

WHEREAS, on October 29, 2008, the Russian River Watershed Protection Committee on behalf of itself and the Friends of Steelhead Beach entered into an agreement whereby the appeal is withdrawn upon adoption of this resolution.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. If, in the future, City staff proposes to select the D1 Discharge Alternative, the Board directs City staff to first consult with the Department of Fish and Game, County Regional Parks and other responsible, interested, and trustee agencies and the public, and to perform supplemental review pursuant to CEQA, of all D1 changes in the Final EIR that were not contained in the Draft EIR; and

2. The supplemental analysis and discussions with the Department of Fish and Game and County Regional Parks shall be performed prior to approval of D1, regardless of whether that's on December 4, 2008, or any other date.

DULY AND REGULARLY ADOPTED by the City of Santa Rosa Board of Public Utilities this 6th day of November, 2008.

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED: _____
Richard Dowd, Chair
Santa Rosa Board of Public Utilities

ATTEST: _____
Gina Perez
Board Secretary

APPROVED AS TO FORM:

City Attorney