

RESOLUTION NO. 945

RESOLUTION OF THE CITY OF SANTA ROSA BOARD OF PUBLIC UTILITIES APPROVING
AND DIRECTING STAFF TO IMPLEMENT THE DISCHARGE COMPLIANCE PROJECT UNDER
THE INCREMENTAL RECYCLED WATER PROGRAM

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 March 16, 2006, the Santa Rosa Board of Public Utilities (BPU) by Resolution No. 855, adopted a Purpose and Need Statement for the DCP; and

WHEREAS, on December 6, 2007, the BPU by Resolution No. 911, adopted a revised Purpose and Need Statement; and

WHEREAS, on March 18, 2008, the DCP Draft Environmental Impact Report (EIR) was published and the Notice of Completion for the Draft EIR was filed with the State Clearinghouse, pursuant to Section 15085 of the CEQA Guidelines, thereby beginning the required 45-day public review and comment period; and

WHEREAS, on September 22, 2008, the DCP Final EIR was published; and

WHEREAS, on October 2, 2008, the BPU adopted Resolution 935 certifying the DCP Final EIR;
and

WHEREAS, Chapter 3.1 of the DCP Final EIR describes the Environmentally Superior Alternative as follows:

- A new multi-port diffuser at the discharge site adjacent to the existing Delta Pond;
- Implementation of a Nutrient Offset Program to meet nutrient load reduction goals;
- Upgrade of the existing Llano Pump station to a capacity of 55 mgd, which would not be needed until hydraulic constraints on the volume of recycled water to be pumped to Delta Pond require such an upgrade;
- If the Regional Board does not approve the City's request for a mixing zone (as identified in Mitigation Measure 3.5.16), new ENR facilities would be built inside the existing footprint of the Laguna Plant to remove nitrate to meet the effluent limit of 10 mg-N/L in effluent prior to discharge;
- A 600-foot pipeline within an existing unpaved access road from Geysers Recharge Pipeline to Delta Pond, to be installed when flows at the Laguna Plant approach 25.9 mgd ADWF.
- In addition to the components above, storage pond aerators may be needed to meet future regulations; and

WHEREAS, on November 6, 2008, the BPU conducted a study session to evaluate project alternatives and identified the combination of components described in Chapter 3.1 as the Preferred Project, because this alternative most fully meets the project purpose and need, is the low cost alternative, and has fewer significant and less severe environmental impacts, than the other alternatives evaluated in the EIR; and

WHEREAS, on November 18, 2008, the City Council held a public meeting at which it concurred with the Preferred Project identified by the BPU on November 6, 2008.

NOW, THEREFORE, BE IT RESOLVED, that the BPU hereby finds and certifies as follows:

1. The BPU hereby approves the Preferred Project as described above; and
2. The BPU hereby adopts the findings attached as Exhibit A to this Resolution, in accordance with Public Resources Code section 21081, subdivision (a); and
3. The BPU hereby adopts the statement of overriding considerations attached as Exhibit B to this Resolution, in accordance with Public Resources Code section 21081, subdivision (b); and
4. The BPU hereby adopts the reporting and monitoring program attached at Exhibit C to this Resolution, in accordance with Public Resources Code section 21081.6, subdivision (a)(1); and
5. The custodian and location of the documents or other material which constitutes the record of proceedings upon which this resolution is based is:

Glen Wright, Deputy Director Water Resources
Santa Rosa Utilities Department
69 Stony Circle
Santa Rosa, CA 95401

- 6 The BPU directs staff to take particular action to implement the Preferred Project as follows:
 - Install a multi-port diffuser at the existing discharge site adjacent to Delta Pond;
 - Implement the Nutrient Offset Program to meet nutrient load reduction goals; and
 - Seek a mixing zone as a means to comply with the nitrate effluent limit as described in Mitigation Measure 3.5.16 (in Exhibit C).
- 7 The BPU directs staff to comply with Public Resources Code section 21152.

DULY AND REGULARLY ADOPTED by the City of Santa Rosa Board of Public Utilities this 4th day of December, 2008.

AYES: (6) LOWE, DOWNEY, GALVIN, HOLT, LINDSAY AND SWINTH

NOES: (0)

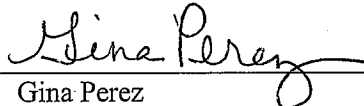
ABSENT: (1) DOWD

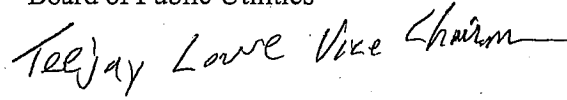
ABSTAIN: (0)

APPROVED:

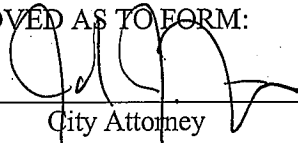

Richard Dowd, Chairman
Board of Public Utilities

ATTEST:


Gina Perez
Recording Secretary


Teejay Lowe Vice Chairman

APPROVED AS TO FORM:


City Attorney

Exhibits

- A Findings of Fact
- B Statement of Overriding Considerations
- C Reporting and Monitoring Program