

RESOLUTION NO. 902

RESOLUTION OF THE BOARD OF PUBLIC UTILITIES
OF THE CITY OF SANTA ROSA RECOMMENDING THAT THE SANTA ROSA CITY COUNCIL:
DETERMINE THAT THE REVISIONS TO SANTA ROSA CITY CODE IN THE SANTA ROSA
URBAN RECYCLED WATER ORDINANCE ARE WITHIN THE SCOPE OF THE IRWP EIR,
ADOPT A MITIGATION MONITORING PROGRAM, ADOPT A STATEMENT OF OVERRIDING
CONSIDERATIONS, MAKE CEQA FINDINGS OF FACT, AND ADOPT THE SANTA ROSA
URBAN RECYCLED WATER ORDINANCE

WHEREAS, the City proposes to adopt the Santa Rosa Urban Recycled Water Ordinance (Project);
and

WHEREAS, the Project constitutes a project under the California Environmental Quality Act because
of the potential for physical environmental impacts to result from implementation of the Ordinance; and

WHEREAS, the Project implements the Urban Reuse Alternative that is included as part of the larger
Incremental Recycled Water Program (IRWP); and

WHEREAS, on November 6, 2003, the Council, by Resolution No. 25809, and the Board of Public
Utilities (“BPU”), by Resolution No. 771, certified the Program Environmental Impact Report (EIR) for the
IRWP; and

WHEREAS, on March 4, 2004, the Council, by Resolution No. 25910, and the BPU, by Resolution
No. 791, certified an Addendum to the IRWP EIR and approved and adopted the IRWP Recycled Water
Master Plan; and

WHEREAS, on April 5, 2007, the BPU, by Resolution No. 886, and, on April 24, 2007, the Council,
by Resolution No. 26826, certified the April 2007 Addendum to the IRWP EIR evaluating the April 2007
Update to the Recycled Water Master Plan; and

WHEREAS, on August 2, 2007, the BPU by Resolution No. 889 certified the August 2007
Addendum to the IRWP evaluating the August 2007 Update to the Recycled Water Master Plan, and
subsequent references to the Program EIR are intended to refer to the IRWP EIR, the 2004 Addendum, the
April 2007 Addendum, and the August 2007 Addendum together; and

WHEREAS, on August 21, 2007, the “Santa Rosa Urban Recycled Water Ordinance and Policies
CEQA Checklist” (Checklist), attached to the Staff Report for this Agenda Item for the September 6, 2007
Board of Public Utilities meeting for the Santa Rosa Urban Recycled Water Ordinance, was prepared under
CEQA Guidelines Section 16168(c) to evaluate whether the Project is within the scope of the Program EIR
for the IRWP; and

WHEREAS, the Checklist concludes that the Project implements a portion of the Urban Reuse
Alternative which is specifically included within the Program EIR Project Description, and that no new
effects have been identified and no new mitigation measures would be required that were not already included
in the Program EIR; and

WHEREAS, the Program EIR, Checklist, and supporting documentation can be reviewed at the Santa
Rosa Subregional Water Reuse Plant, 4300 Llano Road, Santa Rosa, CA 95407, and online at
Ordinance_9-6-07 RES.doc

www.SRCity.org/IRWP; and

WHEREAS, recycled water use for urban irrigation and other approved uses is one source of future water supply for the Santa Rosa community and provides recycled water disposal capacity for the Subregional System; and

WHEREAS, Santa Rosa undertook an evaluation of expanding the use of recycled water in Santa Rosa which concluded that expanding the current use by up to 1,000 million gallons per year may be a feasible project; and

WHEREAS, with the potential for expanded urban recycled water use, the City seeks to incorporate into City Code the rules and regulations that govern the use of recycled water in urban areas, establish the authority to require recycled water use for new connections and to extend certain provisions of the water code to recycled water;

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

1. The Board of Public Utilities has examined the Santa Rosa Urban Recycled Water Ordinance in light of the Program EIR, to determine whether an additional environmental document must be prepared, and has reviewed the Checklist that was prepared in compliance with CEQA and the CEQA Guidelines; and
2. The Board of Public Utilities hereby recommends that the City Council determine that the Santa Rosa Urban Recycled Water Ordinance is within the scope of the Program EIR for the IRWP Master Plan, and that this Project was covered in the Program EIR for the purposes of CEQA (CEQA Guidelines, § 15168, subd. (c)(4)); and
3. The Board of Public Utilities recommends that the City Council adopt the Santa Rosa Urban Recycled Water Ordinance, adding Chapter 14-25 and amending Title 14 of the City Code (to establish rules and regulations regarding the use of recycled water in Santa Rosa); and
4. The Board of Public Utilities hereby recommends that the City Council adopt the “CEQA Findings of Fact for the Santa Rosa Urban Recycled Water Ordinance and Policies Project” attached to the Staff Report for this Agenda Item for the September 6, 2007 Board of Public Utilities meeting for the Santa Rosa Urban Recycled Water Ordinance, in accordance with Public Resources Code § 21081(a); and
5. The Board of Public Utilities hereby recommends that the City Council adopt the “Statement of Overriding Consideration for the Santa Rosa Urban Recycled Water Ordinance and Policies Project” attached to the Staff Report for this Agenda Item for the September 6, 2007 Board of Public Utilities meeting for the Santa Rosa Urban Recycled Water Ordinance, in accordance with Public Resources Code § 21081(b); and
6. The Board of Public Utilities recommends that the City Council adopt the “August 2007 Mitigation and Monitoring Program for the Santa Rosa Urban Recycled Water Ordinance and Policies Project” attached to the Staff Report for this Agenda Item for the September 6, 2007 Board of Public Utilities meeting for the Santa Rosa Urban Recycled Water Ordinance, in accordance with Public Resources Code § 21081.6(a)(1); and

7. The custodian 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

DULY AND REGULARLY ADOPTED by the City of Santa Rosa Board of Public Utilities this 6th day of September, 2007.

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED: _____
Chairman Richard Dowd

ATTEST: _____
Gina Perez
Recording Secretary

APPROVED AS TO FORM:

City Attorney