

RESOLUTION NO. 914

RESOLUTION OF THE BOARD OF PUBLIC UTILITIES DETERMINING THAT THE PROJECT FUNDED BY PROPOSITION 50 FUNDS IS WITHIN THE SCOPE OF THE IRWP EIR, ADOPTING A MITIGATION MONITORING PROGRAM, ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS, AND MAKING CEQA FINDINGS OF FACT AND APPROVING THE “PROPOSITION 50 SUB-GRANTEE AGREEMENT BETWEEN THE COUNTY OF HUMBOLDT AND THE CITY OF SANTA ROSA FOR THE PROJECT ENTITLED: SONOMA COUNTY WATER RECYCLING AND HABITAT PRESERVATION PROGRAM - PHASE 2A” AND AUTHORIZING THE CHAIR TO SIGN

WHEREAS, the City proposes to authorize the Chair of the Board of Public Utilities to sign the “Proposition 50 Sub-grantee Agreement between the County of Humboldt and the City of Santa Rosa for the Project Entitled: Sonoma County Water Recycling and Habitat Preservation Program - Phase 2a” (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 Project; 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 November 20, 2007, the “Santa Rosa Urban Recycled Water Project Phase 1 CEQA Checklist” (Checklist), attached to the Resolution for Agenda Item 8.2 for the December 6, 2007 Board of Public Utilities meeting, 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 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, the project funded through this grant is the first step in implementing the full 1,000 million gallon per year effort;

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

1. The Board of Public Utilities has examined the project funded by the Proposition 50 grant and IRWP Program EIR, to determine whether an additional environmental document must be prepared, and has reviewed the Checklist (attached as Exhibit A to the Resolution for Agenda Item 8.2 for the December 6, 2007 Board of Public Utilities meeting) that was prepared in compliance with CEQA and the CEQA Guidelines; and
2. The Board of Public Utilities hereby determines that the Santa Rosa Urban Recycled Water Project 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 hereby adopts the “CEQA Findings of Fact for the Santa Rosa Urban Recycled Water Project” attached as Exhibit B to the Resolution for Agenda Item 8.2 for the December 6, 2007 Board of Public Utilities meeting , in accordance with Public Resources Code § 21081(a); and
4. The Board of Public Utilities hereby adopts the “Statement of Overriding Consideration for the Santa Rosa Urban Recycled Water Project” attached as Exhibit C to the Resolution for Agenda Item 8.2 for the December 6, 2007 Board of Public Utilities meeting, in accordance with Public Resources Code § 21081(b); and
5. The Board of Public Utilities adopts the “Mitigation and Monitoring Program for the Santa Rosa Urban Recycled Water Project” attached as Exhibit D to the Resolution for Agenda Item 8.2 for the December 6, 2007 Board of Public Utilities meeting, in accordance with Public Resources Code § 21081.6(a)(1); and
6. The Board of Public Utilities approves the “Proposition 50 Sub-Grantee Agreement between the County of Humboldt and the City of Santa Rosa for the

Project Entitled: Sonoma County Water Recycling and Habitat Preservation Program - Phase 2a” and authorizes the Chair to sign.

7. The custodian of the documents or other material which constitutes the record of proceedings upon which this resolution is based is:

Jennifer Burke, Senior Water Resources Planner
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 December, 2007.