

RESOLUTION NO. 851

RESOLUTION OF THE BOARD OF PUBLIC UTILITIES OF THE CITY OF SANTA ROSA ADOPTING A MITIGATED NEGATIVE DECLARATION AND A MITIGATION MONITORING PROGRAM, APPROVING THE PROJECT, AND AUTHORIZING THE UTILITIES DEPARTMENT TO PROCEED WITH DESIGN – SOUTHERN SANTA ROSA AREA TRUNK SEWERS PROJECT

WHEREAS, the proposed Southern Santa Rosa Area Trunk Sewers Project would serve an area of existing development and areas designated for development during or after 2010; and

WHEREAS, provision of wastewater service to the new development areas east of U.S. Highway 101 is consistent with the Santa Rosa 2020 General Plan and is a precondition for development of these areas; and

WHEREAS, the Environmental Coordinator has conducted an Initial Study on the possible environmental consequences of the Southern Santa Rosa Area Trunk Sewers Project which was completed on June 8, 2005; and

WHEREAS, the Environmental Coordinator, based on the Initial Study, determined that any potential environmental effects of the Southern Santa Rosa Area Trunk Sewers project can be mitigated to the point where no significant environmental effects would occur and the Environmental Coordinator, based on this determination, prepared a Mitigated Negative Declaration subject to mitigating requirements with respect to the environmental consequences of the subject project; and

WHEREAS, a Notice of Mitigated Negative Declaration was duly given and comments from agencies, the public, and interested persons were invited; and

WHEREAS, comments were received and responses to comments provided (Responses to Comments document dated October 2005); and

WHEREAS, the Board of Public Utilities held a public meeting on the proposed Mitigated Negative Declaration, at which time it considered the Initial Study, the findings, and the determination of the Environmental Coordinator, the proposed Mitigated Negative Declaration including the proposed Mitigation Monitoring Program dated June 2005, the agency and public comments previously received, the Responses to Comments document dated October 2005, the Staff Report, written and oral communications, and the testimony and other evidence of all those wishing to be heard.

NOW, THEREFORE, BE IT RESOLVED that the Board of Public Utilities of the City of Santa Rosa finds that the Mitigated Negative Declaration reflects the independent judgment and analysis of the Board.

BE IT FURTHER RESOLVED that based upon the findings, records, files, and the findings above made, the Board of Public Utilities determines that the construction of the Southern Santa Rosa Area Trunk Sewers will not have a significant effect on the environment if

the mitigation measures listed and identified in the Initial Study and Mitigated Negative Declaration are enacted.

BE IT FURTHER RESOLVED that the Board of Public Utilities adopts the Mitigated Negative Declaration and the Mitigation Monitoring Program for the Southern Santa Rosa Area Trunk Sewers Project dated June 2005, and the Responses to Comments document dated October 2005.

BE IT FURTHER RESOLVED that the Board of Public Utilities approves the Southern Santa Rosa Area Trunk Sewers Project and authorizes the Utilities Department to proceed with the design of the Project.

BE IT FURTHER RESOLVED that the Board of Public Utilities specifies that the City of Santa Rosa Utilities Department located at 69 Stony Circle in Santa Rosa will be the custodian of the documents and other materials which constitute the record of the Board of Public Utilities proceedings regarding the Southern Santa Rosa Area Trunk Sewers Project and which record will be kept at the Utilities Department offices.

IN BOARD OF PUBLIC UTILITIES DULY PASSED this 2nd day of February, 2006.