

Crestline Sanitation District
Report/Recommendation to the Board of Directors
November 14, 2019

FROM: **Rick Dever**
 General Manager

TO: Board of Directors

SUBJECT: Resolution No. 063; A Resolution of the Board of Directors of the Crestline Sanitation District Making Findings and Adopting a Mitigated Negative Declaration Pursuant to the California Environmental Quality Act, and Approving the Huston Creek WWTP Dewatering Building and Primary Clarifier Project

RECOMMENDATION

It is recommended that the Board of Directors adopt Resolution No. 063; A Resolution of the Board of Directors of the Crestline Sanitation District Making Findings and Adopting a Mitigated Negative Declaration Pursuant to the California Environmental Quality Act, and Approving the Huston Creek WWTP Dewatering Building and Primary Clarifier Project, to be located at the existing Huston Creek WWTP, Crestline, CA

REVIEW BY OTHERS

This recommendation was reviewed by Steve Kennedy, Legal Counsel.

BACKGROUND INFORMATION

Please refer to the attached Resolution and supporting documentation related to the environmental activities associated with constructing the Huston Creek WWTP Dewatering Building and Primary Clarifier Project.

FINANCIAL IMPACT

None to adopt the Resolution, there are costs associated with compliance which are addressed in additional agenda items.

RELATED IMPACTS

None.

RESOLUTION NO. 063

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CRESTLINE SANITATION DISTRICT MAKING FINDINGS AND ADOPTING A MITIGATED NEGATIVE DECLARATION PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AND APPROVING THE HUSTON CREEK WWTP DEWATERING BUILDING AND PRIMARY CLARIFIER PROJECT

WHEREAS, the Crestline Sanitation District ("CSD"), is a public agency formed to manage the wastewater treatment for the Crestline area; and

WHEREAS, the CSD collects, treats and disposes of approximately 187 MG per year of domestic wastewater from the sewered areas of Crestline, Lake Gregory, Valley of Enchantment, and the Silverwood Lake recreational areas, all located in unincorporated areas of San Bernardino County, serving a population of approximately 10,000, with approximately 4,700 sewer connections; and

WHEREAS, the primary clarifier and dewatering building of the Huston Creek WWTP facilities are reaching the end of their serviceable life and are not designed to meet current engineering standards and community wastewater treatment demands.

WHEREAS, the CSD is proposing to upgrade its existing wastewater treatment plant by adding a primary clarifier, backup generator, trickling filter recirculation pumps, and a sludge dewatering building with associated sludge dewatering and conveyance equipment ("Project"); and

WHEREAS, the CSD has sought funding assistance to upgrade its existing facilities from the California State Revolving Fund, the financing for which is being applied for; and

WHEREAS, pursuant to the California Environmental Quality Act (Public Resources Code, § 21000 et seq.), the State CEQA Guidelines (California Code of Regulations, title 14, § 15000 et seq., "CEQA") the CSD is the lead agency for the proposed Project; and

WHEREAS, pursuant to State CEQA Guidelines section 15063, an initial study ("Initial Study") was prepared for the Project to analyze whether the Project may cause a potentially significant effect on the environment; and

WHEREAS, on the basis of the Initial Study, which concluded that the Project may have potentially significant impacts but that those impacts could be reduced to less than significant levels with implementation of the proposed mitigation measures, the CSD determined that a Mitigated Negative Declaration ("MND") should be prepared for the Project, and an MND was prepared pursuant to Public Resources Code sections 21064.5 and 21080, subdivision (c), and the State CEQA Guidelines section 15070 et seq.; and

WHEREAS, the CSD circulated the MND and Initial Study to the State Clearinghouse, the County Clerk's Office, responsible and trustee agencies, the public, and other interested parties in the manner required by CEQA for a thirty-day review and comment period pursuant to Public Resources Code section 21091(b), and zero (0) comment letters were received by the CSD; and

WHEREAS, pursuant to Public Resources Code section 21081.6 and State CEQA Guidelines section 15074(d), the CSD has prepared a program for reporting on or monitoring the changes which it has either required in the project or made a condition of approval to mitigate or avoid significant environmental effects (the "Mitigation Monitoring and Reporting Program" or "MMRP"); and

WHEREAS, as contained herein, the CSD has endeavored in good faith to set forth the basis for its decision on the proposed Project; and

WHEREAS, the CSD has endeavored to take all steps and impose all conditions necessary to ensure that impacts to the environment would not be significant; and

WHEREAS, all of the findings and conclusions made by the CSD pursuant to this Resolution are based upon the oral and written evidence before it as a whole; and

WHEREAS, the Board of Directors has reviewed the MND, Initial Study, and all other relevant information contained in the record regarding the Project; and

WHEREAS, on November 14, 2019, at its regularly-scheduled meeting, the public was afforded an opportunity to comment on the Project and the MND and the Initial Study, and the Board of Directors discussed and considered the Project and the MND and the Initial Study; and

WHEREAS, all other legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE CRESTLINE SANITATION DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. Recitals. The Board of Directors hereby find that the foregoing recitals are true and correct and are incorporated herein as substantive findings of this Resolution.

SECTION 2. Compliance with the California Environmental Quality Act. As the decision-making body, the Board of Directors has reviewed and considered the information contained in the MND, Initial Study, and administrative record on file with the CSD and available for review at 24516 Lake Drive / PO Box 3395, Crestline, California 92325-3395. The Board of Directors finds that the MND, Initial Study, and administrative record contain a complete and accurate reporting of the environmental impacts associated with the Project. The Board of Directors further finds that the MND and Initial Study have been completed in compliance with CEQA.

SECTION 3. Findings on Environmental Impacts. Based on the whole record before it, including the MND, the Initial Study, the Mitigation Monitoring and Reporting Plan, the administrative record and all other written and oral evidence presented to the Board of Directors finds that all environmental impacts of the Project are either less than significant or can be mitigated to a less than significant level with implementation of the mitigation measures set forth in the Mitigation Monitoring and Reporting Program. The Board of Directors further finds that there is no substantial evidence in the administrative record as a whole supporting a fair argument that the Project may result in any potentially significant environmental impacts, and that any comments received regarding the Project have been examined and determined not to modify the conclusions of the MND or the Board of Directors. Furthermore, the Board of Directors finds that the MND has not been substantially revised after public notice of its availability and recirculation is not required. (State CEQA Guidelines, § 15073.5.) The Board of Directors finds that the MND contains a complete, objective, and accurate reporting of the environmental impacts associated with the Project and reflects the independent judgment and analysis of the Board of Directors.

SECTION 4. Adoption of MND. The Board of Directors hereby adopts the MND prepared for the Project, a copy of which has been provided to each Director and is on file at CSD's offices.

SECTION 5. Adoption of Mitigation Monitoring and Reporting Program. Pursuant to Public Resources Code section 21081.6, the Board of Directors hereby adopts the Mitigation Monitoring and Reporting Program prepared for the Project, attached hereto as Exhibit "A".

SECTION 6. Approval of the Project. The Board of Directors hereby approves the Huston Creek WWTP Dewatering Building and Primary Clarifier.

SECTION 7. Notice of Determination. The Board of Directors directs staff to prepare and file a Notice of Determination with the San Bernardino County Clerk and the State Clearinghouse within five (5) working days of the approval of the Project.

SECTION 8. Custodian of Records. The documents and materials that constitute the record of proceedings on which these findings are based are located at 24516 Lake Drive / PO Box 3395, Crestline, California 92325-3395, the Secretary to the General Manager/Board, is the custodian of the record of proceedings.

SECTION 9. Execution of Resolution. The Chair of the Board of Directors shall sign this Resolution and the Secretary of the Board of Directors shall certify this Resolution was duly and properly adopted by the Board of Directors.

PASSED, ADOPTED, AND APPROVED this 14th day of November, 2019.

_____, Chair
CSD Board of Directors

ATTEST:

_____, Secretary
CSD Board of Directors