

RESOLUTION NO. 2016-05

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN BENITO COUNTY WATER DISTRICT CERTIFYING THE SAN BENITO COUNTY WATER DISTRICT RECYCLED WATER STORAGE POND PROJECT SUBSEQUENT ENVIRONMENTAL IMPACT REPORT;

ADOPTING CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS OF FACT, MITIGATION MEASURES, AND MITIGATION MONITORING AND REPORTING PROGRAM; AND

APPROVING THE RECYCLED WATER STORAGE POND PROJECT;

WHEREAS, the City of Hollister and San Benito County Water District (District) entered into a memorandum of understanding (MOU), in 2008, to develop a recycled water program to implement the beneficial use of recycled water from the City of Hollister's new water reclamation facility; and

WHEREAS, City of Hollister's new water reclamation facility produces disinfected tertiary effluent for unrestricted use under Title 22 of the California Code of Regulations; and

WHEREAS, in 2010, the District adopted a Supplement to the 2008 Reclaimed Water Irrigation Project Subsequent Environmental Impact Report (Supplement) for the Recycled Water Demonstration Project (Demonstration Project) (State Clearinghouse No. 2007021136); and

WHEREAS, in 2014, the District adopted an Addendum to the Supplement to the SEIR dated June 19, 2014 to address changes between the project evaluated in the 2010 Supplement and the current proposed Recycled Water Facilities Phase I Service Area Project as well as other changes that have occurred with the passage of time; and

WHEREAS, the District, as lead agency pursuant to the California Environmental Quality Act (CEQA), has prepared this second Addendum to the Supplement to the SEIR dated January 2016 to address changes between the project evaluated in the 2010 Supplement and the current proposed Recycled Water Storage Pond; and

WHEREAS, the Addendum prepared for the project addressed the following issue areas: hydrology and water quality, agricultural resources, biological resources, cultural resources, air quality, noise, and hazardous materials; and

WHEREAS, the District has considered the Addendum dated January 2016 together with the previously adopted Supplement to the 2008 Subsequent Environmental Impact Report for the Recycled Water Demonstration Project and hereby finds that the Addendum:

- 1) Has been completed in compliance with CEQA;
- 2) Has been presented to the District Board of Directors and the Board has reviewed and considered the information contained in the Addendum prior to approving the proposed changes to the Recycled Water Storage Pond Project;
- 3) Reflects the District's independent judgment and analysis;
- 4) Supports the determination that there are no substantial changes in the proposed project or circumstances under which the project is undertaken that will require major revisions to the previous EIR due to the involvement of a new significant environmental effect or a substantial increase in the severity of previously identified significant effect; and
- 5) Supports the determination that there is no new information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the previous EIR was certified as complete that shows any of the following:
 - a. The project will have one or more significant effects not discussed in the previous EIR or negative declaration;
 - b. Significant effects previously examined will be substantially more severe than shown in the previous EIR;
 - c. Mitigation measures or alternatives previously found not to be feasible would in fact be feasible, and would substantially reduce one or more significant effects of the project, but the project proponents decline to adopt the mitigation measure or alternative;
 - or
 - d. Mitigation measures or alternatives which are considerably different from those analyzed in the previous EIR would substantially reduce one or more significant effects on the environment, but the project proponents decline to adopt the mitigation measure or alternative.

Now therefore, be it resolved that the Board of Directors of the SBCWD hereby:

- a. Certify the San Benito County Water District *Addendum to the San Benito County Water District Recycled Water Storage Pond Project Subsequent Environmental Impact Report*
- b. Adopt by Resolution California Environmental Quality Act Findings of Fact, Mitigation Measures, and Mitigation Monitoring and Reporting Program

- c. Approve the *Addendum to the San Benito County Water District Recycled Water Storage Pond Project Subsequent Environmental Impact Report* & Direct District Manager/Engineer to Sign Notice of Determination
- d. Direct District Staff to File Notice of Determination with San Benito County Recorder's Office
- e. Approves of the Recycled Water Storage Pond Project and ratifies the action of the board at its January 11, 2016 meeting, approving the project

PASSED AND ADOPTED at a Special Meeting of the Board of Directors of the San Benito County Water District held on the 1st day of February, 2016 by the following vote:

AYES: DIRECTORS: Flores, Tobias, Bettencourt, Tonascia & Huenemann

NOES: DIRECTORS: None

ABSENT: DIRECTORS: None

ABSTAIN: DIRECTORS: None

/s/ Sonny Flores

Sonny Flores
President

ATTEST: /s/ Sara Singleton
Sara Singleton
Assistant Manager