RESOLUTION NO. 2611

RESOLUTION OF THE BOARD OF DIRECTORS OF JURUPA COMMUNITY SERVICES DISTRICT APPROVING AND ADOPTING THE MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE RECYCLED WATER SERVICE EXPANSION (DISTRICT PROJECT NO. C133656) AND APPROVING THE PROJECT

WHEREAS, the Jurupa Community Services District (the "District") proposed expansion of a recycled water system to serve irrigation needs in the western portion of the District's service area and/or for conveyance to Inland Empire Utilities Agency's (IEUA) recycled water facilities; and

WHEREAS, the Western Riverside County Regional Wastewater Authority (WRCRWA) Treatment Plant currently discharges tertiary-treated water into the Santa Ana River, and part of the goals and objectives of the Treatment Plant's previously-approved enhancement and expansion project (State Clearinghouse Number 2009091040) is to decrease the amount of recycled water discharged into the Santa Ana River, increase the use of recycled water within economic distance of the Treatment Plant, and decrease dependence on imported potable water supplies; and

WHEREAS, the District has the right to take delivery and use recycled water treated to Title 22 standards from the WRCRWA Treatment Plant in an allocation equal to the amount of reclaimable wastewater that the District delivers to the WRCRWA Treatment Plant, less any amount consumed during the course of the Treatment Plant's operations, and that the District may also temporarily take delivery of surplus recycled water; and

WHEREAS, the environmental impacts associated with the decreased discharge of treated effluent to the Santa Ana River and conveying the recycled water to IEUA's recycled water system were previously analyzed by WRCRWA in the certified Recycled Water Program Environmental Impact Report (State Clearinghouse Number 2012031084) required as part of WRCRWA filing a Wastewater Change Petition with the State Water Resources Control Board's Division of Water Rights in accordance with the California Water Code Section 1211; and

WHEREAS, WRCRWA's Recycled Water Program Environmental Impact Report did not analyze the distribution facilities needed by its member agencies to convey the treated effluent to end users; and

WHEREAS, the types of facilities included in the Recycled Water Service Expansion are the distribution and storage facilities necessary for the District to convey recycled water to IEUA's facilities and/or to serve landscape irrigation needs within the western portion of the District's service area, specifically, recycled water pipelines,

recycled water reservoirs and pump station, and facilities at WRCRWA Treatment Plant including a clear well, equipping a booster station, and connecting these facilities via a pipeline (the "Project"); and

WHEREAS, the District's staff has determined that proceeding with the Recycled Water Service Expansion is a "project" as defined by the California Environmental Quality Act, Public Resources Code Section 21000 *et seq.* (CEQA); and

WHEREAS, after completion of an Initial Study consisting of an environmental checklist form, the Director of Engineering & Operations determined that the Project required a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program in compliance with the provisions of CEQA; and

WHEREAS, on July 29, 2015, using the method required under CEQA Guidelines Section 15072(b), the District provided a Notice of Intent (NOI) to adopt the proposed Initial Study/Mitigated Negative Declaration to the State Clearinghouse, Riverside County Clerk, various agencies and interested parties, and also published said NOI in The Press-Enterprise, a local general circulation newspaper, regarding the 30-day public review period; and

WHEREAS, the District made the proposed Initial Study/Mitigated Negative Declaration available for public review beginning on July 29, 2015, and concluding on August 27, 2015, a period of not less than 30 days as prescribed by law, and which during said public review period, the District received 6 comment letters concerning the proposed Initial Study/Mitigated Negative Declaration; and

WHEREAS, the Project and the Initial Study/Mitigated Negative Declaration, Response to Comments, and Mitigation Monitoring and Reporting Program have been presented to the Board, attached hereto as Exhibit "A" and made a part thereof, and the Board has carefully reviewed these documents and all of the information contained in the record for the Project; and

WHEREAS, the Project was prepared pursuant to CEQA, the State CEQA Guidelines, and the District's Local CEQA Guidelines; and

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

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED BY THE BOARD OF DIRECTORS OF JURUPA COMMUNITY SERVICES DISTRICT AS FOLLOWS:

Section 1. The above recitals are incorporated herein by reference.

Section 2. Environmental Findings. The Board, in light of the whole record before it including, but not limited to, the District's Local CEQA Guidelines, the proposed Initial Study/Mitigated Negative Declaration and documents incorporated therein by reference, any written comments received and responses provided, the

proposed Mitigation Monitoring and Reporting Program and other substantial evidence (within the meaning of Public Resources Code Sections 21080(e) and 21082.2) within the record and/or provided at the public meeting, hereby finds and determines as follows:

Review Period: That the District has provided the public review period for the Initial Study/Mitigated Negative Declaration for the duration required under CEQA Guidelines Sections 15073 and 15105.

Compliance with Law: That the Initial Study/Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program were prepared, processed, and noticed in accordance with the California Environmental Quality Act (Public Resources Code Section 21000 *et seq.*), the CEQA Guidelines (14 California Code of Regulations Section 15000 *et seq.*) and the District's Local CEQA Guidelines.

Independent Judgment: That the Initial Study/Mitigated Negative Declaration reflect the independent judgment and analysis of the District.

Mitigation Monitoring Program: That the Mitigation Monitoring and Reporting Program is designed to ensure compliance during Project implementation in that mitigation measures have been incorporated into the Project and are fully enforceable through permit conditions, agreements, or other measures as required by Public Resources Code Section 21081.6.

No Significant Effect: That mitigation measures imposed as conditions of approval on the Project, avoid or mitigate any potential significant effects on the environment identified in the Initial Study to a point below the threshold of significance. Furthermore, after taking into consideration the mitigation measures imposed, the District finds that there is no substantial evidence, in light of the whole record, from which it could be fairly argued that the Project may have a significant effect on the environment. Therefore, the District finds that the Project will not have a significant effect on the environment.

Section 3. Adoption of the Initial Study/Mitigated Negative Declaration and Approval of the Project. The Board hereby approves and adopts the Initial Study/Mitigated Negative Declaration prepared for the Recycled Water Service Expansion and approves the Project.

Section 4. Adoption of the Mitigation Monitoring and Reporting Program. The Board hereby approves and adopts the Mitigation Monitoring and Reporting Program for the Project, attached hereto as Exhibit "A."

Section 5. Notice of Determination. The Board directs District staff to prepare, execute, and file a Notice of Determination with the Riverside County Clerk within five (5) working days of the passage and adoption of this Resolution.

Section 6. Custodian of Records. The documents and materials that constitute the record of proceedings on which these findings are based are located at 11201 Harrel Street, Jurupa Valley, CA 91752. The custodian of these records is Julie Saba, Board Secretary.

Section 7. Effective Date. This resolution shall take effect immediately upon its adoption.

ADOPTED this 28th day of September 2015.

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President of the Board of Directors

ATTEST:

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Secretary of the Board of Directors

CERTIFICATION

I, Julie B. Saba, Secretary of the Board of Directors of Jurupa Community Services District, certify that the foregoing resolution was regularly adopted by the Board of Directors of said District at a regular meeting held on the 28th day of September, 2015, by the following vote of the Directors:

AYES: Director(s)

NOES: Director(s)

ABSENT: Director(s)

ABSTAIN: Director(s)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of Jurupa Community Services District, this 28th day of September 2015.

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Secretary of the Board of Directors