

RESOLUTION NO. 4546-2022

RESOLUTION OF THE FORT BRAGG CITY COUNCIL ADOPTING MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING PLAN FOR THE RAW WATER LINE REPLACEMENT PROJECT, CITY PROJECT 2019-02

WHEREAS, the raw water supplying the City of Fort Bragg (“City”) comes from surface water sources including the Noyo River, Waterfall Gulch, and Newman Reservoir; and

WHEREAS, the pipeline that transports about 50% of that water, from Waterfall Gulch and Newman Reservoir sources, to the City’s Water Treatment Plant, has reached the end of its service life; and

WHEREAS, The City’s Raw Water Line Replacement Project, City Project 2019-02, will replace almost two (2) miles of the pipeline to ensure a reliable supply of water; and

WHEREAS, an Initial Study/Mitigated Negative Declaration has been prepared as California Environmental Quality Act (“CEQA”) documentation for the Raw Water Line Replacement Project; and

WHEREAS, the Initial Study/Mitigated Negative Declaration was made available for public review and comment from March 25, 2022 through May 2, 2022; and

WHEREAS, the Initial Study/Mitigated Negative Declaration was sent to the State Clearinghouse on March 28, 2022, and the State Clearinghouse sent the Initial Study/Mitigated Negative Declaration to relevant resource agencies for review; and

WHEREAS, staff has prepared a Notice of Intent to Adopt a Mitigated Negative Declaration and distributed and published it in the manner prescribed in CEQA Guidelines Section 15072 and Article 7 of the City’s Land Use Codes; and

WHEREAS, the City Council has considered a Mitigated Negative Declaration analyzing the proposed Raw Water Line Replacement Project and the associated Mitigation Monitoring plan;

NOW, THEREFORE, BE IT RESOLVED, based on the entirety of the Record before it, which includes without limitation, the California Environmental Quality Act, Public Resources Code §§ 21000, et seq. (“CEQA”) and the CEQA Guidelines, 14 California Code of Regulations § 15000, et seq.; the Initial Study and Mitigated Negative Declaration prepared for the Raw Water Line Replacement Project, including all written comments received; all reports, minutes, and public testimony submitted as part of the City Council’s duly noticed public hearing on May 23, 2022; and any other evidence (within the meaning of Public Resources Code §21080(e) and §21082.2), the City Council of the City of Fort Bragg, hereby finds and determines as follows for the purpose of adopting the Mitigated Negative Declaration and Mitigation Monitoring Plan for the Raw Water Line Replacement Project:


1. The foregoing recitals are true and correct, and are made a part of this resolution.
2. A Notice of Intent to Adopt a Mitigated Negative Declaration was prepared, published and distributed in accordance with CEQA and the Fort Bragg Land Use Code.
3. The Initial Study and Mitigated Negative Declaration for the Raw Water Line Replacement Project was made available for public review and agency review for the period required by law.

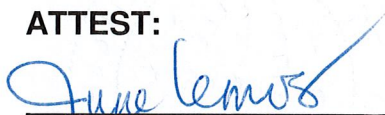
4. The Initial Study and Mitigated Negative Declaration prepared for the Raw Water Line Replacement Project correctly concludes that construction of the Raw Water Line Replacement Project will not have a significant effect on the environment.
5. The Mitigated Negative Declaration reflects the City's independent judgment and analysis as to the environmental effects of the Raw Water Line Replacement Project.
6. The location of the documents or other material that constitute the record of proceedings upon which the decision is based is the City of Fort Bragg Community Development Department, 416 North Franklin Street, Fort Bragg CA 95437; the official custodian of said records is the City Clerk of the City of Fort Bragg.

BE IT FURTHER RESOLVED that the City Council of the City of Fort Bragg, having given due consideration to the Initial Study and Mitigated Negative Declaration that was prepared for the Raw Water Line Replacement Project, does hereby adopt the Initial Study and Mitigated Negative Declaration and Mitigation Monitoring Plan for the Raw Water Line Replacement Project.

The above and foregoing Resolution was introduced by Councilmember Peters seconded by Councilmember Rafanan, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 23rd day of May, 2022, by the following vote:

AYES: Councilmembers Albin-Smith, Morsell-Haye, Peters, Rafanan and Mayor Norvell.
NOES: None.
ABSENT: None.
ABSTAIN: None.
RECUSED: None.


BERNIE NORVELL
Mayor

ATTEST:

June Lemos, MMC
City Clerk