

RESOLUTION NO. 2014-12

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN BENITO COUNTY WATER DISTRICT CERTIFYING THE SAN BENITO COUNTY WATER DISTRICT NOTICE OF EXEMPTION FOR THE FAIRVIEW ROAD WATER SYSTEM WELL REPLACEMENT PROJECT;

ADOPTING CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS OF FACT; AND

APPROVING THE FAIRVIEW ROAD WATER SYSTEM WELL REPLACEMENT PROJECT;

Whereas, the Fairview Road Water System (San Benito County Water District Zone of Benefit 104 & California Department of Public Health System No. 3500923) drinking water well is at the end of its' useful service life and requires replacement; and

Whereas, On April 9, 2014, a rate and assessment hearing was conducted and Ordinance 55 was adopted establishing Fairview Road Water System rates and charges under Proposition 218 to finance said replacement well; and

Whereas, On June 13, 2014, an application was made to the California Department of Public Health (CDPH) to amend the operating permit for this water system to allow: construction of a new drinking water well, demolition of the existing well for this system; and addition of various safety features and appurtenances to the water system (as required by CDPH); and

Whereas, To make the aforementioned application submittal complete in the eyes of CDPH, compliance with the requirements of the California Environmental Quality Act (CEQA) is required; and

Whereas, to bring CEQA to conclusion for this project a Notice of Exemption (NOE) is proposed to be filed with the San Benito County Clerk's office and the State of California Clearinghouse; and

Whereas, a CDPH Water Supply Permit Worksheet for CEQA Exemptions has been completed; and

Whereas, said worksheet indicates this project is exempt from CEQA pursuant to CEQA Guidelines Section 15301 (d) & (f), CEQA Guidelines 15302 (c), CCR Title 22 Section 60101 (b) (2), CCR Title 22 Section 60101 (b) (3), CCR Title 22 Section 60101 (c) (4); and

Whereas, the SBCWD, as lead agency pursuant to the California Environmental Quality Act (CEQA), has drafted the *Notice of Exemption for the Fairview Road Water System Well Replacement Project*.

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

- a. Certify the San Benito County Water District *Notice of Exemption for SBCWD's Fairview Road Water System Well Replacement Project*
- b. Adopt by Resolution California Environmental Quality Act Findings of Fact and approve said project
- c. Approve the *Notice of Exemption for SBCWD's Fairview Road Water System Well Replacement Project* & Direct District Manager/Engineer to Sign Notice of Exemption
- d. Direct District Staff to File Notice of Exemption with San Benito County Recorder's Office

PASSED AND ADOPTED at a Regular Meeting of the Board of Directors of the San Benito County Water District held on the 25th day of June, 2014 by the following vote:

AYES: DIRECTORS: Tobias, Bettencourt & Tonascia

NOES: DIRECTORS: None

ABSENT: DIRECTORS: Flores & Torquato

/s/John Tobias
John Tobias
President

ATTEST: /s/Sara Singleton
Sara Singleton
Assistant Manager