Resolution adopting findings under the California Environmental Quality Act (CEQA), including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the Crystal Springs/San Andreas Transmission Upgrade Project, part of the Water System Improvement Program for the improvements to the regional water supply system, otherwise known as Project No. CUW37101, including the Mitigation Habitat Actions at two sites in San Mateo County; and directing the Clerk of the Board of Supervisors to notify the Controller of this action.

WHEREAS, The San Francisco Public Utilities Commission (SFPUC) has developed a project description for the Crystal Springs/San Andreas Transmission Upgrade Project, Project No CUW37101, a water infrastructure project included as part of the Water System Improvement Program (WSIP) (the “Project”). The Project is located in San Mateo County, and includes the following key components: seismic improvements and addition of isolation capability to the Upper Crystal Springs Dam Culverts; seismic and operational upgrades to Crystal Springs Outlet Structures 1 and 2; construction of a new Crystal Springs Pump Station and related facility upgrades, including, construction of a new substation and related transmission facilities, and replacement of the existing dissipation structure for releases into San Mateo Creek, enabling the SFPUC to meet California Division of Safety of Dams requirements for dam facilities in an emergency drawdown scenario; seismic upgrades and general repairs to the Crystal Springs San Andreas (CS/SA) Pipeline, as well as new access roads to the CS/SA Pipeline for planned and unplanned maintenance and repair of pipeline following earthquake damage; and seismic upgrades to San Andreas Outlet Structures 2 and 3, including improvements at both the outlet towers and the tunnel portals located at the Harry
Tracy Water Treatment Plant site. Project construction would be completed within three years. Some construction activities would occur concurrently over the five project component sites and other activities require sequential implementation; and

WHEREAS, The objectives of the Project are to improve delivery reliability and provide operational flexibility during maintenance activities or unplanned outages, as well as to replenish local reservoirs after such events; and

WHEREAS, An environmental impact report ("EIR") as required by the California Environmental Quality Act ("CEQA") was prepared for the Project in Planning Department File No. File No. 2007.1255E; and

WHEREAS, The Final EIR ("FEIR") was certified by the San Francisco Planning Commission on April 22, 2010 by Motion 18075; and

WHEREAS, The FEIR prepared for the Project is tiered from the WSIP Program Environmental Impact Report ("PEIR") certified by the Planning Commission on October 30, 2008 by Motion No. 17734; and

WHEREAS, Thereafter, the SFPUC approved the WSIP and adopted findings and a Mitigation Monitoring and Reporting Program (PEIR MMRP) as required by CEQA on October 30, 2008 by Resolution No. 08-200; and

WHEREAS, On May 11, 2010, the San Francisco Public Utilities Commission (SFPUC), by Resolution No. 10-0081, a copy of which is included in Board of Supervisors File No. 100606 and which is incorporated herein by this reference: (1) approved the Project; (2) adopted findings (CEQA Findings), including a statement of overriding considerations, and a Mitigation Monitoring and Reporting Program (MMRP) required by CEQA; and

WHEREAS, The Project files, including the FEIR, PEIR and SFPUC Resolution No. 10-0081 have been made available for review by the Board and the public, and those files are considered part of the record before this Board; and
WHEREAS, At the time of Project approval, SFPUC staff anticipates that implementation of the Project is likely to include, but may not be limited to, Mitigation Habitat Actions at two identified sites: (1) San Andreas Reservoir Site, and (2) Adobe Gulch Site. The San Andreas Reservoir Site is an approximately 6-acre area located adjacent to the northwestern edge of the San Andreas Reservoir in the northern portion of the Peninsula watershed, and would include scrub and grassland removal, creation of at least three acres of wetlands and planting of other wetland and riparian vegetation. The Adobe Gulch Site is an approximately 60-acre area located near Highway 92 in the southwestern portion of the Peninsula watershed and would include removal of scrub habitat and non-indigenous trees, planting of oaks and other vegetation and enlargement and creation of wetlands; and these sites were selected and designed using the conservation principles required by the PEIR and subsequent SFPUC adoption of the PEIR MMRP, which prescribe a coordinated approach in developing mitigation for biological resource impacts of individual WSIP facility projects in order to avoid habitat fragmentation, preserve wildlife movement corridors and allow for plants and wildlife to disperse over large contiguous habitat areas. Therefore, it is necessary and appropriate for the SFPUC to implement compensatory mitigation habitat improvements at these sites to minimize overall environmental impacts, and to achieve the overall habitat preservation and creation functions of the site(s), notwithstanding that mitigation at these sites may be in excess of resource agency requirements for the Project or other future SFPUC projects. By authorizing implementation of the full mitigation site(s) in connection with the Project, once approved by the resource agencies, neither the SFPUC nor this Board make any commitment to approve any other WSIP project or mitigation, nor do the SFPUC and this Board make any determination as to the adequacy of the San Andreas Reservoir or Adobe Gulch compensation sites as mitigation for any other WSIP project, and both the SFPUC and this Board retain full discretion to consider the environmental documents for other WSIP
projects, including but not limited to mitigation measures therein, and to approve or disapprove the project and the compensatory mitigation habitat proposed for impacts resulting from those projects. Funding for the Mitigation Habitat Actions will be provided, in part, from Project No. CUW3880100, referred to as the Habitat Reserve Program in the Supplemental Appropriation Ordinance 0092-10; and

WHEREAS, The Board of Supervisors has reviewed and considered the information and findings contained in the FEIR, PEIR and SFPUC Resolution No. 10-0081, and all written and oral information provided by the Planning Department, the public, relevant public agencies, SFPUC and other experts and the administrative files for the Project; and

WHEREAS, This Board of Supervisors adopted Ordinance No. 0092-10 that placed WSIP appropriated funds on Controller’s Appropriation Reserve, by project, making release of appropriation reserves by the Controller subject to the prior occurrence of: (1) the SFPUC’s and the Board’s discretionary adoption of CEQA Findings for each project, following review and consideration of completed project-related environmental analysis, pursuant to CEQA, the State CEQA Guidelines, and Chapter 31 of the San Francisco Administrative Code, where required, and (2) the Controller’s certification of funds availability, including proceeds of indebtedness. The ordinance also placed any project with construction costs in excess of $100 million on Budget and Finance Committee reserve pending review and reserve release by that Committee. Therefore, the SFPUC has sent a letter to the Budget and Finance Committee requesting review and release of the portion of those funds necessary for Project No. CUW37101; now, therefore, be it

RESOLVED, That the Board of Supervisors has reviewed and considered the FEIR and record as a whole, finds that the FEIR is adequate for its use as the decision-making body for the action taken herein including, but not limited to, approval of the Project and adopts and incorporates by reference as though fully set forth herein the CEQA Findings,
including the statement of overriding considerations, and the MMRP contained in Resolution No. 10-0081; and be it

FURTHER RESOLVED, That the Board finds that the Project mitigation measures set forth in the FEIR and the MMRP, including but not limited to the Mitigation Habitat Actions, and adopted by the SFPUC and herein by this Board will be implemented as reflected in and in accordance with the MMRP; and be it

FURTHER RESOLVED, The Board finds that since the FEIR was finalized, there have been no substantial project changes and no substantial changes in Project circumstances that would require major revisions to the FEIR due to the involvement of new significant environmental effects or an increase in the severity of previously identified significant impacts, and there is no new information of substantial importance that would change the conclusions set forth in the FEIR; and be it

FURTHER RESOLVED, That the Board directs the Clerk of the Board to forward this Resolution to the Controller.
City and County of San Francisco
Tails
Resolution

File Number: 100606 Date Passed: July 27, 2010

Resolution adopting findings under the California Environmental Quality Act, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the Crystal Springs/San Andreas Transmission Upgrade Project, part of the Water System Improvement Program for the improvements to the regional water supply system, otherwise known as Project No. CUW37101, including the Mitigation Habitat Actions at two sites in San Mateo County; and directing the Clerk of the Board of Supervisors to notify the Controller of this action.

July 27, 2010 Board of Supervisors - ADOPTED
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Duffy, Eisbernd, Mar, Maxwell and Mirkarimi

File No. 100606

I hereby certify that the foregoing Resolution was ADOPTED on 7/27/2010 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mountain View, CA

Date Approved