

## **PUBLIC UTILITIES COMMISSION**

City and County of San Francisco

RESOLUTION NO. 14-0010

WHEREAS, San Francisco Public Utilities Commission (SFPUC) staff developed a project description under the Water System Improvement Program (WSIP) for meeting water supply demands, otherwise known as Project No. CUW30102, San Francisco Groundwater Supply, in the City and County of San Francisco, California; and

WHEREAS, the Project is a water supply project approved by the SFPUC as part of the WSIP; and

WHEREAS, the objectives of the Project are to construct six groundwater production well facilities and associated pipelines and that would produce up to 4 million gallons per day of groundwater to diversify the SFPUC's water supply portfolio and increase the use of local water supply sources; and

WHEREAS, the design of each of the Phase I well facilities sited on park lands includes components that are ancillary to, or that directly support, recreational purposes, including construction of storage areas for Recreation and Parks Department equipment and materials at the South Sunset and West Sunset Playgrounds, and connections to make groundwater available as a standby source of irrigation water supply for Golden Gate Park; and

WHEREAS, a Final Program Environmental Impact Report (PEIR) was prepared for the WSIP and 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 (MMRP) as required by California Environmental Quality Act (CEQA) on October 30, 2008 by Resolution No. 08-200; and

WHEREAS, the PEIR has been made available for review by the SFPUC and the public, and is part of the record before this Commission; and

WHEREAS, the Planning Department prepared an EIR for the Project that is tiered from the PEIR, as authorized by and in accordance with CEQA and the CEQA Guidelines; and

WHEREAS, on December 19, 2013, the San Francisco Planning Commission reviewed and considered the Final Environmental Impact Report (FEIR) for the Project in Planning Department File No. 2008.1122E, consisting of the Draft Environmental Impact Report (EIR) and the Responses to Comments document, and found that the contents of said report and the procedures through which the FEIR was prepared, publicized and reviewed complied with the provisions of the CEQA, the CEQA Guidelines and Chapter 31 of the San Francisco Administrative Code, and found further that the FEIR reflects the independent judgment and analysis of the City and County of San Francisco, is adequate, accurate and objective, and that the Responses to Comments document contains no significant revisions to the Draft EIR, and

certified the completion of said FEIR in compliance with CEQA and the CEQA Guidelines in its Motion No. 19050; and

WHEREAS, the Planning Commission, also on December 19, 2013, adopted CEQA Findings, including a statement of overriding considerations and an MMRP by Motion No. 19051, and found the Project consistent with the General Plan by Motion No. 19052, and approved a local coastal zone permit for the Project by Motion No. 19053; and

WHEREAS, this Commission has reviewed and considered the information contained in the FEIR, 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 the EIR; and

WHEREAS, the Project and EIR files have been made available for review by the SFPUC and the public, and those files are part of the record before this Commission; and

WHEREAS, the Planning Department, Timothy Johnston, is the custodian of records, located in File No. 2008.1122E, at 1650 Mission Street, Fourth Floor, San Francisco, California; and

WHEREAS, SFPUC staff prepared proposed findings, as required by CEQA, (CEQA Findings) and a proposed MMRP, which material was made available to the public and the Commission for the Commission's review, consideration and action; now, therefore, be it

RESOLVED, that this Commission has reviewed and considered the FEIR, finds that the FEIR is adequate for its use as the decision-making body for the actions taken herein, and hereby adopts the CEQA Findings, including the Statement of Overriding Considerations, attached hereto as Attachment A and incorporated herein as part of this Resolution by this reference thereto, and adopts the MMRP attached to this Resolution as Attachment B and incorporated herein as part of this Resolution by this reference thereto; and be it

FURTHER RESOLVED, that this Commission authorizes the General Manager, or his designee, to enter into a Memorandum of Understanding (MOU) with the San Francisco Recreation and Parks Department, in substantially the form of the draft exchanged between the departments and attached to this Resolution as Attachment C, regarding construction and operation of Phase One of the San Francisco Groundwater Supply Project; and be it

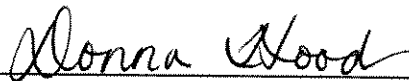
FURTHER RESOLVED, that the General Manager or his designee is authorized to seek Board of Supervisors approval for the allocation of bond monies for the Project and for construction of well facilities in Golden Gate Park, the latter in accordance with Charter Section 4.113; and be it

FURTHER RESOLVED, that the General Manager, or his designee, is authorized to apply for, accept and execute required approvals from State agencies, including but not limited to, California Department of Public Health, California Department of Toxic Substances Control, and California Coastal Commission if the City's approval of a coastal zone permit is appealed, and any other regulatory approvals as required. To the extent that the terms and conditions of the necessary approvals will require SFPUC to indemnify other parties, those indemnity obligations

are subject to review and approval by the San Francisco Risk Manager. The General Manager is authorized to agree to such terms and conditions that are within the lawful authority of the agency to impose, in the public interest, and, in the judgment of the General Manager, in consultation with the City Attorney, are reasonable and appropriate for the scope and duration of the required approval, as necessary for the Project; and be it

FURTHER RESOLVED, that this Commission hereby approves Project No. CUW30102, San Francisco Groundwater Supply, and authorizes staff to proceed with actions necessary to implement the Project.

*I hereby certify that the foregoing resolution was adopted by the Public Utilities Commission at its meeting of January 14, 2014.*

A handwritten signature in cursive script that reads "Donna Wood". The signature is written in black ink and is positioned above a horizontal line.

Secretary, Public Utilities Commission

