

1 [Approval of CEQA Findings for SFPUC Harding Park Recycled Water Project.]

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3 **Resolution adopting findings under the California Environmental Quality Act, including**  
4 **the adoption of a mitigation monitoring and reporting program and a statement of**  
5 **overriding considerations related to the Harding Park Recycled Water Project, Water**  
6 **System Improvement Program funded Project No. CUW 30204; and directing the Clerk**  
7 **of the Board of Supervisors to notify the Controller of this action.**

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9 WHEREAS, The San Francisco Public Utilities Commission (SFPUC) has developed a  
10 project under the Water System Improvement Program (WSIP) for improvements to the retail  
11 water supply system in San Francisco, otherwise known as Project No. CUW 30204, Harding  
12 Park Recycled Water Project (Project); and

13 WHEREAS, The Project would deliver tertiary treated recycled water from the North  
14 San Mateo County Sanitation District wastewater plant in Daly City (Daly City) to irrigate the  
15 18-hole Harding Park and 9-hole Fleming Golf Courses in San Francisco (jointly referred to as  
16 Harding Park); and

17 WHEREAS, The objectives of the Project are to: a) provide up to 0.39 mgd of recycled  
18 water to meet average daily demand for irrigating Harding Park, as a component of the 10  
19 mgd of local water supply development authorized by this Commission's approval of the WSIP  
20 in SFPUC Resolution No. 08-0200 and incorporated into the Water Supply Agreement  
21 between the SFPUC and its wholesale customers approved in SFPUC Resolution No. 09-  
22 0069; b) diversify the SFPUC's water supplies for the San Francisco retail service area,  
23 consistent with WSIP requirements to reduce retail customer demand; c) develop a new water  
24 supply that is both reliable and drought-resistant; and d) reduce the use of potable water for  
25 irrigation and other non-potable uses by supplying those demands with recycled water; and

1           WHEREAS, The Project was analyzed at the program level and approved by the  
2 SFPUC as part of the WSIP; and

3           WHEREAS, A Final Program EIR (PEIR) was prepared for the WSIP and certified by  
4 the San Francisco Planning Commission on October 30, 2008 by Motion No. 17734; and

5           WHEREAS, Thereafter, the SFPUC approved the WSIP and adopted findings and an  
6 MMRP as required by the California Environmental Quality Act ("CEQA") on October 30, 2008  
7 by Resolution No. 08-200; and

8           WHEREAS, An environmental impact report ("EIR") as required by CEQA was  
9 prepared for the Project; and

10          WHEREAS, Daly City was the lead agency for Project environmental review under  
11 CEQA; and

12          WHEREAS, The San Francisco Planning Department, acting as a responsible agency  
13 under CEQA and Chapter 31 of the San Francisco Administrative Code, coordinated review  
14 and responses to the Project EIR with the SFPUC and the San Francisco Recreation and  
15 Park Department, the operator of Harding Park; and

16          WHEREAS, A Draft Environmental Impact Report (Draft EIR) for the Project was  
17 published by Daly City for public review on July 27, 2009 pursuant to CEQA; and

18          WHEREAS, Public comments on the Draft EIR were received between July 27, 2009  
19 and September 10, 2009, and responses to those comments were prepared and published as  
20 the Final Project EIR (FEIR) on October 2, 2009; and

21          WHEREAS, On October 12, 2009, the Board of Directors of the North San Mateo  
22 County Sanitation District reviewed and considered the Project FEIR, and (1) found that the  
23 contents of said report and the procedures through which the FEIR was prepared, publicized  
24 and reviewed complied with the provisions of CEQA and the CEQA Guidelines; (2) certified  
25 the completion of said FEIR in compliance with CEQA and the CEQA Guidelines; (3)

1 approved the Project; and (4) adopted a Mitigation, Monitoring and Reporting Program  
2 (MMRP) and statement of overriding considerations in City Council Res. No. 09-SD-19; and

3 WHEREAS, The FEIR that Daly City prepared and certified for the Project incorporates  
4 information contained in the PEIR, as authorized by and in accordance with CEQA and the  
5 CEQA Guidelines; and

6 WHEREAS, Daly City, represented by Patrick Sweetland, is the custodian of records  
7 for the Project EIR, located at 153 Lake Merced Blvd. Daly City, California; and

8 WHEREAS, On October 27, 2009, the SFPUC, by Resolution No. 09-0178, a copy of  
9 which is included in Board of Supervisors File No. \_\_\_\_\_ and which is incorporated  
10 herein by this reference: (1) approved the Project; (2) adopted CEQA findings, Statement of  
11 Overriding Considerations, and MMRP, related to the Project as required by the CEQA; and  
12 (3) authorized the General Manager to seek the Board of Supervisors' adoption of the same  
13 CEQA findings, Statement of Overriding Considerations, and MMRP; and

14 WHEREAS, The Project files, including the FEIR, PEIR and SFPUC Resolution No. 09-  
15 0178 have been made available for review by the Board of Supervisors and the public, and  
16 those files are considered part of the record before this Board; and

17 WHEREAS, The Board of Supervisors has reviewed and considered the information  
18 and findings contained in the FEIR, PEIR and SFPUC Resolution No. 09-0178, and all written  
19 and oral information provided by the Planning Department, Recreation and Parks Department  
20 the public, relevant public agencies, SFPUC and other experts and the administrative files for  
21 the Project; and

22 WHEREAS, This Board of Supervisors adopted Ordinance No. 311-08 that placed  
23 WSIP appropriated funds on Controller's Appropriation Reserve, by project, making release of  
24 appropriation reserves by the Controller subject to the prior occurrence of: (1) the SFPUC's  
25 and the Board's discretionary adoption of CEQA Findings for each project, following review

1 and consideration of completed project-related environmental analysis, pursuant to CEQA, the  
2 State CEQA Guidelines, and Chapter 31 of the San Francisco Administrative Code, where  
3 required, and (2) the Controller's certification of funds availability, including proceeds of  
4 indebtedness; and

5 WHEREAS, The associated costs covered for this Project under Ordinance No. 311-  
6 08 are less than the \$100 million threshold that requires subsequent release of reserves  
7 directly by the Budget and Finance Committee of the Board of Supervisors; now, therefore, be  
8 it

9 RESOLVED, That the Board of Supervisors has reviewed and considered the FEIR,  
10 the PEIR and record as a whole, finds that the FEIR is adequate for its use as the decision-  
11 making body for the action taken herein, and incorporates the CEQA Findings and MMRP  
12 contained in SFPUC Resolution No. 09-0178 including the Statement of Overriding  
13 Considerations by this reference thereto as though set forth in this Resolution; and be it

14 FURTHER RESOLVED, That the Board finds that the Project mitigation measures  
15 adopted by the SFPUC will be implemented as reflected in and in accordance with the MMRP;  
16 and be it

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

23 FURTHER RESOLVED, That the Board directs the Clerk of the Board to forward this  
24 Resolution to the Controller.