

1 [California Environmental Quality Act Findings for San Francisco Public Utilities Commission
2 Crystal Springs/San Andreas Transmission Upgrade Project.]

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

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11 WHEREAS, The San Francisco Public Utilities Commission (SFPUC) has developed a
12 project description for the Crystal Springs/San Andreas Transmission Upgrade Project, Project
13 No CUW37101, a water infrastructure project included as part of the Water System
14 Improvement Program (WSIP) (the "Project"). The Project is located in San Mateo County,
15 and includes the following key components: seismic improvements and addition of isolation
16 capability to the Upper Crystal Springs Dam Culverts; seismic and operational upgrades to
17 Crystal Springs Outlet Structures 1 and 2; construction of a new Crystal Springs Pump Station
18 and related facility upgrades, including, construction of a new substation and related
19 transmission facilities, and replacement of the existing dissipation structure for releases into
20 San Mateo Creek, enabling the SFPUC to meet California Division of Safety of Dams
21 requirements for dam facilities in an emergency drawdown scenario; seismic upgrades and
22 general repairs to the Crystal Springs San Andreas (CS/SA) Pipeline, as well as new access
23 roads to the CS/SA Pipeline for planned and unplanned maintenance and repair of pipeline
24 following earthquake damage; and seismic upgrades to San Andreas Outlet Structures 2 and
25 3, including improvements at both the outlet towers and the tunnel portals located at the Harry

1 Tracy Water Treatment Plant site. Project construction would be completed within three
2 years. Some construction activities would occur concurrently over the five project component
3 sites and other activities require sequential implementation; and

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

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

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

12 WHEREAS, The FEIR prepared for the Project is tiered from the WSIP Program
13 Environmental Impact Report ("PEIR") certified by the Planning Commission on October 30,
14 2008 by Motion No. 17734; and

15 WHEREAS, Thereafter, the SFPUC approved the WSIP and adopted findings and a
16 Mitigation Monitoring and Reporting Program (PEIR MMRP) as required by CEQA on October
17 30, 2008 by Resolution No. 08-200; and

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

23 WHEREAS, The Project files, including the FEIR, PEIR and SFPUC Resolution No. 10-
24 0081 have been made available for review by the Board and the public, and those files are
25 considered part of the record before this Board; and

1 WHEREAS, At the time of Project approval, SFPUC staff anticipates that
2 implementation of the Project is likely to include, but may not be limited to, Mitigation Habitat
3 Actions at two identified sites: (1) San Andreas Reservoir Site, and (2) Adobe Gulch Site. The
4 San Andreas Reservoir Site is an approximately 6-acre area located adjacent to the
5 northwestern edge of the San Andreas Reservoir in the northern portion of the Peninsula
6 watershed, and would include scrub and grassland removal, creation of at least three acres of
7 wetlands and planting of other wetland and riparian vegetation. The Adobe Gulch Site is an
8 approximately 60-acre area located near Highway 92 in the southwestern portion of the
9 Peninsula watershed and would include removal of scrub habitat and non-indigenous trees,
10 planting of oaks and other vegetation and enlargement and creation of wetlands; and these
11 sites were selected and designed using the conservation principles required by the PEIR and
12 subsequent SFPUC adoption of the PEIR MMRP, which prescribe a coordinated approach in
13 developing mitigation for biological resource impacts of individual WSIP facility projects in
14 order to avoid habitat fragmentation, preserve wildlife movement corridors and allow for plants
15 and wildlife to disperse over large contiguous habitat areas. Therefore, it is necessary and
16 appropriate for the SFPUC to implement compensatory mitigation habitat improvements at
17 these sites to minimize overall environmental impacts, and to achieve the overall habitat
18 preservation and creation functions of the site(s), notwithstanding that mitigation at these sites
19 may be in excess of resource agency requirements for the Project or other future SFPUC
20 projects. By authorizing implementation of the full mitigation site(s) in connection with the
21 Project, once approved by the resource agencies, neither the SFPUC nor this Board make
22 any commitment to approve any other WSIP project or mitigation, nor do the SFPUC and this
23 Board make any determination as to the adequacy of the San Andreas Reservoir or Adobe
24 Gulch compensation sites as mitigation for any other WSIP project, and both the SFPUC and
25 this Board retain full discretion to consider the environmental documents for other WSIP

1 projects, including but not limited to mitigation measures therein, and to approve or
2 disapprove the project and the compensatory mitigation habitat proposed for impacts resulting
3 from those projects. Funding for the Mitigation Habitat Actions will be provided, in part, from
4 Project No. CUW3880100, referred to as the Habitat Reserve Program in the Supplemental
5 Appropriation Ordinance 0092-10; and

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

10 WHEREAS, This Board of Supervisors adopted Ordinance No. 0092-10 that placed
11 WSIP appropriated funds on Controller's Appropriation Reserve, by project, making release of
12 appropriation reserves by the Controller subject to the prior occurrence of: (1) the SFPUC's
13 and the Board's discretionary adoption of CEQA Findings for each project, following review
14 and consideration of completed project-related environmental analysis, pursuant to CEQA, the
15 State CEQA Guidelines, and Chapter 31 of the San Francisco Administrative Code, where
16 required, and (2) the Controller's certification of funds availability, including proceeds of
17 indebtedness. The ordinance also placed any project with construction costs in excess of
18 \$100 million on Budget and Finance Committee reserve pending review and reserve release
19 by that Committee. Therefore, the SFPUC has sent a letter to the Budget and Finance
20 Committee requesting review and release of the portion of those funds necessary for Project
21 No. CUW37101; now, therefore, be it

22 RESOLVED, That the Board of Supervisors has reviewed and considered the FEIR
23 and record as a whole, finds that the FEIR is adequate for its use as the decision-making
24 body for the action taken herein including, but not limited to, approval of the Project and
25 adopts and incorporates by reference as though fully set forth herein the CEQA Findings,

1 including the statement of overriding considerations, and the MMRP contained in Resolution
2 No. 10-0081; and be it

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

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

13 FURTHER RESOLVED, That the Board directs the Clerk of the Board to forward this
14 Resolution to the Controller.