

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

MEMORANDUM

TO: Ben Rosenfield, City Controller, Office of the Controller

FROM: *el for* Erica Major, Assistant Clerk
Land Use and Transportation Committee

DATE: June 13, 2017

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Land Use and Transportation Committee has received the following proposed legislation, introduced by the Public Utilities Commission on June 6, 2017:

File No. 170650

Resolution adopting findings under the California Environmental Quality Act related to modifications to the San Francisco Public Utilities Commission Water System Improvement Program, San Andreas Pipeline No. 2 Replacement Project, located in the City of San Bruno, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations; and directing the Clerk of the Board of Supervisors to notify the Controller of this action.

If you have comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: erica.major@sfgov.org.

c: Todd Rydstrom, Office of the Controller

1 [California Environmental Quality Act Findings - San Francisco Public Utilities Commission
2 Water System Improvement Program, San Andreas Pipeline No. 2 Replacement Project]

3 **Resolution adopting findings under the California Environmental Quality Act related to**
4 **modifications to the San Francisco Public Utilities Commission Water System**
5 **Improvement Program, San Andreas Pipeline No. 2 Replacement Project, located in the**
6 **City of San Bruno, including the adoption of a mitigation monitoring and reporting**
7 **program and a statement of overriding considerations; and directing the Clerk of the**
8 **Board of Supervisors to notify the Controller of this action.**

9
10 WHEREAS, The San Francisco Public Utilities Commission (SFPUC) developed,
11 approved and awarded a contract to construct the Peninsula Pipelines Seismic Upgrade
12 Project (PPSU Project), which is a water infrastructure project located in northern San Mateo
13 County included as part of the Water System Improvement Program (WSIP) as Project
14 No. CUW36702; and

15 WHEREAS, The objectives of the PPSU Project are to upgrade segments of the San
16 Andreas Pipeline No. 2, San Andreas Pipeline No. 3, and the San Andreas Branch of the
17 Sunset Supply Pipeline to meet current seismic standards in locations where they cross the
18 Serra Fault, and achieve WSIP seismic reliability Level of Service goals; and

19 WHEREAS, An environmental impact report (EIR) as required by the California
20 Environmental Quality Act (CEQA) was prepared for the PPSU Project, in Planning
21 Department File No. 2011.0123E, and the Final PPSU EIR (PPSU FEIR) was certified by the
22 San Francisco Planning Commission on October 17, 2013, by Motion No. M-19004; and

23 WHEREAS, The PPSU FEIR prepared for the project is tiered from the WSIP Program
24 Environmental Impact Report (PEIR) certified by the Planning Commission on October 30,
25 2008 by Motion No. 17734, and, thereafter, the SFPUC approved the WSIP and adopted

1 findings and a Mitigation Monitoring and Reporting Program (PEIR MMRP) as required by
2 CEQA on October 30, 2008, by Resolution No. 08-0200; and

3 WHEREAS, On October 22, 2013, the SFPUC, by Resolution No. 13-0161, a copy of
4 which is included in Board of Supervisors File No. 140049 and is incorporated herein by this
5 reference: (1) approved the PPSU Project; (2) adopted findings (CEQA Findings), including a
6 statement of overriding considerations, and a Mitigation Monitoring and Reporting Program
7 (MMRP) required by CEQA; and

8 WHEREAS, On January 28, 2014, per Resolution No. 14-0018, the SFPUC approved
9 award of Contract No. WD-2727 for construction of the PPSU Project to Ranger Pipelines,
10 Inc., in the amount of \$20,736,380; and

11 WHEREAS, On March 4, 2014, by Resolution No. 66-14, this Board of Supervisors
12 adopted CEQA Findings for the PPSU Project, including a statement of overriding
13 considerations, and a MMRP, a copy of which is included in Board of Supervisors File
14 No. 140049 and is incorporated herein by this reference; and

15 WHEREAS, Phases 1 and 2 of the PPSU Project were completed in February, 2016,
16 and Phase 3 is forecast for completion in September, 2017; and

17 WHEREAS, Following the July, 2015, rupture of a segment of San Andreas Pipeline
18 No. 2 (SAPL 2) in Junipero Serra County Park in San Bruno, the SFPUC determined that due
19 to extensive corrosion, additional repairs were necessary to SAPL 2 beyond those
20 contemplated in the PPSU Project in the same vicinity; and

21 WHEREAS, On April 12, 2017, the San Francisco Planning Department issued
22 Addendum No. 1 to the PPSU FEIR, finding that proposed modifications to the PPSU Project
23 to repair SAPL 2 will not cause new significant impacts not identified in the FEIR, will not
24 increase the severity of significant impacts identified in the FEIR, and will not require new
25 mitigation measures to reduce significant impacts; and

1 WHEREAS, Addendum No. 1, among other considerations, identifies and discusses
2 recommended modifications to two mitigation measures previously adopted in the PPSU FEIR
3 – Mitigation Measure LU-1a, which provides for public notification to interested parties a week
4 before construction activities, and Mitigation Measure LU-1b, which provides a 14-day
5 advance notice to residents, tenants and property owners whose homes are potentially
6 subject to significant and unavoidable noise impacts; and

7 WHEREAS, PPSU Project Addendum No. 1 concludes that these modifications, which
8 would add the areas for repair of SAPL 2 to the areas requiring these notices, would not result
9 in new or more severe impacts; and

10 WHEREAS, On April 25, 2017, the SFPUC, by Resolution No. 17-0091, a copy of
11 which is included in Board of Supervisors File No. _____ and is incorporated herein by
12 this reference: (1) approved the repairs to SAPL 2; (2) adopted findings (CEQA Findings)
13 based on PPSU Project FEIR Addendum No. 1, including a statement of overriding
14 considerations, and a Mitigation Monitoring and Reporting Program (MMRP) required by
15 CEQA; and

16 WHEREAS, A copy of PPSU Project FEIR Addendum No. 1 is included in Board of
17 Supervisors File No. _____ and is incorporated in this resolution by this reference; and

18 WHEREAS, The PEIR and SFPUC Resolution No. 08-0200, the PPSU FEIR and
19 SFPUC Resolution No. 13-0161, Board of Supervisors Resolution No. 66-14 and Addendum
20 No.1 to the PPSU FEIR have been made available for review by this Board and the public,
21 and those files are part of the record before this Board; and

22 WHEREAS, This Board has reviewed and considered the information contained in the
23 PEIR, PPSU FEIR and Addendum No. 1, the findings contained in SFPUC Resolutions
24 No. 08-0200, No. 13-0161, and No. 17-0091, and the findings contained in Board of
25 Supervisors Resolution No. 66-14, and all written and oral information provided by the

1 Planning Department, the public, relevant public agencies, SFPUC and other experts and the
2 administrative files for the PPSU and the project modifications analyzed in PPSU FEIR
3 Addendum No. 1; and

4 WHEREAS, This Board of Supervisors adopted Ordinance No. 0108-16, appropriating
5 funds for the repair of SAPL 2, placing certain appropriated funds on Controller's
6 Appropriation reserve, with release of construction funds subject to the SFPUC and this
7 Board's prior adoption of CEQA Findings for the repair of SAPL 2; now, therefore, be it

8 RESOLVED, That the Board of Supervisors has reviewed and considered the
9 information contained in the PEIR, PPSU FEIR, the findings contained in SFPUC Resolutions
10 No. 08-0200 and No. 13-0161, and the findings contained in Board of Supervisors Resolution
11 No. 66-14, including the statement of overriding considerations that this Board previously
12 adopted for the WSIP and the PPSU Project, and has reviewed and considered the CEQA
13 Findings contained in SFPUC Resolution No. 17-0091 and in Addendum No. 1, related to
14 PPSU Project FEIR Addendum No. 1, and hereby adopts these additional CEQA Findings as
15 its own; and, be it

16 FURTHER RESOLVED, This Board additionally finds that the PPSU FEIR and
17 Addendum No. 1 are adequate for its use as the decision-making body for the action taken
18 herein, and adopts and incorporates by reference as though fully set forth herein the CEQA
19 Findings, including the statement of overriding considerations, and the MMRP contained in
20 Board Resolution No. 66-14, SFPUC Resolution No. 17-0091, and Addendum No. 1; and, be
21 it

22 FURTHER RESOLVED, That this Board of Supervisors additionally finds that (1)
23 implementation of the repairs to SAPL 2 as set forth in Addendum No. 1 does not require
24 major revisions in the PPSU FEIR due to the involvement of new significant environmental
25 effects or a substantial increase in the severity of previously identified significant effects; (2)

1 no substantial changes have occurred with respect to the circumstances under which the
2 project analyzed in the PPSU FEIR will be undertaken, which would require major revisions to
3 the PPSU FEIR due to the involvement of new significant environmental effects, or a
4 substantial increase in the severity of effects identified in the PPSU FEIR; and (3) no new
5 information of substantial importance to the project analyzed in the PPSU FEIR has become
6 available that would indicate that (i) the repairs to SAPL 2 will have significant effects not
7 discussed in the PPSU FEIR; (ii) significant environmental effects will be substantially more
8 severe; (iii) mitigation measures or alternatives found not feasible, which would reduce one or
9 more significant effects, have become feasible; or (iv) mitigation measures or alternatives,
10 which are considerably different from those in the PPSU FEIR will substantially reduce one or
11 more significant effects on the environment; and, be it

12 FURTHER RESOLVED, That the Board directs the Clerk of the Board to forward this
13 Resolution to the Controller.
14
15
16
17
18
19
20
21
22
23
24
25