

**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

509 B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
April 25, 2006

SUBJECT: Palm Springs MDP Line 41, Stage 3
Project No. 6-0-0160

RECOMMENDED MOTION:

Adopt Resolution No. F2006-08 which

finds that the project will not have a significant adverse effect upon the environment;

Continued on Page 2.

BACKGROUND:

Continued on Page 2.

Departmental Concurrence

RS:mcv

WARREN D. WILLIAMS
General Manager-Chief Engineer

FINANCIAL DATA

Current F.Y. District Cost:	N/A	In Current Year Budget:	N/A
Current F.Y. County Cost:	N/A	Budget Adjustment:	N/A
Annual Net District Cost:	N/A	For Fiscal Year:	N/A

SOURCE OF FUNDS: N/A

Positions To Be Deleted Per A-30	<input type="checkbox"/>
Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL

MAR 06 2006

BY

- Dep't Recomm.: Consent Policy
- Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.:

District: 4th

Agenda Number:

11.3

**FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD SUBMITTAL
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

SUBJECT: Palm Springs MDP Line 41, Stage 3
Project No. 6-0-0160

SUBMITTAL DATE: April 25, 2006

Page 2

RECOMMENDED MOTION:

adopts a Mitigated Negative Declaration;

authorizes the District to proceed with the project; and

directs the Clerk of the Board to deliver the Mitigated Negative Declaration and the Notice of Determination to the office of the County Clerk and the State Office of Planning and Research for filing within 5 working days of this Board hearing.

BACKGROUND:

This hearing is in accordance with the requirements of CEQA and Section 18 of the District Act. During the public review period, comment letters were received from the Agua Caliente Band of Cahuilla Indians, U.S. Fish and Wildlife Service, and Matthew Drive Place, LLC. The comment letters from the Agua Caliente Band of Cahuilla Indians and the U.S. Fish and Wildlife Service along with the District's written responses are included in the Final MND that is submitted to the Board for consideration herewith.

On March 23, 2006, the District received written comments regarding the proposed project from Matthew Drive Place, LLC. This comment letter pertains to the proposed Line 41, Stage 3 basin site. Since the letter does not pertain to CEQA or to the Mitigated Negative Declaration, the comment letter is not included in the Final Mitigated Negative Declaration. However, the comment letter and the District's December 15, 2005 letter to the City of Palm Springs regarding the proposed Matthew Place Residential Project are enclosed for the Board's consideration.

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3 RESOLUTION NO. F2006-08
4 APPROVING THE
5 PALM SPRINGS MDP LINE 41, STAGE 3

6 WHEREAS, on March 14, 2006, the Board adopted Resolution No. F2006-07 pursuant to
7 Section 18 of the District Act giving notice of its intention to construct a project in Zone 6, within the city
8 of Palm Springs, designated as Palm Springs Master Drainage Plan (MDP) Line 41, Stage 3 and giving
9 further notice that the project would be considered at a public hearing on April 25, 2006; and

10 WHEREAS, notice of the public hearing was properly made by publication and posting as
11 required by law, and all persons desiring to be heard on the matter were given the opportunity to appear
12 and present testimony, both oral and written; and

13 WHEREAS, all requirements of the California Environmental Quality Act and the District
14 Rules to Implement the Act have been met and the General Manager-Chief Engineer of the District has
15 found that the project will not have a significant adverse effect upon the environment and has completed a
16 Mitigated Negative Declaration; now, therefore,

17
18 BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Supervisors of the
19 Riverside County Flood Control and Water Conservation District in regular session assembled on April
20 25, 2006 based upon the evidence and testimony presented on the matter, both written and oral, that:

- 21 1. The project designated as Palm Springs MDP Line 41, Stage 3 is approved and the
22 District is hereby authorized to proceed with the project.
23
24 2. The project will not have a significant adverse effect upon the environment and a
25 Mitigated Negative Declaration is adopted.

BE IT FURTHER RESOLVED that, within 5 working days of this Board hearing, the Clerk
to the Board is directed to deliver the adopted Mitigated Negative Declaration and the Notice of

FORM APPROVED COUNTY COUNSEL

MAR 05 2 06

BY *[Signature]*

1 Determination to the Office of the County Clerk and Recorder and to the State Office of Planning and
2 Research, who are thereby directed to file same, all as required by law.

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RS:mcv

Notice of Determination

Appendix D

To: Office of Planning and Research

For U.S. Mail:
P.O. Box 3044
Sacramento, CA 95812-3044

Street Address:
1400 Tenth Street
Sacramento, CA 95814

From: Riverside County Flood Control
1995 Market Street
Riverside, CA 92501
Contact: Teresa Tung
Phone: 951.955.1233

County Clerk
County of Riverside
2724 Gateway Drive
Riverside, CA 92507

Lead Agency (if different from above):

SUBJECT:

Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2006021010

Project Title:

Palm Springs Master Drainage Plan (MDP) Line 41, Stage 3

Project Location (include county)

The proposed project site is located within the city of Palm Springs in Riverside County, and is generally bounded by East Palm Canyon Drive toward the north, the San Jacinto Mountains toward the south and west, and Golf Club Drive toward the east. Township 4 South, Range 5 East, Sections 29-30 Palm Springs and Cathedral City, Calif. USGS 7.5' Quad Sheets

Project Description

The proposed project consists of constructing and maintaining an approximate 6.7 acre detention basin and an underground storm drain system.

This is to advise that the Riverside County Flood Control and Water Conservation District has approved the above described
(Lead Agency or Responsible Agency)

project on April 25, 2006 and has made the following determinations regarding the above described project:

(Date)

1. The project will not have a significant effect on the environment.
2. A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures were made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan was adopted for this project.
5. A statement of Overriding Considerations was not adopted for this project.
6. Findings were not made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the Negative Declaration, is available to the General Public at: The Office of the Clerk to the Board, County Administrative Center, 4080 Lemon Street, Riverside, CA 92501

Signature (Public Agency)

Title

Date

Date received for filing at OPR:

Authority cited: Sections 21083 and 21087, Public Resources Code.
Reference: Sections 21000-21174, Public Resources Code.

Revised 2004

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