

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

805B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:

July 1, 2014

SUBJECT: Adopt Resolution F2014-10 - Public Hearing for University Wash Channel, Stage 3 and Adoption of the Associated Mitigated Negative Declaration;
Project No. 1-0-00120-03; 1st/1st District; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Resolution No. F2014-10 which finds that the project will not have a significant adverse effect upon the environment and is in compliance with the Western Riverside County Multiple Species Habitat Conservation Plan;
2. Adopt a Mitigated Negative Declaration and Mitigation Monitoring Program for the project based on the findings incorporated in the initial study and the conclusion that the project will not have a significant effect on the environment;
3. Approve and authorize the District to proceed with the Project; and;
4. Direct 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 five (5) working days of this Board hearing.

BACKGROUND:

Summary

See Page 2.

WARREN D. WILLIAMS

General Manager-Chief Engineer

TMR:mcv
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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A	Consent <input type="checkbox"/> Policy <input type="checkbox"/>
NET DISTRICT COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A	

SOURCE OF FUNDS: N/A

Budget Adjustment: N/A

For Fiscal Year: N/A

C.E.O. RECOMMENDATION:

APPROVE

BY:

Steven C. Horn

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

FORM APPROVED COUNTY COUNSEL
BY: Michelle Clack 5/7/14
DATE

Departmental Concurrence

☐ A-30
☐ 4/5 Vote
☐ Positions Added
☐ Change Order

Prev. Agn. Ref.: 11-9 of 05/20/14 | **District:** 1st/1st | **Agenda Number:**

11-2

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

FORM 11: Adopt Resolution F2014-10 - Public Hearing for University Wash Channel,
Stage 3 and Adoption of the Associated Mitigated Negative Declaration;
Project No. 1-0-00120-03; 1st/1st District; [\$0]

DATE: July 1, 2014

PAGE: Page 2 of 2

BACKGROUND:

Summary (continued)

The public hearing is in accordance with the requirements for Section 18 of the District Act.

All provisions of the California Environmental Quality Act and the District Rules to Implement the California Environmental Quality Act have been met and the General Manager-Chief Engineer of the District has found that the Project will not have a significant adverse effect upon the environment and has completed a Mitigated Negative Declaration.

Impact on Residents and Businesses

Not Applicable.

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BOARD OF SUPERVISORSRIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICTRESOLUTION NO. F2014-10
APPROVING UNIVERSITY WASH CHANNEL, STAGE 3 PROJECT

WHEREAS, on May 20, 2014, the Board adopted Resolution No. F2014-09 pursuant to Section 18 of the District Act giving notice of its intention to construct a project in Zone 1, within the city of Riverside, designated as University Wash Channel, Stage 3 Project ("Project") and giving further notice that the Project would be considered at a public hearing on July 1, 2014; and

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

WHEREAS, all provisions of the California Environmental Quality Act and the District Rules to Implement the California Environmental Quality Act have been met and the General Manager-Chief Engineer of the District has found that the Project will not have a significant adverse effect upon the environment and has completed a Mitigated Negative Declaration.

NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED by the Board of Supervisors of the Riverside County Flood Control and Water Conservation District in regular session assembled on July 1, 2014 based upon the evidence and testimony presented on the matter, both written and oral, that:

1. The Project is not within a Criteria Area set forth in and established by the Western Riverside County Multiple Species Habitat Conservation Plan (MSHCP).

2. The Project is consistent with the Riparian/Riverine Area and Vernal Pool requirements of the MSHCP. Pursuant to Section 6.1.2 of the MSHCP, Riparian/Riverine areas

1 are lands which contain habitat dominated by trees, shrubs, persistent emergents, or emergent
2 mosses and lichens, which occur close to or which depend upon soil moisture from a nearby
3 freshwater source, or areas with freshwater flow during all or a portion of the year. Vernal Pools
4 are seasonal wetlands that occur in depression areas that have wetlands indicators of all three
5 parameters (soils, vegetation, and hydrology) during the wetter portion of the growing season. It
6 has been determined that although the Project area does not contain any vernal pools, the Project
7 area does include Riparian/Riverine Area as defined by the MSHCP. Construction of the Project
8 would result in approximately 0.72 acre of permanent impacts to disturbed riparian habitat within
9 University Wash. In addition, the proposed Project area does not contain habitat suitable to
10 support the least Bell's vireo, southwestern willow flycatcher and western yellow-billed cuckoo.
11 Mitigation for the permanent impact to the 0.72 acres of Riparian/Riverine Areas channel will be
12 performed offsite at a ratio of 1:1. Pursuant to Section 6.1.2, a Determination of Biologically
13 Equivalent or Superior Preservation (DBESP) analysis of unavoidable impacts to
14 Riparian/Riverine Areas has been completed and submitted to the Resource Agencies on January
15 7, 2014. The Resource Agencies did not respond to the DBESP during the 60-day review period.

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19 3. The Project is consistent with the Narrow Endemic Plant Species requirements of
20 the MSHCP. Pursuant to Section 6.1.3 of the MSHCP, habitat assessments and/or focused
21 surveys for certain narrow endemic plant species are required for properties within mapped
22 survey areas. The survey area maps included within the MSHCP have been reviewed and the
23 Project is not within a mapped survey area for Narrow Endemic Plant Species. Therefore, no
24 further surveys or conservation measures are required.

25
26 4. The Project is consistent with the Urban-Wildlands Interface requirements of the
27 MSHCP. Section 6.1.4 of the MSHCP presents guidelines to minimize indirect effects of a
28

1 project in proximity to the MSHCP Conservation Area. This section provides mitigation
2 measures for impacts associated with: Drainage, Toxics, Lighting, Noise, Invasives, Barriers
3 and Grading/Land Development. The appropriate MSHCP maps have been reviewed and it has
4 been determined the Project does not occur within or adjacent to the Criteria Area or MSHCP
5 designated Public/Quasi-Public (PQP) conservation lands. Therefore, no further analysis or
6 implementation of any conservation measures is required.
7

8 5. The Project is consistent with the Database Updates/Additional Surveys
9 requirements of the MSHCP. Pursuant to Section 6.3.2 of the MSHCP, habitat assessments
10 and/or focused surveys for certain additional plant and animal species are required for properties
11 within mapped survey areas. The survey area maps have been reviewed and the Project is not
12 within a mapped survey area. Therefore, no further surveys or conservation measures are
13 required.
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15 6. The Project is consistent with the Criteria Area and PQP Land provisions
16 contained in Section 3.2.1 of the MSHCP. Section 3.2.1 describes lands within the MSHCP
17 conservation area including those designated as PQP Lands. Section 3.2.1 states that if a
18 Permittee elects to use property currently depicted as PQP Lands in a way that alters the land use
19 such that it would not contribute to Reserve Assembly, the Permittee shall locate and acquire or
20 otherwise encumber replacement acreage at a minimum ratio of 1:1. The Permittee must make
21 findings that the replacement acreage is biologically equivalent or superior to the existing
22 property. The appropriate MSHCP maps have been reviewed and it has been determined the
23 Project does not occur within MSHCP designated PQP Lands. Therefore, replacement acreage
24 for impacts to PQP Lands is not required.
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1 7. The Project is consistent with the Construction Guidelines for Facilities within
2 Criteria Areas and PQP Lands and Standard Best Management Practices, Appendix C contained
3 in Section 7.5.3 of the MSHCP. The appropriate MSHCP maps have been reviewed and it has
4 been determined the Project does not occur within any MSHCP Criteria Areas and PQP Lands,
5 therefore, Section 7.5.3 does not apply to the Project. However, the District will implement
6 applicable Standard Best Management Practices as outlined in Appendix C of the MSHCP.
7

8 8. The project will not have a significant adverse effect upon the environment and a
9 Mitigated Negative Declaration and Mitigation Monitoring Program are adopted based on the
10 findings incorporated in the initial study.
11

12 9. The Project is approved and the District is hereby authorized to proceed with the
13 Project.
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15 BE IT FURTHER RESOLVED that, within five (5) working days of this Board hearing,
16 the Clerk of the Board is directed to deliver the adopted Mitigated Negative Declaration and the
17 Notice of Determination to the Office of the County Clerk and Recorder and to the State Office
18 of Planning and Research, who are thereby directed to file same, all as required by law.
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MITIGATED NEGATIVE DECLARATION

State Clearinghouse Number:
2014031054

Contact Person:
Kris Flanigan

Telephone Number:
951.955.8581
Email: kflaniga@rcflood.org

Lead Agency and Project Sponsor:
Riverside County Flood Control and Water Conservation District

Address:
1995 Market Street

City:
Riverside

Zip:
92501

Project Title and Description:

The proposed University Wash Channel Stage 3 Project (Project) consists of the construction and maintenance of approximately 2,500 linear feet (LF) of 90-inch reinforced concrete pipe underground storm drain and associated catch basins, access manholes, street repaving, and grading of approximately 2 acres. Once constructed, the proposed Project would provide 10-year flood protection to the adjacent area.

Project Location:

The Project would be located in the city of Riverside, California, in Section 24 of Township 2 South, Range 5 West, San Bernardino Base and Meridian. The Project site is generally bound by Spruce Street to the north, Chicago Avenue to the east, Massachusetts Avenue and Durahart Street to the south, and Kansas Avenue to the west.

The General Manager-Chief Engineer of the Riverside County Flood Control and Water Conservation District has made a finding that the proposed University Wash Channel Stage 3 Project will not have a significant adverse effect on the environment. An Initial Study supporting this finding is attached. This finding will become final upon adoption of this Mitigated Negative Declaration by the Board of Supervisors of the Riverside County Flood Control and Water Conservation District. Mitigation measures are as follows:

Refer to attached Project Features & Environmental Commitments Monitoring Program Table.

Signature: _____

WARREN D. WILLIAMS
General Manager-Chief Engineer

Dated: _____

6/18/14

The Board of Supervisors of the Riverside County Flood Control and Water Conservation District, assembled in regular session on July 1, 2014 has determined that the proposed University Wash Channel Stage 3 Project will not have a significant adverse effect on the environment and has adopted this Mitigated Negative Declaration.

Signature: _____

KECIA HARPER-IHEM
Clerk of the Board

Dated: _____

Attachment

Copies to: 1) County Clerk
2) Flood Control

TMR:bjp

Notice of Determination

To: Office of Planning and Research

From: Riverside County Flood Control
1995 Market Street
Riverside, CA 92501
Contact: Kris Flanigan
Phone: 951.955.8581For U.S. Mail:
P.O. Box 3044
Sacramento, CA 95812-3044Street Address:
1400 Tenth Street
Sacramento, CA 95814

Lead Agency (if different from above):

County Clerk
County of Riverside
2724 Gateway Drive
Riverside, CA 92507**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): SCH 2014031054**Project Title:**

University Wash Channel, Stage 3

Project Location (include county)

The proposed project site is generally bound by Spruce Street to the north, Chicago Avenue to the east, Massachusetts Avenue and Durahart Street to the south, and Kansas Avenue to the west in the city of Riverside, County of Riverside. The proposed project is located within Township 2 South, Range 5 West, Section 24 of the Riverside East, California USGS 7.5-minute quadrangle map.

Project Description

The University Wash Channel, Stage 3 project consists of construction and maintenance of approximately 2,500 linear feet (LF) of 90-inch reinforced concrete pipe underground storm drain and associated catch basins, access manholes, street repaving, and grading of approximately two acres. The Riverside County Flood Control and Water Conservation District would manage construction, and own, operate and maintain the storm drain mainline. The City of Riverside would maintain the catch basins (i.e., drain inlets) and connector pipes. Once constructed, the proposed project would provide 10-year flood protection to the adjacent area and would substantially improve drainage along the project reach during the majority of storm events. Additionally, when ultimately paired with future master planned improvements upstream, the proposed storm drain improvements would provide 100-year flood protection to adjacent properties and public right-of-way.

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 July 1, 2014 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 Mitigated 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:

Revised 2004

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

RIVERSIDE COUNTY CLERK-RECORDER

AUTHORIZATION TO BILL

TO BE FILLED OUT BY SUBMITTING AGENCY

DATE: 6/4/2014 BUSINESS
UNIT/AGENCY: FLOOD CONTROL - FCARC

ACCOUNTING STRING:

ACCOUNT: 526410 FUND: 25110
DEPT ID: 947400 PROGRAM: _____

AMOUNT: \$2,231.25

REF: FINAL CEQA POSTING FOR UNIVERSITY WASH CHANNEL, STAGE 3
221-1-8-00120-03-30-0000-000.

THIS AUTHORIZES THE COUNTY CLERK & RECORDER TO ISSUE AN INVOICE FOR PAYMENT OF ALL DOCUMENTS INCLUDED.

NUMBER OF DOCUMENTS INCLUDED: 5

AUTHORIZED BY: DARRYLENN PRUDHOLME-BROCKINGTON 

PRESENTED BY: TOM RHEINER XT 54643

CONTACT: DARRYLENN PRUDHOLME-BROCKINGTON EXT 58357

TO BE FILLED OUT BY COUNTY CLERK

ACCEPTED BY: _____

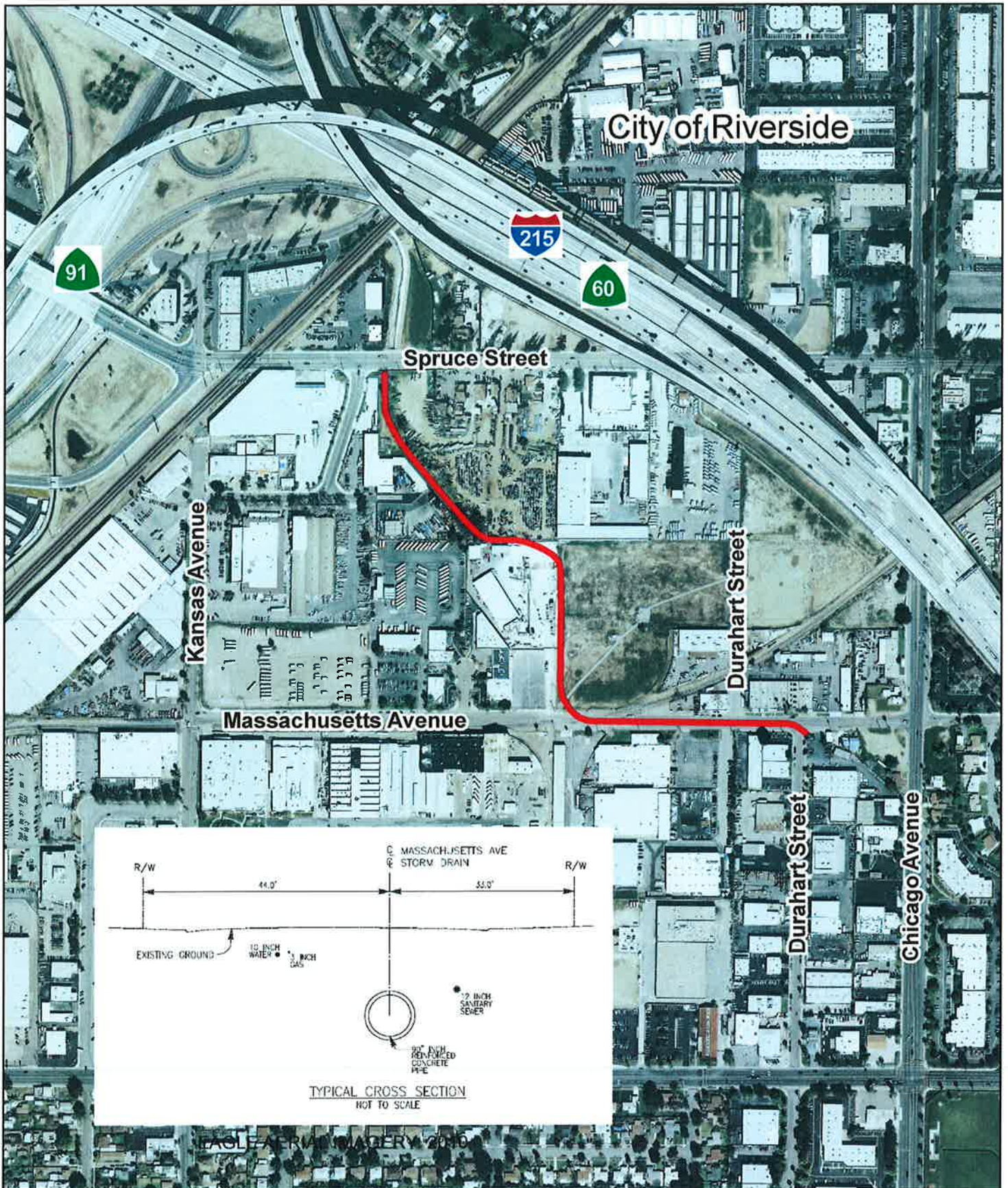
DATE: _____

DOCUMENT NO(S)/INVOICE NO(S): _____

University Wash Channel, Stage 3
Project No. 1-0-00120-03
Engineer's Statement

The proposed University Wash Channel, Stage 3 project is located in the city of Riverside, Riverside County. The project generally bound by Spruce Street to the north, Chicago Avenue to the east, Massachusetts Avenue to the south, and Kansas Avenue to the west. The project will provide 10-year flood protection to the adjacent area and will substantially improve drainage along the project reach during the majority of storm events. Additionally, when ultimately paired with future master planned improvements upstream, the storm drain improvements will provide 100-year flood protection to adjacent properties and public right-of-way.

The project consists of construction and maintenance of approximately 2,500 linear feet (LF) of 90-inch reinforced concrete pipe underground storm drain and associated catch basins, access manholes, street repaving, and grading of approximately 2 acres. The project will begin at the existing box to the Spruce Street Storm Drain on the south side of Spruce Street, then southeast along the alignment of the existing earthen channel approximately 800 LF. The project alignment would extend southerly and easterly for approximately 1,700 LF through several private parcels on which a storm drain easement would be acquired generally parallel to property lines. The alignment would then extend easterly in Massachusetts Avenue, terminating on the east side of Durahart Street adjacent to its intersection with Massachusetts Avenue. The Riverside County Flood Control and Water Conservation District would manage construction and would own, operate, and maintain the storm drain mainline. The City of Riverside would maintain the catch basins (i.e., drain inlets) and connector pipes. The estimated cost of the project is \$2,400,000.



RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT

**University Wash, Stage 3
Project No. 1-0-0120**

SECTION 18 - PUBLIC HEARING MAP

Legend

— Proposed Project Alignment

March 2014



NTS

MAR 25 2014

PUBLIC NOTICE

LARRY W. WARD, CLERK



T. Buie
Deputy

NOTICE OF AVAILABILITY OF INITIAL STUDY NOTICE OF INTENT TO ADOPT A MITIGATED NEGATIVE DECLARATION UNIVERSITY WASH CHANNEL, STAGE 3 in the city of Riverside

• PROJECT INFORMATION

The proposed project consists of the construction and maintenance of approximately 2,500 linear feet (LF) of 90-inch reinforced concrete pipe underground storm drain and associated catch basins, access manholes, street repaving, and grading of approximately 2 acres. Once constructed, the proposed Project would provide 10-year flood protection to the adjacent area. The Project Site is generally bound by Spruce Street to the north, Chicago Avenue to the east, Massachusetts Avenue and Durahart Street to the south, and Kansas Avenue to the west. A portion of the Project will cross property identified on lists enumerated by or succeeding those in Government Code Section 65962.5 for the presents of hazardous waste or hazardous materials releases. The Project will cross 2625 Durahart Street (APNs 210-150-001 and -016) identified on the former CORTESE list (SWRCB file no. 083300500), the ENVIROSTOR list (DTSC file no. CAD 097574073), the LUST list (RWQCB file no. 083300500) and the CHMIRS list (OES file no. 9990767).



• REASON FOR PUBLIC NOTICE

RCFC&WCD has conducted an Initial Study to evaluate potential impacts this project may have on the environment. The result of this study shows this project will not significantly impact the environment and a Mitigated Negative Declaration is proposed. This public notice is to address any questions or concerns about the project.

COUNTY CLERK
Neg Declaration/Ntc Determination
21152
POSTED

MAR 25 2014

Removed: 4.30.14
By: [Signature]
Dept. of California

• INFORMATION AVAILABLE

The Initial Study and Mitigated Negative Declaration are available for viewing online at: http://rcfflood.org or at the RCFC&WCD headquarters – 1995 Market Street, Riverside, CA 92501.

• WHAT CAN BE DONE

Any comments or concerns about the Proposed Project, Initial Study, or Mitigated Negative Declaration, can be submitted in writing no later than **April 21st, 2014**. Written responses should make reference to "University Wash Channel, Stage 3 project."

• CONTACT INFORMATION

Please submit any written comments to:

- Riverside County Flood Control and Water Conservation District
1995 Market Street, Riverside, CA 92501
Attn: Environmental Regulatory Services II

Questions can be directed to:

- Kris Flanigan: 951.955.8581 or email kflaniga@rcfflood.org
- Tom Rheiner: 951.955.4643 or email tmrheiner@rcfflood.org