

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

803B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
March 26, 2013

SUBJECT: San Jacinto MDP Line C, Stage 2, Line C-4, Line C-5, and Line B
Project No. 4-0-00124
District 3/District 3

RECOMMENDED MOTION:

1. Adopt Resolution No. F2013-06 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; and
2. Adopt a Mitigated Negative Declaration 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; and
3. Approve the Project Final Design and authorize the District to proceed with the Project; and
4. Direct the Clerk of the Board to submit the Mitigated Negative Declaration and Notice of Determination to the County Clerk and the State Office of Planning and Research for filing within five (5) working days of approval of this Project.

BACKGROUND:

See Page 2.

FINANCIAL: N/A

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

BY:
Steven C. Horn, MPA

County Executive Office Signature

MINUTES OF THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT

On motion of Supervisor Tavaglione, seconded by Supervisor Stone and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None
Date: March 26, 2013
xc: Flood, Recorder

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Prev. Agn. Ref.:

District: 3rd/3rd

Agenda Number:

11-2

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

FORM APPROVED COUNTY COUNSEL
BY:
MICHELLE CLACK
DATE: 3/5/13

Dept Recomm.: Policy Policy
 Consent Consent
Per Exec. Ofc.: Policy Policy

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

SUBJECT: San Jacinto MDP Line C, Stage 2, Line C-4, Line C-5, and Line B
Project No. 4-0-0124
District 3/District 3

SUBMITTAL DATE: March 26, 2013

Page 2

BACKGROUND:

Project Description: The proposed Project is located in Flood Control Zone 4 within the cities of San Jacinto and Hemet, and is generally bounded by West Esplanade Avenue to the north, South San Jacinto Avenue to the east, East Menlo Avenue to the south and North Buena Vista Street to the west.

The Project as proposed will construct, operate and maintain certain facilities pursuant to the District's adopted San Jacinto Regional Master Drainage Plan. Specifically, the Project will result in the construction of an underground storm drain system totaling approximately 1.6 miles in length. The storm drain system will include the construction of connector pipes, catch basins, and inlets; replacement of disturbed road surfaces; and relocation of existing gas, water, electric, communications, and sewer utility lines. The Project will require the District to purchase permanent and temporary construction easements on multiple properties; and the Project includes long-term maintenance and operation of the proposed facilities.

Compliance with Western Riverside County Multiple Species Habitat Conservation Plan (MSHCP): The Project is in compliance with applicable sections required by the MSHCP, under the following findings:

1. Sections 6.1.4 and 3.2.1 - The Project does not occur within or adjacent to a Criteria Area or MSHCP designated Public/Quasi-Public conservation lands.
2. Section 6.1.2 - Riparian/Riverine Area and Vernal Pools are not located within the Project Area.
3. Section 6.1.3 - The Project is not within a mapped survey area for Narrow Endemic Plant Species.
4. Section 6.3.2 - The Project is within a MSHCP Burrowing Owl Survey Area. A habitat site assessment was performed and no Burrowing Owls or Burrowing Owl signs were observed. However, in accordance with the MSHCP, a pre-construction survey for Burrowing Owls will be conducted prior to construction. If Burrowing Owls are confirmed present, they will be passively relocated and/or avoided, per mitigation described in the Initial Study/Mitigated Negative Declaration.
5. Section 7.5.3 - The District will implement applicable Standard Best Management Practices as outlined in Appendix C of the MSHCP.

California Environmental Quality Act (CEQA) Compliance: The Project will have a less than significant impact to the environment with implementation of mitigation proposed in the Initial Study/Mitigated Negative Declaration.

All provisions of CEQA and the District Rules to Implement CEQA 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.

This certification is in accordance with the requirements of CEQA.

BOARD OF SUPERVISORS

RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**RESOLUTION NO. F2013-06
ADOPTING A MITIGATED NEGATIVE DECLARATION AND
APPROVING THE PROJECT FINAL DESIGN OF THE
SAN JACINTO MDP LINE C, STAGE 2, LINE C-4, LINE C-5, AND LINE B PROJECT**

WHEREAS, the San Jacinto MDP Line C, Stage 2, Line C-4, Line C-5, and Line B Project (hereinafter referred to as "Project") is located in Flood Control Zone 4 within the cities of San Jacinto and Hemet; and

WHEREAS, the Project site is generally bound by West Esplanade Avenue to the north, South San Jacinto Avenue to the east, East Menlo Avenue to the south and North Buena Vista Street to the west; and

WHEREAS, the Project will construct, operate and maintain certain facilities pursuant to the District's adopted San Jacinto Regional Master Drainage Plan; and

WHEREAS, the Project will result in the construction of an underground storm drain system totaling approximately 1.6 miles in length; and

WHEREAS, the new storm drain system will include the construction of connector pipes, catch basins, and inlets, the replacement of road surfaces, and the relocation of existing gas, water, electric, communications, and sewer utility lines; and

WHEREAS, the Project will require the District to purchase permanent and temporary construction easements on multiple properties; and

WHEREAS, the Project includes the long term maintenance and operation of this facility; and

WHEREAS, a Section 18 Hearing was held on June 8, 1982 to adopt the San Jacinto Master Drainage Plan in which Line C, Stage 2, Line C-4, Line C-5, and Line B are components; and

WHEREAS, all requirements of the California Environmental Quality Act and the District Rules to Implement the Act have been met and the General Manager-Chief Engineer of

FORM APPROVED COUNTY COUNSEL
BY: *Michelle Clack* 3/5/13
DATE
MICHELLE CLACK

1 the District has found that the Project will not have a significant adverse effect upon the
2 environment and has completed a Mitigated Negative Declaration; and

3 WHEREAS, the Initial Study/Mitigated Negative Declaration thoroughly addresses the
4 environmental effects of implementing the Project, including the construction, operation and
5 maintenance of the various improvements identified therein; and

6 WHEREAS, the District is an active participant and Permittee in the Western Riverside
7 County Multiple Species Habitat Conservation Plan (MSHCP); and

8 WHEREAS, all obligations set forth to the District by the MSHCP have been discussed
9 and implemented; and

10 WHEREAS, the Project Final Design is set forth in the Design Drawings of the
11 proposed Project, on file with the Clerk of the Board of Supervisors; and

12 WHEREAS, the matter was discussed fully with testimony and documentation
13 presented by the public and affected government agencies.

14 NOW THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the
15 Board of Supervisors of the Riverside County Flood Control and Water Conservation District
16 in regular session assembled on March 26, 2013 that:

17 1. The Project is not within a Criteria Area set forth in and established by the
18 MSHCP.

19 2. The Project is consistent with the Riparian/Riverine Area and Vernal Pool
20 requirements of the MSHCP. Pursuant to Section 6.1.2 of the MSHCP, Riparian/Riverine areas
21 are lands which contain habitat dominated by trees, shrubs, persistent emergents, or emergent
22 mosses and lichens, which occur close to or which depend upon soil moisture from a nearby
23 fresh water source, or areas with freshwater flow during all or a portion of the year. Vernal
24 Pools are seasonal wetlands that occur in depression areas that have wetlands indicators of all
25 three parameters (soils, vegetation and hydrology) during the wetter portion of the growing
26 season. It has been determined that the Project area does not contain any vernal pools, nor does
27 it include Riparian/Riverine Areas as defined by the MSHCP. In addition, the Project area does
28

1 not contain suitable habitat for least Bell's vireo, Southwestern Willow Flycatcher, or Western
2 Yellow-Billed Cuckoo. However, the site contains potentially suitable habitat for other avian
3 species. Therefore, a pre-construction nesting bird survey will be conducted.

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

10 4. The Project is consistent with the Urban-Wildlands Interface requirements of the
11 MSHCP. Section 6.1.4 of the MSHCP presents guidelines to minimize indirect effects of a
12 project in proximity to the MSHCP Conservation Area. This section provides mitigation
13 measures for impacts associated with Drainage, Toxics, Lighting, Noise, Invasives, Barriers,
14 and Grading/Land Development. The Project has been reviewed and it has been determined
15 the Project does not occur within or adjacent to a Criteria Area or MSHCP-designated
16 Public/Quasi-Public (PQP) conservation lands. Therefore, no further analysis or
17 implementation of any mitigation measures is required.

18 5. The Project is consistent with the Database Updates/Additional Surveys
19 requirements of the MSHCP. Pursuant to Section 6.3.2 of the MSHCP, habitat assessments
20 and/or focused surveys for certain additional plant and animal species are required for
21 properties within mapped survey areas. The survey area maps have been reviewed and the
22 Project is only within a mapped survey area for the Burrowing Owl. In accordance with the
23 MSHCP, a pre-construction survey for Burrowing Owls will be required prior to disturbance of
24 the property for construction purposes. The project satisfies the plant, mammal, amphibian and
25 bird Additional Survey Needs and Procedures requirements of the MSHCP.

26 6. The Project is consistent with the PQP Land provisions contained in Section 3.2.1
27 of the MSHCP. Section 3.2.1 describes lands within the MSHCP conservation area including
28

1 those designated as PQP lands. Section 3.2.1 states that if a Permittee elects to use property
2 currently depicted as PQP lands in a way that alters the land use such that it would not
3 contribute to Reserve Assembly, the Permittee shall locate and acquire or otherwise encumber
4 replacement acreage at a minimum ratio of 1:1. The Permittee must make findings that the
5 replacement acreage is biologically equivalent or superior to the existing property. The Project
6 has been reviewed and it has been determined the Project does not occur within MSHCP-
7 designated PQP conservation lands. Therefore, no further analysis is required.

8 7. The Project is consistent with the Construction Guidelines for Facilities within
9 Criteria Areas and PQP Lands and Standard Best Management Practices, Appendix C
10 contained in Section 7.5.3 of the MSHCP. The Project has been reviewed and it has been
11 determined the Project does not occur within any MSHCP Criteria Areas and PQP Lands,
12 therefore, Section 7.5.3 does not apply to the project. However, the District will implement
13 applicable Standard Best Management Practices as outlined in Appendix C of the MSHCP.

14 BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that:

15 1. There is no substantial evidence in light of the whole record that the Project, with
16 mitigation, may have a significant effect upon the environment and the Mitigated Negative
17 Declaration represents the independent judgment of the District.

18 2. A Mitigated Negative Declaration is adopted based on the findings incorporated in
19 the initial study and the conclusion that the Project will not have a significant effect on the
20 environment.

21 BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Project
22 Final Design is hereby approved and the District is authorized to proceed with the Project.

23 BE IT FURTHER RESOLVED AND ORDERED that, within five (5) working days of
24 approval of the Project, the Clerk of the Board is directed to file the adopted Mitigated
25 Negative Declaration and the Notice of Determination with the County Clerk and the State
26 Office of Planning and Research for posting, all as required by law.

27
28

2
3 **RESOLUTION NO. F2013-06**

4 **ADOPTING A MITIGATED NEGATIVE DECLARATION AND**
5 **APPROVING THE PROJECT FINAL DESIGN OF THE**
6 **SAN JACINTO MDP LINE C, STAGE 2, LINE C-4, LINE C-5 AND LINE B PROJECT**

7
8 ADOPTED by Riverside County Board of Supervisors on March 26, 2013

9 **ROLL CALL:**

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on the date therein set forth.

KECIA HARPER-IHEM, Clerk of said Board

By: _____
Deputy

03.26.13 11-2

Notice of Determination

To: Office of Planning and Research

From: Riverside County Flood Control
1995 Market Street
Riverside, CA 92501
Contact: Kris Flanigan
Phone: 951.955.8581

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

Street Address:
1400 Tenth Street
Sacramento, CA 95814

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

Original Negative Declaration/Notice of
Determination was routed to County
Clerks for posting on.
4/1/13 Kb
Date Initial

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

State Clearinghouse Number: 2013011029

Project Title: San Jacinto MDP Line C, Stage 2, Line C-4, Line C-5, and Line B

Project Location: The Project is located in Riverside County, within portions of the cities of San Jacinto and Hemet, and is generally bounded by West Esplanade Avenue to the north, South San Jacinto Avenue to the east, East Menlo Avenue to the south and North Buena Vista Street to the west. The Project can be found within Township 5 South, Range 1 West, Sections 2, 3, and 11, San Bernardino Base and Meridian.

Project Description: The Project will construct, operate and maintain Line C, Line C-5, Line C-4, and Line B underground storm drain facilities pursuant to the District's adopted San Jacinto Master Drainage Plan. The Project includes relocation of existing utilities, repaving disturbed areas, and purchasing permanent and temporary construction easements on multiple properties.

This is to advise that the Riverside County Flood Control and Water Conservation District (Lead Agency) has approved the above described project on March 26, 2013 and has made the following determinations regarding the above described project:

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 ("Environmental Commitments and Mitigation Monitoring Program") 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.

[Handwritten Signature]
Signature (Public Agency)

Board Assistant
Title

March 26, 2013
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.

P8\152029

MAR 26 2013 11-2

MITIGATED NEGATIVE DECLARATION

Project:
San Jacinto MDP Line C, Stage 2, Line C-5, Line C-4, and Line B

State Clearinghouse Number:
2013011029

Lead Agency and Project Sponsor:
Riverside County Flood Control and Water Conservation District
1995 Market Street, Riverside, CA 92501

Project Contact:
Kris Flanigan

Phone:
951.955.8581

Email:
kflaniga@rcflood.org

Project Description:

The Project is located within portions of the cities of San Jacinto and Hemet, and is generally bounded by West Esplanade Avenue to the north, South San Jacinto Avenue to the east, East Menlo Avenue to the south and North Buena Vista Street to the west. The proposed Project will alleviate flooding within the Project area. The Project as proposed will construct, operate and maintain certain facilities pursuant to the District's adopted San Jacinto Master Drainage Plan. Specifically, the Project includes the construction of Line C, Line C-5, Line C-4, Line B, relocation of existing utilities and repaving disturbed areas. The Project will result in four contiguous stormwater runoff conveyance pipelines totaling approximately 1.6 miles in length. The proposed Project also requires the purchase of permanent and temporary construction easements on multiple properties. Collectively, these individual actions comprise "the Project".

Project Location:

The project is located within portions of the cities of San Jacinto and Hemet, and is generally bounded by West Esplanade Avenue to the north, South San Jacinto Avenue to the east, East Menlo Avenue to the south, and North Buena Vista Street to the west.

Lead Agency Finding:

The General Manager-Chief Engineer of the Riverside County Flood Control and Water Conservation District has made a finding that the proposed San Jacinto MDP Line C, Stage 2, Line C-4, Line C-5, and Line B Project will not have a significant adverse effect on the environment. Supporting documents incorporated by reference include the CEQA Initial Study (and related technical appendices), and the Environmental Commitments and Mitigation Monitoring Program. 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.

Signature: _____

WARREN D. WILLIAMS
General Manager-Chief Engineer

Dated: _____

3/13/13

Board of Supervisors Action:

The Board of Supervisors of the Riverside County Flood Control and Water Conservation District assembled in regular session on March 26, 2013 has determined that the San Jacinto MDP Line C, Stage 2, Line C-4, Line C-5, and Line B Project will not have a significant adverse effect on the environment and has adopted a Mitigated Negative Declaration.

Signature: _____

KECIA HARPER-JHEM
Clerk of the Board

Dated: _____

March 26, 2013

Copies to: 1) County Clerk
2) State Clearinghouse

RIVERSIDE COUNTY CLERK-RECORDER

AUTHORIZATION TO BILL

TO BE FILLED OUT BY SUBMITTING AGENCY

DATE: 3/12/2013 BUSINESS UNIT/AGENCY: FLOOD CONTROL - FCARC

ACCOUNTING STRING:

ACCOUNT: 526410 FUND: 25140

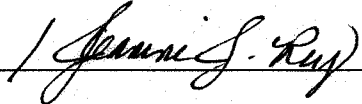
DEPT ID: 947460 PROGRAM: _____

AMOUNT: \$2,206.25

REF: FINAL CEQA POSTING FOR SAN JACINTO MDP LINE C , STG 2, LINE C4,C5 & B

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

NUMBER OF DOCUMENTS INCLUDED: 3

AUTHORIZED BY: STUART MCKIBBIN 

PRESENTED BY: KRIS FLANIGAN 58581

CONTACT: DARRYLENN BROCKINGTON PRUDHOLME 58357

TO BE FILLED OUT BY COUNTY CLERK

ACCEPTED BY: _____

DATE: _____

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

PUBLIC NOTICE

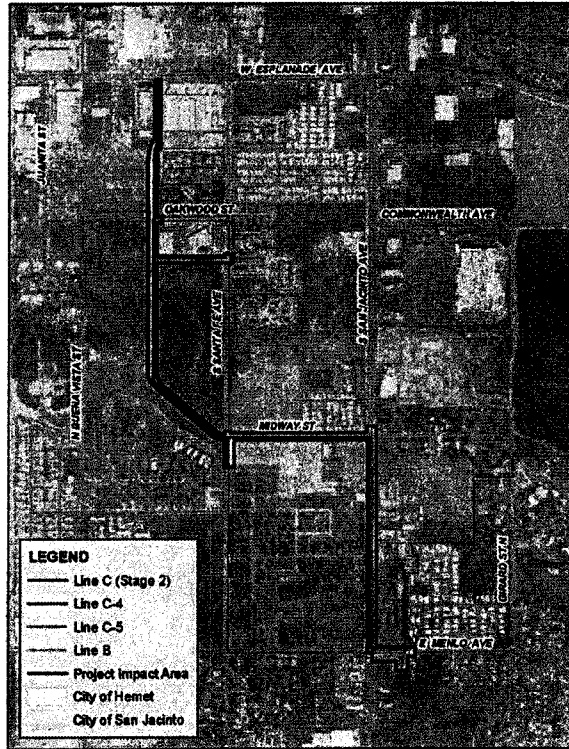
FILED
RIVERSIDE COUNTY
JAN 17 2013



NOTICE OF AVAILABILITY OF INITIAL STUDY NOTICE OF INTENT TO ADOPT A MITIGATED NEGATIVE DECLARATION FOR THE SAN JACINTO MASTER DRAINAGE PLAN LINE C, STAGE 2, LINE C-4, LINE C-5, AND LINE B

LARRY W. WARD, CLERK
M. Meyer
Deputy

The Riverside County Flood Control and Water Conservation District (RCFC&WCD) proposed Project consists of the construction, operation, and maintenance of a system of underground storm drain facilities (project alignments are shown in the figure on the right). The proposed Project also requires the purchase of permanent and temporary construction easements on multiple properties. The Project is within the City of Hemet and the City of San Jacinto.



In accordance with the California Environmental Quality Act (CEQA), RCFC&WCD has conducted an Initial Study for this project which analyzes 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 solicit comments, questions or concerns about the environmental analysis and project impacts.

A copy of the Initial Study and Mitigated Negative Declaration is available for review at:

● **San Jacinto Library**
500 Idyllwild Drive
San Jacinto 92583
(951) 654-8635

● **RCFC&WCD**
1995 Market Street
Riverside, CA 92501
(951) 955-1200

● **Online**
Please visit the RCFC&WCD website at: www.rcflood.org
The CEQA document and public notices are located in the lower left corner of the website under the "Public Notices" tab.

Any comments or concerns about the proposed project, Initial Study, or Mitigated Negative Declaration, must be submitted in writing no later than **February 19, 2013**. Written responses should make reference to "San Jacinto Master Drainage Plan Line C, Stage 2, Line C-4, Line C-5, and Line B".

Please submit any written comments to:

- Riverside County Flood Control and Water Conservation District
1995 Market Street
Riverside, CA 92501
Attn: Kris Flanigan

Questions should be directed to:

- Kris Flanigan: 951.955.858
kflaniga@rcflood.org
- Joan Valle: 951.955.8856
jvalle@rcflood.org

CLERK
Declaration/Nic Determination
Filed per P.R.C. 21152
POSTED
JAN 17 2013
Removed: 2-27-13
By: [Signature]
County of Riverside, State of California
Dept.