

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



ITEM
11.3
(ID # 2761)

MEETING DATE:
Tuesday, December 13, 2016

FROM : FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Public Hearing, Adopt Resolution No. F2016-22 for the Bautista Creek Channel Recharge Basin Expansion, Stage 50 Project, Project No. 4-0-00030-50, 3rd District. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Resolution No. F2016-22 which finds the Bautista Creek Channel Recharge Basin Expansion, Stage 50 Project (Project) will not have a significant adverse effect on the environment and is in compliance with Section 18 of the District Act, California Environmental Quality Act, and the Western Riverside County Multiple Species Habitat Conservation Plan;
2. Adopt a Mitigated Negative Declaration and Mitigation Monitoring and Reporting 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 with the incorporation of feasible mitigation;
3. Approve and authorize the District to proceed with the Project; and
4. Direct the Clerk of the Board to deliver 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.

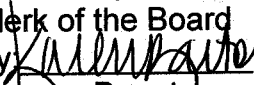


Bob Cullen, Assistant Chief Engineer 12/1/2016

MINUTES OF THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT

On motion of Supervisor Ashley, seconded by Supervisor Jeffries and duly carried,
IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Washington and Ashley
Nays: None
Absent: Benoit
Date: December 13, 2016
xc: Flood, Recorder

Kecia Harper-Ihem
Clerk of the Board
By 
Deputy

11-3

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

BACKGROUND:

Summary

The Riverside County Flood Control and Water Conservation District (District) in partnership with the Lake Hemet Municipal Water District (LHMWD), is proposing to fund, design, construct, operate and maintain the Bautista Recharge Basin Expansion project (project) as part of an effort to fulfill the District's ongoing goal to promote water conservation and recharge. The recharge project is being designed to promote infiltration and increase recharge in the Hemet-San Jacinto Valley groundwater basin areas. The project includes construction of 6 earthen infiltration basins that will allow stormwater and surplus water to pond until it infiltrates into the ground. Water will enter the site and begin ponding within the southernmost basin and then be allowed to spillover via concrete spillway or concrete pipe structure, each which will be connected into the subsequent downstream basins flowing from south to north. A secondary source of water will be from surplus imported water via a pipeline from under Cedar Avenue that will be constructed as part of the project. The cost of implementing the project is estimated at \$1,300,000 and is included in the District's Zone 4 budget, however, it should be noted that the District will share the cost of this project with the LHMWD pending the terms of a future agreement. It should also be noted that funding will not be requested until the project goes out to bid and a construction contractor is selected.

In accordance with the California Environmental Quality Act (CEQA), the District has prepared an Initial Study for this project which analyzes potential impacts it may have on the environment. The result of this study shows this project will not significantly impact the environment with the incorporation of feasible mitigation, and a Mitigated Negative Declaration has been prepared.

| FINANCIAL DATA | Current Fiscal Year: | Next Fiscal Year: | Total Cost: | Ongoing Cost |
|-----------------------------|-----------------------------|--------------------------|-------------------------------|---------------------|
| COST | \$0 | \$0 | \$0 | \$0 |
| NET DISTRICT COST | \$0 | \$0 | \$0 | \$0 |
| SOURCE OF FUNDS: N/A | | | Budget Adjustment: No | |
| | | | For Fiscal Year: 16/17 | |

C.E.O. RECOMMENDATION: APPROVE

Impact on Residents and Businesses

Improved water conservation and less flooding in the immediate project vicinity.

ATTACHMENTS:

1. Resolution No. F2016-22
2. Project Map (Attachment "A")
3. Section 18 Cross Sections Figure (Attachment "B")

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

4. Engineer's Statement (Attachment "C")
5. Declaration of Postings for the Valle Vista Library, the County Clerk, and the District (Attachment "D")
6. Final Initial Study (Attachment "E")
7. Mitigated Negative Declaration (Attachment "F")
8. Mitigation Monitoring and Reporting Program (Attachment "G")
9. Notice of Determination (2 copies) (Attachment "H")
10. Authorization to Bill for Notice of Determination CDFW Filing Fees



Gregory F. Priamos, Director County Counsel

12/1/2016



Steve C. Horn

12/5/2016

Board of Supervisors

Riverside County Flood Control and Water Conservation District

RESOLUTION NO. F2016-22
COMPLYING WITH SECTION 18 OF THE DISTRICT ACT;
ADOPTING A MITIGATED NEGATIVE DECLARATION
AND A MITIGATION MONITORING AND REPORTING PROGRAM
FOR THE BAUTISTA CREEK CHANNEL
RECHARGE BASIN EXPANSION, STAGE 50 PROJECT,
PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AND
APPROVING THE BAUTISTA CREEK CHANNEL
RECHARGE BASIN EXPANSION, STAGE 50 PROJECT

WHEREAS, on November 8, 2016, the Board of Supervisors adopted Resolution No. F2016-22 pursuant to Section 18 of the Riverside County Flood Control and Water Conservation District Act ("District Act") which requires the Riverside County Flood Control and Water Conservation District ("District") to give notice of its intention to construct a project in Zone 4, within an unincorporated area in the county of Riverside, designated as Bautista Creek Channel Recharge Basin Expansion, Stage 50 Project ("Project") and giving further notice the Project would be considered at a public hearing on December 13, 2016; and

WHEREAS, the Project is generally bounded to the south by an existing set of recharge basins, to the west by Ramona Expressway, to the north by Cedar Avenue, and to the east by Bautista Creek Channel; and

WHEREAS, the Project consists of the construction of six (6) earthen infiltration basins that will allow stormwater and surplus water to pond until it percolates into the ground; and

WHEREAS, notice of the Section 18 public hearing was properly made, 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, on December 13, 2016; and

FORM APPROVED BY COUNTY COUNSEL BY: MICHELLE CLACK 12/13/16 DATE

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

WHEREAS, pursuant to the California Environmental Quality Act ("CEQA"), the District is the lead agency for the Project; and

WHEREAS, an Initial Study (SCH No. 2016081035) was prepared that thoroughly addresses the environmental effects of implementing the Project, including the construction, operation and maintenance of the various improvements identified therein; and

WHEREAS, the Initial Study determined that all impacts were either less-than-significant or could be mitigated to less-than-significant and a Mitigation Monitoring and Reporting Plan ("MMRP") was prepared for the Project; and

WHEREAS, the General Manager-Chief Engineer for the District has found the Project will not have a significant adverse effect upon the environment and a Mitigated Negative Declaration ("MND") has been prepared; and

WHEREAS, all CEQA documents for the Project, including the Notice of Intent to Adopt an MND, Initial Study, MMRP and the MND (SCH No. 2016081035) were made available for a 30-day public review period, and were posted on the District's website, and were made available for public review at the District's office and at the Valle Vista Public Library; and

WHEREAS, the District did not receive any comment letters on the Draft Initial Study that needed to be addressed in the Final Initial Study; and

WHEREAS, no changes to the analyses nor the mitigation measures as proposed in the Draft Initial Study are required, and the District has determined that a MND is the appropriate CEQA document for the project; and

WHEREAS, the Final Initial Study and MND have been independently reviewed and reflect the independent judgment of the Board of Supervisors for the District and are deemed adequate for purposes of making decisions on the merits of the Project; and

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

WHEREAS, all provisions of CEQA and the District Rules to Implement the California Environmental Quality Act have been satisfied; and

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

WHEREAS, the Project is in compliance with Sections 6.1.2, 6.1.3, 6.3.2, 6.1.4, 7.0 and Appendix C of the MSHCP as supported by the conclusions of the Initial Study and the Habitat Assessment and Western Riverside County Multiple Species Habitat Conservation Plan Consistency Analysis prepared for the Project (Appendix B of the Initial Study).

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 December 13, 2016 based upon the evidence and testimony presented on the matter, both written and oral, that:

1. The Project is in compliance with Section 18 of the District Act. The Section 18 Map is attached herein as Attachment "A"; an illustration of the project's cross sections are attached herein as Attachment "B"; the Engineer's Statement is attached herein as Attachment "C"; and the Declaration of Postings for the Valle Vista Public Library, the County Clerk, and the District are attached herein as Attachment "D".

2. There is no substantial evidence in light of the whole record that the Project, with mitigation, will have a significant adverse effect upon the environment and the Initial Study (Attachment "E") and the Mitigated Negative Declaration (Attachment "F") represent the independent judgement of the 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

3. The Mitigated Negative Declaration (Attachment "F") is adopted based on the findings incorporated in the Initial Study and the determination that the Project will not have a significant effect on the environment.

4. The Mitigation Monitoring and Reporting Program attached to this Resolution (Attachment "G") is adopted pursuant to Public Resources Code §21081.6.

5. All obligations set forth to the District pursuant to applicable sections of the MSHCP have been analyzed and shall be implemented by the District as prescribed in the MSHCP Implementation Agreement.

6. The Project is approved and the District is hereby authorized to proceed with the Project.

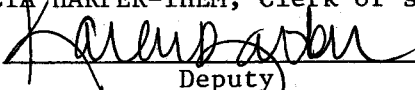
7. The custodians of the documents and materials that constitute the record of proceedings on which this decision is based are with the Clerk of the Board of Supervisors and the District. These documents and materials are located at 4080 Lemon Street, Riverside, California ("Clerk") and 1995 Market Street, Riverside, California ("District"). This information is provided in compliance with Public Resources Code §21081.6.

8. The Board of Supervisors hereby directs staff to execute and file a Notice of Determination (Attachment "H") with the Riverside County Clerk's Office and the Office of Planning and Research within five (5) working days of adoption of this Resolution.

ROLL CALL:

Ayes: Jeffries, Tavaglione, Washington and Ashley
Nays: None
Absent: Benoit

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

MITIGATED NEGATIVE DECLARATION

Project Title: Bautista Recharge Basin Project

State Clearinghouse Number: 2016081035

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 Description: The Riverside County Flood Control and Water Conservation District (District), in partnership with the Lake Hemet Municipal Water District (LHMWD), is proposing to design, construct, operate and maintain the Bautista Recharge Basin Expansion project (project) as part of an effort to fulfill the District's ongoing goal to promote water conservation and recharge. The recharge project is being designed to promote infiltration and increase recharge in the Hemet-San Jacinto Valley groundwater basin areas. The project includes construction of 6 earthen infiltration basins that will allow stormwater and surplus water to pond until it infiltrates into the ground. The project will be a continuation of the existing recharge basins, built by the Army Corps of Engineers (Corps) in 1984 as part of the Bautista Creek Channel project, immediately south of the project site. Water will enter the site and begin ponding within the southernmost basin and then be allowed to spillover via concrete spillway or concrete pipe structure, each which will be connected into the subsequent downstream basins flowing from south to north. A secondary source of water will be from surplus imported water via a pipeline from under Cedar Avenue that will be constructed as part of the project. To ensure ponding, several existing outlets into the Bautista Creek Channel will be modified. Upon completion, the project will double the storage volume for infiltration. By allowing a greater volume of water to be collected on site and settle into the ground, the project also provides water quality treatment as a secondary feature. The project is being designed and will be constructed by the District while the LHMWD will be responsible for the design of the water supply pipe and for the operation and maintenance activities for the basin.

Project Location: The project site is located just outside the city of Hemet within the unincorporated area of Riverside County and is bounded on the west by Ramona Expressway and residential properties, on the north by Cedar Avenue, on the east by the concrete lined Bautista Creek Channel, and on the south by the existing recharge basins built by the Army Corps of Engineers (Corps), immediately south of the project site. The project is located on APN 551-200-034 in Township 5 South, Range 1 East, Sections 5, 6 and 8 of the San Jacinto 7.5 Series Topographic Quadrangle maps. The latitude/longitude for the project is 33°45'36.44"N, 116°54'31.77"W.

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 Bautista Recharge Basin Expansion Project will not have a significant adverse effect on the environment with mitigation incorporated. An Initial Study/Mitigated Negative Declaration 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:

Signature: _____

JASON E. UHLEY
General Manager-Chief Engineer

Dated: 9-29-16

Board of Supervisors Action: The Board of Supervisors of the Riverside County Flood Control and Water Conservation District, assembled in regular session on December 13, 2016 has determined that the Bautista Recharge Basin Expansion 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: December 13, 2016

Attachment

- Copies to:
- 1) County Clerk
 - 2) Flood Control

Original Negative Declaration/Notice of Determination was routed to County Clerks for posting on.

12/21/16
Date

kb
Initial

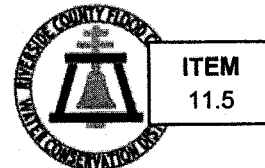
**Bautista Creek Recharge Basin
Expansion Project**

**RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT**

ENVIRONMENTAL COMMITMENTS & MITIGATION MONITORING PROGRAM TABLE

| Potential Impact | Mitigation Measures | Implementation Responsibility | Implementation Timing |
|--|--|-------------------------------|---|
| <p>Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Wildlife or U.S. Fish and Wildlife Service?</p> | <p>MM BIO-1: A pre-construction clearance survey shall be conducted to ensure the continued absence of burrowing owl (BUOW) from the proposed project site.</p> | <p>RCFC&WCD</p> | <p>Within 30 days prior to the start of construction.</p> |
| <p>Cause a substantial adverse change in the significance of a tribal cultural resource as defined in Public Resources Code 21074?</p> | <p>MM CUL-1: In the event that any cultural and/or archaeological resources are uncovered during construction, ground disturbance activities in the vicinity of the discovery shall immediately halt and construction shall be moved to another part of the project site. A qualified archaeologist and/or the Soboba Band of Luiseño Indians shall determine the significance of the resource(s). If the find is determined to be a historical or unique archaeological resource, as defined in Section 15064.5 of the California Code of Regulations (State CEQA Guidelines), avoidance or other appropriate measures shall be implemented. Treatment and disposition of any tribal cultural resource discoveries will be determined on a case-by-case basis, in consultation with the Soboba Band of Luiseño Indians. Site records or site record updates (as appropriate) shall be prepared and submitted to the Eastern Information Center as a permanent record of the discovery.</p> | <p>RCFC&WCD</p> | <p>During earthwork activity.</p> |

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



MEETING DATE:

Tuesday, November 8, 2016

FROM : FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Adoption of Resolution No. F2016-21 - Setting a Public Hearing for the Bautista Creek Channel Recharge Basin Expansion, Stage 50 Project Pursuant to Section 18 of the District Act, Project No. 4-0-00030-50, 3rd District [\$0] (Set for Hearing 12/13/2016 @ 9:00 a.m. or as soon as possible thereafter)

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Resolution No. F2016-21 which sets December 13, 2016 as the date for a public hearing concerning the approval of the above-referenced project in accordance with Section 18 of the District Act; and
2. Direct the Clerk of the Board to advertise and post said notice of public hearing to approve the project in accordance with Section 18 of the Riverside County Flood Control and Water Conservation District Act.

Jason Uhley
Jason Uhley 10/27/2016

| FINANCIAL DATA | Current Fiscal Year: | Next Fiscal Year: | Total Cost: | Ongoing Cost |
|-----------------------------|----------------------|-------------------|-------------------------------|--------------|
| COST | \$0 | \$0 | \$0 | \$0 |
| NET COUNTY COST | \$0 | \$0 | \$0 | \$0 |
| SOURCE OF FUNDS: N/A | | | Budget Adjustment: N/A | |
| | | | For Fiscal Year: N/A | |

C.E.O. RECOMMENDATION: APPROVE

MINUTES OF THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT

On motion of Supervisor Jeffries, seconded by Supervisor Washington and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended, and is set for public hearing on Tuesday, December 13, 2016, at 9:00 a.m. or as soon as possible thereafter.

Ayes: Jeffries, Tavaglione, Washington, Benoit and Ashley
 Nays: None
 Absent: None
 Date: November 8, 2016
 xc: Flood, COB

Kecia Harper-Ihem
 Clerk of the Board
 By: *[Signature]*
 Deputy
 11-5

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

BACKGROUND:

Summary

Section 18 of the Riverside County Flood Control and Water Conservation District Act requires the Board of Supervisors to hold a public hearing for the purpose of considering all comments regarding any proposed facilities before authorizing the construction of such facilities.

The Riverside County Flood Control and Water Conservation District (District) in partnership with the Lake Hemet Municipal Water District (LHMWD), is proposing to fund, design, construct, operate and maintain the Bautista Creek Channel Recharge Basin Expansion, Stage 50 Project (project) as part of an effort to fulfill the District's ongoing goal to promote water conservation and recharge. The recharge project is being designed to promote infiltration and increase recharge in the Hemet-San Jacinto Valley groundwater basin areas. The project includes construction of six (6) earthen infiltration basins that will allow stormwater and surplus water to pond until it infiltrates into the ground. Water will enter the site and begin ponding within the southernmost basin and then be allowed to spillover via a concrete spillway or concrete pipe structure, each of which will be connected into the subsequent downstream basins flowing from south to north. A secondary source of water will be from surplus imported water via a pipeline from under Cedar Avenue that will be constructed as part of the project. The cost of implementing the project is estimated at \$1,300,000 which will be shared between the District and LHMWD pending a future funding agreement.

In accordance with the California Environmental Quality Act, the District prepared and circulated an Initial Study for this project, which analyzes potential impacts it may have on the environment. The result of the Initial Study shows this project, with the incorporation of feasible mitigation, will not significantly impact the environment and a Mitigated Negative Declaration (MND) is proposed. On December 13, 2016, the date of the Section 18 public hearing, the Board will consider the MND under Resolution No. F2016-22.

Impact on Residents and Businesses

N/A

ATTACHMENTS:

1. Resolution No. F2016-21
2. Project Map (Attachment "A")
3. Recharge Basin Cross-Sections (Attachment "B")
4. Engineer's Statement (Attachment "C")
5. Copy of Form 11 Public Hearing Package for 12/13/16
6. Copy of Resolution No. F2016-22

1
2 Board of Supervisors

Riverside County Flood Control
and Water Conservation District

3 **RESOLUTION NO. F2016-21**
4 **SETTING A PUBLIC HEARING DATE FOR**
5 **BAUTISTA CREEK CHANNEL**
6 **RECHARGE BASIN EXPANSION, STAGE 50 PROJECT**
7 **IN ACCORDANCE WITH SECTION 18 OF THE**
8 **RIVERSIDE COUNTY FLOOD CONTROL**
9 **AND WATER CONSERVATION DISTRICT ACT**

10 WHEREAS, Act 6642 of the State Legislature, Section 18 of the Riverside County Flood
11 Control and Water Conservation District Act ("District Act") requires that the Riverside County
12 Flood Control and Water Conservation District ("District") give public notice and conduct a public
13 hearing prior to undertaking construction of District facilities; and

14 WHEREAS, this Board of Supervisors ("Board") intends to undertake a project within an
15 unincorporated area in the county of Riverside designated as the Bautista Creek Channel Recharge
16 Basin Expansion, Stage 50 Project ("Project"); and

17 WHEREAS, the Project is generally bounded to the south by an existing set of recharge
18 basins, to the west by Ramona Expressway, to the north by Cedar Avenue, and to the east by
19 Bautista Creek Channel; and

20 WHEREAS, the Project consists of the construction of six (6) earthen infiltration basins
21 that will allow stormwater and surplus water to pond until it percolates into the ground; and

22 WHEREAS, reference is made to a Section 18 map, dated October 2016 (Attachment "A"),
23 bearing the name and showing the general location and typical cross sections (Attachment "B") of
24 the Project which are also on file with the Clerk of the Board; and

25 WHEREAS, reference is made to the engineering cost estimate of the Project, entitled
26 "Engineer's Statement" (Attachment "C") on file with the Clerk of the Board; and
27
28

FORM APPROVED COUNTY COUNSEL
BY:  DATE 10/25/16
MICHELLE CLASK

1 WHEREAS, in accordance with the California Environmental Quality Act ("CEQA"), the
2 District prepared an Initial Study which demonstrates that, with the incorporation of required
3 mitigation, the Project will not have a significant physical impact on the environment and,
4 therefore, a Mitigated Negative Declaration ("MND") is proposed; and
5

6 WHEREAS, the Initial Study and MND (SCH No. 2016081035) were circulated for a 30-
7 day public review period from August 10, 2016 through September 8, 2016 pursuant to CEQA;
8 and

9 WHEREAS, on December 13, 2016, the date of the Section 18 Public Hearing, the Board
10 will consider the MND under Resolution No. F2016-22; and

11 WHEREAS, the Section 18 map and the Engineer's Statement for the Project are posted on
12 the District's website at <http://rcflood.org> under the CEQA/Section 18 tab and may be inspected at
13 the District's office located at 1995 Market Street, Riverside, California 92501 or at Valle Vista
14 Public Library located at 25757 Fairview Avenue, Hemet, California 92544; and

15 WHEREAS, pursuant to Section 18 of the District Act, prior to making a decision on the
16 Project, this Board will consider all written and oral comments; and
17

18 WHEREAS, pursuant to Section 18 of the District Act, any person wishing to comment on
19 the Project may do so in writing between the date of this notice and the public hearing, or may
20 appear and be heard at the time and place noted below.
21

22 NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the
23 Board of Supervisors of the Riverside County Flood Control and Water Conservation District in
24 regular session assembled on November 8, 2016 that:

25 1. A public hearing pertaining to the Bautista Recharge Basin Expansion Project will be
26 held in accordance with Section 18 of the District Act on December 13, 2016 at 9:00 a.m., or as
27 soon as possible thereafter, at the meeting room of this Board, 1st Floor, County Administrative
28

1 Center, 4080 Lemon Street, Riverside, California, 92501 at which time all public comments shall
2 be heard.

3
4 2. The District shall cause a copy of this Resolution and copies of the map and
5 Engineer's Statement to be posted at least 21 days before said hearing at the Valle Vista Public
6 Library located at 25757 Fairview Avenue, Hemet, California 92544.

7
8 3. The District shall cause a copy of this Resolution and copies of the map and
9 Engineer's Statement to be posted at least 21 days before said hearing at the Riverside County
10 Flood Control and Water Conservation District located at 1995 Market Street, Riverside,
11 California 92501.

12
13 4. The District shall cause a copy of this Resolution and copies of the map and
14 Engineer's Statement to be posted at least 21 days before said hearing at the Riverside County
15 Clerk and Recorder's Office, 2724 Gateway Drive, Riverside, California 92507.

16
17 5. The Clerk of this Board is directed to cause a copy of this Resolution to be published
18 twice, once at least 21 days before said hearing and once 7 days following the initial publication,
19 in a newspaper of general circulation in accordance with Section 18 of the District Act.

20 ROLL CALL:

21 Ayes: Jeffries, Tavaglione, Washington, Benoit and Ashley
22 Nays: None
23 Absent: None

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

26
27
28
KECIA HARPER-IHEM, Clerk of said Board
By *Kecia Harper-Ihem*
Deputy



OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060
FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

November 17, 2016

THE PRESS ENTERPRISE
ATTN: LEGALS
P.O. BOX 792
RIVERSIDE, CA 92501

FAX (951) 368-9018
E-MAIL: legals@pe.com

RE: NOTICE OF PUBLIC HEARING: RESOLUTION NO. F2016-21

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **TWO (2) TIMES** on: **TUESDAYS: NOVEMBER 22 AND NOVEMBER 29, 2016.**

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office, **WITH TWO CLIPPINGS OF THE PUBLICATION.**

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

Cecilia Gil

Board Assistant to:
KECIA HARPER-IHEM, CLERK OF THE BOARD

Gil, Cecilia

From: Legals <legals@pe.com>
Sent: Wednesday, November 16, 2016 4:36 PM
To: Gil, Cecilia
Subject: Re: FOR PUBLICATION: Res. F2016-21

Received for publication on 11/22 and 11/29. Proof with cost to follow.

Nick Eller

Thanksgiving 2016 Deadlines

| Publishing Day | Deadline |
|-----------------------|-----------------|
| Wednesday 11/23 | Friday 11/18 |
| Thurs-Fri 11/24-11/25 | Monday 11/21 |
| Sat-Mon 11/26-11/28 | Tuesday 11/22 |
| Tuesday 11/29 | Wednesday 11/23 |

NEW Legal Advertising Phone: **951-368-9222** / Fax: 951-368-9018 / E-mail: legals@pe.com

****Employees of The Press-Enterprise are not able to give legal advice of any kind****

The Press-Enterprise PE.com / La Prensa

On Wed, Nov 16, 2016 at 4:13 PM, Gil, Cecilia <CCGIL@rcbos.org> wrote:

Hello,

Attached is a Notice of Public Hearing, for publication on 2 Tuesdays: Nov. 22 and Nov. 29, 2016. Please confirm. Thank you!

Cecilia Gil

Board Assistant

Clerk of the Board of Supervisors

(951) 955-8464

MS# 1010

NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT.

RESOLUTION NO. F2016-21

**SETTING A PUBLIC HEARING DATE FOR
BAUTISTA CREEK CHANNEL
RECHARGE BASIN EXPANSION, STAGE 50 PROJECT
IN ACCORDANCE WITH SECTION 18 OF THE
RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT ACT**

WHEREAS, Act 6642 of the State Legislature, Section 18 of the Riverside County Flood Control and Water Conservation District Act ("District Act") requires that the Riverside County Flood Control and Water Conservation District ("District") give public notice and conduct a public hearing prior to undertaking construction of District facilities; and

WHEREAS, this Board of Supervisors ("Board") intends to undertake a project within an unincorporated area in the county of Riverside designated as the Bautista Creek Channel Recharge Basin Expansion, Stage 50 Project ("Project"); and

WHEREAS, the Project is generally bounded to the south by an existing set of recharge basins, to the west by Ramona Expressway, to the north by Cedar Avenue, and to the east by Bautista Creek Channel; and

WHEREAS, the Project consists of the construction of six (6) earthen infiltration basins that will allow stormwater and surplus water to pond until it percolates into the ground; and

WHEREAS, reference is made to a Section 18 map, dated October 2016 (Attachment "A"), bearing the name and showing the general location and typical cross sections (Attachment "B") of the Project which are also on file with the Clerk of the Board; and

WHEREAS, reference is made to the engineering cost estimate of the Project, entitled "Engineer's Statement" (Attachment "C") on file with the Clerk of the Board; and

WHEREAS, in accordance with the California Environmental Quality Act ("CEQA"), the District prepared an Initial Study which demonstrates that, with the incorporation of required mitigation, the Project will not have a significant physical impact on the environment and, therefore, a Mitigated Negative Declaration ("MND") is proposed; and

WHEREAS, the Initial Study and MND (SCH No. 2016081035) were circulated for a 30-day public review period from August 10, 2016 through September 8, 2016 pursuant to CEQA; and

WHEREAS, on December 13, 2016, the date of the Section 18 Public Hearing, the Board will consider the MND under Resolution No. F2016-22; and

WHEREAS, the Section 18 map and the Engineer's Statement for the Project are posted on the District's website at <http://rcflood.org> under the CEQA/Section 18 tab and may be inspected at the District's office located at 1995 Market Street, Riverside, California 92501 or at Valle Vista Public Library located at 25757 Fairview Avenue, Hemet, California 92544; and

WHEREAS, pursuant to Section 18 of the District Act, prior to making a decision on the Project, this Board will consider all written and oral comments; and

WHEREAS, pursuant to Section 18 of the District Act, any person wishing to comment on the Project may do so in writing between the date of this notice and the public hearing, or may appear and be heard at the time and place noted below.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Supervisors of the Riverside County Flood Control and Water Conservation District in regular session assembled on November 8, 2016 that:

1. A public hearing pertaining to the Bautista Recharge Basin Expansion Project will be held in accordance with Section 18 of the District Act on **December 13, 2016 at 9:00 a.m.**, or as soon as

possible thereafter, at the meeting room of this Board, 1st Floor, County Administrative Center, 4080 Lemon Street, Riverside, California, 92501 at which time all public comments shall be heard.

2. The District shall cause a copy of this Resolution and copies of the map and Engineer's Statement to be posted at least 21 days before said hearing at the Valle Vista Public Library located at 25757 Fairview Avenue, Hemet, California 92544.

3. The District shall cause a copy of this Resolution and copies of the map and Engineer's Statement to be posted at least 21 days before said hearing at the Riverside County Flood Control and Water Conservation District located at 1995 Market Street, Riverside, California 92501.

4. The District shall cause a copy of this Resolution and copies of the map and Engineer's Statement to be posted at least 21 days before said hearing at the Riverside County Clerk and Recorder's Office, 2724 Gateway Drive, Riverside, California 92507.

5. The Clerk of this Board is directed to cause a copy of this Resolution to be published twice, once at least 21 days before said hearing and once 7 days following the initial publication, in a newspaper of general circulation in accordance with Section 18 of the District Act.

(ATTACHMENTS ON FILE WITH THE CLERK OF THE BOARD)

ROLL CALL:

Ayes: Jeffries, Tavaglione, Washington, 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 November 8, 2016.

KECIA HARPER-IHEM, Clerk of said Board

By: Cecilia Gil, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the public hearing or may appear and be heard in support of or opposition to the project at the time of the hearing. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public hearing.

Alternative formats available upon request to individuals with disabilities. If you require reasonable accommodation, please contact Lisa Wagner at (951) 955-1063, 72 hours prior to the hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147.

Dated: November 17, 2016

Kecia Harper-Ihem, Clerk of the Board

By: Cecilia Gil, Board Assistant

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

Board of Supervisors

Riverside County Flood Control
and Water Conservation District

**RESOLUTION NO. F2016-22
COMPLYING WITH SECTION 18 OF THE DISTRICT ACT;
ADOPTING A MITIGATED NEGATIVE DECLARATION
AND A MITIGATION MONITORING AND REPORTING PROGRAM
FOR THE BAUTISTA CREEK CHANNEL
RECHARGE BASIN EXPANSION, STAGE 50 PROJECT,
PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AND
APPROVING THE BAUTISTA CREEK CHANNEL
RECHARGE BASIN EXPANSION, STAGE 50 PROJECT**

WHEREAS, on November 8, 2016, the Board of Supervisors adopted Resolution No. F2016-22 pursuant to Section 18 of the Riverside County Flood Control and Water Conservation District Act ("District Act") which requires the Riverside County Flood Control and Water Conservation District ("District") to give notice of its intention to construct a project in Zone 4, within an unincorporated area in the county of Riverside, designated as Bautista Creek Channel Recharge Basin Expansion, Stage 50 Project ("Project") and giving further notice the Project would be considered at a public hearing on December 13, 2016; and

WHEREAS, the Project is generally bounded to the south by an existing set of recharge basins, to the west by Ramona Expressway, to the north by Cedar Avenue, and to the east by Bautista Creek Channel; and

WHEREAS, the Project consists of the construction of six (6) earthen infiltration basins that will allow stormwater and surplus water to pond until it percolates into the ground; and

WHEREAS, notice of the Section 18 public hearing was properly made, 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, on December 13, 2016; and

**"COPY"
DO NOT EXECUTE**

FORM APPROVED BY RIVERSIDE COUNTY COUNSEL
BY: MICHELLE GLACK 10/20/16 DATE

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

WHEREAS, pursuant to the California Environmental Quality Act ("CEQA"), the District is the lead agency for the Project; and

WHEREAS, an Initial Study (SCH No. 2016081035) was prepared that thoroughly addresses the environmental effects of implementing the Project, including the construction, operation and maintenance of the various improvements identified therein; and

WHEREAS, the Initial Study determined that all impacts were either less-than-significant or could be mitigated to less-than-significant and a Mitigation Monitoring and Reporting Plan ("MMRP") was prepared for the Project; and

WHEREAS, the General Manager-Chief Engineer for the District has found the Project will not have a significant adverse effect upon the environment and a Mitigated Negative Declaration ("MND") has been prepared; and

WHEREAS, all CEQA documents for the Project, including the Notice of Intent to Adopt an MND, Initial Study, MMRP and the MND (SCH No. 2016081035) were made available for a 30-day public review period, and were posted on the District's website, and were made available for public review at the District's office and at the Valle Vista Public Library; and

WHEREAS, the District did not receive any comment letters on the Draft Initial Study that needed to be addressed in the Final Initial Study; and

WHEREAS, no changes to the analyses nor the mitigation measures as proposed in the Draft Initial Study are required, and the District has determined that a MND is the appropriate CEQA document for the project; and

WHEREAS, the Final Initial Study and MND have been independently reviewed and reflect the independent judgment of the Board of Supervisors for the District and are deemed adequate for purposes of making decisions on the merits of the Project; and

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

WHEREAS, all provisions of CEQA and the District Rules to Implement the California Environmental Quality Act have been satisfied; and

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

WHEREAS, the Project is in compliance with Sections 6.1.2, 6.1.3, 6.3.2, 6.1.4, 7.0 and Appendix C of the MSHCP as supported by the conclusions of the Initial Study and the Habitat Assessment and Western Riverside County Multiple Species Habitat Conservation Plan Consistency Analysis prepared for the Project (Appendix B of the Initial Study).

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 December 13, 2016 based upon the evidence and testimony presented on the matter, both written and oral, that:

1. The Project is in compliance with Section 18 of the District Act. The Section 18 Map is attached herein as Attachment "A"; an illustration of the project's cross sections are attached herein as Attachment "B"; the Engineer's Statement is attached herein as Attachment "C"; and the Declaration of Postings for the Valle Vista Public Library, the County Clerk, and the District are attached herein as Attachment "D".

2. There is no substantial evidence in light of the whole record that the Project, with mitigation, will have a significant adverse effect upon the environment and the Initial Study (Attachment "E") and the Mitigated Negative Declaration (Attachment "F") represent the independent judgement of the District.

1
2 3. The Mitigated Negative Declaration (Attachment "F") is adopted based on the
3 findings incorporated in the Initial Study and the determination that the Project will not have a
4 significant effect on the environment.

5 4. The Mitigation Monitoring and Reporting Program attached to this Resolution
6 (Attachment "G") is adopted pursuant to Public Resources Code §21081.6.

7 5. All obligations set forth to the District pursuant to applicable sections of the
8 MSHCP have been analyzed and shall be implemented by the District as prescribed in the MSHCP
9 Implementation Agreement.
10

11 6. The Project is approved and the District is hereby authorized to proceed with the
12 Project.

13 7. The custodians of the documents and materials that constitute the record of
14 proceedings on which this decision is based are with the Clerk of the Board of Supervisors and the
15 District. These documents and materials are located at 4080 Lemon Street, Riverside, California
16 ("Clerk") and 1995 Market Street, Riverside, California ("District"). This information is provided
17 in compliance with Public Resources Code §21081.6.
18

19 8. The Board of Supervisors hereby directs staff to execute and file a Notice of
20 Determination (Attachment "H") with the Riverside County Clerk's Office and the Office of
21 Planning and Research within five (5) working days of adoption of this Resolution.
22
23
24
25
26
27
28

NOTICE OF DETERMINATION

To: X **Office of Planning and Research**
P.O. Box 3044
Sacramento, CA 95812-3044

From: **Riverside County Flood Control and
Water Conservation District**
1995 Market Street
Riverside, CA 92501
Contact: *Kris Flanigan, 951.955.8581*

Original Negative Declaration/Notice of
Determination was routed to County
Clerk for posting on.

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

Lead Agency: *Same as above.*

12/21/16
Date

VB
Initial

Subject: Filing of Notice of Determination in compliance with Section 21152 of the Public Resources Code

State Clearinghouse Number: 2016081035

Project Title: Bautista Recharge Basin Expansion Project

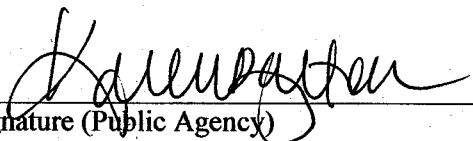
Project Location: The project site is located just outside the city of Hemet within the unincorporated area of Riverside County bounded on the west by Ramona Expressway and residential properties, on the north by Cedar Avenue, on the east by the concrete lined Bautista Creek Channel, and on the south by the existing recharge basins built by the Army Corps of Engineers (Corps), immediately south of the project site. The project is located on APN 551-200-034 in Township 5 South, Range 1 East, Sections 5, 6 and 8 of the San Jacinto 7.5 Series Topographic Quadrangle maps. The latitude/longitude for the project is 33 °45 '36.44"N, 116 °54'3 1.77"W.

Project Description: The District, in partnership with the Lake Hemet Municipal Water District (LHMWD), is proposing to design, construct, operate and maintain the Bautista Recharge Basin Expansion project (project). The recharge project is being designed to promote infiltration and increase recharge in the Hemet-San Jacinto Valley groundwater basin areas. The project includes construction of 6 earthen infiltration basins that will allow stormwater and surplus water to pond until it percolates into the ground. Water will enter the site and begin ponding within the southernmost basin and then be allowed to spillover via concrete spillway or concrete pipe structure, each which will be connected into the subsequent downstream basins flowing from south to north. A secondary source of water will be from surplus imported water via a pipeline from under Cedar Avenue that will be constructed as part of the project.

CEQA Determination: This is to advise that the Riverside County Flood Control and Water Conservation District (Lead Agency) has approved and certified pursuant to California Environmental Quality Act (CEQA) the above-described Project on December 13, 2016 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 adopted 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 Monitoring Program was adopted for the project.
5. A Statement of Overriding Considerations was not adopted for this Project.
6. Findings were not made pursuant to the provisions of CEQA

Public Access to Environmental Document: The MND is available to the General Public at the Office of the Clerk of the Board, County Administrative Center, 4080 Lemon Street, Riverside, CA 92507. The MND is also available at the District office located at 1995 Market Street, Riverside, CA 92501.


Signature (Public Agency)

Board Assistant
Title

DEC 13 2016
Date

DEC 13 2016
Date Received for Filing at OPR