

RESOLUTION NO. 2013-16

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AMENDING THE 2012-17 CAPITAL IMPROVEMENT PROGRAM; AND
AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE
STATE OF CALIFORNIA AND ANY AMENDMENTS THERETO, FOR THE PROJECT
ENTITLED ASSESSING THE USE OF DRY WELLS AS AN INTEGRATED LOW
IMPACT DEVELOPMENT (LID) TOOL FOR REDUCING STORMWATER RUNOFF
WHILE PROTECTING GROUNDWATER QUALITY IN URBAN WATERSHEDS**

WHEREAS, the City of Elk Grove was awarded a Proposition 84 Stormwater Grant (Grant) in the amount of \$489,820 from the State Water Resources Control Board (Water Board); and

WHEREAS, to be eligible for the Grant funds, the City must enter into a grant agreement with the State of California and perform the scope of work in accordance with the agreement; and

WHEREAS, the California Environmental Quality Act (CEQA), California Public Resources Code section 21000 et seq., and the CEQA guidelines, California Code of Regulations, Title 14, section 15000 et seq., ("CEQA Guidelines") require analysis of the environmental consequences that may flow from the approval of discretionary "projects"; and

WHEREAS, Section 15162 of the State CEQA Guidelines does not require subsequent environmental review for projects analyzed under a previous environmental impact report; and

WHEREAS, the Project is not currently programmed in the 2012-17 Capital Improvement Program.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby finds that no further environmental review is required for the Project based upon the following finding:

Finding: No further environmental review is required pursuant to Section 15162 of the State CEQA Guidelines.

Evidence: This Project is an identified project under the Storm Drainage Master Plan (SDMP), for which an Environmental Impact Report (EIR) was prepared (SCH #: 2011012035). The EIR identified the potential environmental impacts from construction of the projects listed in the SDMP. A Mitigation Monitoring and Reporting Program (MMRP) was adopted as part of the certification of the EIR. The Project will be required to comply with the requirements of the MMRP. No substantial changes in the project, circumstances under which the project is being undertaken or new information exist for which a subsequent environmental review is required under Section 15162 of

the State CEQA Guidelines (Division 6 of Chapter 3 of Title 14 of the California Code of Regulations). Therefore, no further environmental review is required and a subsequent Notice of Determination will be filed.

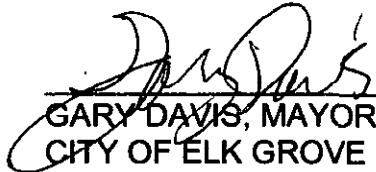
AND, BE IT FURTHER RESOLVED that the City Council of the City of Elk Grove hereby amends the 2012-17 Capital Improvement Program to add the Project as shown in the attached Exhibit A - Capital Improvement Project Budget Worksheet;

AND, BE IT FURTHER RESOLVED that the City Council of the City of Elk Grove hereby:

- 1) Agrees to comply with all conditions and requirements set forth in the Agreement with the State of California;
- 2) Agrees to accept grant funding in the amount of \$489,820;

AND, BE IT FURTHER RESOLVED that the City Manager is authorized to execute the Agreement and any amendments thereto with the State of California.


PASSED AND ADOPTED by the City Council of the City of Elk Grove this 23rd day of January 2013.


GARY DAVIS, MAYOR of the
CITY OF ELK GROVE

ATTEST:


JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:


JONATHAN P. HOBBS,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2013-16

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)


I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on January 23, 2013 by the following vote:

AYES : COUNCILMEMBERS: Davis, Detrick, Cooper, Hume

NOES: COUNCILMEMBERS: None

ABSTAIN : COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None


Jason Lindgren, City Clerk
City of Elk Grove, California

