

EAST BAY REGIONAL PARK DISTRICT

RESOLUTION NO.: 2017 – 12 – 330

December 5, 2017

AUTHORIZE APPLICATION FOR ANNEXATION INTO THE DELTA DIABLO
SANITATION DISTRICT AND APPROVE AN ADDENDUM TO INITIAL
STUDY AND MITIGATED NEGATIVE DECLARATION:
BAY POINT REGIONAL SHORELINE

WHEREAS, the East Bay Regional Park District desires to initiate a proceeding for the annexation of a portion of Bay Point Regional Shoreline into the Delta Diablo Sanitation District (Delta Diablo) and Sphere of Influence (SOI); and

WHEREAS, the purpose for the proposed annexation is to provide sewer service for a flush toilet restroom, upgrading the current vault toilet restroom at the Bay Point Regional Shoreline staging area; and

WHEREAS, installing a sewer line to the new restroom would require a connection to a Delta Diablo pipeline; and

WHEREAS, a utility easement has been granted by the owners of the private property at the location of said pipeline, accepted by the District via Resolution No. 2017-10-284; and

WHEREAS, proposal for annexation is made pursuant to the Cortese/Knox/Hertzberg Local Government Reorganization Act of 2000, commencing with section 56000 of the California Government Code; and

WHEREAS, Bay Point Regional Shoreline is currently outside of Delta Diablo's Sphere of Influence (SOI) boundary, requiring an SOI amendment application be submitted in conjunction with the application for annexation; and

WHEREAS, the boundaries of the territory included in this proposal are described in Exhibit A, attached hereto and by reference incorporated herein; and

WHEREAS, there is funding available for the fees associated with annexation within the Improve Access Restore Habitat Project (#175300) budget; and

WHEREAS, a Land Use Plan, Initial Study/Mitigated Negative Declaration (IS/MND) and mitigation measures were adopted by Resolution Nos. 2001-2-43 and 2001-2-44 for the project; and

WHEREAS, the 2001 IS/MND found that the potential environmental impacts of the project would either be less than significant with mitigation measures or have no impact; and

WHEREAS, an addendum to the 2001 IS/MND has been prepared and reviewed pursuant to the California Environmental Quality Act (CEQA) (2017 CEQA Addendum) to assess potential environmental impacts of the project; and

WHEREAS, the Board of Directors has independently reviewed and considered the information in the 2017 CEQA Addendum; and

WHEREAS, the information and analysis contained in the 2017 CEQA Addendum reflects the Park District's independent judgment as to the environmental consequences of the proposed project; and

WHEREAS, the Board of Directors finds that the analyses and conclusions in the 2001 IS/MND remain current and valid; the proposed revisions of the proposed project would not cause new or substantially more severe significant effects than identified in the 2001 IS/MND, and thus no new mitigation measures would be required; no change has occurred with respect to circumstances surrounding the proposed project that would cause new or substantially more severe significant environmental effects than identified in the 2001 IS/MND, and no new information has become available that shows that the project would cause significant environmental effects not already analyzed in the 2001 IS/MND;

NOW THEREFORE, BE IT RESOLVED that the Board of Directors of the East Bay Regional Park District hereby adopts the 2017 California Environmental Quality Act (CEQA) Addendum to the 2001 Initial Study and Mitigated Negative Declaration (IS/MND) for the Bay Point Regional Shoreline project; and

BE IT FURTHER RESOLVED that the Board of Directors of the East Bay Regional Park District hereby authorizes and directs the General Manager to approve the application for annexation of a portion of Bay Point Regional Shoreline into Delta Diablo Sanitation District and Sphere of Influence (SOI) adjustment; and

BE IT FURTHER RESOLVED, that the General Manager is hereby authorized and directed, on behalf of the Park District and in its name, to execute and deliver such documents and to do such acts as may be deemed necessary or appropriate to accomplish the intentions of this resolution.

Moved by Director Wieskamp, and seconded by Director Corbett, and adopted this 5th day of December, 2017 by the following vote:

FOR: Colin Coffey, Ellen Corbett, Whitney Dotson, Beverly Lane, Dee Rosario,
Dennis Waespi, Ayn Wieskamp.
AGAINST: None.
ABSTAIN: None.
ABSENT: None.


Beverly Lane, Board President

CERTIFICATION

I, Yolande Barial Knight, Clerk of the Board of Directors of the East Bay Regional Park District, do hereby certify that the above and foregoing is a full, true and correct copy of Resolution No. 2017-12-330 adopted by the Board of Directors at a regular meeting held on December 5, 2017



