

RESOLUTION NO. 16-

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADOPTING AN INITIAL STUDY/MITIGATED NEGATIVE DECLARATION AND A MITIGATION MONITORING AND REPORTING PROGRAM IN COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT REQUIREMENTS FOR THE REPLACEMENT OF BRIDGE NO. 10C-0065 ON NORTH STATE STREET, CR104, MILE POST (MP) 0.97 OVER ACKERMAN CREEK (UKIAH AREA)

WHEREAS, the existing bridge on North State Street, CR 104, over Ackerman Creek at MP 0.97 north of Ukiah city limits, was built in 1965 and is a Functionally Obsolete Structure; and

WHEREAS, the Department of Transportation (DOT) has obtained Federal Highway Bridge Program funding to replace the North State Street bridge over Ackerman Creek (Project), augmented by College Redevelopment Agency funding; and

WHEREAS, DOT performed an Initial Study pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 *et seq.*; CEQA) and the Guidelines implementing CEQA (Title 14, California Code of Regulations Section 15000 *et seq.*; CEQA Guidelines) and the County's CEQA Guidelines for the project; and

WHEREAS, the Initial Study concluded that although the Project could result in a significant effect on the environment, identified mitigation measures would reduce those environmental effects to a less-than-significant level and stated that a mitigated negative declaration would be prepared; and

WHEREAS, DOT issued a Notice of Intent to Adopt a Mitigated Negative Declaration and the draft Initial Study/Mitigated Negative Declaration was circulated for public review between December 16, 2015, and January 18, 2016; and

WHEREAS, DOT received comments on the Initial Study/Mitigated Negative Declaration for the Project during the public review period, which have been addressed in a final Initial Study/ Mitigated Negative Declaration; and

WHEREAS, the Board of Supervisors has reviewed and considered the final Initial Study/Mitigated Negative Declaration for the Project in compliance with CEQA, the CEQA Guidelines and the County's CEQA Guidelines; and

WHEREAS, the final Initial Study/Mitigated Negative Declaration and the Mitigation Monitoring and Reporting Program for the Project, is attached to the letter accompanying this resolution is by this reference incorporated into this resolution as if fully set forth herein.

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors finds as follows:

1. Recitals. The recitals to this resolution are true and correct and are incorporated herein by this reference.
2. Findings. The Board of Supervisors hereby makes the following findings: (a) the Board has independently reviewed and analyzed the final Initial Study/Mitigated Negative Declaration and other information in the record and has considered the

information contained therein, (b) the final Initial Study/Mitigated Negative Declaration has been completed in compliance with CEQA, the CEQA Guidelines and the County's CEQA Guidelines, and (c) the final Initial Study/Mitigated Negative Declaration represents the independent judgment and analysis of the County as the lead agency for the Project.

3. Location of Documents. The Board of Supervisors hereby designates the Director of Transportation, at the Department of Transportation's offices located at 340 Lake Mendocino Drive, Ukiah, California 95482, as the custodian of the documents and other materials which constitute the records of proceedings on which this decision is based.

4. Adoption. The Board of Supervisors hereby finds, based on the whole record before it, that there is no substantial evidence that the Project, with the proposed mitigation measures and design features of the Project, will have a significant adverse effect on the environment and hereby adopts the final Initial Study/Mitigated Negative Declaration and the Mitigation Monitoring and Reporting Program for the Project.

The foregoing Resolution introduced by Supervisor _____, seconded by Supervisor _____, and carried this _____ day of _____, 2016, by the following vote:

AYES:
NOES:
ABSENT:

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO
Clerk of the Board

DAN GJERDE, Chair
Mendocino County Board of Supervisors

Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

APPROVED AS TO FORM:
KATHARINE ELLIOTT, Acting County Counsel

BY: CARMEL J. ANGELO
Clerk of the Board

Deputy

Deputy