

RESOLUTION NO. 2002 - 8

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE AVILA BEACH COMMUNITY SERVICES DISTRICT ADOPTING AN ENVIRONMENTAL MITIGATED NEGATIVE DECLARATION AND AUTHORIZING THE GENERAL MANAGER TO FILE A NOTICE OF DETERMINATION FOR THE BELOW DESCRIBED PROJECT

WHEREAS, the Avila Beach Community Services District (herein "District") intends to repair and extend of an existing 12-inch diameter steel marine outfall pipeline with an approximate 480-foot steel pipe segment to facilitate continued discharge of treated effluent from the District Wastewater Treatment Plant in Avila Beach, CA. (herein referred to as "the Project"; and

WHEREAS, pursuant to the California Environmental Quality Act (herein "CEQA"), an Initial Study was prepared for the Project which is on file with the District office. The study proposed that a Mitigated Negative Declaration be approved given that it was determined that no potentially significant environmental impacts will occur from the Project; and

WHEREAS, Public Notice of the proposed Mitigated Negative Declaration was given as required by Section 21092 of the Public Resources Code; and

WHEREAS, on November 12, 2002 the District, pursuant to the Brown Act and CEQA, held a Public Hearing on the proposed Mitigated Negative Declaration, reviewed written comments, and accepted public testimony regarding the proposed Negative Declaration; and

WHEREAS, based on the information contained in the Initial Study prepared for the Project, the staff report, and testimony received as a result of the public notice, the District, using its independent and objective judgment, finds that the project will not have potentially significant effects on the environment.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Directors of the Avila Beach Community Services District as follows:

1. The above recitals are true and correct and are incorporated herein.
2. In accordance with the California Environmental Quality Act, the Mitigated Negative Declaration for the Project is hereby approved.
3. The General Manager is authorized to file a Notice of Determination in compliance with Section 21152 of the Public Resource Code and a State Department of Fish & Game Certificate of Fee Exemption.

PASSED AND ADOPTED by the Board of Directors of the Avila Beach Community Services District this 12th day of November, 2002 upon motion of Director Helenius, seconded by Director Grife and passed on the following roll call vote:

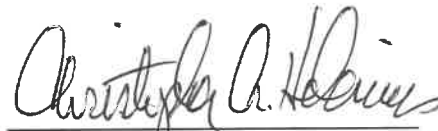
AYES: Helenius, Grife, Kelley, Slattery

NOES: None

ABSTAIN: None

ABSENT: Guernsey

The foregoing Resolution was adopted on November 12th, 2002.


Chris Helenius, President

ATTEST:


John L. Wallace
Secretary to the Board

APPROVED AS TO FORM:

Stephen N. Cool
District Legal Counsel