

MINUTES OF THE THREE HUNDRED SEVENTY-SIXTH M: 376
REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE
RIO LINDA COUNTY WATER DISTRICT

-oOo-

The directors of the RIO LINDA COUNTY WATER DISTRICT met in the district office at 730 L Street, Rio Linda, California, on January 11, 1978 at 8:00 pm.

MEMBERS PRESENT: NOEL J. WILSON, WILLIAM C. EIA, JOHN P. WEBER, GAY PALMER and M. D. CHAPMAN.

MEMBERS ABSENT: NONE

OTHERS PRESENT: MASON ADAMS.

The minutes of the meeting held December 14, 1977 were read and approved.

On motion by Mr. Palmer and second by Mr. Wilson the following resolution was unanimously passed:

RESOLUTION NO. 1-78

RESOLVED that that certain GRANT DEED from KANEO MAKISHIMA AND KIKUYE MAKISHIMA, his wife, to RIO LINDA COUNTY WATER DISTRICT, a County Water District, dated November 23, 1977, covering the following described property situated in the County of Sacramento, State of California, and more particularly described as being:

All that portion of Lot 99, as said lot is shown on the official plat of "Rio Linda Subdivision No. 3", filed for record in the office of the Recorder of Sacramento County, on December 22, 1913, in Book 14 of Maps, Map No. 52, particularly described as follows:

BEGINNING at the southwest corner of said Lot 99, being in the center line of a public road known as Elkhorn Boulevard; thence from said point of beginning North 01° 50' 30" West along the west line of said Lot, 125.00 feet; thence North 89° 00' East 80.00 feet; thence South 01° 50' 30" East 125.00 feet; thence South 89° 00' West 80.00 feet to the point of beginning.

be, and the same is hereby accepted.

Information regarding mid-year CPI adjustments were passed to each board member. After much discussion Mr. Weber moved that the employees be granted a 4% cost of living increase for the CPI period ending September 1977, with the provision this would not necessarily be an established policy. This motion was seconded by Mr. Wilson and passed on the following vote:

For were: Mr. Eia, Mr. Weber and Mr. Wilson

Against were: Mr. Chapman and Mr. Palmer

Mr. Adams attended a hearing at the County Planning Commission on January 3, 1978 and he is confident that he was able to convince the board to grant Rio Linda County Water District the full amount of the grant, \$244,000.00.

If this grant becomes available to us Mr. Adams intends to charge against

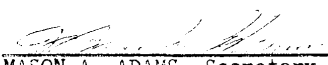
the grant his time for engineering, inspection and inclusion preparations. Raymond Vale and Associates had a figure of \$210,000.00 for these services. We have included a figure of \$10,000.00. He did not collect any thing for the last grant.

Mr. Adams has purchased pipe to repair the lines on both Front Streets above Que Street.

On motion by Mr. Palmer and second by Mr. Wilson the meeting was adjourned.


WILLIAM C. EIA, PRESIDENT

ATTEST:


MASON A. ADAMS, Secretary

RESOLUTION NO. 2-78

RESOLUTION OF THE BOARD OF DIRECTORS OF THE

RIO LINDA COUNTY WATER DISTRICT
MAKING APPLICATION FOR THE ANNEXATION
OF TERRITORY TO SAID DISTRICT

WHEREAS, the Board of Directors of the RIO LINDA COUNTY WATER DISTRICT desires to initiate a proceeding for the annexation to said District of the territory hereinafter described pursuant to the District Reorganization Act, commencing with Section 56000 of the Government Code:

NOW THEREFORE, the Board of Directors of the RIO LINDA COUNTY WATER DISTRICT DOES HEREBY RESOLVE AND ORDER as follows:

Section 1 (a) Application and a proposal is hereby made to the Sacramento Local Agency Formation Commission for the annexation of certain uninhabited territory to the RIO LINDA COUNTY WATER DISTRICT.

The exterior boundaries of such territory are described as follows:

(1) GEORGE W. WRIGHT and ALLINE D WRIGHT

All that portion of Lot 22 of New Prague, according to the official plat thereof, filed in the office of the Recorder of Sacramento County, California on May 6, 1913, in book 14 of Maps, Map No. 13, described as follows:

Beginning at the Northeast corner of said Lot 22 being on the center line of a 50 foot County Road as said road is shown on said plat; thence along the North line of said Lot 22, South 89° 02 1/2' West 220 feet; thence parallel to the East line of said Lot 22, South 10 46 1/2' East 99 feet; thence North 89° 46 1/2' East 220 feet to the East line of said Lot 22; thence North 10 46 1/2' West 99 feet to the point of beginning.

(2) GEORGE W. WRIGHT AND ALLINE D. WRIGHT

PARCEL A

The North one-third of Lot 15 as shown on the official plat of Rio Linda Subdivision No. 5, recorded in the Office of the Recorder of Sacramento County, in Book 16 of Maps, Map No. 14.

Said Legal Description is set forth in that certain document entitled "Certificate of Compliance-Land Division", recorded July 18, 1977 in Book 77-07-18 page 1117 of Official Records, 6645-22nd Street.

PARCEL B

Lot 15, as shown on the official plat of Rio Linda Subdivision No. 5, Recorded in the office of the Recorder of Sacramento County in Book 16 of Maps, Map No. 14.

EXCEPTING THEREFROM the North one-third of said Lot 15.

ALSO EXCEPTING THEREFROM the South one-third of said Lot 15, 6632 - 22nd Street.

PARCEL C

The South one-third of Lot 15, as shown on the official plat of Rio Linda Subdivision No. 5, recorded in the office of the Recorder

of Sacramento County in Book 16 of Maps, Map No. 14. Said Legal Description is set forth in that certain document entitled "Certificate of Compliance-Land Division" recorded July 18, 1977 in Book 77-07-18 page 1117 of Official Records. 6605 - 22nd Street.

(3) ALTON E ANTHONY and MILDRED I. ANTHONY

That portion of Lot 5, as shown on the Map of New Prague according to the official plat thereof, filed in the office of the Recorder of Sacramento County, California on May 6, 1913 in Book 14 of Maps, Map No. 13, described as follows:

BEGINNING at a point on the North line of said Lot 5 (said North line b being also the center line of a public road, 60 feet in width, as shown on said plat) located North $89^{\circ} 02\frac{1}{2}'$ East 290' (measured along said North line and said center line) from the Northwest corner of said Lot 5; thence, from said point of beginning parallel with the West line of said lot, South $01^{\circ} 46\frac{1}{2}'$ East 180'; thence parallel with the North line of said lot, South $89^{\circ} 02\frac{1}{2}'$ West 290' feet to the West line of said lot; thence, along the West line of said lot, North $01^{\circ} 46\frac{1}{2}'$ West 180' to the North line of said lot and the center line of said public road; thence, along said North line, and said center line, North $89^{\circ} 02\frac{1}{2}'$ East 290' to the point of beginning.

(4) HAROLD A RUDY AND HELEN G. RUDY

The East 125 feet, measured parallel to the North line thereof, of that portion of Lot 84 of Rio Linda Subdivision No. 2, according to the official plat thereof, filed in the office of the Recorder of Sacramento County, California, on September 27, 1913, in Book 14 of Maps, Map No. 47, described as follows:

Beginning at a point on the East line of said Lot 84, from which point the corner common to Lots 83, 84, 85, and 86 as shown on said plat bears South $1^{\circ} 46\frac{1}{2}'$ East 495 feet distant; thence, along the East line of said Lot 84, North $1^{\circ} 46\frac{1}{2}'$ West 165 feet to the Northeast corner of said lot 84, which point is located on the center line of a 50 foot public road running East and West along the North line of said Lot 84; thence, along the North line of said Lot 84 and along the center line of said 50 foot public road, South $89^{\circ} 01\frac{1}{2}'$ West 660 feet to the Northwest corner of said Lot 84, which point is located at the intersection of the center line of a 50 foot public road, running East and West along the North line of said Lot 84, with a point located 20 feet West of the East line of a 45 foot public road running North and South along the West line of said Lot 84; thence, along the West line of said Lot 84 and along a line parallel to and 20 feet West of the East line of said 45 foot public road, South $1^{\circ} 46\frac{1}{2}'$ East 165 feet; thence parallel with the South line of said Lot 84, North $89^{\circ} 01\frac{1}{2}'$ East 660 feet to the point of beginning, containing, 2.50 acres, more or less.

(5) RICHARD J. ARTIST AND LUCILLE J. ARTIST.

The South 193 feet of the West one-half of Lot 37, as shown on the "Map of Rio Linda Subdivision No. 1.", recorded in Book 14 of Maps, Map No. 18, records of said County.

(6) JAMES A. MC BRIDE AND ALICE L. MC BRIDE

PARCEL A
The West 140.00 feet of Lots 6, 7 and 8, as shown on the official "Plat of Clearview Subdivision", filed in the office of the Recorder of Sacramento County, California, on July 28, 1948, in Book 29 of Maps, Map No. 18.

PARCEL B
Lots 6, 7 and 8, as shown on the official "Plat of Clearview Subdivision", filed in the office of the Recorder of Sacramento County, California, on July 28, 1948, in Book 29 of Maps, Map No. 18.

EXCEPTING THEREFROM the West 140.00 feet.

(7) FRED HODEL AND MARY HODEL

The west 66 feet of the East one-quarter of Lot 15 as shown on the "Amended Map of Vineland," recorded in the office of the County Recorder of Sacramento County, August 6, 1919, in Book 15 of Maps, Map No. 46; the subdivision of said lot being made on the basis that the lot area includes one-half of the adjoining road.

(8) MORGAN B. HAMILTON AND DWILA J. HAMILTON

The East 1/4 of Lot 15, as shown on the "Amended Map of Vineland", recorded in the office of the County Recorder of Sacramento County on August 6, 1919, in Book 15 of Maps, Map No. 46. EXCEPTING THEREFROM the West 66 feet thereof.

(9) JACK RUSSELL AND ELIZABETH RUSSELL

The South one-half of Lot 5, as shown on the official "Map of New Prague", recorded in the office of the Recorder of Sacramento County, California on May 6, 1913, in Book 14 of Maps, Map No. 13.

(10) JACK RUSSELL AND ELIZABETH RUSSELL

The North 140 feet of the west 160 feet of the south 1/2 of lot 5 of the New Prague, according to the official plat thereof filed in the office of the Recorder of Sacramento County, California, on May 6, 1913, in Book 14 of Maps, Map No. 13.

(11) RICHARD E. RUSSELL AND LORENE D. RUSSELL

Lot 4-B of New Prague, according to the official plat thereof filed in the office of the Recorder of Sacramento County, California, on May 6, 1913, in Book 14 of Maps, Map No. 13.

(12) KENNETH SONHEIM

Parcel No. 1 of parcel map filed for record on April 16, 1974, in Book 17 of Parcel Maps, ap page 34, Records of Sacramento County. Assesors Parcel # 202-030-42.

(13) MAE R. MASON

All that portion of Lot 12-B and Lot 21, as shown on the "Map of New Prague", filed in the office of the County Recorder of Sacramento County on May 6, 1913 in Book 14 of Maps, Map No. 13, described as follows:

BEGINNING at a point on the West line of said Lot 21, and on the center line of a 60 foot public road as shown on said plat, which point is located South 01 46' 30" East 35.00 feet (measured along the west line of said Lot 21 and along the center line of said 60 foot public road) from the Northwest corner of said Lot 21; thence, along the West line of said Lot 21 and the West line of said Lot 12-B; and along the center line of said 60 foot public road, North 01 46' 30" West 104.25 feet to a point located South 01 46' 30" East a distance of 590.75 feet along the West line of said Lot 12-B; thence parallel to the South line of said Lot 12-B; North 89 02' 30" East, 229.56 feet; then parallel to the West line of said Lot 12-B and Lot 21, South 01 46' 30" East 104.25 feet to a point in said Lot 21; thence, parallel to the North line of said Lot 21, South 89 02' 30" West 229.56 feet to the point of beginning.

(b) It is desired that the proposed annexation provide for and be made subject to the following terms and conditions:

1. Authorization for the annexing District to annex the territory without notice and hearing and without election.
2. Authorization for the annexing District to impose an inclusion fee of \$200.00.

- (c) The reason for this proposal is to secure the services of the District.
- (d) The following are the affected counties and districts:
Sacramento County and Rio Linda County Water District.

Section 2. BE IT FURTHER RESOLVED that this District hereby waives the requirement of a 10-day notice of the filing of this petition and consents to the adoption by said Sacramento Local Agency Formation Commission of a resolution making determination on this proposal without notice of hearing.

Section 3. The Secretary of the RIO LINDA COUNTY WATER DISTRICT is hereby authorized and directed to file a certified copy of this resolution with the Executive Officer of the Sacramento Local Agency Formation Commission.

CERTIFICATE OF COMPLETION OF PROCEEDINGS
FOR THE ANNEXATION TO THE
RIO LINDA COUNTY WATER DISTRICT
OF THAT TERRITORY DESIGNATED "LAFC-617
UNGER JENSEN ANNEXATION TO
RIO LINDA COUNTY WATER DISTRICT"

RIO LINDA COUNTY WATER DISTRICT RESOLUTION NO. 3-78

WHEREAS, the Board of Directors of RIO LINDA COUNTY WATER DISTRICT heretofore initiated a proceeding for the annexation by said District of a certain territory designated as "UNGER JENSEN ANNEXATION TO RIO LINDA COUNTY WATER DISTRICT (39-77)" pursuant to the District Reorganization Act, commencing with Section 56000 of the Government Code; and

WHEREAS, the Sacramento Local Agency Formation Commission by Resolution No. LAFC-617, approved the proposed annexation subject to the following specified terms and conditions:

(a) Authority for the RIO LINDA COUNTY WATER DISTRICT to annex the territory without notice, hearing or election;

(b) Authority for the RIO LINDA COUNTY WATER DISTRICT to impose an inclusion fee of \$200.00 as a condition of the annexation;

NOW THEREFORE, the Board of Directors of RIO LINDA COUNTY WATER DISTRICT hereby resolves, determines and orders as follows:

(1) The territory designated LAFC-617 "UNGER JENSEN ANNEXATION TO RIO LINDA COUNTY WATER DISTRICT (39-77)", and particularly herein be, and the same is hereby annexed to the RIO LINDA COUNTY WATER DISTRICT without notice, hearing or election.

(2) By virtue of the authority granted to RIO LINDA COUNTY WATER DISTRICT, there is imposed on the owners of said property an inclusion fee of \$200.00 as a condition to said annexation, and the assumption of the basic tax rate.

The exterior boundaries of the territory annexed are described as follows:

(1) CHARLES J. UNGER

The North 132 feet of Lot 24, as shown on the "Plat of Rio Linda Subdivision No. 3", recorded in the office of the County Recorder of Sacramento County, on December 22, 1913, in Book 14 of Maps, Map No. 52. The subdivision of said lot being made on the basis that the lot area includes one-half of the adjoining roads.

(2) LARRY M. JENSEN

The North 99 feet of the South 176 feet of Lot 6, New Prague, Book 14, Map 13 Sacramento County records, except the East 300 feet of the North 49 feet thereof containing 1.16 acres. Parcel No. 214-091-11.

(3) DEWALT FRANKLIN LYSINGER

Lot 14 as shown on the Map of Clearview, recorded in the office of the County Recorder of Sacramento County, July 28, 1949 in Book 29 of Maps, Map No. 18. Together with that portion of Dry Creek Road contiguous thereto and lying westerly of the center line thereof.

(4) R. E. HAYER

Parcel 1 and Parcel 6 as shown on that certain Parcel Map filed in the office of the Sacramento County Recorder, State of California on August 9, 1974 in Book 19 of Parcel Maps at page 11.

(5) LARRY DON NELSON

Lot 38, as shown on the "Flat of New Prague", recorded in Book 14 of Maps, Map No. 13, records of said County. EXCEPT the South 122 feet of the East 330 feet of said Lot.

(6) GEORGE W. WRIGHT

The West 132 feet of the East 330 feet of Lot 37, as shown on the "Map of New Prague", recorded in the office of the county recorder of Sacramento County, on May 6, 1913 in Book 14 of Maps, Map No. 13. The area of said lot being computed on the basis that the lot area includes one-half of the adjoining roads.

(7) RALPH W. MORRIS

All that portion of Lot 38 as shown on the "Map of Rio Linda Subdivision No. 1, recorded in the office of the County Recorder of Sacramento County, May 6, 1913, in Book 14 of Maps, Map No. 18, described as follows:
Commencing at the Southwest corner of said Lot 38, said Southwest corner being located at the intersection of the centerline of a 60 foot public road known as Dry Creek Rd., with the centerline of a 40 foot public road known as "O" Street, thence, along the centerline of said 60 foot public road and along the West line of said Lot 38, North 1°46½' West 135 feet; thence parallel to the South line of said Lot 38, North 89°02½' East 224 feet; thence, parallel to the West line of said Lot 38, South 1°46½' East 135 feet to a point on the South line of said Lot 38 and on the centerline of said 40 foot public road; thence, along the South line of said Lot 38 and along the centerline of said 40 foot public road, South 89°02½' West 224 feet to the point of commencement.

(8) THOMAS M. MCLOUGHLIN

Lot 46 of Rio Linda Subdivision No. 1, R.M. Book 14, Page 18. Assessor's No. 207-170-56. 7208-25/0034. 660 x 660 ft.

(10) JIM M. SHELL

Lot 32, as shown on the "Map of Rio Linda Subdivision No. 1", recorded in Book 14 of Maps, Map No. 18, records of said County. Said measurements being made from the centerline of adjacent roads, as shown on said map.

(9) MCARTHUR CLIFTON

ALL THAT PORTION of the Southwest ¼ of Section 20, Township 10 North, Range 5 East, M.D.B.&M., described as follows:
BEGINNING at a point from which the point of intersection West line of said Section 20, being the centerline of Elwyn Avenue, a 40 foot County Road, with the North line of Rancho Del Paso, as shown on the official plat thereof, filed in the office of the County Recorder of Sacramento County, March 4, 1911 in Book A of Surveys, Map No. 94, bears West 793.26 feet, measured along the North line of said Rancho Del Paso; thence from said point of beginning North 01°02'30" West 220.78 feet; thence parallel with the North line of said Rancho Del Paso West 353.00 feet; thence South 01°02'30" East 220.78 feet to a point on the North line of said Rancho Del Paso, thence along the North line of said Rancho Del Paso, East 353.00 feet to the point of beginning.

(11) IDA TORSMALUM

The South half of the South half of Lot 24 of "Rio Linda Subdivision No. 2", filed in the Sacramento County Recorders Office in Book 14 of Maps, Map No. 47.

Passed and adopted by the Board of Directors of the RIO LINDA COUNTY WATER DISTRICT this 12th day of April, 1978 by the following vote:

AYES:
NOES:
ABSENT:

ATTEST:

WILLIAM C. MEIA, President
Board of Directors of the
RIO LINDA COUNTY WATER DISTRICT

MASON A. ADAMS, Secretary

WHEREAS, revenues not specifically set forth in the budget will accrue to the RIO LINDA WATER COUNTY WATER District during fiscal year 1977-78 under the Comprehensive Employment and Training Act; and

WHEREAS, the district has employed personnel under the terms of said Act; and

WHEREAS, Section 29130.5 of the Government Code of the State of California provides for the appropriation of unanticipated revenues;

BE IT THEREFORE RESOLVED AND ORDERED that the estimated revenues as budgeted by the district for the 1977-78 fiscal year be increased in the amount of \$10,000.00; and

BE IT FURTHER RESOLVED AND ORDERED that the 1977-78 fiscal year appropriation for Salaries and Employee Benefits be increased in the amount of \$10,000.00.

On a motion by Director/~~Commissioner~~, Noel J. Wilson seconded by Director/~~Commissioner~~ John F. Weber, the foregoing resolution was passed and adopted by the Board of Directors/~~Commissioners~~ of the RIO LINDA COUNTY WATER DISTRICT

County of Sacramento, State of California, this 12th day of April, 1978 by the following vote, to wit:

AYES: Eia, Wilson, Chapman and Weber

NOES: None

ABSENT: Palmer

ATTEST: Mason A. Adams
Secretary
of the Board of
Directors/~~Commissioners~~

William E. Eia
WILLIAM E. EIA
Chairman
of the Board of
Directors/~~Commissioners~~

RESOLUTION NO. 5-78

RESOLUTION OF THE BOARD OF DIRECTORS OF THE

RIO LINDA COUNTY WATER DISTRICT
MAKING APPLICATION FOR THE ANNEXATION
OF TERRITORY TO SAID DISTRICT

WHEREAS, the Board of Directors of the RIO LINDA COUNTY WATER DISTRICT desires to initiate a proceeding for the annexation to said District of the territory hereinafter described pursuant to the District Reorganization Act, commencing with Section 56000 of the Government Code:

NOW THEREFORE, the Board of Directors of the RIO LINDA COUNTY WATER DISTRICT DOES HEREBY RESOLVE AND ORDER as follows:

Section 1 (a) Application and a proposal is hereby made to the Sacramento Local Agency Formation Commission for the annexation of certain inhabited territory to the RIO LINDA COUNTY WATER DISTRICT. The exterior boundaries of such territory are described as follows: (see Attached)

(b) It is desired that the proposed annexation provide for and be made subject to the following term and condition:

Authorization for the annexing District to impose the basic tax rate.

(c) The reason for this proposal is to secure the services of the District.

(d) The following are the affected counties and districts:
County of Sacramento, Rio Linda County Water District, Rio Linda Fire District, Regional County Sanitation District and County Service Area No. 3.

Section 2. BE IT FURTHER RESOLVED THAT this District hereby waives the requirement of a 10-day notice of the filing of this petition and consents to the adoption by said Sacramento Local Agency Formation Commission of a resolution making determination on this proposal without notice of hearing.

Section 3, The Secretary of the RIO LINDA COUNTY WATER DISTRICT is hereby authorized and directed to file a certified copy of this resolution with the Executive Officer of the Sacramento Local Agency Formation Commission.

CERTIFICATE OF SECRETARY

I, MASON A. ADAMS, Secretary of the RIO LINDA COUNTY WATER DISTRICT, a County Water District, HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution No. 5-78, duly and regularly adopted at a special meeting of the District Board of the RIO LINDA COUNTY WATER DISTRICT held on the 14th day of June, 1978; that said resolution is now in full force and effect and has never been rescinded or amended.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of RIO LINDA COUNTY WATER DISTRICT this 14th day of June, 1978.

MASON A. ADAMS, Secretary

(SEAL)

PARCEL NO. 1

Beginning at the northwest corner of Section 9, Rancho Del Paso, per plat filed in the Sacramento County Recorder's Office in Book A of Surveys, Page 94, said corner also being the intersection of the centerlines of Rio Linda Boulevard and Elkhorn Boulevard; thence North 89°01'30" East along the centerline of Elkhorn Boulevard to a point from which the northeast corner of Lot 2, Rio Linda Subdivision No. 4, per plat filed in said County Recorder's Office in Book 14 of Maps, Map No. 53, bears North 89°01'30" East 274.50 feet; thence South 01°48' East 163.00 feet, more or less; thence Easterly along a line parallel to the north line of Lot 2 a distance of 259.11 feet, more or less to a point on the centerline of Dry Creek; thence Southerly following the centerline of Dry Creek the following courses and distances: South 3°07' West 17.09 feet; thence South 14°54' West 237.80 feet; thence South 21°16' West 187.85 feet; thence South 17°54' 30" West 184.90 feet; thence South 07°05'30" East 245.68 feet; thence South 21°14' East 216.50 feet; thence South 14°58' East 124.60 feet to the southwest corner of Lot 17, said Rio Linda Subdivision No. 4; thence Easterly along the south line of said Lot 17 a distance of 78.08 feet to the centerline of Dry Creek; thence Southerly following the centerline of Dry Creek the following courses and distances: South 14°04' West 444.67 feet; thence South 39°07' West 351.03 feet, more or less; thence South 25°25' West 223.30 feet; thence South 41°30'30" West 280.83 feet; thence South 23°22'30" West 235.43 feet; thence South 23°22'30" West 85.60 feet; thence South 07°53' West 118.50 feet; thence South 14°14'30" East 217.49 feet; thence South 07°11' East 208.58 feet; thence South 06°45'30" East 143.90 feet; thence South 12°14'00" West 492.17 feet; thence South 02°38'30" West 83.35 feet; thence South 02°38'30" West 94.40 feet; thence South 49°24' West 305.70 feet; thence South 32°33' West 132.62 feet; thence South 04°22' West 201.33 feet; thence South 05°28' East 323.20 feet; thence South 73°29'30" East 166.02 feet; thence South 35°05'30" East 96.30 feet; thence South 04°03'30" East 145.54 feet; thence South 40°47'30" West 164.26 feet to a point on the south line of said Section 9; thence Westerly along said south line 232.50 feet to the southeast corner of Lot 57, New Prague Subdivision, per plat filed in said County Recorder's Office in Book 14 of Maps, Page 13, said point is also located at the intersection of the centerlines of Ascot Avenue and 4th Street; thence Westerly along the south line of Lots 57, 58, 59 and 60, said subdivision and the centerline of Ascot Avenue to its intersection with the centerline of West 2nd Street; thence Northerly along the centerline of West 2nd Street and the west line of Lots 60, 53, 44, 37, 28 and 21, said subdivision to a point from which the northwest corner of said Lot 21 bears Northerly 35.00 feet; thence Easterly along a line parallel to the north line of said Lot, 229.56 feet; thence Northerly along a line parallel to the west line of Lots 21 and 12B, said subdivision 104.25 feet; thence Westerly along a line parallel to the south line of said Lot 12B a distance of 50.69 feet; thence Northerly along a line parallel to the west line of said Lot 147.62 feet; thence Westerly along a line parallel to the south line of said Lot 12B, 178.87 feet to the west line of said Lot

and a point on the centerline of West 2nd Street; thence Northerly along the west line of said Lot, 104.73 feet; thence Easterly along a line parallel to the south line of said Lot, 241.13 feet, more or less, to its intersection with the centerline of Marysville Boulevard; thence Northwesterly along the centerline of Marysville Boulevard to its intersection with the centerline of West 2nd Street, said point of intersection also being the southwest corner of Lot 5, said New Prague Subdivision; thence Easterly along the south line of said Lot 5 to the southeast corner thereof; thence Northerly along the east line of said Lot 5, a distance of 77.00 feet; thence Easterly along a line parallel to the south line of Lot 6, said subdivision 660.00 feet to a point on the east line thereof, said point also being situate on the centerline of 2nd Street; thence Northerly along said centerline and the east line of said Lot 6 a distance of 50.00 feet; thence Westerly along a line parallel to the south line of said Lot 6 a distance of 300.00 feet; thence Northerly along a line parallel to the east line of said Lot 6 a distance of 49.00 feet; thence Easterly along a line parallel to the south line of said Lot 6 a distance of 300.00 feet to a point on the east line thereof, said point also being situate on the centerline of 2nd Street; thence Northerly along the centerline of 2nd Street, 270.00 feet; thence Easterly along a line parallel to the north line of Lot 7, said subdivision, 172.00 feet; thence Northerly along a line parallel to the west line of said Lot 7, a distance of 220.00 feet to the north line of said Lot and a point on the centerline of Elkhorn Boulevard; thence Easterly along the centerline of Elkhorn Boulevard 213.00 feet; thence Southerly along a line parallel to the east line of said Lot 7, a distance of 660.00 feet to a point on the south line of said Lot; thence Easterly along the south line of said Lot 7 to the southeast corner thereof; thence Northerly along the east line of said Lot 7, a distance of 330.00 feet; thence Easterly along a line parallel to the south line of Lot 8, said subdivision, to a point on the east line thereof, said point also being situate on the centerline of Rio Linda Boulevard; thence Northerly along the centerline of Rio Linda Boulevard to its intersection with the centerline of Elkhorn Boulevard and the point of beginning, EXCEPTING THEREFROM the following described five (5) parcels:

Parcel A - The West 132.00 feet of the East 330.00 feet of Lot 37, said New Prague Subdivision.

Parcel B - Lot 38, said New Prague Subdivision, EXCEPTING the South 122.00 feet of the East 330.00 feet thereof.

Parcel C - All that portion of Lot 22, said New Prague Subdivision, described as follows:

Beginning at a point on the east line of said Lot 22 located South 481.53 feet from the northeast corner thereof; thence Southerly along the east line of said Lot 22 South 373.37 feet; thence Westerly along a line parallel to the north line of said Lot 164.74 feet; thence South 51°04' West 140.90 feet; thence North 38°56' West 260.00 feet; thence North 51°04' East 220.78 feet; thence North 21°51'20" West 127.64 feet; thence Easterly along a line parallel to the north line of said Lot 22 301.97 feet to the point of beginning.

Parcel D - The South 5.00 Acres, more or less, of the North 10.00 acres of the West 1/2 of the Northwest 1/4 of the Northwest 1/4 of Section 9, said Rancho Del Paso.

Parcel E - The East 190.74 feet of the West 432.74 feet of the South 241.00 feet of Lot 27, said New Prague Subdivision.

PARCEL NO. 2

The South 150.00 feet of the North 330.00 feet of the West 290.00 feet of Lot 5, New Prague Subdivision, per plat filed in the office of the Recorder of Sacramento County, California, in Book 14 of Records, page 13.

RIO LINDA COUNTY WATER DISTRICT

RESOLUTION NO. 6-78

LOCAL GUIDELINES IMPLEMENTING THE
CALIFORNIA ENVIRONMENTAL QUALITY ACT

As Amended
April 25, 1978

ARTICLE I - GENERAL

Section 1. Purposes. This resolution implements the purposes and provisions of the California Environmental Quality Act (hereinafter referred to as "CEQA") and the Guidelines for Implementation of CEQA (hereinafter referred to as "State Guidelines") which have been adopted by the California Resources Agency. The enhancement and long-term protection of the environment and the encouragement of public participation in achieving these goals are objectives of this measure.

Section 2. State Policy. The Legislature has declared that it is the policy of the state to:

- (1) Develop and maintain a high-quality environment now and in the future, and take all action necessary to protect, rehabilitate, and enhance the environmental quality of the state.
- (2) Take all action necessary to provide the people of this state with clean air and water, enjoyment of aesthetic, natural, scenic, and historic environmental qualities, and freedom from excessive noise.
- (3) Prevent the elimination of fish or wildlife species due to man's activities, insure that fish and wildlife populations do not drop below self-perpetuating levels, and preserve for future generations representations of all plant and animal communities and examples of the major periods of California history.
- (4) Insure that the long-term protection of the environment shall be the guiding criterion in public decisions.
- (5) Create and maintain conditions under which man and nature can exist in productive harmony to fulfill the social and economic requirements of present and future generations.
- (6) Require governmental agencies at all levels to develop standards and procedures necessary to protect environmental quality.
- (7) Require governmental agencies at all levels to consider qualitative factors as well as economic and technical factors and long-term benefits and costs, in addition to short-term benefits and costs and to consider alternatives to proposed actions affecting the environment.

Section 2.5 State Policies Regarding Use of Environmental Impact Reports.

The Legislature has declared that the following policies shall apply to the use of environmental impact reports:

- (a) The purpose of an environmental impact report is to identify the significant effects of a project on the environment, to identify alternatives to the project, and to indicate the manner in which such significant effects can be mitigated or avoided.
- (b) Each public agency shall mitigate or avoid the significant effects on the environment of projects it approves or carries out to the extent it is feasible to do so.
- (c) In the event that economic, social, technical, or other conditions make it infeasible to mitigate one or more significant effects of a project on the environment, such project may nonetheless be approved or carried out at the discretion of a public agency, provided that the project is otherwise permissible under applicable laws and regulations.
- (d) Environmental impact reports should omit unnecessary descriptions of projects and emphasize feasible mitigation measures and alternatives to projects.
- (e) Information developed in individual environmental impact reports should be incorporated into a data base which can be used to reduce delay and duplication in preparation of subsequent environmental impact reports.
- (f) The EIR process is intended to enable public agencies in evaluating projects to determine whether a project may have a significant effect on the environment, to examine and institute methods of reducing adverse impacts, and to consider alternatives to a project as proposed. These steps of analysis and evaluation must be completed prior to approval of the project.

Section 3. Additional Policies. The Secretary for Resources has declared that the courts of this state have found the following policies to be implicit in CEQA:

- (1) The EIR requirement is the heart of CEQA. (County of Inyo v. Yorty, 32 Cal. App. 3d 795.)
- (2) The EIR serves not only to protect the environment but also to demonstrate to the public that it is being protected. (County of Inyo v. Yorty, 32 Cal. App. 3d 795.)
- (3) The EIR is to inform other governmental agencies and the public generally of the environmental impact of a proposed project. (Ng Oil, Inc. v. City of Los Angeles, 13 C 3d 68.)
- (4) The EIR is to demonstrate to an apprehensive citizenry that the agency has in fact analyzed and considered the ecological implications of its action. (People ex rel. Department of Public Works v. Bosio, 47 Cal. App. 3d 495.)

(5) The EIR process will enable the public to determine the environmental and economic values of their elected and appointed officials thus allowing for appropriate action come election day should a majority of the voters disagree. (People v. County of Kern, 39 Cal. App. 3d 830.)

(6) CEQA was intended to be interpreted in such manner as to afford the fullest possible protection to the environment within the reasonable scope of the statutory language. (Friends of Mammoth v. Board of Supervisors, 8 C. 3d. 247.)

Section 4. Objectives. From time to time and under circumstances as outlined by this Resolution, an environmental document must be prepared as a pre-requisite to approval of a project. The function of such a document is to provide information regarding the environmental effects of proposed projects. The environmental effects set forth in such document are to be evaluated before a project is approved. The Board retains existing authority to balance environmental objectives with economic, social, and other relevant objectives of the proposed project. The information in an EIR constitutes evidence that a public agency shall consider along with any other information which may be presented to the agency.

ARTICLE II - APPLICABILITY

Section 5. Scope of Applicability. This Resolution applies to all activities which are projects as defined herein.

Section 6. Ministerial Projects.

A. Ministerial projects are exempt from the requirements of CEQA and these Guidelines and consequently no environmental documents are required therefor. Generally speaking, a ministerial project is one requiring approval by the District as a matter of law or the use of fixed standards or objective measurements without personal judgment. Examples of such projects include, but are not limited to, individual utility service connections and disconnections, agreements to install in-tract utility facilities to subdivisions, development of which has been approved by other appropriate governmental agencies, and utility service connections and disconnections to potential customers within such subdivision.

B. The decision as to whether or not a proposed project is ministerial in nature, and thus outside the scope of this enactment, shall be made by the District on a case-by-case basis or as part of these Guidelines as hereinafter set forth.

ARTICLE III - DEFINITIONS

Whenever the following terms are used in this Resolution, they shall have the following meaning unless otherwise expressly defined:

Section 7. Approval means a decision by the District which commits it to a definite course of action with regard to a particular project. As respects

any project to be undertaken directly by the District, approval shall be deemed to occur on the date the Board adopts a resolution making the determination to proceed with a project, which in no event shall be later than the date of adoption of plans and specifications. As respects private projects defined in Section 28A(2) and (3), infra, approval shall be deemed to occur upon the earliest commitment to issue or the issuance by the District of a discretionary contract, grant, subsidy, loan, or other form of financial assistance, lease, permit, license, certificate, or other entitlement for use of the project. The mere acquisition of land by the District, on the other hand, shall not in and of itself be deemed to constitute approval of a project. For purposes of this Resolution, all environmental assessments must be completed as of the time of project approval.

Section 8. Board means the Board of Directors of Rio Linda County Water District.

Section 9. Categorical Exemption means an exemption from the requirement of preparing a Negative Declaration or an EIR even though the proposed project is discretionary in nature, as more particularly described in Article VII, infra.

Section 10. Cumulative Impacts refers to two or more individual effects which, when considered together, are considerable or which compound or increase other environmental impacts. The individual effects may be changes resulting from a single project or a number of separate projects.

Section 11. Discretionary Project means a project approval of which requires the exercise of independent judgment, deliberation or decision-making on the part of the District.

Section 12. District means the Rio Linda County Water District.

Section 13. Emergency means a sudden, unexpected occurrence, involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property, or essential public services. Emergency includes such occurrences as fire, flood, earthquake, or other soil or geologic movements, as well as such occurrences as riot, accident, or sabotage.

Section 14. Environment means the physical conditions which exist in the area which will be affected by a proposed project including land, air, water, minerals, flora, fauna, ambient noise, objects of historic or aesthetic significance.

Section 15. Environmental Documents means Draft and Final EIR's Initial Studies, Negative Declarations, Notices of Completion, and Notices of Determination.

Section 16. Environmental Impact Report (EIR) means a detailed statement setting forth the environmental effects and considerations pertaining to a project as specified in Sections 21100 and 21100.1 of the California Environmental Quality Act, and may mean either a draft or a final EIR.

(a) Draft EIR means an EIR containing the information specified in Section 39 of these Guidelines. Where the District, as a Lead Agency, consults with Responsible Agencies in the preparation of a draft EIR, the draft EIR shall also contain the information specified in Section 39C.

(b) Final EIR means an EIR containing the information contained in the draft EIR, comments either verbatim or in summary received in the review process, a list of persons commenting, and the response of the Lead Agency to the comments received. The final EIR is discussed in detail in Section 39L.

Section 17. EIS - Environmental Impact Statement means an EIR prepared pursuant to the National Environmental Policy Act (NEPA).

Section 18. State Guidelines means the Guidelines for implementation of CEQA adopted by the California Resources Agency as they now exist or hereafter may be amended.

Section 19. Feasible means capable of being accomplished in a successful manner within a reasonable period of time, taking into account economic, environmental, social and technological factors.

Section 20. Initial Study means a preliminary analysis prepared pursuant to Section 37, infra, to determine whether an EIR or a Negative Declaration must be prepared.

Section 21. Jurisdiction by Law.

A. Jurisdiction by law means the authority of any public agency:

- (1) to grant permit or other entitlement for use,
- (2) to provide funding for the project in question, or
- (3) to exercise authority over resources which may be affected by the project.

B. A city or county will have jurisdiction by law with respect to a project when the city or county having primary jurisdiction over the area involved is the site of the project, the area in which the major environmental effects will occur, and/or the area in which reside those citizens most directly concerned by any such environmental effects.

C. Where an agency having jurisdiction by law must exercise discretionary authority over a project in order for the project to proceed, it is also a Responsible Agency (see Section 29), or the Lead Agency (see Section 22.)

Section 22. Lead Agency means the public agency which has the principal responsibility for preparing environmental documents and for carrying out or approving a project which may have a significant effect on the environment where more than one public agency is involved in the same underlying activity. The lead agency will prepare the environmental documents for the

project either directly or by contract. See Section 36 for criteria to determine which agency is the lead agency.

Section 23. Negative Declaration means a written statement prepared by the Lead Agency briefly describing the reasons that a proposed project, although not categorically exempt, will not have a significant effect on the environment and therefore does not require the preparation of an EIR.

Section 24. Notice of Completion means a brief notice filed with Secretary of Resources as soon as a District has completed a draft EIR and is prepared to send out copies for review. (See Exhibit "D")

Section 25. Notice of Determination means a brief notice to be filed by the District after it approved or determines to carry out a project which is subject to the requirements of CEQA. (See Exhibit "C")

Section 26. Notice of Exemption means a brief notice which may be filed by the District when it has approved or determined to carry out a project, and it has determined that it is ministerial, categorically exempt or an emergency project. Such a notice may also be filed by an applicant where such a determination has been made by the District, which must approve the project. The contents of this notice are explained in Section 35A and B, infra. (See Exhibit "E")

Section 26.5. Notice of Preparation means a brief notice sent by a Lead Agency to notify the Responsible Agencies that the Lead Agency plans to prepare an EIR for the project. The purpose of the notice is to solicit guidance from the Responsible Agencies as to the scope and content of the environmental information to be included in the EIR. A sample form is included as Exhibit G of these Guidelines. The District is free to develop its own format for this notice.

Section 27. Person includes any person, firm, association, organization, partnership, business, trust, corporation, company, district, county, city and county, city, town, the State, and any of the agencies and political subdivisions of such entities.

Section 28. Project.

A. Project means the whole of an action which has a potential for resulting in a physical change in the environment, directly or ultimately, that is any of the following:

(1) an activity directly undertaken by the District; (2) an activity undertaken by a person which is supported in whole or in part through contracts, grants, subsidies, loans, or other forms of assistance from the District; (3) an activity involving the issuance by the District to a person of a lease, permit, license, certificate, or other entitlement for use.

B. Project does not include:

(1) anything specifically exempted by state law; (2) proposals for legislation to be enacted by the State Legislature; (3) continuing administrative or maintenance activities such as purchases for supplies, personnel-related actions, emergency repairs to public service facilities, general policy and procedure making, (except as they are applied to specific instances covered above), feasibility or planning studies; (4) the submittal of proposals to a vote of the people of the state or of a particular community (including the District).

C. The term "project" refers to the activity which is being approved and which may be subject to several discretionary approvals by governmental agencies. The term "project" does not mean each separate governmental approval.

Section 29. Responsible Agency means a public agency which proposes to carry out or approve a project for which a Head Agency has prepared the environmental documents. For the purposes of CEQA, the term "responsible agency" includes all public agencies other than the lead agency which have discretionary approval power over the project.

Section 30. Significant Effect on the Environment means a substantial, or potentially substantial, adverse change in any of the physical conditions within the area affected by the activity including land, air, water, minerals, flora, fauna, ambient noise, and objects of historic or aesthetic significance.

Section 31. District's Staff means the District's Manager, and/or his designee, and Engineer of the District.

ARTICLE IV - EMERGENCY PROJECTS

Section 32. The following emergency projects do not require the preparation of a Negative Declaration or an EIR and thus, are outside the scope of this Resolution:

- (a) Projects undertaken, carried out, or approved by the District to maintain, repair, restore, demolish or replace property of facilities damaged or destroyed as a result of a disaster in a disaster-stricken area in which a state of emergency has been proclaimed by the Governor pursuant to Chapter 7 (commencing with Section 8550) of Division 1, Title 2 of the Government Code.
- (b) Emergency repairs to any of the District's facilities necessary to maintain service.
- (c) Specific actions necessary to prevent or mitigate an emergency.

ARTICLE V - FEASIBILITY AND PLANNING STUDIES

Section 33. Feasibility and Planning Studies of potential projects undertaken by the District are specifically excepted from the requirements of

CEQA and thus are outside the scope of this Resolution, although such studies may contain considerations of environmental factors incident to the potential project.

ARTICLE VI - EVALUATING PROJECTS

Section 34. Initial Review for CEQA Exemptions.

A. General Rule. The requirements set forth in these Guidelines apply to projects which may have a significant effect on the environment and which involve discretionary governmental action. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not covered by the requirements set forth in CEQA. However, these Guidelines should be consulted to determine the procedures necessary to verify that conclusion.

B. Preliminary Review. At the outset a proposed activity shall be examined by the District's staff for the purpose of determining whether it is (1) not a project as defined in Section 28 supra, (2) ministerial, (3) an emergency project as described in Article IV, supra, (4) a feasibility and planning study as described in Article V, supra, (5) a categorical exemption as described in Article VII, infra, or (6) involves another agency which constitutes the lead agency primarily responsible for the carrying out of the project as described in Section 36, infra.

C. Staff Finding of No Exemption. If in the judgment of the District's staff the proposed activity does not fall within one of the foregoing categories, it shall proceed with the project evaluation process as outlined in Section 37, infra. Any person proposing to undertake a project as defined in Section 28A(2) or (3), supra (i.e. a private project) may present his objection to the staff's determination to the Board at its next regular or special meeting. As soon as a Lead Agency has determined that a project is not exempt and that an initial study will be required to determine whether a Negative Declaration or an EIR is required, the Lead Agency shall consult with all Responsible Agencies as required by Section 38.

D. Staff Finding of Exemption. If in the judgment of the District's staff, a proposed activity does fall within one of the categories enumerated in Subparagraph B, it shall so determine and may record its findings on a form entitled "Preliminary Environmental Assessment" (a copy of which is attached hereto as Exhibit "A"). If exempted no further environmental assessment shall be necessary and the proposed activity may be carried out in the manner routinely exercised by the District. Failure of the District's staff to prepare a Preliminary Environmental Assessment on a project that is exempt shall not affect the District's right to carry out the proposed activity.

E. Retention of Preliminary Environmental Assessment; Availability for Inspection. The Preliminary Environmental Assessment shall be retained at the District's office as part of its usual record-keeping process, and it shall be made available for public inspection during all regular District office hours. Except as otherwise may be determined by the Board, the date of completion and signing of the Preliminary Environmental Assessment by the Manager shall be deemed to constitute the date of approval of the activity.

F. Non-Delegable Responsibilities.

- (a) The Board may not delegate the following functions:
- (1) Review and consideration of a final EIR or Negative Declaration prior to approving a project.
 - (2) The making of findings as required by Section 15088, 39M (2), (3) and (4).
- (b) Where an advisory body such as a planning commission is required to make a recommendation on a project to the Board, the advisory body shall also review and consider the EIR or Negative Declaration.

Section 35. Notice of Exemption.

A. When District staff determines that a project is exempt from the requirements of CEQA because it is an emergency project, a ministerial project or categorically exempt, and the District approves or determines to carry out the project, it may file a notice of exemption. Such a notice shall include (1) a brief description of the project, (2) a finding that the project is exempt, including a citation to the State and Local Guidelines section under which it is found to be exempt, and (3) a brief statement of reasons to support the finding. (A form of such notice is attached hereto as Exhibit "E".)

B. Whenever the District approves an applicant's project, it or the applicant may file a notice of exemption. The notice of exemption filed by an applicant shall contain the information required in Paragraph A above, together with a certified document issued by the District stating that it has found the project to be exempt. This may be a certified copy of an existing document or record of the District.

C. The notice of exemption shall be filed with the County Clerk of the county or counties in which the project will be located. Copies of all such notices shall be available for public inspection.

Projects Which Are Disapproved.

A. CEQA does not apply to projects which the district rejects or disapproves. (P.R.C. Section 21080 (b) (5)).

B. This section is intended to allow an initial screening of projects on the merits for quick disapprovals prior to the initiation of the CEQA process where the agency can determine that the project cannot be approved.

C. This section shall not relieve an applicant from paying the costs for an EIR or Negative Declaration prepared for his project prior to the Lead Agency's disapproval of the project.

Section 36. Lead Agency.

A. Staff Determination of Lead Agency; Recommendation to Board

Upon determination that a proposed activity is discretionary in nature and is not otherwise exempt, consideration shall be given by staff to whether another public agency is primarily responsible for carrying it out or approving it. Staff shall consider, among others, the following principles in determining the Lead Agency:

(1) Where a project is to be carried out or approved by more than one public agency, only one public agency shall be responsible for preparation of environmental documents, and it will be the Lead Agency. Such environmental documents will be prepared by the Lead Agency in consultation with all Responsible Agencies. The Lead Agency's environmental documents shall be the environmental documentation for all Responsible Agencies. Except as provided in Section 46 of these Guidelines, such Responsible Agencies shall consider the Lead Agency's EIR or Negative Declaration prior to acting upon or approving the projects, and they shall certify that their decision-making bodies have reviewed and considered the information contained in them.

(2) If the project is to be carried out by a public agency, the Lead Agency shall be the public agency which proposes to carry out the project.

(3) If the project is to be carried out by a nongovernmental person, the Lead Agency shall be the public agency with the greatest responsibility for supervising or approving the project as a whole.

(a) The Lead Agency will generally be the agency with general governmental powers rather than an agency with a single or limited purpose which is involved by reason of the need to provide a public service or public utility to the project; in such cases, the single or limited purpose agency will, upon request, provide data concerning all aspects of its activities required to furnish service to the project to the agency drafting the EIR, and no separate EIR will be required in regard to such activities.

(b) Where a city has rezoned an area, the city will be the appropriate Lead Agency for any subsequent annexation of the area and should prepare the required environmental document at the time of the rezoning. The city shall consult with the local agency formation commission, and the EIR shall include the comments of the local agency formation commission.

(4) Where more than one public agency equally meet the criteria set forth in Subparagraph (3) above, the agency which is to act first on the project in question shall be the Lead Agency (following the principle that the

environmental impact should be assessed as early as possible in governmental planning).

(5) Where the provisions of Subparagraphs (2), (3), and (4) leave two or more public agencies with a substantial claim to be the Lead Agency, the public agencies may by agreement designate which agency will be the Lead Agency. An agreement may also provide for cooperative efforts by contract, joint exercise of powers, or similar devices.

(6) The determination of the Lead Agency of whether to prepare an Environmental Impact Report or a Negative Declaration shall be final and conclusive on all persons, including Responsible Agencies, as provided by Section 21080.1 of the Public Resources Codes, unless:

- (a) The decision is challenged as provided in Section 21167 of the Public Resources Code, or
- (b) Circumstances change as provided in Section 42.

B. Lead Agency CEQA Time Limits.

(a) When the District is acting as a Lead Agency for a project for which the District will grant a lease, license, permit, certificate, or other entitlement for use, the District shall complete and certify an EIR in not more than one year or complete and adopt a Negative Declaration in not more than 105 days.

(1) Different time limits may be established for different types of projects subject to the 105 day and 1 year maximum time limits.

(2) The time limits shall be measured from the date on which an application requesting approval for the project is received and accepted as complete by the District.

(A) State agencies are required to adopt lists and criteria by which to determine the completeness of an application. (Government Code Section 65940 & 65941).

(B) Local agencies may adopt lists and criteria by which to determine the completeness of applications. Different lists and criteria may be developed for different kinds of projects.

(3) The procedures may provide for a reasonable extension of the time periods under this subsection in the event that compelling circumstances justify additional time and the project applicant consents to the extension.

(4) The Lead Agency may waive the one year time period or the 105 day period if all the following conditions occur:

(A) The project will require both an EIR or a Negative Declaration under CEQA and a EIS or a Negative Declaration under the National Environmental Policy Act,

(B) Additional time will be required to prepare a combined EIR-EIS, or a combined Negative Declaration under both laws,

(C) The time required to prepare such a combined document would be less than the time required to prepare each document separately, and,

(D) The applicant has requested or consented to the waiver.

(5) If the Lead Agency waives the time periods as provided in the subsection (4), the Lead Agency must approve or disapprove the project within 60 days after the combined document under CEQA and NEPA has been completed. (Government Code Section 65951).

(b) Within 45 days after accepting an application as complete, a Lead Agency, for a project involving the issuance of a lease, permit, license, certificate, or other entitlement for use, shall make an initial determination of whether the project will need an EIR or Negative Declaration.

(c) A Lead Agency shall convene a meeting with one or more Responsible Agencies to discuss the scope and content of a proposed EIR as soon as possible but not later than 30 days after the meeting is requested as provided in this Section.

C. Staff Finding that District is Agency with Primary Responsibility

If, in the judgment of the District's staff, the project does not involve another public agency which is the Lead Agency, it shall proceed with the project evaluation process as outlined in Section 37, infra. Any person proposing to undertake a project as defined in Section 28A (2) or (3), supra, (i.e., a private project) may present his objections to the staff's determination to the Board at its next regular or special meeting.

D. Staff Finding that Another Public Agency is Lead Agency

If, in the judgment of the District's staff, the project does involve another public agency which is the Lead Agency, it shall so find and shall designate the Lead Agency on the aforementioned Preliminary Environmental Assessment. Unless otherwise required by the Board, no further environmental assessment shall be necessary.

Whenever a determination is made that another public agency constitutes the Lead Agency for undertaking or approving a project, the District shall provide data, upon written request of the Lead Agency concerning all aspects of the District's activities required to furnish service to the project. The District as a Responsible Agency shall certify its review and consideration of the Negative Declaration or EIR prior to acting on or approving a project.

E. Responsible Agency CEQA Time Limits.

(a) As soon as possible after receiving a Notice of Preparation and in no event more than 45 days after receiving the notice, a Responsible Agency shall inform the Lead Agency of the scope and content of the environmental information that the Responsible Agency would need in the EIR.

Process for a Responsible Agency A. General.

A Responsible Agency complies with CEQA by considering documents prepared by the Lead Agency and by reaching its own conclusions on whether and how to approve the project involved. This section identifies the special duties the district will have when acting as a Responsible Agency.

B. Response to Consultation. A Responsible Agency shall respond to consultation by the Lead Agency in order to assist the Lead Agency in preparing adequate environmental documents for the project. By this means, the Responsible Agency will ensure that the documents it will use will comply with CEQA.

1. In response to consultation, a Responsible Agency shall explain its reasons for recommending whether the Lead Agency should prepare an EIR or Negative Declaration for a project. Where the Responsible Agency disagrees with the Lead Agency's proposal to prepare a Negative Declaration for a project, the Responsible Agency should identify the significant environmental effects which it believes could result from the project and recommend either that an EIR be prepared or that the project be modified to eliminate the significant effects.

2. As soon as possible, but not longer than 45 days after receiving a Notice of Preparation from the Lead Agency, the Responsible Agency shall send a written reply by certified mail. The reply shall specify the scope and content of the environmental information which would be germane to the Responsible Agency's statutory responsibilities in connection with the proposed project. The Lead Agency shall include this information in the EIR.

C. Meetings. The Responsible Agency shall designate employees or representatives to attend meetings requested by the Lead Agency to discuss the scope and content of the EIR.

D. Comments on Draft EIRs and Negative Declarations. A Responsible Agency should review and comment on draft EIRs and Negative Declarations for projects which the Responsible Agency would later be asked to approve. Comments should focus on any shortcomings in the EIR, the appropriateness of using a Negative Declaration, or on additional alternatives or mitigation measures which the EIR should include. The comments may deal with any aspect of the project or its environmental effects.

E. Decision on Adequacy of EIR or Negative Declaration. If a Responsible Agency believes that the final EIR or Negative Declaration prepared by the Lead Agency is not adequate for use by the Responsible Agency, the Responsible Agency must either:

1. Take the issue to court within 30 days after the Lead Agency files a Notice of Determination,
2. Be deemed to have waived any objection to the adequacy of the EIR or Negative Declaration, or
3. Prepare a subsequent EIR if permissible under Section 15067.

F. Consider the EIR or Negative Declaration. Prior to reaching a decision on the project, the Responsible Agency must consider the environmental effects of the project as shown in the EIR or Negative Declaration. A new or supplemental EIR can be prepared only as provided in Section 42.

G. Adoption of Alternatives or Mitigation Measures. When an EIR has been prepared for a project, the Responsible Agency shall not approve the project as proposed if it finds any feasible alternative or feasible mitigation measure within its powers that would substantially lessen any significant effect the project would have on the environment. When considering alternatives and mitigation measures, a Responsible Agency is more limited than a Lead Agency. In deciding whether to carry out, finance, or approve a project, a Responsible Agency has responsibility for mitigating or avoiding only the environmental effects of those activities which are within the scope of its statutory authorities.

H. Notice of Determination. The Responsible Agency should file a Notice of Determination in the same manner as a Lead Agency under Section 38F or 39N. The Office of Planning and Research will resolve disputes among public agencies as to which is the Lead Agency.

I. Limitations on Local Responsible Agencies. In applying the duty to mitigate or avoid significant effects on the environment whenever it is feasible to do so, the scope of concern of the District which is functioning as a Lead Agency shall differ from that of the District which is functioning as a Responsible Agency. The District functioning as a Lead Agency shall consider the significant effects, both individual and cumulative, of all activities involved in the project. The District functioning as a Responsible Agency shall have responsibility for considering only the significant effects of those activities which it is required by law to carry out or approve that are involved in a project for which a Lead Agency has prepared an EIR.

Shift in Lead Agency Responsibilities.

A. Where a Responsible Agency is called on to grant an approval for a project subject to CEQA for which another public agency was the appropriate Lead Agency, the Responsible Agency shall begin to act as the Lead Agency when any of the following conditions occur:

1. The Lead Agency did not prepare any environmental documents for the project, and the statute of limitations has expired for a challenge to the action of the appropriate Lead Agency,
2. The Lead Agency prepared environmental documents for the project, but the following conditions occur:
 - a. A subsequent EIR is required pursuant to Section 42.
 - b. The Lead Agency has granted a final approval for the project, and,
 - c. The statute of limitations for challenging the Lead Agency's action under CEQA has expired.
3. The Lead Agency prepared inadequate environmental documents without consulting with the Responsible Agency as required by Section 38 and the statute of limitations has expired for a challenge to the action of the appropriate Lead Agency.

Adequacy of an EIR or Negative Declaration for Use by Responsible Agencies.

A final EIR prepared by a Lead Agency or a Negative Declaration adopted by

a Lead Agency shall be conclusively presumed to comply with CEQA for purposes of use by Responsible Agencies which were consulted pursuant to Section 15066 unless one of the following conditions occurs:

- A. A legal action or proceeding is filed challenging the EIR within the period provided in Section 21167(c), or
- B. A subsequent EIR is made necessary by Section 15067 of these Guidelines.

Conditional Permits.

- A. If a lawsuit is filed challenging an EIR or Negative Declaration for noncompliance with CEQA, Responsible Agencies shall act as if the EIR or Negative Declaration complies with CEQA and continue to process the application for the project according to the time limits for Responsible Agency action contained in Government Code Section 65952. In this situation, the Responsible Agency shall have authority only to grant a conditional approval or disapproval of the project. A conditional approval shall constitute approval or disapproval of the project. A conditional approval shall constitute permission to proceed with a project only when the court action results in a final determination that the EIR or Negative Declaration does comply with the provisions of CEQA. (P.R.C. 21167.3)
- B. This section shall not require a Responsible Agency to process an application for a project where that Responsible Agency has filed a lawsuit challenging the legal adequacy of the environmental documents prepared by or for the Lead Agency.

Section 37. Initial Study Procedures

A. Undertaking of Initial Study; By Whom, Submission of Data; Costs.

Upon a determination that a project is discretionary and is not otherwise exempt, and that the District is the Lead Agency, it shall conduct an Initial Study to determine if the proposed project may have a significant effect on the environment, unless the District can determine that a project will clearly have a significant effect. If any aspects of the project, either individually or cumulatively, may cause a significant effect on the environment, regardless of whether the overall effect of the project is adverse or beneficial, then an EIR must be prepared. All phases of project planning, implementation, and operation must be considered in the Initial Study of the project. To meet the requirements of this section, the Lead Agency may use an Initial Study prepared pursuant to the National Environmental Policy Act.

The purposes of an Initial Study are to:

1. identify environmental impacts;
2. enable an applicant or Lead Agency to modify a project, mitigating adverse impacts before an EIR is written;
3. focus an EIR, if one is required, on potentially significant environmental effects;
4. facilitate environmental assessment early in the design of a project;

5. provide documentation of a factual basis for the finding in a Negative Declaration that a project will not have a significant effect on the environment;
6. eliminate unnecessary EIR's.

An Initial Study shall contain the following:

(1) a description of the project; (2) an identification of the environmental setting; (3) an identification of environmental effects by use of a check-list, matrix, or other method; (4) a discussion of ways to mitigate the significant effects identified, if any; (5) an examination of whether the project is compatible with existing zoning and plans; and (6) the name of the person or persons who prepared or participated in the Initial Study.

Where a project is revised in response to an Initial Study so that potential adverse effects are mitigated to a point where no significant environmental effects would occur, a Negative Declaration shall be prepared instead of an EIR. If the project would still result in one or more significant effects on the environment after mitigation measures are added to the project, an EIR shall be prepared.

As to projects defined in Article III, Section 28A(1), supra, of this Resolution, the Initial Study shall be undertaken by the District's staff or by private experts pursuant to contract with the District.

As to projects defined in Article III, Section 28A(2) and 28A(3), supra, the person or entity proposing to carry out the project shall submit all data and information as may be required by the District to prepare the Initial Study. Such data and information shall consider all factors enumerated in Paragraph B, infra. All costs incurred by the District in reviewing the data and information submitted by said person or entity, or in conducting its own investigation based upon such data and information for the purpose of determining whether the proposed project might have a significant effect on the environment shall be borne by the person or entity to specify to the best of his knowledge which other public agencies will have jurisdiction by law over the project.

B. Evaluating Environmental Significance. In determining whether a project may have a significant effect on the environment, the District shall consider both primary and secondary consequences. A project will normally have a significant effect on the environment if it will:

- (1) conflict with adopted environmental plans and goals of the community where it is located;
- (2) have a substantial, demonstrable negative aesthetic effect;
- (3) substantially affect a rare or endangered species of animal or plant or the habitat of the species;
- (4) interfere substantially with the movement of any resident or migratory fish or wildlife species;
- (5) breach published national, state, or local standards relating to solid waste or litter control;

- (6) substantially degrade water quality;
- (7) contaminate a public water supply;
- (8) substantially degrade or deplete groundwater resources;
- (9) interfere substantially with groundwater recharge;
- (10) disrupt or alter an archaeological site over 200 years old, an historic site or a paleontological site except as part of a scientific study of the site;
- (11) induce substantial growth or concentration of population;
- (12) cause an increase in traffic which is substantial in relation to the existing traffic load and capacity of the street system;
- (13) displace a large number of people;
- (14) encourage activities which result in the use of large amounts of water or energy;
- (15) use fuel, water, or energy in a wasteful manner;
- (16) increase substantially the ambient noise levels for adjoining areas;
- (17) cause substantial flooding, erosion, or siltation;
- (18) expose people or structures to major geologic hazards;
- (19) extend a sewer trunk line with capacity to serve new development;
- (20) substantially diminish habitat for fish, wildlife or plants;
- (21) disrupt or divide the physical arrangement of an established community;
- (22) create a public health hazard or a potential public health hazard;
- (23) conflict with established recreational, educational, religious or scientific uses of the area;
- (24) violate any ambient air quality standard, contribute substantially to an existing or projected air quality violation, or expose sensitive receptors to substantial pollutant concentrations.

C. Mandatory Findings of Significance

A project shall be found to have a significant effect on the environment if:

- (1) the project has the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory;
- (2) the project has the potential to achieve short-term environmental goals to the disadvantage of long-term environmental goals;
- (3) the project has possible environmental effects which are individually limited but cumulatively considerable. As used in the subsection, "cumulatively considerable" means that the incremental effects of an individual project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probably future projects;
- (4) the environmental effects of a project will cause substantial adverse effects on human beings, either directly or indirectly.

D. Staff Recommendation; Board Action. Staff shall submit its recommendation as to whether a proposed project may or may not have significant effect on the environment to the Board which recommendation shall be submitted on a form entitled "Environmental Impact Assessment" (a copy of which is attached hereto as Exhibit "B"). If the Board finds at a regular or special meeting that the proposed project will not have a significant effect on the environment, it shall order the preparation and filing of a Negative Declaration in accordance with the provisions of Section 38, infra. If, on the other hand, the Board determines that it can be fairly argued on the basis of substantial evidence that the project may have a significant effect on the environment or that there is a serious public controversy concerning the environmental effect of a project, it shall order the preparation and filing of an EIR in accordance with the provisions of Section 39, infra.

E. Public Participation. Members of the public may appear before the Board and present their views prior to the Board's determination under this section.

Section 38. Negative Declaration.

A. Following the initial study as described in Section 37, supra, a Negative Declaration shall be prepared for all discretionary projects not otherwise exempt upon a finding by the Board that the project will not have a significant effect on the environment. Before completion of a draft EIR or adopting a Negative Declaration, the District shall consult with all responsible agencies (i.e., other public agencies involved in carrying out or approving the project). This consultation may take place during the public review period required by subsection D of this section.

1. Prior to determining whether a Negative Declaration or Environmental Impact Report is required for a project, the Lead Agency shall consult with all Responsible Agencies. This first step of consultation may be done quickly and informally.

2. Immediately after deciding that an EIR is required for a project, the Lead Agency shall send to each Responsible Agency by certified mail a Notice of Preparation stating that an EIR will be prepared. The notice shall also be sent to every federal agency involved in approving or funding the project.

(a) The Notice of Preparation shall provide the Responsible Agencies with sufficient information describing the project and the environmental effects to enable the Responsible Agencies to make a meaningful response. At a minimum, the information should include:

- (1) Description of the project
- (2) Location of the project, and
- (3) Probably environmental effects of the project.

(b) A sample format for a Notice of Preparation shown in Appendix J. Public agencies are free to devise their own formats for this notice. A copy of the Initial Study may be sent with the notice to supply the necessary information.

(c) The Lead Agency may begin work on the draft EIR immediately without awaiting responses to the Notice of Preparation. The draft EIR in preparation may need to be revised or expanded to conform to responses to the Notice of Preparation.

3. After receiving the Notice of Preparation under subparagraph (c), each Responsible Agency shall provide the Lead Agency with specific detail about the scope and content of the environmental information related to the Responsible Agency's area of statutory responsibility which must be included in the environmental impact report.

4. In order to expedite the consultation, the Lead Agency, a Responsible Agency, or a project applicant may request one or more meetings between representatives of the agencies involved to assist the Lead Agency in determining the scope and content of the environmental information which the Responsible Agency may require. Such meetings shall be convened by the Lead Agency as soon as possible, but no later than 30 days, after the meetings were requested.

The required contents of a Negative Declaration and the procedures to be followed in connection with the preparation thereof are as follows:

B. Notice of Preparation of a Negative Declaration shall be provided by the District manager to the public at least ten (10) days prior to final adoption by the District of the Negative Declaration. At least ten (10) days prior to the adoption of a Negative Declaration notice shall be given to all organizations and individuals who have previously requested such notice and shall also be given by at least one of the following procedures:

- (1) publication, no fewer times than required by Section 6061 of the Government Code, by the District in a newspaper of general circulation in the area affected by the proposed project;
- (2) posting of notice by the District on and off site in the area where the project is to be located;
- (3) direct mailing to owners of property contiguous to the project.

The alternatives for providing notice specified above shall not preclude the District from providing additional notice by other means if the District so desires, nor shall the requirements of this section preclude the District from providing the public notice required herein at the same time and in the same manner as public notice otherwise required by law for such project.

C. Contents. A Negative Declaration shall contain the following information:

- (1) a brief description of the project; including a commonly used name for the project if any;
- (2) the location of the project and the name of the project proponent;
- (3) a finding that the project will not have a significant effect on the environment;
- (4) an attached copy of the Initial Study documenting reasons to support the finding;
- (5) mitigation measures, if any, included in the project to avoid potentially significant effects.

D. Public Review. Upon completion of a Negative Declaration, the Manager or other designated person shall cause a copy of the Negative Declaration and the Initial Study to be filed and posted at the District's office and made available for public inspection.

E. Board Approval or Disapproval of Project. Following the filing and posting of the Negative Declaration at the District's office, but in no event sooner than fifteen (15) days following the date of such filing and posting, the Board may consider the project at a regular or special meeting for purposes of approval or disapproval. Members of the public may appear before the Board and present their views prior to the Board's determination to approve or disapprove the project.

F. Notice of Determination. Following approval or disapproval of the project, the District shall cause to be prepared a Notice of Determination on a form attached hereto as Exhibit "C" which shall contain the following:
(1) the decision of the District to approve the project;
(2) the determination of the District as to whether the project will have a significant effect on the environment;
(3) a statement of whether an EIR has been prepared pursuant to CEQA; and
(4) the address where a copy of the Negative Declaration may be examined. Said notice then shall be filed with the county clerk of the county or counties in which the project is located. If the project requires discretionary approval from a state agency, the Notice of Determination also shall be filed with the Secretary for Resources.

G. Posting Notice of Determination. Simultaneously with the filing of the Notice of Determination, the District shall cause to be posted at the District's office a copy of the Notice of Determination.

H. Costs. As to projects covered by Article III, Section 28A(2) and (3) supra, the person or entity proposing to carry out the project requiring approval by the District shall bear all costs incurred by the District in preparing and filing the Negative Declaration.

Section 39. Environmental Impact Reports. Following the Initial Study as described in Section 37, supra, an EIR shall be prepared for all discretionary projects not otherwise exempt upon a finding by the Board that the project may have a significant effect on the environment or that there is serious public controversy concerning the environmental effect of a project. The required contents of an EIR and the procedures to be followed in connection with the preparation thereof are as follows:

A. General Requirements of EIR's

(1) Environmental Impact Reports shall contain the information outlined in this article. Each element must be covered, and when these elements are not separated into distinct sections, the document shall state where in the document each element is discussed.

- (2) Each report shall contain a brief summary of the proposed action and its consequences in language sufficiently simple that the issues can be understood by the average member of the lay public. The EIR shall also contain a table of contents or an index.
- (3) The information contained in an EIR shall include summarized technical data, maps, plot plans, diagrams and similar relevant information sufficient to permit full assessment of significant environmental impacts by reviewing agencies and members of the public. Placement of highly technical and specialized analysis and data in the body of an EIR should be avoided through inclusion of supporting information and analyses as appendices to the main body of the EIR. Appendices to the EIR may be prepared in volumes separate from the basic EIR document, but shall be available for public examination and shall be submitted to all clearing-houses which assist in public review.
- (4) The EIR should be prepared using a systematic, interdisciplinary approach. The interdisciplinary analysis shall be conducted by competent individuals, but no single discipline shall be designated or required to undertake this evaluation. Preparation of EIR's is dependent upon information from many sources, including the engineering project report and many scientific documents relating to environmental features. The EIR shall reference all documents used in its preparation including where possible, a citation to the page and section number of any technical reports which were used as the basis for any statements in the EIR.
- (5) The EIR should discuss environmental effects in proportion to their severity and probability of occurrence. Effects dismissed in an Initial Study as clearly insignificant and unlikely to occur need not be discussed further in the EIR unless the Lead Agency subsequently receives information inconsistent with the finding in the Initial Study. A copy of the Initial Study shall be attached to the EIR to provide the basis for limiting the impacts discussed.
- (6) An EIR shall contain a statement briefly indicating the reasons for determining that various effects of a project that could possibly be considered significant were not found to be significant and consequently were not discussed in detail in the EIR.
- (7) Drafting an EIR necessarily involves some degree of forecasting. While foreseeing the unforeseeable is not possible, an agency must use its best efforts to find out and disclose all that it reasonably can.
- (8) If, after thorough investigation, a Lead Agency finds that a particular impact is too speculative for evaluation, the agency should note its conclusion and terminate discussion of the impact.
- (9) When an EIR is required by CEQA and a federal EIS has been or will be prepared for the same project, all or any part of the EIS may be used as all or any part of the EIR; provided, however, that the EIS or part used shall comply with these Guidelines.

In cases where a federal EIS is used, discussion of mitigation measures, growth-inducing impact, and energy conservation will have to be added or supplemented if the EIS does not include an adequate discussion of these elements.

(10) When a project requires both an EIR and an EIS, the Lead Agency shall whenever possible, use the EIS as the EIR as provided in subsection (9).

(11) If a Lead Agency finds that an EIS for a project would not be prepared by the Federal Agency by the time when the Lead Agency will need to consider an EIR, the Lead Agency should try to prepare a combined EIR-EIS. To avoid the need for the Federal Agency to prepare a separate document for the same project, the Lead Agency must involve the Federal Agency in the preparation of the EIR-EIS. This involvement is necessary because federal law generally prohibits a Federal Agency from using an EIR prepared by a state or local agency unless the Federal Agency was involved in the preparation of the document.

(12) When it plans to use an EIS or prepare a joint EIR-EIS, the Lead Agency shall consult as soon as possible with the agency that would prepare the EIS.

(13) Where a project will be subject to both CEQA and the National Environmental Policy Act, the one year time limit and the 105 day limit may be waived pursuant to Section 15054.2.

(14) Where the Federal Agency circulated the EIS for public review as broadly as state or local law may require and gave notice meeting the standards in Section 15085(d), the Lead Agency under CEQA need not recirculate the EIS for public review. One review and comment period is enough. The Lead Agency shall give notice that it will use the EIS in the place of an EIR and that it believes that the EIS meets the requirements of CEQA.

B. Description of Project. The description of the project shall contain the following information but should not supply extensive detail beyond that needed for evaluation and review of the environmental impact.

(1) the precise location and boundaries of the proposed project shall be shown on a detailed map, preferably topographic. The location of the project shall also appear on a regional map.

(2) a statement of the objectives sought by the proposed project.

(3) a general description of the project's technical, economic, and environmental characteristics, considering the principal engineering proposals.

C. Organizations and Persons Consulted. The identity of all federal, state or local agencies, other organizations and private individuals consulted in preparing the EIR, and the identity of the persons, firm or agency preparing the EIR, by contract or other authorization must be given.

D. Description of Environmental Setting. An EIR must include a description of the environment in the vicinity of the project, as it exists before

commencement of the project, from both a local and regional perspective including but not limited to water quality aspects of the proposed project which have been previously certified by the appropriate state or interstate organizations as being in substantial compliance with applicable water quality standards. Knowledge of the regional setting is critical to the assessment of the environmental impacts. Special emphasis should be placed on environmental resources that are rare or unique to the region. Specific reference to related projects, both public and private, both existent and planned, in the region should also be included, for purposes of examining the possible cumulative impact of such projects.

E. Environmental Impact. All phases of a project must be considered when evaluating its impact on the environment; planning, acquisition, development and operation. The following subjects shall be discussed separately, the EIR shall include a table showing where each of the subjects is discussed.

(1) The Significant Environmental Effects of the Proposed Project.

Describe the direct and indirect significant effects of the project on the environment, giving due consideration to both the short-term and long-term effects. It should include relevant specifics of the area, the resources involved, physical changes, alterations to ecological systems and changes induced in population distribution, population concentration, the human use of the land (including commercial and residential development) and other aspects of the resource base such as water, scenic quality and public services. Cumulative effects shall also be discussed when found to be significant.

(2) Any Significant Environmental Effects Which Cannot Be Avoided If the Proposal Is Implemented. Describe any significant impacts, including those which can be reduced to an insignificant level but not eliminated. Where there are impacts that cannot be alleviated without imposing an alternative design, their implications and the reasons why the project is being proposed, notwithstanding their effect, should be described. Describe significant impacts on any aesthetically valuable surroundings, or on human health.

(3) Mitigation Measure Proposed to Minimize the Significant Effects.

Describe significant, avoidable, adverse impacts, including inefficient and unnecessary consumption of energy and measures to minimize these impacts. The discussion of mitigation measures shall distinguish between the measures which are proposed by project proponents to be included in the project and other measures that are not included but could reasonably be expected to reduce adverse impacts. This discussion shall include an identification of the acceptable levels to which such impacts will be reduced, and the basis upon which such levels were identified. Where several measures are available to mitigate an impact, each should be discussed and the basis for selecting a particular measure should be identified. Energy conservation measures, as well as other appropriate mitigation measures, shall be discussed when relevant. Examples of energy conservation measures are provided in Exhibit "F".

(4) Alternatives to the Proposed Action. Describe all reasonable alternatives to the project, or to the location of the project, which could feasibly attain the basic objectives of the project, and why they were rejected in favor of the ultimate choice. The specific alternative of "no project" must also always be evaluated, along with the impact. The discussion of alternatives shall include alternatives capable of substantially reducing or eliminating any significant environmental effects, even if these alternatives substantially impede the attainment of the project objectives and are most costly.

(5) The Relationship Between Local Short-Term Uses of Man's Environment and the Maintenance and Enhancement of Long-Term Productivity.

Describe the cumulative and long-term effects of the proposed project which adversely affect the state of the environment. Special attention should be given to impacts which narrow the range of beneficial uses of the environment or pose long-term risks to health or safety. In addition, the reasons why the proposed project is believed by the sponsor to be justified now, rather than reserving an option for further alternatives, should be explained. (But see Paragraph (9), infra).

(6) Any Significant Irreversible Environmental Changes Which Would Be Involved in the Proposed Action Should It Be Implemented.

Uses of nonrenewable resources during the initial and continued phases of the project may be irreversible since a large commitment of such resources makes removal or nonuse thereafter unlikely. Primary impacts and, particularly, secondary impacts (such as a highway improvement which provides access to nonaccessible area) generally commit future generations to similar uses. Also irreversible damage can result from environmental accidents associated with the project. Irrecoverable commitments of resources should be evaluated to assure that such current consumption is justified. (But see Paragraph (9), infra)

(7) The Growth-Inducing Impact of the Proposed Action.

Discuss the ways in which the proposed project could foster economic or population growth, either directly or indirectly, in the surrounding environment. Included in this are projects which would remove obstacles to population growth (a major expansion of a wastewater treatment plant might, for example, allow for construction in service areas). Increases in the population may further tax existing community service facilities so consideration must be given to this impact. Also discuss the characteristics of some projects which may encourage and facilitate other activities that could significantly affect the environment, either individually or cumulatively. It must not be assumed that growth in any area is necessarily beneficial, detrimental, or of little significance to the environment.

(8) Effects Found Not To Be Significant. An EIR shall contain a statement briefly indicating the reasons that various possibly significant effects

of a project were determined not to be significant and were therefore not discussed in detail in the EIR. Such a statement may be contained in an attached copy of an Initial Study.

(9) Incorporation by Reference

(a) An EIR may incorporate by reference all or portions of another document which is a matter of public record or is generally available to the public. Where all or part of another document is incorporated by reference, the incorporated language shall be considered to be set forth in full as part of the text of the EIR.

(b) Where part of another document is incorporated by reference, such other document shall be made available to the public for inspection at a public place or public building. The EIR shall state where the incorporated documents will be available for inspection. At a minimum, the incorporated document shall be made available to the public in an office of the Lead Agency in the county where the project would be carried out or in one or more public buildings such as county offices or public libraries if the Lead Agency does not have an office in the county.

(c) Where an EIR uses incorporation by reference, the incorporated part of the referenced document shall be briefly summarized where possible or briefly described if the data or information cannot be summarized. The relationship between the incorporated part of the referenced document and the EIR shall be described.

(10) Limitations on Discussion of Environmental Impact

The information required by subparagraphs (E)(5) and (E) (6) of Section 39 of these Guidelines need be included only in EIR's prepared in connection with any of the following activities:

(a) the adoption, amendment, or enactment of a plan, policy, or ordinance of the District.

(b) the adoption by a local agency formation commission of a resolution making the determinations.

(c) a project which will be subject to the requirement for preparing an environmental impact statement pursuant to the requirements of the National Environmental Policy.

F. Preparation of Draft EIR; By Whom

(1) the draft EIR shall be undertaken by the District's staff or by private experts pursuant to contract with the District.

(2) Prior to completing the draft EIR, the District should also consult directly with any person or organization it believes will be concerned with the environmental effects of the project.

(3) For projects where federal involvement might require preparation of a federal EIS, the Lead Agency under CEQA should consult with the appropriate federal agency or the need for an EIS. If both an EIR and EIS are needed, the documents should be prepared jointly where federal regulations or

procedures allow, or the EIR should be prepared pursuant to Section 15063(b) of the State Guidelines. Preparation of a separate EIR and EIS for the same project should be avoided, if possible.

After determining that an EIR will be required for a project, the District shall send a Notice of Preparation to each responsible agency as required by Section 38.

G. Completion of Draft EIR; Notice of Completion. Upon completion, the draft EIR shall be presented to the Board for review at a regular or special meeting. If the Board finds the draft EIR to be in order, it shall authorize the Manager to file a Notice of Completion with the Secretary for the Resources Agency on a form attached hereto as Exhibit "D". Said Notice shall contain the following:

- (1) a brief description of the proposed project;
- (2) the location of the proposed project;
- (3) information indicating where copies of the draft EIR are available for review; and
- (4) the period during which comments will be received.

Filing shall be deemed complete when the Notice of Completion has been deposited in the United States mail addressed to the Secretary for Resources, or when delivered in person to the Office of the Secretary.

H. Posting of Notice of Completion. Simultaneously with the filing of a Notice of Completion, the District shall cause a copy of said Notice to be posted at the District's office and two other public places within the District as follows:

Rio Linda Post Office; Rio Linda Branch Library

I. Review of Draft EIR by Other Public Agencies and Persons With Special Expertise.

(1) General

(a) After filing and posting a Notice of Completion, the District shall submit copies of the draft EIR for review and shall consult with and attempt to obtain comments from all public agencies having jurisdiction by law over the proposed project. The identity of those public agencies having jurisdiction by law over project shall be determined on a case-by-case basis or as otherwise determined by the Board. Draft EIR's and Negative Declarations shall be submitted to the State Clearinghouse where a state agency is a Responsible Agency.

(b) The District may send copies of the draft EIR to public agencies or persons with special expertise whose comments relative to the draft EIR would be desirable.

(c) Each public agency and/or person to whom a draft EIR is sent shall be advised in writing that they may submit written comments to the District within the time established for review under Paragraph 2, infra.

(2) Time for Review. At the time the Board authorizes the filing of the Notice of Completion it shall establish a time period so as to permit adequate review of and comment on the draft EIR by such public agencies or persons. The period of time, to be established at the discretion of the Board, shall be based upon the size and scope of the proposed project, however, in no event shall the review period be less than thirty (30) days and no more than ninety (90) days, except in unusual circumstances, after the date of mailing or on delivery in person. If a state agency is a Responsible Agency, the review period shall be no less than forty-five (45) days unless a shorter period is approved by the State Clearinghouse.

(3) Failure to Comment. In the event a public agency or person whose comments on a draft EIR are solicited pursuant to Subparagraph 1, supra, fails to comment within the time period established pursuant to Subparagraph 2, supra, it shall be presumed, absent a written request for a specific extension of time for review and comment, together with the reasons therefor, that such agency or person has no comment to make. Any extension of time granted by the District shall be reasonable under the circumstances, but ordinarily shall not cover a period greater than the time period initially established for review and comment pursuant to Subparagraph 2, supra.

(4) Continued Planning Activities. Continued planning activities concerning the proposed project, short of formal approval thereof, may continue during the period set aside for review and comment on the draft EIR.

J. Availability of the Draft EIR for Review.

(1) After completing a draft EIR, the District shall consult with and obtain comments from public agencies having jurisdiction by law with respect to the project and should consult with persons having special expertise with respect to any environmental impact involved. The District shall provide the general public with an opportunity to comment on the EIR.

(2) The District shall provide public notice of the completion of a draft EIR at the same time as it sends a Notice of Completion to the Resources Agency. Notice shall be mailed to all organizations and individuals who have previously requested such notice and shall also be given by at least one of the following procedures:

- (a) publication at least one time by the District in a newspaper of general circulation in the area affected by the proposed project;
- (b) posting of notice by the District on and off the site in the area where the project is to be located;
- (c) direct mailing to owners of property contiguous to the project.

(3) The alternatives for providing notice specified in Subparagraph (2), supra, shall not preclude the District from providing additional notice by other means if the District so desires, nor shall the requirements of this section preclude the District from providing the public notice required.

by this section at the same time and in the same manner as public notice otherwise required by law for such project.

(4) The District shall use the State Clearinghouse to distribute EIR's and other environmental documents to state agencies for review and should use areawide clearinghouses to distribute the documents to regional and local agencies.

(5) To make copies of EIR's available to the public, the District should furnish copies of draft EIR's to appropriate public library systems, i.e., to Rio Linda Branch Library.

(6) Any person requesting a copy of the draft EIR from the District (shall) (may) be charged the actual cost of reproducing it.

(7) The District should compile listings of other agencies, particularly local agencies, which have jurisdiction by law and/or special expertise with respect to various projects and project locations. Such listings should be a guide in determining which agencies should be consulted with regard to a particular project.

K. Public Hearings.

(1) General. From time to time, depending upon the nature and location of a proposed project, the Board in its discretion, may find it desirable to conduct a public hearing on the environmental impact thereof. In such event the public hearing shall be conducted subsequent to the filing and posting of the Notice of Completion, but in no event sooner than fourteen (14) days thereafter. The draft EIR shall be used as the basis for discussion during any public hearing that may be held.

(2) Notice. Notice of the time and place of the public hearing shall be published once in a newspaper of general circulation which is printed, published and circulated within the District. If there is no such newspaper, it may be published in a newspaper of general circulation within the District and it shall be posted at three public places within the District, one of which shall be at the principal offices of the District. Publication or posting shall be done at least fourteen (14) days prior to the date set for public hearing. Said Notice also shall indicate where the draft EIR is available for review.

(3) Public Hearing During Regular Meeting. A public hearing may be scheduled to be conducted during the course of a regular meeting of the Board.

(4) Procedures for Conducting Public Hearings. The procedures for the manner of conducting the public hearings shall be prescribed by the Board at the time the hearing convenes. Members of the public who attend shall be afforded the opportunity to participate in the hearing process.

L. Final EIR.

(1) Preparation. Following the receipt of comments on the draft EIR by other public agencies and persons with special expertise as required by Subparagraph I and if a public hearing has been held pursuant to Subparagraph K, following such hearing, comments that have been received shall be evaluated and then a final EIR shall be prepared.

(2) Contents. The final EIR shall consist of the draft EIR or a revision thereof; a section containing a statement of the comments received through the review and consultation process set forth in Subparagraphs I and K, either verbatim or in summary; a list of persons, organizations and public agencies commenting on the draft EIR; and a section containing a response to the significant environmental points that are raised in the review and consultation process. The response of the District to comments received may take the form of a revision of the draft EIR or may be an attachment to the draft EIR. The response shall describe the disposition of significant environmental issues raised (e.g. revisions to the proposed project to mitigate anticipated impacts or objections). In particular the major issues raised when the District's position is at variance with recommendations and objections raised in the comments must be addressed in detail giving reasons why specific comments and suggestions were not accepted, and factors of overriding importance warranting an over-ride of the suggestions.

M. Adoption of Final EIR by Board; Board Approval or Disapproval of Project.

(1) Following preparation of the final EIR, it shall be presented to the Board at a regular or special meeting. If the Board finds the final EIR to be in order it shall certify (a) that the final EIR has been completed in compliance with CEQA and the State Guidelines, and (b) that the Board so certifies, it may proceed immediately to consider the proposed project for purposes of approval or disapproval. Members of the public may appear before the Board and present their views prior to the Board's determination to approve or disapprove the project.

(2) The District shall not approve or carry out a project for which an EIR has been completed which identifies one or more significant effects of the project unless the District makes one or more of the following findings:

(a) changes or alterations have been required in, or incorporated into, the project which mitigate or avoid the significant environmental effects thereof as identified in the final EIR;

(b) such changes or alterations are within the responsibility and jurisdiction of another public agency and not the District. Such changes have been adopted by such other agency or can and should be adopted by such other agency.

(c) specific economic, social, or other considerations make infeasible the mitigation measures or project alternatives identified in the final EIR.

(3) The finding in Subparagraph (2)(b), supra, shall not be made if the District has concurrent jurisdiction with another agency to deal with identified feasible mitigation measures or alternatives.

(4) Statement of Overriding Considerations.

(a) where the decision of the Board allows the occurrence of significant effects identified in the final EIR without mitigation, the agency must state in writing the reasons to support its action based on the final EIR

and other information in the record. This statement may be necessary if the District also makes a finding under Section 39M(2) or (3).

(b) If an agency makes a statement of overriding considerations, the statement should be included in the record of the project approval and should be mentioned in the Notice of Determination.

N. Notice of Determination. Following approval or disapproval of the project, the District shall cause to be prepared a Notice of Determination on a form attached hereto as Exhibit "C" which shall contain the following:

- (1) an identification of the project by its common name where possible;
- (2) the decision of the District to approve or carry out the project;
- (3) the determination of the District whether the project in its approved form will have a significant effect on the environment; and
- (4) a brief statement of the mitigation measures which were adopted by the District to reduce the impacts of the approved project; and
- (5) a statement that an EIR was prepared pursuant to the provisions of CEQA and was certified pursuant to Section 15085(g) of the Secretary for Resources' Guidelines.

Said Notice shall then be filed with the county clerk of the county or counties in which the project is located. If the project requires discretionary approval from a state agency, the notice shall also be filed with the Secretary for Resources.

O. Costs. As to projects covered by Section 28A(2) and (3), supra, the person or entity proposing to carry out the project requiring approval by the District shall bear all costs incurred by the District in preparing and filing the EIR, as well as all publication costs incident thereto.

P. Timely Compliance. The maximum time limit for completion of EIR's and Negative Declarations for district activities described in Section 28A(2) and (3) shall be one year, such time to be measured from the date on which an application requesting approval of such activities is received by the District.

Reasonable extensions of the aforesaid one year time period may be made by the manager in the event that unforeseen circumstances justify additional time and the project applicant consents thereto.

Projects of Statewide, Regional or Areawide Significance.

A. Projects meeting the criteria in this section shall be deemed to be of statewide, regional or areawide significance. EIRs or Negative Declarations prepared by any public agency on a project described in this section shall be submitted to the State Clearinghouse and should be submitted also to the appropriate metropolitan area council of governments for review and comment.

B: The Lead Agency shall determine that a proposed project is of statewide, regional, or areawide significance if the project meets any of the following criteria:

1. A proposed local general plan, element, or amendment thereof for which an EIR was prepared.
2. A project which would interfere with the attainment or maintenance of state or national air quality standards including:
 - a. A proposed residential development of more than 500 dwelling units.
 - b. A proposed shopping center or business establishment employing more than 1,000 persons or encompassing more than 500,000 square feet of floor space.
 - c. A proposed commercial office building employing more than 1,000 persons or encompassing more than 250,000 square feet of floor space.
 - d. A proposed hotel/motel development of more than 500 rooms.
 - e. A proposed industrial, manufacturing or processing plant, or industrial park planned to house more than 1,000 persons, occupying more than 40 acres of land, or encompassing more than 650,000 square feet of floor area.
3. A project which would result in the cancellation of an open space contract made pursuant to the California Land Conservation Act of 1965 (Williamson Act) for any parcel of 100 or more acres.
4. A project located in and substantially impacting on an area of critical environmental sensitivity for which an EIR was prepared including:
 - e. The Lake Tahoe Basin
 - b. The Santa Monica Mountains Zone as defined by Section 67463 of the Government Code.
 - c. The California Coastal Zone as defined in, and mapped pursuant to, Section 30103 of the Public Resources Code.
 - d. An area within 1/4 mile of a wild and scenic river as defined by Section 5093.5 of the Public Resources Code.
 - e. The Sacramento-San Joaquin Delta, as defined in Water Code Section 12220.
 - f. The Suisun Marsh as defined in Public Resources Code Section 29101.
 - g. The jurisdiction of the San Francisco Bay Conservation and Development Commission as defined in Government Code Section 66610.
5. A project which would substantially affect sensitive wildlife habitats including but not limited to riparian lands, wetlands, bays, estuaries, marshes, and habitats for rare and endangered species as defined by Fish and Game Code Section 903.
6. A project which would interfere with attainment of regional water quality standards as stated in the approved areawide wastewater management plan.

ARTICLE VII - CATEGORICAL EXEMPTIONS

Section 40.

The following classes of projects, in accordance with and pursuant to Article 8 of the State Guidelines, have been determined not to have a

significant effect on the environment, and therefore are declared to be categorically exempt from the requirement of preparing any environmental document. The categorical exemptions listed herein are not intended to be, and are not to be construed to be, a limitation on the categorical exemptions set forth in Article 8 of the State Guidelines, but are subject to the provisions of Section 15100.2 of State Guidelines.

A. Class I: Existing Facilities. Class I consists of the operation, repair, maintenance or minor alteration of all existing District facilities, structures, equipment or other property of every kind which activity involves negligible or no expansion or use beyond that previously existing, including but not limited to:

- (1) water conveyance facilities;
- (2) water connection facilities, including meter boxes;
- (3) fire hydrants;
- (4) storage reservoirs;
- (5) pump stations;
- (6) buildings;
- (7) treatment plants; and
- (8) recreational facilities

B. Class II: Replacement or Reconstruction. Class II consists of replacement or reconstruction of any District facilities, structures or other property where the new facility or structure will be located on the same site as the replaced or reconstructed facility or structure, including but not limited to:

- (1) water conveyance facilities;
- (2) water connection facilities, including meter boxes;
- (3) fire hydrants;
- (4) storage reservoirs;
- (5) pump stations;
- (6) buildings;
- (7) treatment plants; and
- (8) recreational facilities

C. Class III: New Construction of Small Structures. Class III consists of construction of new facilities or structures and installation of new equipment or facilities, including, but not limited to:

- (1) single family residences not in conjunction with the building of two or more such units;
- (2) motels, apartments, and duplexes designed for not more than four dwelling units if not in conjunction with the building of two or more structures;
- (3) stores, offices, and restaurants if designed for an occupant load of 20 persons or less, if not in conjunction with the building of two or more such structures.

D. Class IV: Minor Alterations to Land. Class IV consists of minor alterations in the condition of land, water, and/or vegetation, including but not limited to:

- (1) small water diversion facilities;
- (2) grading on land with a slope of less than ten (10) percent except where it is to be located in a waterway, in any wetland, in an officially designated (by federal, state or local governmental action) scenic area, or in officially mapped areas of severe geologic hazard;
- (3) new gardening or landscaping but not including tree removal;
- (4) filling of earth into previously excavated land with material compatible with the natural features of the site;
- (5) minor alterations in land, water and vegetation on existing officially designated wildlife management areas or fish production facilities which result in improvement of habitat for fish and wildlife resources or greater fish production;
- (6) minor temporary uses of land having negligible or no permanent effects on the environment;
- (7) maintenance dredging where the spoil is deposited in a spoil area authorized by all applicable state and federal regulatory agencies.

E. Class V: Information Collection. Class V consists of basis data collection, research, experimental management and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource. These activities may be undertaken strictly for information-gathering purposes or as part of a study leading toward the undertaking of a project.

F. Class VI: Inspection. Class VI consists of inspection activities, including but not limited to inquiries into the performance of an operation and examinations of the quality, health or safety of a project.

G. Class VII: Accessory Structures. Class VII consists of the construction or placement of minor structures accessory to or appurtenant to existing commercial, industrial or institutional facilities, including small parking lots.

H. Class VIII: Surplus Government Property Sales. Class VIII consists of sales of surplus government property except for parcels of land located in an area of statewide interest or potential area of critical concern as identified in the Governor's Environmental Goals and Policy Report prepared pursuant to Government Code Sections 65041 et seq. However, if the surplus property to be sold is located in those areas identified in the Governor's Environmental Goals and Policy Report, its sale is exempt if:

- (1) the property does not have significant values for wildlife habitat or other environmental purposes, and
- (2) any of the following conditions exist:
 - (a) the property is of such size or shape that it is incapable of independent development or use, or

(b) the property to be sold would qualify for an exemption under any other class of categorical exemption in Article VII of these Guidelines, or

(c) the use of the property and adjacent property has not changed since the time of purchase by the District.

I. Class IX: Annexations of Existing Facilities and Lots for Exempt Facilities. Class IX consists of only the following annexations:

(1) annexations to the District of areas containing existing public or private structures developed to the density allowed by the current zoning or pre-zoning of either the gaining or losing governmental agency whichever is more restrictive, provided, however, that the extension of utility services to the existing facilities would have a capacity to serve only the existing facilities.

(2) annexations of individual small parcels of the minimum size for facilities exempted by Class III, New Construction of Small Structures.

J. Class X: Changes in Organization of the District. Class X consists of changes in the organization or reorganization of the District where the changes do not change the geographical area in which previously existing powers are exercised. Examples include but are not limited to:

- (1) establishment of a subsidiary district;
- (2) consolidation of two or more districts having identical powers;
- (3) merger with a city or a district lying entirely within the boundaries of the city.

Enforcement Actions by Regulatory Agencies.

(a) Class 21 consists of actions by regulatory agencies to enforce or revoke a lease, permit, license, certificate, or other entitlement for use issued, adopted or prescribed by the regulatory agency or law, general rule, standard, or objective, administered or adopted by the regulatory agency. Such actions include, but are not limited to, the following:

- (1) The direct referral of a violation of lease, permit, license, certificate, or entitlement for use or of a general rule, standard, or objective to the Attorney General, District Attorney, or City Attorney as appropriate, for judicial enforcement.
- (2) The adoption of an administrative decision or order enforcing or revoking the lease, permit, license, certificate, or entitlement for use or enforcing the general rule, standard, or objective.

(b) Construction activities undertaken by the public agency taking the enforcement or revocation action are not included in this exemption.

ARTICLE VIII - RETENTION OF COMMENTS AND
AVAILABILITY OF COMMENTS FOR REVIEW

Section 41. All written comments received on a draft EIR through the formal consultation process provided for in Section 39G, supra, as well as all written comments that may be received independently of said process, shall be retained at the District's office for a period of at least one year following approval or disapproval of the project to which they relate. T-

addition, said comments shall be made available for public inspection at all reasonable times.

ARTICLE IX - SUBSEQUENT EIR'S

Section 42.

A. Where an EIR or Negative Declaration has been prepared, no additional EIR need be prepared unless:

(1) Substantial changes are proposed in the project which will require major revisions of the EIR, due to the involvement of new environmental impacts not considered in the original EIR.

(2) There are substantial changes with respect to the circumstances under which the project is to be undertaken, such as a substantial deterioration in the air quality in the area where the project will be located which will require major revisions in the EIR due to the involvement of new environmental impacts not covered in the original EIR, or

(3) New information of substantial importance to the project becomes available, and

(a) The information was not known and could not have been known at the time the EIR was certified as complete or the Negative Declaration was adopted, and

(b) The new information shows any of the following:

1. The project will have one or more significant effects not discussed previously in the EIR,
2. Significant effects previously examined will be more severe than shown in the EIR,
3. Mitigation measures or alternatives previously found not to be feasible would in fact be feasible and would substantially reduce one or more significant effects of the project, or
4. Mitigation measures or alternatives which were not previously considered in the EIR would substantially lessen one or more significant effects on the environment.

B. If the EIR or Negative Declaration has been completed but the project has not yet been approved, the Lead Agency shall prepare or cause to be prepared the subsequent EIR before approving the project.

C. If the project was approved prior to the occurrence of the conditions described in Subsection A, the subsequent EIR shall be prepared by the public agency which grants the next discretionary approval for the project. In this situation no other Responsible Agency shall grant an approval for the project until the subsequent EIR has been completed.

ARTICLE X - USE OF A SINGLE EIR FOR MORE THAN ONE PROJECT

Section 43.

A. Two Projects Undertaken at the Same Time. A single EIR may be utilized

to describe more than one project when the projects are essentially the same in terms of environmental impacts. Any environmental impacts peculiar to any one of the projects must be separately set forth and explained.

B. Later Projects. An EIR on an earlier project may be utilized to apply to a later project if the environmental impacts of the projects are essentially the same. If there are environmental impacts applicable to the later project which were not associated with the earlier project, the earlier EIR must be amended to separately set forth and explain said impacts.

ARTICLE XI - USE OF A
GENERAL PLAN EIR WITH SUBSEQUENT PROJECTS

Section 44. The EIR on a general plan may be used as the foundation document for EIR's subsequently prepared for specific projects within the geographic area covered by the general plan. The subsequent EIR's may reference and summarize material in the EIR on the general plan for the description of the general environmental setting and as much of the description of the environmental impacts as applies to the specific project. Detailed information in the EIR on the specific project may be limited to a description of the project, the specific environmental setting and those impacts which are not adequately described for the specific project in the EIR on the general plan. When a subsequent EIR refers to an EIR on the general plan for part of its description of the environment and the environmental impacts, copies of the EIR on the general plan shall be made available to the public in a number of locations in the community and to any clearinghouses which will assist in public review of the EIR. The purpose of this section is not to restrict analysis of environmental issues but is to avoid the necessity for repeating detail from a General Plan EIR.

ARTICLE XII - MULTIPLE AND PHASED PROJECTS

Section 45. Where individual projects are, or a phased project is, to be undertaken and where the total undertaking comprises a project with significant environmental effect, the District if it is a Lead Agency must prepare a single EIR for the ultimate project. Where an individual project is a necessary precedent for action on a larger project, or commits the Lead Agency to a larger project, with significant environmental effect, an EIR must address itself to the scope of the larger project. Where one project is one of several similar projects of the District, but is not deemed a part of a larger undertaking or a larger project, the District may prepare one EIR for all projects, or one for each project, but shall in either case comment upon the cumulative effect.

ARTICLE XIII - STAGED EIR

Section 46.

A. Where a large capital project will require a number of discretionary

approvals from governmental agencies and one of the approvals will occur more than two (2) years before construction will begin, a staged EIR may be prepared covering the entire project in a general form. The staged EIR should evaluate the proposal in light of current and contemplated plans and produce an **informed** estimate of the environmental consequences of the entire project. The aspect of the project before the District for approval shall be discussed with a greater degree of specificity.

B. When a staged EIR has been prepared, a supplement to the EIR shall be prepared when a later approval is required for the project, and the information available at the time of the later approval would permit consideration of additional environmental impacts, mitigation measures, or reasonable alternatives to the project.

C. Where a statute such as the Warren-Alquist Energy Resources Conservation and Development Act provides that a specific agency shall be the Lead Agency for a project and requires the Lead Agency to prepare an EIR, a Responsible Agency which must grant an approval for the project before the Lead Agency has completed the EIR may prepare and consider a staged EIR.

ARTICLE XIV - PARTIAL INVALIDITY

Section 47. In the event any part of provision of this Resolution shall be determined to be invalid, the remaining portions of this Resolution which can be separated from the invalid unenforceable provisions, shall nevertheless continue in full force and effect.

CERTIFICATION:

I, Mason Adams certify that the Board of Directors of the Rio Linda County Water District adopted the above Resolution at a Special meeting held on July 20, 1978.

PRELIMINARY ENVIRONMENTAL ASSESSMENT
RIO LINDA COUNTY WATER DISTRICT
730 L ST.
RIO LINDA, CA

Name of Project _____

Location _____

Entity or person Undertaking Project

A. _____ District

B. Other

_____ Name

_____ Address

Staff Determination

The District's staff, having undertaken and completed a preliminary review of this project in accordance with the District's Resolution entitled "Local Guidelines of the Rio Linda County Water District Implementing the California Environmental Quality Act", has concluded that this project does not require further environmental assessment because:

___ 1. The proposed action does not constitute a Project within the meaning of Section 28.

___ 2. The project is Ministerial Project under Section 7.

___ 3. The project is an Emergency Project under Section 32.

___ 4. The project constitutes a Feasibility or Planning Study under Section 33.

___ 5. The project is Categorical Exempt under Section 40.

Applicable Exemption Class _____

___ 6. The project involves another public agency which constitutes the Lead Agency.

Name of Lead Agency _____

DATE

MANAGER

ENVIRONMENTAL IMPACT ASSESSMENT
RIO LINDA COUNTY WATER DISTRICT
730 L STREET
RIO LINDA, CA

Name of Project _____

Location _____

Entity or Person Undertaking Project

A. _____ District

B. Other

_____ Name

_____ Address

Staff Determination

The District's staff, having undertaken and completed an Initial Study of this project in accordance with Section 37 of the District's Resolution entitled "Local Guidelines of the Rio Linda County Water District Implementing the California Environmental Quality Act", for the purpose of ascertaining whether the proposed might have a significant effect on the environment, has reached the following conclusion:

- _____ 1. The Project could not have a significant effect on the environment; therefore, a Negative Declaration should be prepared.
- _____ 2. The project could have a significant effect on the environment; therefore, an EIR will be required.

DATE

MANAGER

NOTICE OF DETERMINATION

RIO LINDA COUNTY WATER DISTRICT
730 L STREET
RIO LINDA, CA

TO: County Clerk
County of _____

Responsible Agency Division

Name of Project

Location

Contact Person Area Code Phone Ext.

The Board of Directors of the _____ District, on _____, 19 ____, has approved the above described project

and has taken the following action:

1. Determined that the project ___will/ ___ will not have a significant effect on the environment.
2. ___ An EIR has been prepared pursuant to the provisions of the California Environmental Quality Act and was certified pursuant to Section 15085(g) of the State EIR Guidelines.

___ A Negative Declaration was prepared for this project pursuant to the provisions of CEQA. A copy of the Negative Declaration is attached.
3. A statement of Overriding Consideration ___was/ ___ was not adopted for this project.
4. Mitigation measures adopted to reduce the impacts of the approved project:

DATE

MANAGER

NOTICE OF COMPLETION

RIO LINDA COUNTY WATER DISTRICT
730 L STREET
RIO LINDA, CA

Responsible Agency Division

Name of Project

Location

Contact Person Area Code Phone Ext.

Project Description of Nature, Purpose, and Beneficiaries

Project Location - City

Project Location - County

Address where copy of draft EIR is available

DATE

MANAGER

NOTICE OF EXEMPTION

RIO LINDA COUNTY WATER DISTRICT

730 L STREET
RIO LINDA, CA

TO: County Clerk
County of _____

Project Title

Project Location - Specific

Project Location - City County

Description of Nature, Purpose, and Beneficiaries of Project

Name of Public Agency Approving Project

Name of Person or Agency Carrying Out Project

Exempt Status: (check one)
____ Ministerial - Section 15073
____ Declared Emergency - Section 15071
____ Emergency Project - Section 15071
____ Categorical Exemption - state type and section number _____

Reasons why project is exempt

Contract Person Area Code Phone Ext.

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a notice of exemption been filed by the public agency approving the project? _____ yes _____ no

DATE

MANAGER

ENERGY CONSERVATION

I. INTRODUCTION

The goal of conserving energy implies the wise and efficient use of energy. The means of achieving this goal include:

- (1) decreasing overall per capita energy consumption;
- (2) decreasing reliance on natural gas and oil; and
- (3) increasing reliance on renewable energy sources.

In order to assure that energy implications are considered in project decisions, the California Environmental Quality Act requires that EIR's include a discussion of the potential energy impacts of proposed projects, with particular emphasis on avoiding or reducing inefficient, wasteful and unnecessary consumption of energy.

Energy Conservation implies that a project's cost effectiveness be reviewed not only in dollars, but also in terms of energy requirements. For many projects, lifetime costs may be determined more by energy efficiency than by initial dollar costs.

II. EIR CONTENTS

Potentially significant energy implications of a project should be considered in an EIR. The following list of energy impact possibilities and potential conservation measures is designed to assist in the preparation of an EIR. In many instances specific items may not apply or additional items may be needed.

A. Project Description may include the following items:

1. Energy consuming equipment and processes which will be used during construction, operation and/or removal of the project. If appropriate, this discussion should consider the energy intensiveness of materials and equipment required for the project.
2. Total energy requirements of the project by fuel type and end use.
3. Energy conservation equipment and design features.
4. Initial and life-cycle energy costs or supplies.

B. Environmental setting may include existing energy supplies and energy use patterns in the region and locality.

C. Environmental Impacts may include:

1. The project's energy requirements and its energy use efficiencies by amount and fuel type for each stage of the project's life cycle including construction, operation, maintenance and/or removal. If appropriate, the energy intensiveness of materials may be discussed.
2. The effects of the project on local and regional energy supplies and on requirements for additional capacity.
3. The effects of the project on peak and base period demands for electricity and other forms of energy.
4. The degree to which the project complies with existing energy standards.

5. The effects of the project on energy resources.

D. Mitigation Measures may include:

1. Potential measures to reduce wasteful, inefficient and unnecessary consumption of energy during construction, operation, maintenance and/or removal. The discussion should explain why certain measures were incorporated in the project and why other measures were dismissed.

2. The potential of siting, orientation, and design to minimize energy consumption.

3. The potential for reducing peak energy demand.

4. Alternate fuels (particularly renewable ones) or energy systems.

5. Energy conservation which could result from recycling efforts.

E. Alternatives should be compared in terms of overall energy consumption and in terms of reducing wasteful, inefficient and unnecessary consumption of energy.

F. Unavoidable Adverse Effects may include wasteful, inefficient and unnecessary consumption of energy during the project construction, operation, maintenance and/or removal that cannot be feasibly mitigated.

G. Irreversible Commitment of Resources may include a discussion of how the project preempts future energy development or future energy conservation.

H. Short-Term Gains versus Long-Term Impacts can be compared by calculating the energy costs over the lifetime of the project.

I. Growth Inducing Effects may include the estimated energy consumption of growth induced by the project.

EXHIBIT G

SIGNIFICANT EFFECTS

A project will normally have a significant effect on the environment if it will:

- (a) Conflict with adopted environmental plans and goals of the community where it is located;
- (b) Have a substantial, demonstrable negative aesthetic effect;
- (c) Substantially affect a rare or endangered species of animal or plant or the habitat of the species;
- (d) Interfere substantially with the movement of any resident or migratory fish or sildlife species;
- (e) Breach published national, state, or local standards relating to solid waste or litter control;
- (f) Substantially degrade water quality;
- (g) Contaminate a public water supply;
- (h) Substantially degrade or deplete groundwater resources;
- (i) Interfere substantially with groundwater recharge;
- (j) Disrupt or alter an archaeological site over 200 years old, an historic site or a paleontological site except as part of a scientific study of the site;
- (k) Induce substantial growth or concentration of population;
- (l) Cause an increase in traffic which is substantial in relation to the existing traffic load and capacity of the street system;
- (m) Displace a large number of people;
- (n) Encourage activities which result in the use of large amounts of fuel, water or energy;
- (o) Use fuel, water or energy in a wasteful manner;
- (p) Increase substantially the ambient noise levels for adjoining areas;
- (q) Cause substantial flooding, erosion or siltation;
- (r) Expose people or structures yo major geologic hazards;
- (s) Extend a sewer trunk line with capacity to serve new development;
- (t) Substantially diminish habitat for fish, wildlife or plants;
- (u) Disrupt or divide the physical arrangement of an established community;
- (v) Create a public health hazard or a potential public health hazard;
- (w) Conflict with established recreational, educational, religious or scientific uses of the area;
- (x) Violate any ambient air quality standard, contribute substantially to an existing or projected air quality violation, or expose sensitive receptors to substantial pollutant concentrations.

NOTE: Authority cited: Sections 21083 and 21087, Public Resources Code.
Reference: Sections 21000-21176, Public Resources Code.

NOTICE OF PREPARATION

TO: _____ FROM: _____
 (Responsible Agency) (District)

 (Address) (Address)

SUBJECT: Notice of Preparation of a Draft Environmental Impact Report

_____ District will be the Lead Agency and will prepare an environmental impact report for the project identified below. We need to know the views of your agency as to the scope and content of the environmental information which is germane to your agency's statutory responsibilities in connection with the proposed project. Your agency will need to use the EIR prepared by our agency when considering your permit or other approval for the project.

The project description, location, and the probable environmental effects are contained in the attached materials. A copy of the Initial Study (____) is, (____) is not, attached.

Due to the time limits mandated by State law, your response must be sent at the earliest possible date but not later than 45 days after receipt of this notice.

Please send your response to _____ at the address shown above. We will need the name for a contact person in your agency.

PROJECT TITLE:

PROJECT APPLICANT, IF ANY:

Date _____ Signature _____
 Title _____
 Telephone _____

RESOLUTION NO. 7-78

RESOLUTION OF THE RIO LINDA COUNTY
WATER DISTRICT INITIATING PROCEEDINGS
AND CALLING A PUBLIC HEARING ON THE
RIO LINDA SOUTHWEST PROJECT ANNEXATION
TO THE RIO LINDA COUNTY WATER DISTRICT

WHEREAS, on June 14, 1978, the Rio Linda County Water District adopted a resolution making application to the Sacramento Local Agency Formation Commission requesting approval of annexation of inhabited territory to the Rio Linda County Water District; and

WHEREAS, The Sacramento Local Agency Formation Commission assigned to said application the designation "Southwest Rio Linda Project Annexation to the Rio Linda County Water District"; and

WHEREAS, the reason for such annexation proposal is that there is a serious need for a water supply and distribution system for domestic uses, fire prevention and suppression within the proposed annexation area and the Rio Linda County Water District is capable of providing such service; and

WHEREAS, on August 23, 1978, the Sacramento Local Agency Formation Commission approved annexation to the Rio Linda County Water District of the territory described in Attachment "A", attached hereto, subject to the condition that if an election is ultimately called to confirm an order approving the annexation, the election shall be held only in the territory proposed for annexation; and

WHEREAS, controlling law now requires this Board to conduct further proceedings upon the proposed annexation;

NOW, THEREFORE, the Board of Directors of the Rio Linda County Water District hereby resolves, determines and orders as follows:

1. A public hearing is hereby set before this Board for October 11, 1978, at 8:00 p.m., at the District office, 730 L Street, Rio Linda, California, in order to consider the proposed annexation and supportive comments and protests from the public.


2. Any interested person desiring to protest against the proposed annexation shall do so by written communication filed with the Clerk of the District at the District Office, 730 L Street, Rio Linda, California 95673, not later than the hour set for hearing. A written protest by a landowner shall contain a description sufficient to identify the land owned by said landowner. A written protest by a voter shall contain the residential address of such voter.

RLCWD RESOLUTION NO. 7-78 (Continued)

3. The Clerk of the District is hereby directed to provide such public notice of the called hearing as is required by law.


PASSED AND ADOPTED on September 13, 1978, by the Board of Directors of the Rio Linda County Water District by the following vote:

AYES: EIA, WEBER, WILSON
NOES: PALMER
ABSENT: NONE



WILLIAM C. EIA, President
Board of Directors
Rio Linda County Water District

ATTEST:



MASON A. ADAMS
Secretary of the District

STATE OF CALIFORNIA
DEPARTMENT OF HEALTH

Certified Copy of Resolution *8-78*
(To accompany application on Form A1)

"Resolved by the BOARD OF DIRECTORS
(City council, board of trustees or other governing body)

of the RIO LINDA COUNTY WATER DISTRICT
(City, town or county, etc.)

that pursuant and subject to all of the terms, conditions and provisions of Division 5, Part 1, Chapter 7, Sections 4010 to 4035 of the California Health and Safety Code and all amendments thereto, relating to domestic water supplies, application by this District be made to the State Department of Health, for a permit to
(City, town or county, etc.)

Drill a well located at West 4th Street and Elkhorn Blvd.
Applicant must state specifically what is being applied for—whether to construct new works, to use existing works, to make alterations or additions in works or sources and state nature of improvement in works. Enumerate definitely source or sources of supply, kind of works used or considered (if known) and specify the locality to be served. Additional sheets may be attached.

that the Manager - Mason A. Adams of said District
(Title of chief executive officer) (City council, board of trustees or other governing body)

be and he is hereby authorized and directed to cause the necessary data to be prepared, and investigations to be made, and in the name of said District to sign and file such application with the
(City, town or county, etc.)
said State Department of Health.

Passed and adopted at a regular meeting of the Board of Directors
(Governing body)

of the Rio Linda County Water District on the 11th day of October, 1978
(City, town or county, etc.)

[AFFIX
OFFICIAL SEAL
HERE]

William C. Eia
William C. Eia
President of Board of directors
~~XX~~ William C. Eia
Clerk of said District
(City, town or county, etc.)

RIO LINDA COUNTY WATER DISTRICT

RESOLUTION NO. 9-78

RESOLUTION OF THE RIO LINDA COUNTY
WATER DISTRICT APPROVING AND ORDER-
ING ANNEXATION OF TERRITORY WITHOUT
AN ELECTION

WHEREAS, a resolution of application proposing annexation of the territory described in Attachment "A", attached hereto and made a part hereof by reference, was heretofore filed with the Sacramento Local Agency Formation Commission; and

WHEREAS, after public hearing on the proposed annexation the Sacramento Local Agency Formation Commission on August 23, 1978, approved the proposed annexation and assigned the short-form designation "SOUTHWEST RIO LINDA PROJECT ANNEXATION TO THE RIO LINDA COUNTY WATER DISTRICT (26-78)" to the proposal; and

WHEREAS, on September 13, 1978, the Board of Directors of the Rio Linda County Water District adopted a resolution initiating proceedings calling a public hearing on the proposed annexation for October 11, 1978 before this board; and

WHEREAS, on October 11, 1978, this Board held a public hearing upon the proposed annexation and all persons present were given an opportunity to comment upon, support, or oppose the proposed annexation; and

WHEREAS, at the public hearing no one appeared to protest the proposed annexation, the Board of Directors closed the hearing;

NOW, THEREFORE the Board of Directors of the Rio Linda County Water District hereby resolves, determines and orders as follows:

1. Public notice of hearing held on October 11, 1978 has been provided.
2. No protests of land owners within the proposed annexation were filed.
3. All of the territory, the boundaries of which are described in Attachment "A", attached hereto, will be benefited by inclusion within the Rio Linda County Water District.
4. The territory described in Attachment "A", attached hereto, is hereby ordered annexed to the Rio Linda County Water District without an election.
5. The Clerk of the District is hereby directed to file such documents with the Secretary of State, the State Board of Equalization, the County Assessor and the County Recorder as are required by law.

PASSED AND ADOPTED by the Board of Directors of the Rio Linda County Water District on November 8, 1978, by the following vote:

AYES: EIA, WILSON, PALMER and DYER
NOES: NONE
ABSENT: WEBER

WILLIAM C. EIA, President
RIO LINDA COUNTY WATER DISTRICT

ATTEST:

Mason A. Adams, Secretary

PARCEL NO. 1

Beginning at the northwest corner of Section 9, Rancho Del Paso, per plat filed in the Sacramento County Recorder's Office in Book A of Surveys, Page 94, said corner also being the intersection of the centerlines of Rio Linda Boulevard and Elkhorn Boulevard; thence North 89°01'30" East along the centerline of Elkhorn Boulevard to a point from which the northeast corner of Lot 2, Rio Linda Subdivision No. 4, per plat filed in said County Recorder's Office in Book 14 of Maps, Map No. 53, bears North 89°01'30" East 274.50 feet; thence South 01°48' East 163.00 feet, more or less; thence Easterly along a line parallel to the north line of Lot 2 a distance of 259.11 feet, more or less to a point on the centerline of Dry Creek; thence Southerly following the centerline of Dry Creek the following courses and distances: South 3°07' West 17.09 feet; thence South 14°54' West 237.80 feet; thence South 21°16' West 187.85 feet; thence South 17°54' 30" West 184.90 feet; thence South 07°05'30" East 245.68 feet; thence South 21°14' East 216.50 feet; thence South 14°58' East 124.60 feet to the southwest corner of Lot 17, said Rio Linda Subdivision No. 4; thence Easterly along the south line of said Lot 17 a distance of 78.08 feet to the centerline of Dry Creek; thence Southerly following the centerline of Dry Creek the following courses and distances: South 14°04' West 444.67 feet; thence South 39°07' West 351.03 feet, more or less; thence South 25°25' West 223.30 feet; thence South 41°30'30" West 280.83 feet; thence South 23°22'30" West 235.43 feet to the northwest corner of Lot 37, said Rio Linda Subdivision No. 4; thence easterly along the north lines of Lots 37, 38 and 39, said subdivision, to its intersection with the westerly right of way line of the Sacramento Northern Railroad; thence southerly along said westerly right of way line 474.00 feet; thence South 39°53'30" West 244.90 feet to a point on the south line of said Lot 39; thence westerly along the south lines of Lots 39, 38 and 37, said subdivision to the southwest corner of said Lot 37; thence South 06°45'30" East 98.00 feet; thence South 12°14'00" West 492.17 feet; thence-----
South 02°38'30" West 83.35 feet; thence South 02°38'30" West 94.40 feet; thence South 49°24' West 305.70 feet; thence South 32°33' West 132.62 feet; thence South 04°22' West 201.33 feet; thence South 05°28' East 323.20 feet; thence South 73°29'30" East 166.02 feet; thence South 35°05'30" East 96.30 feet; thence South 04°03'30" East 145.54 feet; thence South 40°47'30" West 164.26 feet to a point on the south line of said Section 9; thence Westerly along said south line 232.50 feet to the southeast corner of Lot 57, New Prague Subdivision, per plat filed in said County Recorder's Office in Book 14 of Maps, Page 13, said point is also located at the intersection of the centerlines of Ascot Avenue and 4th Street; thence Westerly along the south line of Lots 57, 58, 59 and 60, said subdivision and the centerline of Ascot Avenue to its intersection with the centerline of West 2nd Street; thence Northerly along the centerline of West 2nd Street and the west line of Lots 60, 53, 44, 37, 28 and 21, said subdivision to a point from which the northwest corner of said Lot 21 bears Northerly 35.00 feet; thence Easterly along a line parallel to the north line of said Lot, 229.56 feet; thence Northerly along a line parallel to the west line of Lots 21 and 12B, said subdivision 104.25 feet; thence Westerly along a line parallel to the south line of said Lot 12B a distance of 50.69 feet; thence Northerly along a line parallel to the west line of said Lot 147.62 feet; thence Westerly along a line parallel to the south line of said Lot 12B, 178.87 feet to the west line of said Lot

and a point on the centerline of West 2nd Street; thence Northerly along the west line of said Lot, 104.73 feet; thence Easterly along a line parallel to the south line of said Lot, 241.13 feet, more or less, to its intersection with the centerline of Marysville Boulevard; thence Northwesterly along the centerline of Marysville Boulevard to its intersection with the centerline of West 2nd Street, said point of intersection also being the southwest corner of Lot 5, said New Prague Subdivision; thence Easterly along the south line of said Lot 5 to the southeast corner thereof; thence Northerly along the east line of said Lot 5, a distance of 77.00 feet; thence Easterly along a line parallel to the south line of Lot 6, said subdivision 660.00 feet to a point on the east line thereof, said point also being situate on the centerline of 2nd Street; thence Northerly along said centerline and the east line of said Lot 6 a distance of 50.00 feet; thence Westerly along a line parallel to the south line of said Lot 6 a distance of 300.00 feet; thence Northerly along a line parallel to the east line of said Lot 6 a distance of 49.00 feet; thence Easterly along a line parallel to the south line of said Lot 6 a distance of 300.00 feet to a point on the east line thereof, said point also being situate on the centerline of 2nd Street; thence Northerly along the centerline of 2nd Street, 270.00 feet; thence Easterly along a line parallel to the north line of Lot 7, said subdivision, 172.00 feet; thence Northerly along a line parallel to the westline of said Lot 7, a distance of 220.00 feet to the north line of said Lot and a point on the centerline of Elkhorn Boulevard; thence Easterly along the centerline of Elkhorn Boulevard 213.00 feet; thence Southerly along a line parallel to the east line of said Lot 7, a distance of 660.00 feet to a point on the south line of said Lot; thence Easterly along the south line of said Lot 7 to the southeast corner thereof; thence Northerly along the east line of said Lot 7, a distance of 330.00 feet; thence Easterly along a line parallel to the south line of Lot 8, said subdivision, to a point on the east line thereof, said point also being situate on the centerline of Rio Linda Boulevard; thence Northerly along the centerline of Rio Linda Boulevard to its intersection with the centerline of Elkhorn Boulevard and the point of beginning, EXCEPTING THEREFROM the following described five (5) parcels:

Parcel A - The West 132.00 feet of the East 330.00 feet of Lot 37, said New Prague Subdivision.

Parcel B - Lot 38, said New Prague Subdivision, EXCEPTING the South 122.00 feet of the East 330.00 feet thereof.

Parcel C - All that portion of Lot 22, said New Prague Subdivision, described as follows:

Beginning at a point on the east line of said Lot 22 located South 481.53 feet from the northeast corner thereof; thence Southerly along the east line of said Lot 22 South 373.37 feet; thence Westerly along a line parallel to the north line of said Lot 164.74 feet; thence South 51°04' West 140.90 feet; thence North 38°56' West 260.00 feet; thence North 51°04' East 220.78 feet; thence North 21°51'20" West 127.64 feet; thence Easterly along a line parallel to the north line of said Lot 22 301.97 feet to the point of beginning.

Parcel D - The South 5.00 Acres, more or less, of the North 10.00 acres of the West 1/2 of the Northwest 1/4 of the Northwest 1/4 of Section 9, said Rancho Del Paso.

Parcel E - The East 190.74 feet of the West 432.74 feet of the South 241.00 feet of Lot 27, said New Prague Subdivision.

PARCEL NO. 2

The South 150.00 feet of the North 330.00 feet of the West 290.00 feet of Lot 5, New Prague Subdivision, per plat filed in the office of the Recorder of Sacramento County, California, in Book 14 of Records, page 13.

MINUTES OF THE THREE HUNDRED EIGHTY-SIXTH M: 386
REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE
RIO LINDA COUNTY WATER DISTRICT

-oOo-

The directors of the RIO LINDA COUNTY WATER DISTRICT met in the district office at 730 L Street, Rio Linda, California, on November 8, 1978 at 8:00 pm.

MEMBERS PRESENT: WILLIAM C. EIA, GAY PALMER, NOEL WILSON and ERNEST DYER.

MEMBERS ABSENT: JOHN WEBER.

OTHERS PRESENT: JEANNE HANSEL, MASON ADAMS, VIVIEN JOHNSON, ERNEST MCGUIRE, and RONALD WILBURNE.

The minutes of the regular meeting held on October 11, 1978 were read and approved.

Mr. Wilson moved that the Treasurer of the County of Sacramento be authorized and directed to pay out money of the District in the total sum of \$22,604.80 drawn on the Water Maintenance and Operations Fund and as represented by Request for Warrants numbered W5393 through W5427, each of which has been signed by a majority of the Board of Directors. This motion was seconded by Mr. Dyer and passed unanimously.

Mr. Adams presented Resolution No. 9-78 which is the Certificate of Completion for "Southwest Rio Linda Project Annexation to Rio Linda County Water District". After assurance that all the requirements had been met, Mr. Wilson moved that Resolution No. 9-78 be adopted.

Mr. McGuire presented a list of twenty names of people who were not in favor of the annexation. However, none of the people on the list are residents of the proposed annexation area. After some discussion, Mr. Palmer seconded Mr. Wilson's motion and it was unanimously adopted. (a copy of this resolution is attached to and make part of these minutes)

Mr. Adams explained the terms of the contract for the Block Grant Funds for the Southwest Rio Linda Project. He defined the additions he had made for the benefit of the district.

On motion by Mr. Palmer and second by Mr. Wilson the following resolution was unanimously adopted:

RESOLUTION NO. 10-78

BE IT RESOLVED THAT MASON A. ADAMS, Secretary and Manager of the RIO LINDA COUNTY WATER DISTRICT be, and he is hereby authorized and directed to sign all documents and to make such assurances as may be required of this district, relating to the Federal Government funding of the Housing and Community Development Act of 1974. This project being known as "Southwest Rio Linda Project".

BE IT FURTHER RESOLVED that F. JEANNE HANSEL be and she is hereby authorized to sign all documents and to make such assurances as may be required in the absence of MASON A. ADAMS.

The manager reported that the CETA Program funding has been approved for one more year. We have two employees in this category.


The testing has been completed on Well # 9. It was tested up to 3,000 gallons per minute which is very satisfactory. It will be sealed off until it is needed.

A letter has been sent to the Block Grant people giving the approximate cost of annexation in the Elverta area. They have funds available to pay for the cost of an election if it becomes necessary. The people of the district should not be burdened with these costs.

The estimated cost of annexation which includes an election during the general election next fall is \$3,300.00. If it becomes necessary to hold a special election the cost would be approximately \$5,300.00.


Mr. Eia reported on the Association of Sacramento County Water Districts meeting. He attended a special meeting regarding public relations and how each district should identify with its patrons. No definite plans were made however. The Fall Dinner Meeting is to be held on November 15, 1978 at the Whispering Pines Restaurant and it is hoped that a large delegation from Rio Linda will be present.

On motion by Mr. Wilson and second by Mr. Dyer the meeting was adjourned.



WILLIAM C. EIA, President

ATTEST:



MASON A. ADAMS, Secretary