

... C23
... approved ...
No. 23 by the State Leg.
... by a vote of 3
to 0 of its 3/5/92
meeting

CALENDAR ITEM

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S 18

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GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT:
Goleta Water District
4699 Hollister Avenue
Goleta, California 93110

AREA, TYPE LAND AND LOCATION:
A parcel of approximately 1.3 acres of tide and submerged land in Goleta Slough, Goleta, Santa Barbara County.

LAND USE:
An 18-inch-diameter pipeline for the transportation of reclaimed water.

TERMS OF PROPOSED PERMIT:
Initial period:
Forty-nine (49) years beginning June 1, 1992.

CONSIDERATION:
The public use and benefit; with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:
Applicant is pending permittee of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee and processing costs have been received.

(ADDED pgs. 179-179.28)

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CALENDAR ITEM NO 023 (CONT'D)

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Code Regs.: Title 3, Div. 3; Title 14, Div. 6.

AB 884:

10/03/92

OTHER PERTINENT INFORMATION:

1. Two environmental assessments were conducted regarding an overall water reclamation and delivery project within the Goleta District of Santa Barbara County. These are identified below:

(a) An EIR (SCH NO. 90010711) was prepared and adopted by the Goleta Sanitary District to provide an overview of the environmental effects of a water reclamation plant and distribution system. The State Lands Commission's staff has reviewed this document. Resolution 91-227 certified the EIR, approved the project, and adopted CEQA findings and a mitigation monitoring plan. A copy of the resolution is attached as Exhibit "C". A copy of the Notice of Determination for the project is attached as Exhibit "C-1".

(b) A supplemental EIR (SCH NO. 90011088) was later adopted by the Goleta Sanitary District. The supplemental EIR was prepared to identify additional users of the reclaimed water distribution system, and to determine the effect of pipeline water delivery to such locations. Staff has also reviewed this document. Resolution 91-245 certified the supplemental EIR, approved revisions in the proposed project, and adopted CEQA findings and a mitigation monitoring plan. A copy of the resolution is attached as Exhibit "D". A copy of the Notice of Determination is attached as Exhibit "D-1".

2. Mitigation measures to avoid or substantially lessen impacts have been adopted by Goleta Sanitary District/Goleta Water District, and staff have received and reviewed a copy of the Mitigation Monitoring and

CALENDAR ITEM NO. 023 (CONT'D)

Reporting Program. All mitigation measures will be monitored by the Goleta Sanitary District/Goleta Water District. A copy of the Monitoring Program is on file at the Sacramento office of the Commission.

3. The Applicant's plan is intended to reduce water shortages in the Goleta Valley. It will include facilities to transport reclaimed water to various locations. A portion of the State's sovereign lands will be crossed by an 18-inch-diameter pipeline which will be located beneath Goleta Slough.

There are substantial unresolved public trust lands title and boundary issues remaining in the Goleta Slough area. The lease will be without prejudice to resolution of those property interests.

3. Potable water is currently supplied to the area from local sources. In June 1991, voters approved the extension of the State Water Project pipeline to supply the area with additional potable water. The Reclaimed Water Project will increase local supplies thereby reducing the demand for State water.
4. The annual rental value of the site is estimated to be \$100.

APPROVALS OBTAINED:

United States Army Corps of Engineers and County of Santa Barbara.

FURTHER APPROVALS REQUIRED:

State Lands Commission California Coastal Commission, Department of Fish and Game, and Regional Water Quality Control Board.

EXHIBITS:

- A. Land Description
- B. Location Map
- C. Resolution 91-227
- C-1. Notice of Determination/CEQA Findings
- D. Resolution 91-245
- D-1. Notice of Determination/CEQA Findings

CALENDAR ITEM NO. C 2 3 (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT AN EIR (SCH NO. 90010711) WAS PREPARED AND ADOPTED BY THE GOLETA SANITARY DISTRICT TO PROVIDE AN OVERVIEW OF THE ENVIRONMENTAL EFFECTS OF A WATER RECLAMATION AND DISTRIBUTION SYSTEM, AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
2. FIND THAT A SUPPLEMENTAL EIR (SCH NO. 90011088) WAS SUBSEQUENTLY ADOPTED BY THE GOLETA SANITARY DISTRICT TO IDENTIFY ADDITIONAL USERS OF THE RECLAIMED WATER DISTRIBUTION SYSTEM AND TO DETERMINE THE EFFECT OF THE PIPELINE DELIVERY THERETO, AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
3. ADOPT THE CEQA FINDINGS OF THE CEQA LEAD AGENCY AS CONTAINED IN EXHIBIT "D" AND FIND THAT A MITIGATION MONITORING PLAN WAS ADOPTED BY THE GOLETA SANITARY DISTRICT WHICH WILL ENSURE THAT SIGNIFICANT IMPACTS TO LANDS UNDER THE JURISDICTION OF THE COMMISSION WILL BE LESSEMED AND/OR AVOIDED.
4. AUTHORIZE ISSUANCE OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE, BEGINNING JUNE 1, 1992, TO THE GOLETA WATER DISTRICT, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR THE INSTALLATION, USE, AND MAINTENANCE OF AN 18-INCH-DIAMETER RECLAIMED WATER TRANSPORT PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

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LAND DESCRIPTION

A strip of submerged land in the State-owned bed of Goleta Slough, Santa Barbara County, State of California, and being a portion of the land described in an Agreement and Grant from the State of California to the County of Santa Barbara recorded November 13, 1970, as Instrument No. 31347 in Book 2327, pages 230 through 237, inclusive, of Official Records, and a portion of the land described in Deed from Pacific Lighting Gas Supply Company to the State of California recorded June 26, 1962, as Instrument No. 26281 in Book, 1937, pages 508 through 529, inclusive, of Official Records, both in the Office of the County Recorder of Santa Barbara County, said strip being twenty (20.00) feet wide and lying ten (10.00) feet on each side of the following described centerline:

COMMENCING at a point on the northerly line of said land described in Instrument No. 31347, said point being distant thereon N 73° 21' 36" E, 185.10 feet from the southwesterly terminus of that certain course described in said land as N 74° 21' 15" E, 379.10 feet; thence leaving said northerly line S 13° 25' 47" E, 117.07 feet; thence S 08° 54' 58" W, 77.92 feet to the TRUE POINT OF BEGINNING; thence N 08° 54' 58" E, 77.92 feet; thence N 13° 25' 47" W, 243.71 feet; thence N 57° 39' 26" W, 48.44 feet; thence S 74° 10' 37" W, 185.00 feet; thence S 79° 51' 25" W, 100.00 feet; thence N 79° 38' 21" W, 50.00 feet; thence N 68° 17' 47" W, 115.00 feet; thence N 49° 53' 02" W, 45.00 feet; thence N 67° 58' 35" W, 420.00 feet; thence N 62° 16' 56" W, 80.00 feet; thence N 40° 05' 32" W, 90.00 feet; thence N 18° 13' 40" W, 100.00 feet; thence N 01° 01' 50" E, 1265.62 feet; thence S 89° 24' 53" E, 1.19 feet to the end of the herein described centerline

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of Goleta Slough.

END OF DESCRIPTION

REVIEWED and REVISED APRIL, 1992 BY LLB

MAP PAGE	179.4
DATE PAGE	1992

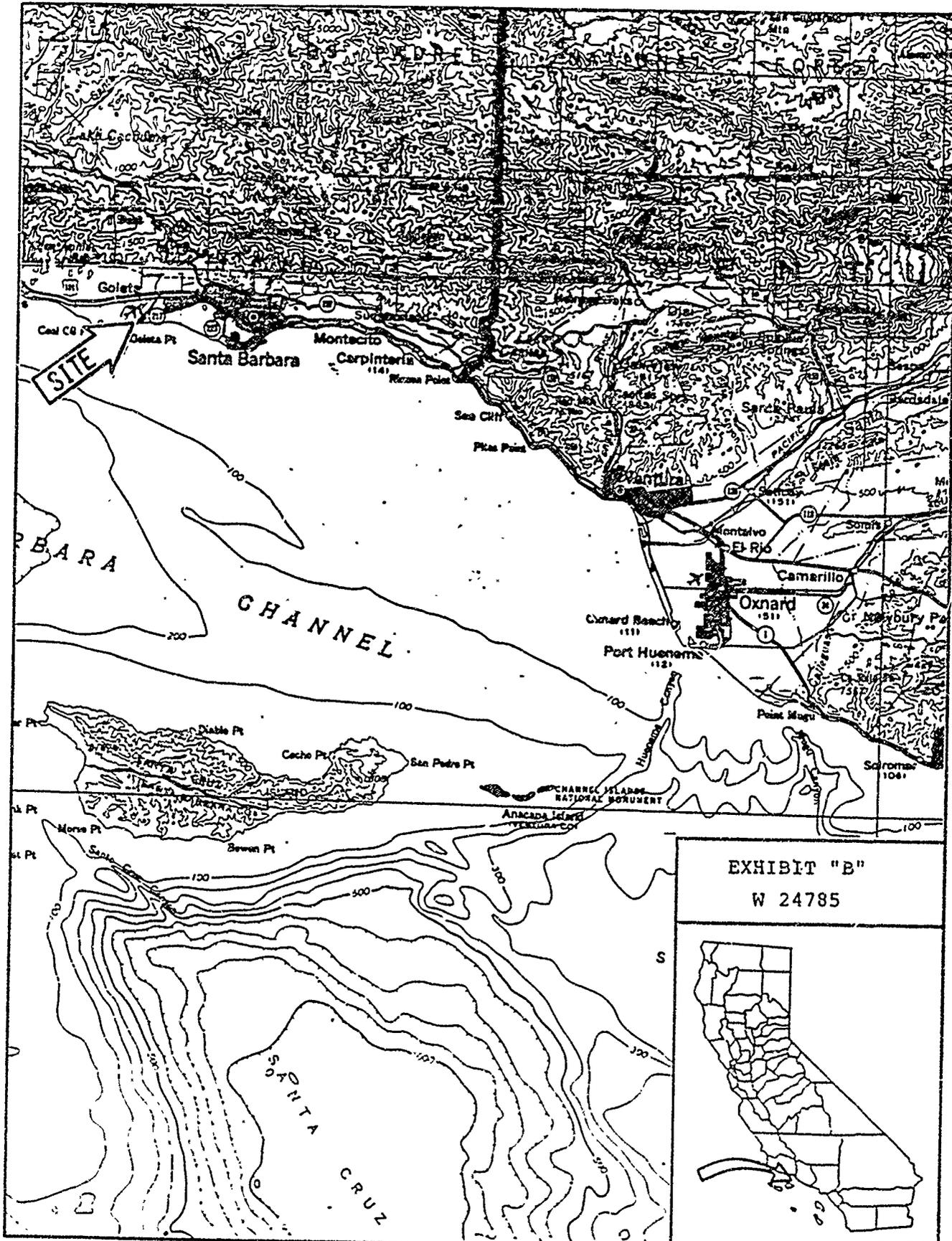


EXHIBIT "B"
W 24785



Exhibi. "B"
January 21, 1991
(91-01-04)

EXHIBIT C

RESOLUTION NO. 91-227

RESOLUTION CERTIFYING ENVIRONMENTAL IMPACT REPORT, APPROVING
WASTEWATER RECLAMATION PROJECT, ADOPTING STATEMENT OF FINDINGS
AND ADOPTING MITIGATION MONITORING PLAN

GOLETA SANITARY DISTRICT

WHEREAS, an emergency water shortage exists in the Goleta area due to a sustained drought;

WHEREAS, the Goleta Sanitary District, in cooperation with the Goleta Water District, has developed and designed a plan for the construction of wastewater reclamation facilities consisting of treatment plant improvements and a distribution system capable of supplying approximately 3,000 acre feet per year of reclaimed water (the "Project");

WHEREAS, an Environmental Impact Report dated January 1991 has been prepared which describes the Project and analyzes its environmental effects (the "EIR").

WHEREAS, a mitigation monitoring plan has been prepared to insure that the mitigation measures set forth in the EIR are implemented.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE GOLETA SANITARY DISTRICT AS FOLLOWS:

1. The Governing Board hereby certifies that the EIR has been completed in compliance with the California Environmental Quality Act.
2. The Governing Board hereby certifies that the EIR has been presented to it and that it has reviewed and considered the information contained in the EIR.

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3. The Governing Board hereby adopts the Statement of Findings attached hereto as Exhibit "A".

4. The Governing Board hereby adopts the Mitigation Monitoring and Reporting Program dated January 1991, prepared by Interface Planning and Counseling Corporation and incorporates said Program herein by reference.

5. The Governing Board hereby approves the Project as described in the EIR, subject to those certain conditions and mitigation measures set forth in the EIR and in the attached Statement of Findings.

6. The Governing Board hereby authorizes and directs the Secretary to file a Notice of Determination relating to the approval of the Project.

ADOPTED, SIGNED AND APPROVED this 21st day of January, 1991, by the following vote:

AYES: Carter, Fox, Lane, Majoewsky, and Trantow

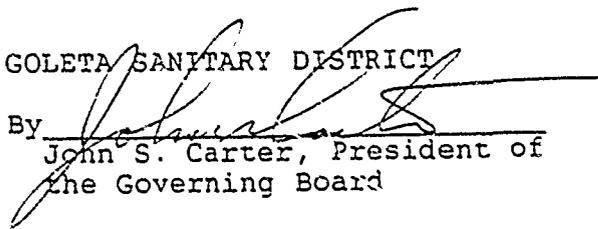
NAYS: None

ABSENT: None

(seal)

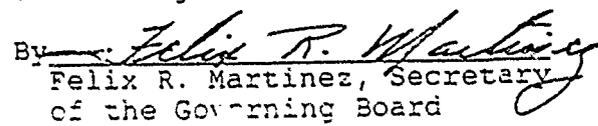
GOLETA SANITARY DISTRICT

By


John S. Carter, President of
the Governing Board

Countersigned

By


Felix R. Martinez, Secretary
of the Governing Board

STATEMENT OF FINDINGS
REGARDING GOLETA SANITARY DISTRICT/GOLETA WATER DISTRICT
WASTEWATER RECLAMATION PROJECT

I. Findings that significant environmental impact are avoided or substantially lessened.

The Environmental Impact Report ("EIR") for the proposed Goleca Sanitary District/Goleta Water District Water Reclamation Plant and Distribution System (the "Project") identifies the following significant environmental effects which can be avoided or substantially lessened: geology and soils, archaeological resources, biological resources, traffic and circulation, air quality and noise. The Goleta Sanitary District (the "District") finds that these environmental effects are avoided or substantially lessened by approved revisions in the Project and/or conditions of approval as discussed below.

A. Geology and Soils. Significant ground shaking could occur on or near the reclamation plant site due to the plant's close proximity to the More Ranch Fault. To mitigate potential significant ground shaking impacts, a fifty foot non-structural setback zone shall be established from the southern fence line of the Project's site northward and a site coefficient (S) of 1.0 shall be used for the design of the proposed structures.

Groundwater may be encountered during excavation and grading for structures twenty feet below grade. To mitigate this impact, proper grading of the bottom of each deep excavation will be done and submersible pumps will be used.

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Significant impacts could also occur from differential settlement of structures. To reduce this potential impact, each structure will bear entirely on either bedrock or engineered fill, but not on a combination of the two. In addition, the existing artificial fill in the area of the proposed structures will be removed and recompactd.

Significant impacts may also occur with lateral load resistance resulting from passive pressure against the vertical sides of footings or friction acting at the base of the foundations of structures. This impact will be mitigated by placing footings at a minimum depth of 2 feet below the lowest adjacent grade and using a minimum footing width of 24 inches.

The existence of moderately expansive soil at the Project site has a potential to create significant impacts. These impacts can be reduced by using bearing pressure of 2,000 pounds per square foot in engineered fill and 3,000 pounds per square foot in competent bedrock.

Significant impacts to subterranean walls could occur due to lateral earth pressure from native or compacted soils. This impact will be mitigated by using allowable passive earth pressure of 350 pounds per square foot per foot of depth in the design of the structures. In addition, allowable passive earth pressure values will not exceed 3,000 pounds per square foot. Footings will be placed a minimum of 24 inches below the lowest adjacent grade and will be reinforced with no. 4 bar, top and bottom.

Impacts associated with temporary cut slopes will be mitigated by designing any walls with level backfill and no

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restraint at the top for an active equivalent fluid pressure of 45 PSF per foot of depth, above the ground water level, and 85 PSF per foot of depth, below the ground water level. Impacts to subterranean walls from lateral earth pressure will be mitigated by designing lateral restraint for an at rest equivalent fluid pressure of 65 PSF per foot of depth, above the ground water level, and 95 PSF per foot of depth, below the ground water level. Walls will be designed to resist surcharge loads applied at the ground surface within a distance of one-half the wall height and recommended static earth pressure will be increased under seismic loading conditions.

Impacts associated with potential over-stressing of buried walls will be mitigated by using suitable hand operated equipment for compaction within a 3 foot wide zone adjacent to buried walls.

During the excavation of the reclaimed water storage tank, temporary cut slopes will be constructed at an inclination no steeper than 1:1 in soil and 3/4:1 in competent bedrock. In addition, heavy construction equipment and spoil piles will be kept at least 20 feet away from the top of the slopes and all surface water shall be diverted away from the excavation. If vertical sided excavations are necessary due to limited lateral clearance from existing structures or utilities, temporary shoring will be used to reduce potential impacts.

To mitigate potentially significant corrosion impacts to both concrete and steel, all metal elements of the Project in contact with soil will be designed for corrosion protection.

Finally, installation of the distribution pipeline under San Pedro Creek could disturb the bed of the creek, potentially creating significant erosion impacts. To mitigate this impact, this pipeline segment will be installed during lowest flow or no flow conditions.

This District finds that significant environmental effects relating to geology and soils will be avoided or substantially lessened by the mitigation measures to be implemented which are outlined above.

B. Archaeological Resources. Impacts to archaeological site GS-1 will be avoided by placing the pipeline along the west side of Lopez Street. To mitigate impacts to archaeological site SBa-1965, all excavations will be monitored throughout the entire Project and Native American consultation will be continued throughout Project planning.

Potentially significant impacts could occur to archaeological site SBa-48. The District will undertake a Phase II testing program to assess the nature and significance of the deposits at this site lying within the proposed pipeline route. If significant archaeological resources are determined to exist, an alternative pipeline alignment will be sought in consultation with UCSB planners. If a suitable alternative alignment is not available, impacts on this site will be mitigated by incorporating mitigation measures identified in the Phase II program into the Project description.

Impacts to archaeological site SBa-47 will be mitigated by placing the pipeline on the west and south side of University Road

and within the portion of the road that has been determined to be secondary fill.

Due to the archaeological sensitivity of the entire area, the possibility also exists that impacts may result to undiscovered resources along the pipeline corridor. To mitigate these potential impacts, all excavations will be monitored for the entire project. If the monitor finds significant archaeological deposits, the monitor will proceed in accordance with County archaeological guidelines.

The District finds that the significant environmental effects from the Project relating to archaeological resources will be avoided or substantially lessened by the foregoing mitigation measures.

C. Biological Resources. Indirect, short-term impacts could occur to wildlife activity in the immediate vicinity of the construction zone. To mitigate this impact, construction operations in sensitive areas will be scheduled to avoid the spring nesting season, generally from March 1 to May 1.

A large cottonwood tree located on the east bank of San Pedro Creek could be adversely impacted by the construction of the pipeline within the root zone. To avoid this potential impact, the cottonwood tree will be preserved and will be fenced at the dripline during construction. Potential impacts to San Pedro Creek from debris runoff during construction will be mitigated by the placement of a temporary berm on the east side of Verhelle Road. Impacts to riparian areas such as San Pedro Creek and

Goleta Slough will be mitigated by revegetating any areas disturbed by construction with native plants.

Fencing of the Project construction area could impact wildlife by acting as a barrier to movement. To avoid this impact, the District will utilize a fence design which does not restrict movement of wildlife.

The District finds that the significant environmental effects relating to biological resources will be avoided or substantially lessened by the mitigation measures discussed above.

D. Traffic and Circulation. Traffic impacts and disruption to circulation patterns from the Project would result if more than one traffic lane or if any entire roadway were to be closed or blocked by construction activities at any point along the pipeline corridor at any time of day. To mitigate this potential impact, no more than one lane of any roadway near pipeline construction will be closed at one time during the construction and the pipeline will be placed as close to the shoulder or median strip as possible. In addition, traffic supervision of roadways during construction will be provided.

The construction of the pipeline could result in the closure of bike paths and could potentially create hazards for bike riders forced off the bike paths. This impact will be mitigated by redirecting any bike path affected by construction in order to provide safe passage for bike riders. All damage caused to any bike path or roadway during construction will be replaced or repaired.

The District finds that significant environmental effects relating to traffic and circulation will be avoided or substantially lessened by the mitigation measures discussed above.

E. Air Quality. Construction activities associated with the Project would generate significant amounts of particulate matter. To mitigate this impact, all APCD standard dust mitigation measures will be complied with during construction. The District finds that the foregoing significant environmental effects relating to air quality will be avoided or substantially lessened by this mitigation measure.

F. Noise. Construction activities could result in the generation of short-term noise. To mitigate this impact, construction activities will be limited to the hours between 7:00 a.m. and 5:00 p.m., Monday through Friday. Construction will be prohibited on weekends and holidays. The District finds that the foregoing significant environmental effects relating to noise will be avoided or substantially lessened by this mitigation measure.

II. General Findings In Support of Project.

The EIR for this Project does not identify any environmental effects which cannot be avoided or substantially lessened. Accordingly, the District is not required to adopt a statement of overriding considerations. The District nevertheless makes the following findings which support the approval of the Project:

A. Drought emergency. Public officials have declared that an emergency situation currently exists in the Project area due to