

RESOLUTION NO. 2007-617

Adopted by the Sacramento City Council

August 21, 2007

ADOPTING THE MITIGATED NEGATIVE DECLARATION AND THE MITIGATION REPORTING PLAN FOR THE DEL PASO ROAD WIDENING PROJECT

BACKGROUND

- A. The City of Sacramento's Environmental Planning Services conducted or caused to be conducted an initial study on Del Paso Road Widening Project ("Project") to determine if the Project may have a significant effect on the environment.
- B. The initial study identified potentially significant effects of the Project. Revisions to the Project made by or agreed to by the Project applicant before the proposed mitigated negative declaration and initial study were released for public review were determined by City's Environmental Planning Services to avoid or reduce the potentially significant effects to a less than significant level, and, therefore, there was no substantial evidence that the Project as revised and conditioned would have a significant effect on the environment. A Mitigated Negative Declaration (MND) for the Project was then completed, noticed and circulated in accordance with the requirements of the California Environmental Quality Act (CEQA), the State CEQA Guidelines and the Sacramento Local Environmental Procedures as follows:
 - 1. On June 12, 2007, a Notice of Intent to Adopt the MND (NOI) dated June 11, 2007, was circulated for public comments for 30 days. The NOI was sent to those public agencies that have jurisdiction by law with respect to the proposed project and to other interested parties and agencies, including property owners within 500 feet of the boundaries of the proposed project. The comments of such persons and agencies were sought.
 - 2. On June 12, 2007, the project site was posted with the NOI, the NOI was published in the Daily Recorder, a newspaper of general circulation, and the NOI was posted in the office of the Sacramento County Clerk.
- C. The City Council has reviewed and considered the information contained in the MND, including the initial study, the revisions and conditions incorporated into the Project, and the comments received during the public review process and the hearing on the Project. The City Council has determined that the MND constitutes an adequate, accurate, objective and complete review of the environmental effects of the proposed project.
- D. Pursuant to Guidelines section 15091(e), the documents and other materials that constitute the record of proceedings upon which the City Council has based its decision are located in and may be obtained from, the Office of the City Clerk at 915 I Street, Sacramento, California. The City Clerk is the custodian of records for all matters before the City Council.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. Based on its review of the MND and on the basis of the whole record, the City Council finds that the MND reflects the City Council's independent judgment and analysis and that there is no substantial evidence that the Project will have a significant effect on the environment.
- Section 2. With respect to the entitlements over which the City Council has final approval authority, the City Council adopts the MND for the Project.
- Section 3. Pursuant to CEQA section 21081.6 and CEQA Guidelines section 15074, and in support of its approval of the Project, the City Council adopts a Mitigation Reporting Program to require all reasonably feasible mitigation measures be implemented by means of Project conditions, agreements, or other measures, as set forth in the Mitigation Reporting Program.
- Section 4. Upon approval of the Project, the City's Environmental Planning Services shall file or cause to be filed a Notice of Determination with the Sacramento County Clerk and, if the project requires a discretionary approval from any state agency, with the State Office of Planning and Research, pursuant to section 21152(a) of the Public Resources Code and section 15075 of the State EIR Guidelines adopted pursuant thereto.

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Exhibit A: Mitigation Reporting Program

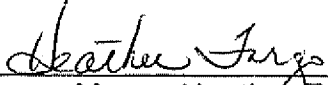
Adopted by the City of Sacramento City Council on August 21, 2007 by the following vote:

Ayes: Councilmembers Fong, McCarty, Pannell, Sheedy, Waters, and Mayor Fargo.

Noes: None.

Abstain: None.

Absent: Councilmembers Cohn, Hammond, and Tretheway.



 Mayor, Heather Fargo

Attest:



 Shirley Concolino, City Clerk

Exhibit A

Del Paso Road Widening Mitigation Reporting Plan

In January 1989, Assembly Bill 3180 went into effect requiring the City to monitor all mitigation measures applicable to this project and included in the Negative Declaration. For this project, mitigation reporting will be performed by the City of Sacramento Department of Utilities, in accordance with the monitoring and reporting program developed by the City to implement AB 3180.

This Mitigation Reporting Plan is being prepared by the Development Services Department, Environmental Planning Services, 2101 Arena Boulevard, Suite 200, Sacramento, CA 95834, (916) 808-5842, pursuant to the California Environmental Quality Guidelines, Section 21081.

Project Number: n/a

Project Name: Del Paso Road Widening

Project Location: The project is located on Del Paso Road, from El Centro Road to Interstate 5 (I-5) in the North Natomas Community Plan Area of the City of Sacramento, Sacramento County.

Project Description: The City of Sacramento proposes to widen Del Paso Road from El Centro Road to Interstate 5 to six lanes (three lanes in each direction), consistent with the North Natomas Community Plan, with two westbound dedicated left turn lanes onto El Centro Road and two dedicated right turn lanes onto El Centro Road. The improvements will include curb, gutter, sidewalks, bike lanes, and landscaping and streetlights. On the northern side of the Del Paso Road, within the project limits, a transition from the six lane cross section to the existing pavement. No freeway facility improvements are included in this proposed project.

**MITIGATION REPORTING PROGRAM CHECKLIST FOR THE DEL PASO ROAD WIDENING PROJECT
(CIP # TR76)**

| Mitigation Measure | Reporting Milestone | Reporting/Responsible Party | VERIFICATION OF COMPLIANCE | | |
|---------------------------------------|---------------------|-----------------------------|----------------------------|------|---------|
| | | | Initials | Date | Remarks |
| TRANSPORTATION AND CIRCULATION | | | | | |

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| <p>T-1. Prior to construction activities, the City shall provide advanced public noticing of construction activities. Noticing shall consist of the following items:</p> <ul style="list-style-type: none"> a. Property owners, residents and business owners within 500 feet of the proposed project shall be noticed. b. Notices shall identify time frames for construction activities and when roads may be partially closed, if required. c. Construction informational signage shall be placed along affected roadways one week in advance warning travelers of construction along roadways. | <p>Prior to Construction</p> | <p>City of Sacramento / Project Developer</p> | | |
| <p>BIOLOGICAL RESOURCES</p> | | | | |

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| <p>BR-1. The project applicant/developer shall: (i) comply with the requirements of the NBHCP (except payment of fees) and prepare pre-construction surveys; (ii) comply with any additional mitigation measures identified in the NBHCP EIR/EIS; and (iii) comply with all conditions in the ITP's issued by the USFWS and CDFG.</p> | <p>Prior to construction</p> | <p>City of Sacramento and Project Developer</p> | | |
| <p>HAZARDS</p> | | | | |

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| <p>H-1. If contaminated soil and/or groundwater is encountered or if suspected contamination is encountered during project construction, work shall be halted in the area, and the type and extent of the contamination shall be identified. A qualified professional, in consultation with the appropriate federal state, and/or local regulatory agencies shall then develop an appropriate method to remediate the contamination.</p> | <p>During Construction</p> | <p>City of Sacramento and Project Developer</p> | |
| <p>H-2. Strict on-site handling rules shall be implemented to minimize spills and keep potentially contaminated materials out of the drainage waterways.</p> | <p>During Construction</p> | <p>City of Sacramento and Project Developer</p> | |
| <p>H-3. Wastes and petroleum products used during construction shall be collected and removed from the project site in accordance with the Resource Conservation and Recovery Act regulations and Fed/OSHA standards.</p> | <p>During Construction</p> | <p>City of Sacramento and Project Developer</p> | |
| <p>H-4. A spill prevention plan shall be implemented to maintain the safety of the drainage waterways.</p> | <p>During Construction</p> | <p>City of Sacramento and Project Developer</p> | |

CULTURAL RESOURCES

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| <p>CR-1. Prior to excavation activities, the contractor shall have a qualified archaeological monitor under contract and on-call and contacted upon discovery of any cultural artifacts or human remains. If subsurface archaeological or historical remains are discovered during construction, work in the area shall stop immediately and the archaeological monitor shall be consulted to develop, if necessary, further mitigation measures to reduce any archaeological impact to a less-than-significant level before construction continues.</p> | <p>During construction</p> | <p>City of Sacramento and Project Developer</p> | |
| <p>CR-2. If human burials are encountered, all work in the area shall stop immediately and the Sacramento County Coroner's office shall be notified immediately. If the remains are determined to be Native American in origin, both the Native American Heritage Commission and any identified descendants must be notified and recommendations for treatment solicited (CEQA Section 15064.5); Health and Safety Code Section 7050.5; Public Resources Code Section 5097.94 and 5097.98.</p> | <p>During Construction</p> | <p>City of Sacramento and Project Developer</p> | |