

Received
CLERK OF THE BOARD

SEP 09 2021

BOARD OF SUPERVISORS
COUNTY OF SANTA CRUZ

NOTICE OF DETERMINATION

TO:	<input checked="" type="checkbox"/> Santa Cruz County Clerk 701 Ocean Street, Room 520 Santa Cruz, CA 95060	FROM:	Soquel Creek Water District 5180 Soquel Drive Soquel, CA 95073 (Lead Agency)
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TO:	<input checked="" type="checkbox"/> Office of Planning and Research P. O. Box 3044 Sacramento, CA 95812-3044
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SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (If submitted to SCH): 2016112045		
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Project Title: Approval of Budget Revisions for Efforts Related to Pure Water Soquel Pertaining to Design-Build Services by Black and Veatch Construction Inc. (Amendment 2C of the Design-Build Agreement)

Project Applicant: Soquel Creek Water District

Specific Project Location – Identify street address and cross street or attach a map showing project site (preferably a USGS 15' or 7 ½' topographical map identified by quadrangle name): 2505 Chanticleer Avenue, Santa Cruz, CA 95062

General Project Location (City and/or County): County of Santa Cruz

Project Description:

On December 18, 2018, the Soquel Creek Water District (District) certified the Final Environmental Impact Report (EIR), adopted Findings of Fact (including a Statement of Overriding Considerations) and a Mitigation Monitoring and Reporting Program (MMRP), and approved the Pure Water Soquel: Groundwater Replenishment and Seawater Intrusion Prevention Project (PWS or Project). The Project will supplement natural recharge of the Santa Cruz Mid-County Groundwater Basin with purified water. The purified water will be produced from existing secondary effluent from the Santa Cruz Wastewater Treatment Facility (SC WWTF) and delivered to treatment facilities located in either the City of Santa Cruz or unincorporated Santa Cruz County. Purified water will then be used to recharge the aquifer. The EIR evaluated potential environmental impacts that could occur as a result of implementing the Project and/or alternatives and provided applicable mitigation to reduce the intensity of potential environmental impacts. As part of the Project, the District analyzed this purification treatment process in the EIR, stating that the Project would utilize ultrafiltration (UF) or microfiltration (MF) to yield a tertiary-level of treatment, followed by reverse osmosis (RO) and an ultraviolet light-based advanced oxidation process to further purify the water to meet drinking water requirements and remove potential constituents of emerging concern. (See, e.g. EIR, p. 3-7.) The District determined that the Project would have significant and potentially significant impacts that cannot

be mitigated to a level of less than significant, despite the imposition of mitigation measures.

On March 3, 2020, the Board approved the BCVI Phase 1 Design Build contract agreement for the PWS treatment facilities. Since certifying the EIR and approving the Project, a parcel adjacent to the Chanticleer Site was listed for sale (New Parcel), and the District has now approved the acquisition of the New Parcel so that it can be incorporated into the design of the Project, specifically into the construction plans for the Chanticleer Site AWPf, including a building and parking area. In addition to this New Parcel, the District approved a sewer lift station and equalization tank to be added at the AWPf on the Chanticleer Site to meet the hydraulic grade at the connection point located at Soquel Avenue and 17th Avenue.

An Addendum to the previously certified EIR was prepared to evaluate the potential for any new significant impacts, or a substantial increase in the severity of previously identified significant impacts, to occur. The Addendum determined that neither the Project modifications, nor any changes in circumstances surrounding the Project, result in any new significant impact, or substantially increase the severity of an impact identified in the 2018 PWS EIR. The Addendum further determined that no new mitigation is required beyond those measures in the adopted MMRP. The Addendum was adopted on November 17, 2020.

Since the initiation of the design build contracts, the collaborative design process and additional project data has confirmed that the District will need, pursuant to the District's December 18, 2018 approvals, BVCI to perform work related to the procurement services of the pre-engineering building that will house the MF-RO systems related to the purification treatment process that was detailed and analyzed in the PWS Project EIR and Addendum.

Amendment 2C to the BVCI Design-Build Agreement includes the following scope of work and budget:

- Prepare a Limited Notice to Proceed (LNTF) for the Pre-Engineered Building. This includes procuring the supplier as well as developing the terms, conditions, and pricing for the building that will be awarded after a full Phase 2 GMP amendment is awarded to Design-Builder from the Owner.
- The LNTF shall include the supplier to do engineering coordination, engineering design, and submittals.
- Engineering services by BVCI to review, comment, reconcile comments and approve the design submittals that will inform and be considered as part of Phase 2 Construction Design-Build services.
- The proposed budget is \$334,114.

On September 7, 2021, the District Board of Directors approved Amendment 2C to the Design-Build Agreement for the treatment facilities with BVCI. No new or more severe impacts have been identified requiring additional environmental review of the amendment to the Design-Build Agreement.

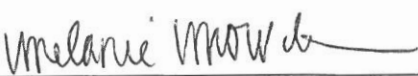
Identify the person or entity undertaking the project, including any private applicant, any other person undertaking an activity that receives financial assistance from the Public Agency as part of the project, and any person receiving a lease, permit, license, certificate, or other entitlement of use from the Public Agency as part of the project.

Soquel Creek Water District

This is to advise that the (☒ Lead Agency or ☐ Responsible Agency) has taken the above described action with respect to the project on September 7, 2021 and has made the following determinations regarding the above described project:

1. <input type="checkbox"/>	The project will have a significant effect on the environment.
<input checked="" type="checkbox"/>	The proposed project modifications will NOT have a significant effect on the environment

2. <input checked="" type="checkbox"/>	An Environmental Impact Report and Addendum were prepared, and certified and adopted for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
<input type="checkbox"/>	A Negative Declaration was prepared for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
<input type="checkbox"/>	A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
3. <input checked="" type="checkbox"/>	Mitigation measures, identified in the previously certified EIR, were made a condition of the approval of the project.
<input type="checkbox"/>	Mitigation measures were NOT made a condition of the approval of the project.
4. <input checked="" type="checkbox"/>	A Mitigation Monitoring or Reporting Plan was adopted for the originally approved project.
<input type="checkbox"/>	A Mitigation Monitoring or Reporting Plan was NOT adopted for this project.
5. <input checked="" type="checkbox"/>	A Statement of Overriding Considerations was adopted for the originally approved project.
<input type="checkbox"/>	A Statement of Overriding Considerations was NOT adopted for this project
6. <input checked="" type="checkbox"/>	Findings pursuant to Public Resources Code section 21166 and State CEQA Guidelines section 15162 relating to subsequent environmental review were made pursuant to the provisions of CEQA.
<input type="checkbox"/>	Findings were NOT made pursuant to the provisions of CEQA.
This is to certify that the Final EIR and record of project approval is available to General Public at: Soquel Creek Water District Office, 5180 Soquel Drive, Soquel CA 95073.	

Date: <u>September 7, 2021</u>	
	Signature
	Name: <u>Melanie Mow Schumacher</u>
	Title: <u>Special Projects Communications Manager</u>
Date Received for Filing: _____	

Authority cited: Sections 21083, Public Resources Code.
Reference Section 21000-21174, Public Resources Code.

THIS NOTICE HAS BEEN POSTED AT THE CLERK
OF THE BOARD OF SUPERVISORS OFFICE FOR A
PERIOD COMMENCING 9/9/2021
AND ENDING 10/9/2021



State of California - Department of Fish and Wildlife
2021 ENVIRONMENTAL FILING FEE CASH RECEIPT
DFW 753.5a (REV. 01/01/21) Previously DFG 753.5a

Print

StartOver

Save

RECEIPT NUMBER:

44 — 09092021 — 191

STATE CLEARINGHOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY

Soquel Creek Water District

LEAD AGENCY EMAIL

emmao@soquelcreekwater.org

DATE

09092021

COUNTY/STATE AGENCY OF FILING

Santa Cruz

DOCUMENT NUMBER

023-21 NOD

PROJECT TITLE

Pure Water Soquel (Budget Revisions) - Amendment 2C of the Desing-Build Agreement

PROJECT APPLICANT NAME

Soquel Creek Water District

PROJECT APPLICANT EMAIL

emmao@soquelcreekwater.org

PHONE NUMBER

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PROJECT APPLICANT ADDRESS

5180 Soquel Drive

CITY

Soquel

STATE

CA

ZIP CODE

95073

PROJECT APPLICANT (Check appropriate box)

☒ Local Public Agency

☐ School District

☐ Other Special District

☐ State Agency

☐ Private Entity

CHECK APPLICABLE FEES:

☐ Environmental Impact Report (EIR)

\$3,445.25

\$

0.00

☐ Mitigated/Negative Declaration (MND)(ND)

\$2,480.25

\$

0.00

☐ Certified Regulatory Program (CRP) document - payment due directly to CDFW

\$1,171.25

\$

0.00

☐ Exempt from fee

☐ Notice of Exemption (attach)

☐ CDFW No Effect Determination (attach)

☒ Fee previously paid (attach previously issued cash receipt copy)

☐ Water Right Application or Petition Fee (State Water Resources Control Board only)

\$850.00

\$

0.00

☒ County documentary handling fee

\$

50.00

☒ Other Ck No. 50066 \$50.00 9/10/2021

\$

PAYMENT METHOD:

☒ Cash

☐ Credit

☒ Check

☐ Other

TOTAL RECEIVED

\$

50.00

SIGNATURE

X

AGENCY OF FILING PRINTED NAME AND TITLE

Juliette Burke, Administrative Aide



State of California - Department of Fish and Wildlife
2021 ENVIRONMENTAL FILING FEE CASH RECEIPT
DFW 753.5a (REV. 01/01/21) Previously DFG 753.5a

NOTICE

Each project applicant shall remit to the county clerk the environmental filing fee before or at the time of filing a Notice of Determination (Pub. Resources Code, § 21152; Fish & G. Code, § 711.4, subdivision (d); Cal. Code Regs., tit. 14, § 753.5). Without the appropriate fee, statutory or categorical exemption, or a valid No Effect Determination issued by the California Department of Fish and Wildlife (CDFW), the Notice of Determination is not operative, vested, or final, and shall not be accepted by the county clerk.

COUNTY DOCUMENTARY HANDLING FEE

The county clerk may charge a documentary handling fee of fifty dollars (\$50) per filing in addition to the environmental filing fee (Fish & G. Code, § 711.4, subd. (e); Cal. Code Regs., tit. 14, § 753.5, subd. (g)(1)). A county board of supervisors shall have the authority to increase or decrease the fee or charge, that is otherwise authorized to be levied by another provision of law, in the amount reasonably necessary to recover the cost of providing any product or service or the cost of enforcing any regulation for which the fee or charge is levied (Gov. Code, § 54985, subd. (a)).

COLLECTION PROCEDURES FOR COUNTY GOVERNMENTS

Filing Notice of Determination (NOD):

- ☐ Collect environmental filing fee or copy of previously issued cash receipt. *(Do not collect fee if project applicant presents a No Effect Determination signed by CDFW. An additional fee is required for each separate environmental document. An addendum is not considered a separate environmental document. Checks should be made payable to the county.)*
- ☐ Issue cash receipt to project applicant.
- ☐ Attach copy of cash receipt and, if applicable, previously issued cash receipt, to NOD.
- ☐ Mail filing fees for CRP document to CDFW prior to filing the NOD or equivalent final approval (Cal. Code Regs. Tit. 14, § 753.5 (b)(5)). The CRP should request receipt from CDFW to show proof of payment for filing the NOD or equivalent approval. Please mail payment to address below made attention to the Cash Receipts Unit of the Accounting Services Branch.

If the project applicant presents a **No Effect Determination** signed by CDFW, also:

- ☐ Attach No Effect Determination to NOD *(no environmental filing fee is due)*.

Filing Notice of Exemption (NOE) (Statutorily or categorically exempt project (Cal. Code Regs., tit. 14, §§ 15260-15285, 15300-15333))

- ☐ Issue cash receipt to project applicant.
- ☐ Attach copy of cash receipt to NOE *(no environmental filing fee is due)*.

Within 30 days after the end of each month in which the environmental filing fees are collected, each county shall summarize and record the amount collected on the monthly State of California Form No. CA25 (TC31) and remit the amount collected to the State Treasurer. Identify the remittance on Form No. CA25 as "Environmental Document Filing Fees" per Fish and Game Code section 711.4.

The county clerk shall mail the following documents to CDFW on a monthly basis:

- ✓ A photocopy of the monthly State of California Form No. CA25 (TC31)
- ✓ CDFW/ASB copies of all cash receipts (including all voided receipts)
- ✓ A copy of all CDFW No Effect Determinations filed in lieu of fee payment
- ✓ A copy of all NODs filed with the county during the preceding month
- ✓ A list of the name, address and telephone number of all project applicants for which an NOD has been filed. If this information is contained on the cash receipt filed with CDFW under California Code of Regulations, title 14, section 753.5, subdivision (e)(6), no additional information is required.

DOCUMENT RETENTION

The county shall retain two copies of the cash receipt (for lead agency and county clerk) and a copy of all documents described above for at least 12 months.

RECEIPT NUMBER

- # The first two digits automatically populate by making the appropriate selection in the County/State Agency of Filing drop down menu.
- # The next eight digits automatically populate when a date is entered.
- # The last three digits correspond with the sequential order of issuance for each calendar year. For example, the first receipt number issued on January 1 should end in 001. If a county issued 252 receipts for the year ending on December 31, the last receipt number should end in 252. CDFW recommends that counties and state agencies 1) save a local copy of this form, and 2) track receipt numbers on a spreadsheet tabbed by month to ensure accuracy.

DO NOT COMBINE THE ENVIRONMENTAL FEES WITH THE STATE SHARE OF FISH AND WILDLIFE FEES.

Mail to:

California Department of Fish and Wildlife
Accounting Services Branch
P.O. Box 944209
Sacramento, California 94244-2090