



# GARBERVILLE SANITARY DISTRICT

P.O. BOX 211 • GARBERVILLE, CA 95542 • (707) 923-9566

September 30, 2019

California State Water Resources Control Board  
Division of Water Rights  
P.O. Box 2000  
Sacramento, CA 95812-2000

**SUBJECT:** Petition for Change in Place of Use  
GSD Diversion of Water from South Fork Eel River under  
License 3404 and Permit 20789 (Applications 29981 and 9686)

The Garberville Sanitary District is making application to the State Water Board for a Petition for Change in Place of Use for our existing license and permit, to allow us to serve water to the Southern Humboldt Community Park. At one time this property was a GSD water customer, but was not within our Place of Use. Service to the property was discontinued and we would now like to reinstate it. This property is immediately adjacent to the existing POU and GSD's Surface Water Treatment Plant. We have an existing waterline that runs next to the SHCP property line from which we can serve this property. This property has a riparian water right from the South Fork of the Eel River (S0242337, S0242338, and S0242339) that they will continue to use for irrigation of this agricultural and recreational property. SHCP has a Streambed Alteration Agreement with DFG for these diversions. GSD will only be supplying potable water for the two residences, existing out buildings and the park attendees. The District will be able to serve this parcel from the existing capacity under this license and permit. GSD's most recent Water Capacity Report is attached.

In addition to the Petition forms and figures, I have completed and enclosed the "Environmental Information for Petitions" Form with various attachments including the numerous CEQA documents and Notice of Determinations. Some of these documents contain over a thousand pages and so I have provided paper copies of the documents most directly related to GSD providing water service to SHCP. GSD received unanimous approval from the Humboldt Local Agency Formation Commission to provide service to this property as an Out of District Boundary service on September 18, 2019. The Notice of Determination and associated resolutions from Humboldt LAFCo are enclosed along with the Addendum to the IS/MND and the Final IS/MND in their entirety. The Final and Draft EIR for the SHCP property is provided as an electronic document on the enclosed CD. These EIR documents evaluate in detail upon the activities current at the SHCP and contemplated long term future development.

I believe that the enclosures will be sufficient for the SWRCB to review our request and determine if notice will be required. In accordance with section 795 of Title 23, the District believes that notice should not be required because we are making no changes to the diversion location or the proposed diversion amount, merely expanding the POU to add a small portion (18 acres) of a 430 acre property that is adjacent to the current POU (1,014 acres). As is evidenced by the attached GSD Streambed Alteration Agreement for the existing diversion; there are no potential effects on fish, wildlife, and other instream beneficial users. The only construction that will be required to connect the existing service line to GSD's waterline is

installation of a short (less than 20 feet) section of pipe in an existing roadway, a meter, backflow preventer, and a pressure reducer. All of GSD's diversion and treatment infrastructure will remain unchanged. My hope is that this straightforward and small change to our POU will be able to be processed quickly.

Once you have had a chance to review the submitted documentation, please advise us of any additional information that will be necessary to process these petitions and don't hesitate to contact me if you would like to discuss our application or need any clarification of information contained in this application package. You can reach me by email at [jmshort@garbervillesd.org](mailto:jmshort@garbervillesd.org) or by phone at (707)223-4567.

Respectfully submitted on behalf of GSD,



Jennie M. Short  
Consultant Projects Manager

Cc via email w/o full attachments to:

Ralph Emerson, GSD General Manager  
Barry Sutter, SWRCB-DDW  
Estelle Fennell, Humboldt County Board of Supervisors

Enclosures:

1. Petition for Change in Place of Use for License 3404
2. Petition for Change in Place of Use for Permit 20789
3. DRAFT POU Map
4. Check # 10097 to SWRCB-DWR for License Fee
5. Check # 10098 to SWRCB-DWR for Permit Fee
6. Check # 10099 to Dept. of Fish and Wildlife for fees
7. GSD Resolution 19-02 - Approval of Application
8. Environmental Information For Petitions with Attachments & Photos
9. 2018 Annual Water Capacity Analysis
10. CEQA Documents:
  - a. Humboldt LAFCo Notice of Determination, Sept. 23, 2019
  - b. Humboldt LAFCo Resolution 19-04 and 19-05
  - c. Addendum to CEQA Initial Study/Mitigated Negative Declaration, Sept 2019
  - d. GSD, SWRCB-DWR, and Humboldt LAFCo NODs, Fall 2013
  - e. Receipt for DFG Filing Fee
  - f. GSD Resolution 13-008
  - g. Mitigation Measures Monitoring and Reporting Program
  - h. Garberville Sanitary District Final Recirculated Initial Study/Mitigated Negative Declaration, Sept 2013
  - i. County of Humboldt NOD for SHCP General Plan Amendment, Zone Reclassification, Conditional Use Permit and Special Permit, April 2017
  - j. County of Humboldt Resolution No. 17-35 Certifying the Final EIR for SHCP Project (attachments on CD)
  - k. SHCP Final EIR cover page and Mitigation Monitoring and Reporting Program, Nov 2016 (full document on CD)
  - l. SHCP Draft EIR cover page and table of contents, April 2016 (full document on CD)

UMPQUA BANK  
(1-866-486-7782)

10098

**GARBERVILLE SANITARY DISTRICT**

PO BOX 211  
GARBERVILLE, CA 95542-0211  
707-923-9566

9/19/2019

96-505/1232  
50081  
CHECK ARMOR  
FRAUD PROTECTION

PAY TO THE ORDER OF SWRCB FEES

\$ \*\*1,126.00

One Thousand One Hundred Twenty-Six and 00/100\*\*\*\*\* DOLLARS

SWRCB Accounting Office  
Attn: Drinking Water Program Fees  
P.O. 1888  
Sacramento, CA 95812-1888

MEMO



*Joseph D. Messer*  
AUTHORIZED SIGNATURE



⑈010098⑈ ⑆123205054⑆ 991328238⑈

**GARBERVILLE SANITARY DISTRICT**

10098

SWRCB FEES

Date	Type	Reference	Original Amt.	Balance Due	9/19/2019 Discount	Payment
9/17/2019	Bill	20789	1,000.00	1,000.00		1,000.00
9/17/2019	Bill	20789	126.00	126.00		126.00
					Check Amount	1,126.00

Umpqua Checking - O

1,126.00

**GARBERVILLE SANITARY DISTRICT**

10098

SWRCB FEES

Date	Type	Reference	Original Amt.	Balance Due	9/19/2019 Discount	Payment
9/17/2019	Bill	20789	1,000.00	1,000.00		1,000.00
9/17/2019	Bill	20789	126.00	126.00		126.00
					Check Amount	1,126.00

Umpqua Checking - O

1,126.00



104371

Security Features Included



UMPQUA BANK  
(1-866-486-7782)

10097

**GARBERVILLE SANITARY DISTRICT**

PO BOX 211  
GARBERVILLE, CA 95542-0211  
707-923-9566

96-505/1232

50081

CHECK ARMOR  
FRAUD PROTECTION

9/19/2019

PAY TO THE ORDER OF SWRCB FEES

\$\*\*1,030.66

One Thousand Thirty and 66/100 \*\*\*\*\* DOLLARS

SWRCB Accounting Office  
Attn: Drinking Water Program Fees  
P.O. 1888  
Sacramento, CA 95812-1888

MEMO



*Joseph J. ...*  
AUTHORIZED SIGNATURE

HEAT SENSITIVE  
MP

⑈0 10097⑈ ⑆ 123 205054⑆ 9913 28 238⑈

**GARBERVILLE SANITARY DISTRICT**

10097

SWRCB FEES

Date	Type	Reference	Original Amt.	Balance Due	9/19/2019 Discount	Payment
9/17/2019	Bill	3404	1,000.00	1,000.00		1,000.00
9/17/2019	Bill	3404	30.66	30.66		30.66
Check Amount						1,030.66

Umpqua Checking - O

1,030.66

**GARBERVILLE SANITARY DISTRICT**

10097

SWRCB FEES

Date	Type	Reference	Original Amt.	Balance Due	9/19/2019 Discount	Payment
9/17/2019	Bill	3404	1,000.00	1,000.00		1,000.00
9/17/2019	Bill	3404	30.66	30.66		30.66
Check Amount						1,030.66

Umpqua Checking - O

1,030.66



104371

Security Features Included



UMPQUA BANK  
(1-866-486-7782)

10099

**GARBERVILLE SANITARY DISTRICT**

PO BOX 211  
GARBERVILLE, CA 95542-0211  
707-923-9566

96-505/1232  
50081  
CHECK ARMOR  
FRAUD PROTECTION

9/19/2019

PAY TO THE ORDER OF Dept of Fish and Wildlife

\$\*\*850.00

Eight Hundred Fifty and 00/100\*\*\*\*\* DOLLARS

Dept of Fish and Wildlife  
1740 N Market Blvd  
Sacramento, Ca 95834

MEMO



*Joseph Emerick*  
AUTHORIZED SIGNATURE



⑈010099⑈ ⑆123205054⑆ 991328238⑈

**GARBERVILLE SANITARY DISTRICT**

10099

Date	Type	Reference	Original Amt.	Balance Due	9/19/2019 Discount	Payment
9/17/2019	Bill	3	850.00	850.00		850.00
					Check Amount	850.00

Umpqua Checking - O 850.00

**GARBERVILLE SANITARY DISTRICT**

10099

Date	Type	Reference	Original Amt.	Balance Due	9/19/2019 Discount	Payment
9/17/2019	Bill	3	850.00	850.00		850.00
					Check Amount	850.00

Umpqua Checking - O 850.00



104371

Please indicate County where your project is located here:

MAIL FORM AND ATTACHMENTS TO:  
State Water Resources Control Board  
**DIVISION OF WATER RIGHTS**  
P.O. Box 2000, Sacramento, CA 95812-2000  
Tel: (916) 341-5300 Fax: (916) 341-5400  
http://www.waterboards.ca.gov/waterrights

## PETITION FOR CHANGE

Separate petitions are required for each water right. Mark all areas that apply to your proposed change(s). Incomplete forms may not be accepted. Location and area information must be provided on maps in accordance with established requirements. (Cal. Code Regs., tit. 23, § 715 et seq.) Provide attachments if necessary.

- Point of Diversion** Wat. Code, § 1701    
  **Point of Rediversion** Cal. Code Regs., tit. 23, § 791(e)    
  **Place of Use** Wat. Code, § 1701    
  **Purpose of Use** Wat. Code, § 1701  
 **Distribution of Storage** Cal. Code Regs., tit. 23, § 791(e)    
  **Temporary Urgency** Wat. Code, § 1435    
  **Instream Flow Dedication** Wat. Code, § 1707    
  **Waste Water** Wat. Code, § 1211  
 **Split** Cal. Code Regs., tit. 23, § 836    
  **Terms or Conditions** Cal. Code Regs., tit. 23, § 791(e)    
  **Other**   
 Application     
 Permit     
 License     
 Statement

I (we) hereby petition for change(s) noted above and described as follows:

**Point of Diversion or Rediversion** – Provide source name and identify points using both Public Land Survey System descriptions to ¼-¼ level and California Coordinate System (NAD 83).

Present:

Proposed:

**Place of Use** – Identify area using Public Land Survey System descriptions to ¼-¼ level; for irrigation, list number of acres irrigated.

Present:

Proposed:

**Purpose of Use**

Present:

Proposed:

**Split**

Provide the names, addresses, and phone numbers for all proposed water right holders.

In addition, provide a separate sheet with a table describing how the water right will be split between the water right holders: for each party list amount by direct diversion and/or storage, season of diversion, maximum annual amount, maximum diversion to offstream storage, point(s) of diversion, place(s) of use, and purpose(s) of use. Maps showing the point(s) of diversion and place of use for each party should be provided.

**Distribution of Storage**

Present:

Proposed:

Please indicate County where your project is located here:

MAIL FORM AND ATTACHMENTS TO:  
State Water Resources Control Board  
**DIVISION OF WATER RIGHTS**  
P.O. Box 2000, Sacramento, CA 95812-2000  
Tel: (916) 341-5300 Fax: (916) 341-5400  
http://www.waterboards.ca.gov/waterrights

## PETITION FOR CHANGE

Separate petitions are required for each water right. Mark all areas that apply to your proposed change(s). Incomplete forms may not be accepted. Location and area information must be provided on maps in accordance with established requirements. (Cal. Code Regs., tit. 23, § 715 et seq.) Provide attachments if necessary.

- Point of Diversion** Wat. Code, § 1701   
  **Point of Rediversion** Cal. Code Regs., tit. 23, § 791(e)   
  **Place of Use** Wat. Code, § 1701   
  **Purpose of Use** Wat. Code, § 1701  
 **Distribution of Storage** Cal. Code Regs., tit. 23, § 791(e)   
  **Temporary Urgency** Wat. Code, § 1435   
  **Instream Flow Dedication** Wat. Code, § 1707   
  **Waste Water** Wat. Code, § 1211  
 **Split** Cal. Code Regs., tit. 23, § 836   
  **Terms or Conditions** Cal. Code Regs., tit. 23, § 791(e)   
  **Other**   
 Application    
 Permit    
 License    
 Statement

I (we) hereby petition for change(s) noted above and described as follows:

**Point of Diversion or Rediversion** – Provide source name and identify points using both Public Land Survey System descriptions to ¼-¼ level and California Coordinate System (NAD 83).

Present:

Proposed:

**Place of Use** – Identify area using Public Land Survey System descriptions to ¼-¼ level; for irrigation, list number of acres irrigated.

Present:

Proposed:

**Purpose of Use**

Present:

Proposed:

**Split**

Provide the names, addresses, and phone numbers for all proposed water right holders.

In addition, provide a separate sheet with a table describing how the water right will be split between the water right holders: for each party list amount by direct diversion and/or storage, season of diversion, maximum annual amount, maximum diversion to offstream storage, point(s) of diversion, place(s) of use, and purpose(s) of use. Maps showing the point(s) of diversion and place of use for each party should be provided.

**Distribution of Storage**

Present:

Proposed:



**Temporary Urgency**

This temporary urgency change will be effective from [ ] to [ ] .

Include an attachment that describes the urgent need that is the basis of the temporary urgency change and whether the change will result in injury to any lawful user of water or have unreasonable effects on fish, wildlife or instream uses.

**Instream Flow Dedication** – Provide source name and identify points using both Public Land Survey System descriptions to ¼-¼ level and California Coordinate System (NAD 83).

Upstream Location: [ NOT APPLICABLE ]  
Downstream Location: [ ]

List the quantities dedicated to instream flow in either:  cubic feet per second or  gallons per day:

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec

Will the dedicated flow be diverted for consumptive use at a downstream location?  Yes  No  
If yes, provide the source name, location coordinates, and the quantities of flow that will be diverted from the stream.  
[ ]

**Waste Water**

If applicable, provide the reduction in amount of treated waste water discharged in cubic feet per second.

Will this change involve water provided by a water service contract which prohibits your exclusive right to this treated waste water?  Yes  No

Will any legal user of the treated waste water discharged be affected?  Yes  No

**General Information** – For all Petitions, provide the following information, if applicable to your proposed change(s).

Will any current Point of Diversion, Point of Storage, or Place of Use be abandoned?  Yes  No

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of:  
 ownership  lease  verbal agreement  written agreement

If by lease or agreement, state name and address of person(s) from whom access has been obtained.  
[ NOT APPLICABLE ]

Give name and address of any person(s) taking water from the stream between the present point of diversion or rediversion and the proposed point of diversion or rediversion, as well as any other person(s) known to you who may be affected by the proposed change.  
[ NONE ]

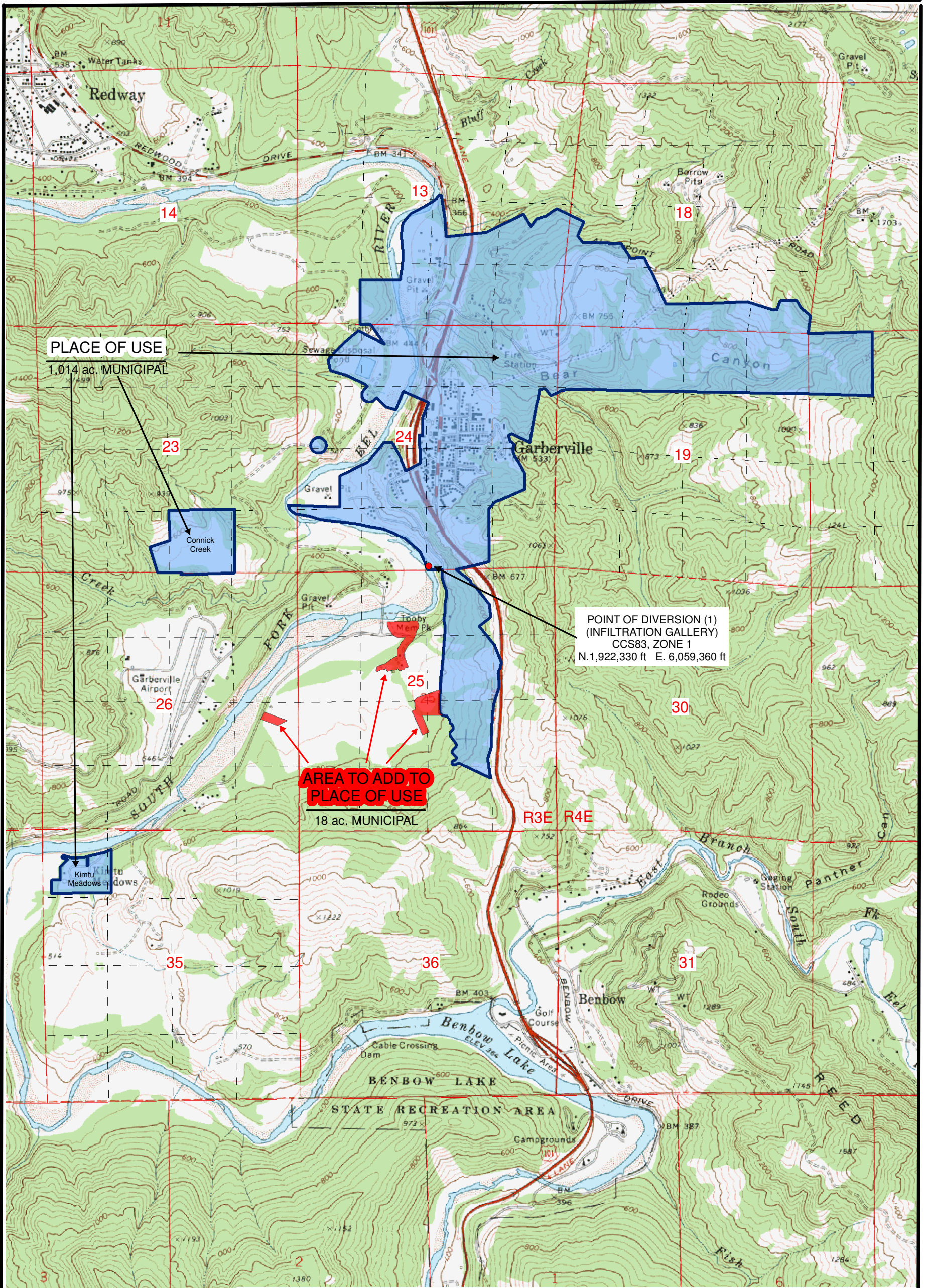
**All Right Holders Must Sign This Form:** I (we) declare under penalty of perjury that this change does not involve an increase in the amount of the appropriation or the season of diversion, and that the above is true and correct to the best of my (our) knowledge and belief. Dated [ ] at [ ] .

  
Right Holder or Authorized Agent Signature

\_\_\_\_\_  
Right Holder or Authorized Agent Signature

**NOTE: All petitions must be accompanied by:**  
(1) the form Environmental Information for Petitions, including required attachments, available at: [http://www.waterboards.ca.gov/waterrights/publications\\_forms/forms/docs/pet\\_info.pdf](http://www.waterboards.ca.gov/waterrights/publications_forms/forms/docs/pet_info.pdf)  
(2) Division of Water Rights fee, per the Water Rights Fee Schedule, available at: [http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/fees/](http://www.waterboards.ca.gov/waterrights/water_issues/programs/fees/)  
(3) Department of Fish and Wildlife fee of \$850 (Pub. Resources Code, § 10005)





OWNER	<b>GARBERVILLE SANITARY DISTRICT</b>	
SOURCE	<b>SOUTH FORK EEL RIVER</b>	
POINT OF DIVERSION	<b>SW 1/4 OF SE 1/4 OF PROJECTED SECTION 24, T4S, R3E, HB&amp;M</b>	
WITHIN	<b>SW 1/4 OF SE 1/4 OF PROJECTED SECTION 24, T4S, R3E, HB&amp;M</b>	
COUNTY OF	<b>HUMBOLDT</b>	
U.S.G.S. QUAD:	<b>GARBERVILLE</b>	DATE: <b>1970</b> SCALE: <b>1:24,000</b>

**DRAFT**

STATE OF CALIFORNIA CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY		
<b>STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS</b>		
APPLICATION NO.	<b>9686</b>	<b>29981</b>
PERMIT NO.	<b>5487</b>	<b>20789</b>
LICENSE NO.	<b>3404</b>	
DATE:	<b>07-31-2019</b>	DRAWN: <b>JENNIE SHORT</b> CHECKED:

Note: This map does not constitute a public land survey as defined by California Business & Professions Code section 8726. It has been prepared for descriptive purposes only.





# GARBERVILLE SANITARY DISTRICT

P.O. BOX 211 • GARBERVILLE, CA 95542 • (707) 923-9566

## RESOLUTION NO. 19-02

RESOLUTION OF THE BOARD OF DIRECTORS OF THE GARBERVILLE SANITARY DISTRICT EVALUATING EXISTING CEQA DOCUMENTS FOR USE ON A WATER SERVICE FOR THE SHCP AND APPROVING AN APPLICATION FOR AN OUT OF AGENCY SERVICE TO REESTABLISH THE WATER SERVICE TO APN 222-091-015 (SHCP) AND MODIFY THE SWRCB-DWR PLACE OF USE

### Recitals

1. WHEREAS, in 2014 the Garberville Sanitary District (the "District") completed modification of its Place of Use for its surface water diversion permit and license and annexed certain areas of land into its jurisdictional boundary ("Annexation Project");
2. WHEREAS, as part of the Annexation Project, the District, with the assistance of its retained consultant SHN Consulting Engineers & Geologists, Inc., ("SHN"), performed an analysis of potential environmental impacts associated with the Annexation Project;
3. WHEREAS, the District prepared the Final Mitigated Negative Declaration dated September 2013, which is the Draft Mitigated Negative Declaration that was circulated for review and comment, and supplemented based upon the comments received; and
4. WHEREAS, the Final IS/MND included an accommodation for future reconnection of the SHCP to the GSD water system including conditions of service; and
5. WHEREAS, the SHCP would like to make minor revisions to these conditions of service to allow for public drinking fountains to be added to the allowable residential uses; and
6. WHEREAS, a Notice of Completion of the Draft Environmental Impact Report for the Southern Humboldt Community Park was filed with the State Clearinghouse on April 28, 2016 (State Clearinghouse No. 2010092037) was filed by Humboldt County as the lead agency; and
7. WHEREAS, a Notice of Availability was published in accordance with Public Resources Code section 21092 and CEQA Guidelines section 15087 on May 9, 2016 and was sent by mail to organizations and individuals who requested such notice by Humboldt County. The Notice of Availability provided for a public comment period commencing on May 9, 2016 and ending on June 27, 2016; and
8. WHEREAS, the County received public and agency comments on the draft document; and
9. WHEREAS, in accordance with CEQA, all comments received on the Draft EIR during the public comment period were responded to and included in a Final Environmental Impact Report (Final EIR) completed on November 14, 2016; and



RESOLUTION 19-02

10. WHEREAS, on January 5, 2017, the Humboldt County Planning Commission held a duly noticed public hearing to receive testimony on the adequacy on the Final EIR; and
11. WHEREAS, the Final EIR was reviewed and considered by the Planning Commission, consistent with the requirements of the California Environmental Quality Act (CEQA) prior to making its recommendations; and
12. WHEREAS, on January 5, 2017, the Planning Commission voted to recommend that the Humboldt County Board of Supervisors certify the Final EIR for the Southern Humboldt Community Park and approve the Project as proposed, with a minor modification; and
13. WHEREAS, the Humboldt County Board of Supervisors held duly noticed public hearings to review and consider and receive testimony on the Southern Humboldt Community Park and the Final EIR on March 28 and April 25, 2017; and
14. WHEREAS, the Board of Supervisors deliberated the matter on March 28, 2017, and directed County staff to prepare these findings supporting certification of the Final Environmental Impact Report for the Southern Humboldt Community Park, adoption of a Statement of Overriding Considerations, and adoption of the proposed project for final Board action on April 25, 2017; and
15. WHEREAS, on April 25, 2017, the Board of Supervisors completed its deliberations, and now desires to make environmental findings, certifying the Final Environmental Impact Report for the Southern Humboldt Community Park, adopt a Statement of Overriding Considerations, and approve the Mitigation Monitoring and Reporting Program (FEIR, Chapter IV) ; and
16. WHEREAS, the Humboldt County Board of Supervisors adopted Resolution 17-35 on April 25, 2017 which included:
  - a. adopting the Findings of Fact contained in Attachment A - Part 2,
  - b. certifying the Final Environmental Impact Report for the Southern Humboldt Community Park (consisting of the Draft EIR, Final EIR, and all appendices)
  - c. adopting the Statement of Overriding Considerations in Support of the Final Environmental Impact Report for the Project (Attachment A - Part 3)
  - d. incorporating and adopting all of the mitigation measures described in the Final EIR applicable to the Project including the Mitigation Monitoring and Reporting Program
17. WHEREAS, the GSD Board of Directors has reviewed and considered all of the environmental documents associated with the Humboldt County Board of Supervisors actions; and
18. WHEREAS, the GSD Board of Directors on January 29, 2019 received and reviewed the 2018 Annual Water Capacity Report, which documented on page 13-14 the Districts continued commitment to allocate 2,000 cubic feet per month; and
19. WHEREAS, the SHCP has requested that GSD make applications as necessary to LAFCo and SWRCB-DWR to reconnect the Park to the GSD water system for the existing residential uses and construction of several public drinking water fountains around the park property.

Resolution

NOW, THEREFORE, the Board of Directors of the Garberville Sanitary District hereby resolves as follows:

1. The condition of approval for service to the SHCP are amended to be as follows:
  - A. SHCP will be given one new connection (3/4" meter) to rectify the condition that both the yellow house and the park are served off the same meter. This condition was created in 2009 when the Lot Line Adjustment was recorded and the property line was moved so that the residential structures were split into two properties.
  - B. The SHCP will make application for this new service connection from Tooby Ranch Road off the 8" waterline that was constructed as part of the Drinking Water Improvement Project. A new meter would be set here for SHCP service.
  - C. No connection fee will be charged, but the SHCP would be responsible for all costs associated with the installation of the new meter, pressure reducer, and backflow preventer plus any associated appurtenances.
  - D. The one new 3/4" meter is for residential and public recreation drinking fountain uses only and is not intended to be used to serve future development on the Property contemplated by SHCP or shown in the Final EIR as adopted by Humboldt County.
  - E. The usage for the connection is limited to 2,000 cubic feet per month (20 units). The usage will be monitored monthly in conjunction with the reading of the meters. The SHCP will be notified each time the usage reading is in excess of the 2,000 cubic feet per month limit. The meter will be shut off if the usage is more than 1.5 times (3,000 cubic feet per month) the allowable quantity for any 2 months in a 12 month period. If the meter is shut off, the SHCP will have to petition the Board for reinstatement of service and obtain approval from LAFCo if necessary.
  - F. As part of the application for the new connection, the SHCP will be required to enter into a legally binding agreement that will be recorded for the parcel agreeing to the stipulated types and quantities of use as well as the enforcement methods."
  - G. The Final IS/MND prepared for the Annexation Project (State Clearinghouse No. 2012032025) identifies the circumstances described above and listed these conditions. As part of the impact analysis to determine sufficient water supplies, the CEQA document accounts for a future consumption quantity of up to 2,000 cubic feet per month (approximately 180,000 gallons per year) for APN 222-091-015.
  - H. Since the new SHCP connection is to be made at Tooby Ranch Road, the Park would be responsible for constructing the waterlines within Park property to bring the potable water to all locations that are to be served with potable water. This will mean constructing an extensive and expensive network of new waterlines to keep the potable water separate from the various other untreated water sources that the Park uses on their property. The County Public Health Department will determine which locations need potable water.
  - I. Any proposed uses other than the 2,000 cubic feet per month for the public drinking fountains, two residences and the existing outbuildings are not being approved by the District and will be evaluated based upon the District's available water supply at such time as the Park requests any expanded water uses. The SHCP will need to be specific about these additional uses so that GSD can determine if we have sufficient water capacity to supply those levels of use.

RESOLUTION 19-02

- J. The District has limited water sources and many not have water available for any expanded uses at the Park.
2. The Board of Directors hereby finds that the Final Mitigated Negative Declaration for the Annexation Project, along with the Final Environmental Impact Report and associated documents recited above are sufficient to use in making application to Humboldt LAFCo and the State Water Resources Control Board Division of Water Rights;
  3. The Board of Directors hereby approves the APPLICATION FORM FOR CITIES AND DISTRICTS TO PROVIDE SERVICES OUTSIDE AGENCY BOUNDARIES and authorizes the Chair of the Board to sign all documents necessary, including the indemnification, to process the LAFCo approvals, and to submit the Application to Humboldt LAFCo.
  4. The Board of Directors hereby approves the PETITION FOR CHANGE for the District's Place of Use on the License and Permit, and authorizes the Chair of the Board to sign all documents necessary to process the SWRCB-DWR approvals, and to submit the Petition to SWRCB-DWR.

On motion of Director Richard, and seconded by Director Julie, the foregoing Resolution is Passed and adopted this 18th day of June, 2019, by the following roll call votes:

AYES: Directors Linda, Richard, Julie

NOES: Directors 0

EXCUSED: Directors Rio Anderson

Linda K Brock, Chairperson

ATTEST:

Ralph Emerson  
Ralph Emerson, Clerk of the Board



## ENVIRONMENTAL INFORMATION FOR PETITIONS

This form is required for all petitions.

Before the State Water Resources Control Board (State Water Board) can approve a petition, the State Water Board must consider the information contained in an environmental document prepared in compliance with the California Environmental Quality Act (CEQA). This form is not a CEQA document. If a CEQA document has not yet been prepared, a determination must be made of who is responsible for its preparation. As the petitioner, you are responsible for all costs associated with the environmental evaluation and preparation of the required CEQA documents. Please answer the following questions to the best of your ability and submit any studies that have been conducted regarding the environmental evaluation of your project. If you need more space to completely answer the questions, please number and attach additional sheets.

### DESCRIPTION OF PROPOSED CHANGES OR WORK REMAINING TO BE COMPLETED

For a petition for change, provide a description of the proposed changes to your project including, but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated, increase in water diversion and use (up to the amount authorized by the permit), changes in land use, and project operational changes, including changes in how the water will be used. For a petition for extension of time, provide a description of what work has been completed and what remains to be done. Include in your description any of the above elements that will occur during the requested extension period.

Only the location that the water will be beneficially used is changing. No grading or construction work will be needed. Installation of a water meter and backflow preventor in an existing road off an existing treated waterline will be the extent of construction for this change in place of use.

Insert the attachment number here, if applicable:

**Coordination with Regional Water Quality Control Board**

For change petitions only, you must request consultation with the Regional Water Quality Control Board regarding the potential effects of your proposed change on water quality and other instream beneficial uses. (Cal. Code Regs., tit. 23, § 794.) In order to determine the appropriate office for consultation, see: [http://www.waterboards.ca.gov/waterboards\\_map.shtml](http://www.waterboards.ca.gov/waterboards_map.shtml). Provide the date you submitted your request for consultation here, then provide the following information.

Date of Request

Will your project, during construction or operation, (1) generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or (2) cause erosion, turbidity or sedimentation?

Yes  No

Will a waste discharge permit be required for the project?

Yes  No

If necessary, provide additional information below:

There are no ground disturbing elements to this project.

Insert the attachment number here, if applicable:

**Local Permits**

For temporary transfers only, you must contact the board of supervisors for the county(ies) both for where you currently store or use water and where you propose to transfer the water. (Wat. Code § 1726.) Provide the date you submitted your request for consultation here.

Date of Contact

For change petitions only, you should contact your local planning or public works department and provide the information below.

Person Contacted:  Date of Contact:

Department:  Phone Number:

County Zoning Designation:

Are any county permits required for your project? If yes, indicate type below.  Yes  No

- Grading Permit       Use Permit       Watercourse       Obstruction Permit
- Change of Zoning       General Plan Change       Other (explain below)

If applicable, have you obtained any of the permits listed above? If yes, provide copies.  Yes  No

If necessary, provide additional information below:

Humboldt County Planning's comments on this water service extension are attached.

Insert the attachment number here, if applicable:

## Federal and State Permits

Check any additional agencies that may require permits or other approvals for your project:

- Regional Water Quality Control Board     Department of Fish and Game  
 Dept of Water Resources, Division of Safety of Dams     California Coastal Commission  
 State Reclamation Board     U.S. Army Corps of Engineers     U.S. Forest Service  
 Bureau of Land Management     Federal Energy Regulatory Commission  
 Natural Resources Conservation Service

Have you obtained any of the permits listed above? If yes, provide copies.     Yes     No

For each agency from which a permit is required, provide the following information:

Agency	Permit Type	Person(s) Contacted	Contact Date	Phone Number

If necessary, provide additional information below:

None of these agencies will require any permits for installation of a water meter and backflow preventor on an existing waterline in an existing roadway.

Insert the attachment number here, if applicable:

## Construction or Grading Activity

Does the project involve any construction or grading-related activity that has significantly altered or would significantly alter the bed, bank or riparian habitat of any stream or lake?     Yes     No

If necessary, provide additional information below:

Insert the attachment number here, if applicable:

**Archeology**

Has an archeological report been prepared for this project? If yes, provide a copy.  Yes  No

Will another public agency be preparing an archeological report?  Yes  No

Do you know of any archeological or historic sites in the area? If yes, explain below.  Yes  No

If necessary, provide additional information below:

Insert the attachment number here, if applicable:

**Photographs**

For all petitions other than time extensions, attach complete sets of color photographs, clearly dated and labeled, showing the vegetation that exists at the following three locations:

- Along the stream channel immediately downstream from each point of diversion
- Along the stream channel immediately upstream from each point of diversion
- At the place where water subject to this water right will be used

**Maps**

For all petitions other than time extensions, attach maps labeled in accordance with the regulations showing all applicable features, both present and proposed, including but not limited to: point of diversion, point of rediversion, distribution of storage reservoirs, point of discharge of treated wastewater, place of use, and location of instream flow dedication reach. (Cal. Code Regs., tit. 23, §§ 715 et seq., 794.)

Pursuant to California Code of Regulations, title 23, section 794, petitions for change submitted without maps may not be accepted.

**All Water Right Holders Must Sign This Form:**

I (we) hereby certify that the statements I (we) have furnished above and in the attachments are complete to the best of my (our) ability and that the facts, statements, and information presented are true and correct to the best of my (our) knowledge. Dated  at .



Water Right Holder or Authorized Agent Signature

Water Right Holder or Authorized Agent Signature

**NOTE:**

- **Petitions for Change** may not be accepted unless you include proof that a copy of the petition was served on the Department of Fish and Game. (Cal. Code Regs., tit. 23, § 794.)
- **Petitions for Temporary Transfer** may not be accepted unless you include proof that a copy of the petition was served on the Department of Fish and Game and the board of supervisors for the county(ies) where you currently store or use water and the county(ies) where you propose to transfer the water. (Wat. Code § 1726.)



# SWRCB-DWR PETITION ENVIRO CHECKLIST ATTACHMENT 1

---

Fri 8/16/2019 3:57 PM

Richardson, Michael [MRichardson@co.humboldt.ca.us](mailto:MRichardson@co.humboldt.ca.us)

RE: LAFCo Notice of Filing: Garberville Sanitary District Water Service Extension

To: Sarah West <[sarahw@humboldtlafo.org](mailto:sarahw@humboldtlafo.org)>; George Williamson <[georgew@humboldtlafo.org](mailto:georgew@humboldtlafo.org)>;  
Colette Metz [colettem@humboldtlafo.org](mailto:colettem@humboldtlafo.org)

CC: jmshort <[jmshort@garbervillesd.org](mailto:jmshort@garbervillesd.org)>; evoice@mchsi.com ([evoice@mchsi.com](mailto:evoice@mchsi.com))

Hi Sarah,

Thank you for the opportunity to comment on this project. On behalf of the Humboldt County Planning and Building Department, below are the comments from our agency:

The County's Environmental Impact Report for the General Plan Amendment, Zone Reclassification, Conditional Use Permit and Special Permit for the Southern Humboldt Community Park (SHCP) project (Planning Application #6111) did not consider provision for a water connection to Garberville Sanitary District (GSD). Should the water service extension be approved, the County will need to evaluate the potential environmental impacts any new discretionary project at the SHCP site in light of this change to the project description evaluated in the EIR. The EIR for the SHCP (SCH #2010092037) documents that as of 2014, the existing demand at the SHCP site was between 20,000 and 400,000 gallons per month which was provided from a combination of on-site and diversionary sources.

My understanding is the project involves all the following components:

- In GSD's 2018 Water Capacity Study, GSD accounted for the connection of SHCP to their system at a level of 2,000 cubic feet per month (approximately 15,000 gallons per month) from their existing water diversion from the South Fork Eel River. In the past, the GSD has documented their plans to connect the SHCP to the GSD system once they had completed the environmental review of General Plan Amendment, Zone Reclassification, Conditional Use Permit and Special Permit for the SHCP project.
- GSD & SHCP will execute an agreement prior to the connection being installed clearly laying out the conditions of service. The agreement will state that the meter will be turned off should the conditions be violated. Resolution 19-02 was adopted by the GSD Board in June, 2019 which describes all the conditions of approval for the connection that will be made part of the agreement between the SHCP and the GSD.
- The GSD's IS/MND for their 2012 Boundary Change application and the GSD's 2018 Water Capacity Study document that the GSD has set aside sufficient quantity of water from their existing sources to provide the amount of water to the SHCP specified in the proposed agreement between GSD and the SHCP.
- The GSD will not need to cultivate any additional water sources nor water treatment or distribution infrastructure for the proposed connection. To connect the GSD service to the SHCP waterline infrastructure GSD will require installation of a meter adjacent to the existing 8" water main directly upslope from the SHCP site and connection to the existing SHCP waterline at

## SWRCB-DWR PETITION ENVIRO CHECKLIST ATTACHMENT 1

---

Tooby Ranch Road on the SHCP property. There will be minimal ground disturbing activities needed to establish this connection and it will all be within the existing road right of way of Tooby Ranch Road.

If my understanding of the project as presented above is correct, the proposed new water service provision from GSD to the SHCP is of such a minor nature that it does not raise any major issues for our agency.

Please let me know if I can clarify any of this for you.

Thanks!

Michael Richardson

Supervising Planner

Long Range Planning

Humboldt County Planning and Building Department

(707) 268-3723



**PHOTOS OF INTAKE**



DOWNSTREAM



UPSTREAM



RIVER AT INTAKE



LID OF INTAKE WELL



# OVERVIEW OF LOCATION FOR RE-ESTABLISHMENT OF SERVICE TO SHCP



LOCATION OF EXISTING SHCP  
SERVICE WATERLINE

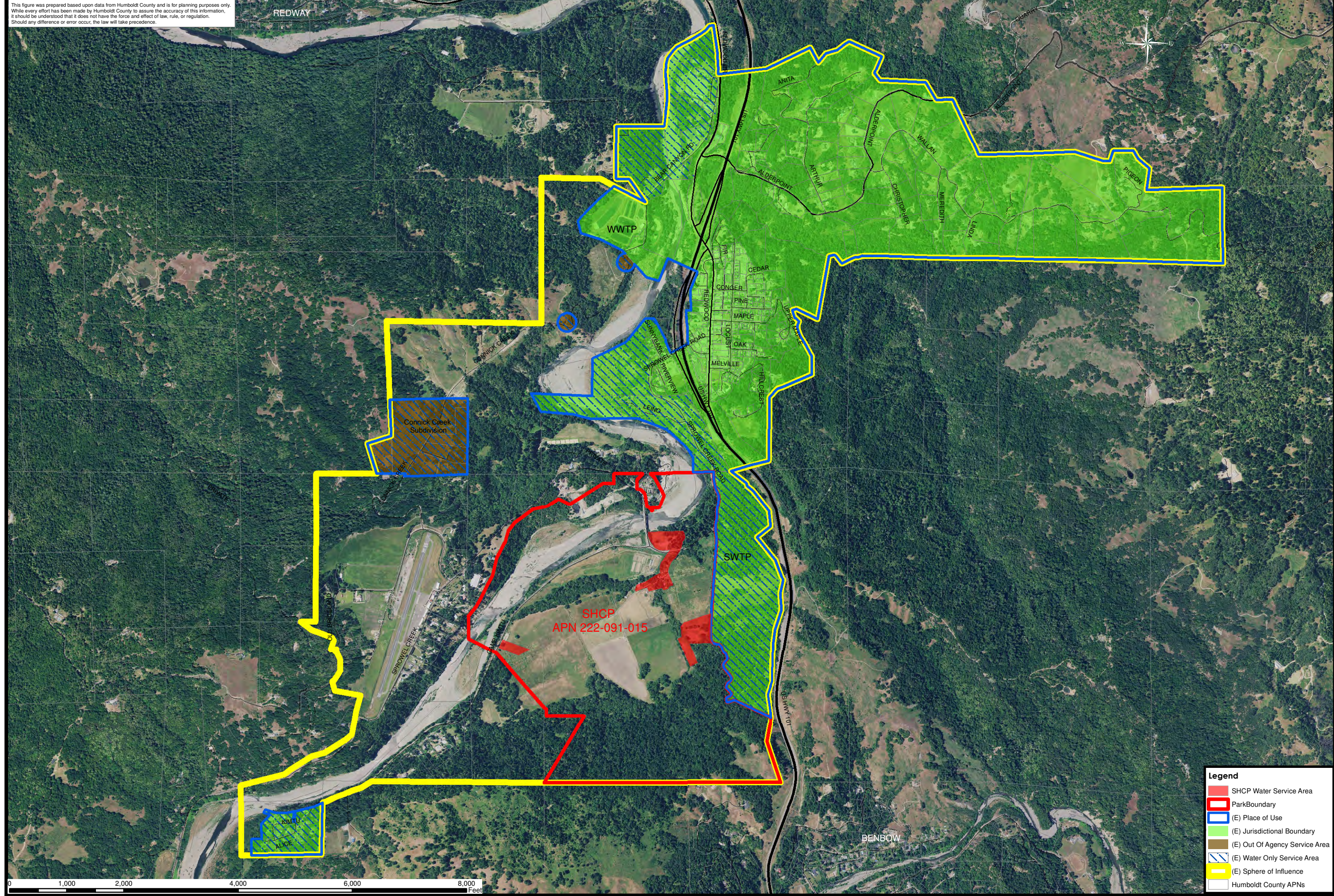


LOCATION OF EXISTING 8" GSD  
TREATED WATERLINE

NEW SADDLE TAP, CORK STOP,  
SERVICE LINE, METER, PRV &  
BACKFLOW PREVENTER  
TO BE INSTALLED BETWEEN  
EXISTING GSD WATERLINE AND  
SHCP SERVICE LINE



This figure was prepared based upon data from Humboldt County and is for planning purposes only. While every effort has been made by Humboldt County to assure the accuracy of this information, it should be understood that it does not have the force and effect of law, rule, or regulation. Should any difference or error occur, the law will take precedence.



**Legend**

- SHCP Water Service Area
- ParkBoundary
- (E) Place of Use
- (E) Jurisdictional Boundary
- (E) Out Of Agency Service Area
- (E) Water Only Service Area
- (E) Sphere of Influence
- Humboldt County APNs

Figure No.	<b>1</b>		
	Scale	1:18,000	
Date	08/04/19	Drawn By	J. SHORT
Client Name:	GSD		
Figure Title:	SHCP Water Service Overview		
<b>4Js Consulting</b> P.O. Box 653, Blue Lake, Ca 95525			



RECEIPT NUMBER: 12-2019-330
STATE CLEARINGHOUSE NUMBER (if applicable) 201232025

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY GARBERVILLE SANITARY DISTRICT	LEAD AGENCY EMAIL JMSHORT@GARBERVILLESD.	DATE 09/23/2019
COUNTY/STATE AGENCY OF FILING HUMBOLDT	DOCUMENT NUMBER 12-2019-330	

PROJECT TITLE  
 ADDENDUM TO THE GARBERVILLE SANITARY DISTRICT GSD ANNEXATION PROJECT

PROJECT APPLICANT NAME GARBERVILLE SANITARY DISTRICT	PROJECT APPLICANT EMAIL jmshort@garbervillesd.org	PHONE NUMBER (707) 923-9566
PROJECT APPLICANT ADDRESS 919 REDWOOD DRIVE	CITY GARBERVILLE	STATE CA
		ZIP CODE 95542

PROJECT APPLICANT (Check appropriate box)

Local Public Agency    
  School District    
  Other Special District    
  State Agency    
  Private Entity


CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$3,271.00	\$ _____
<input checked="" type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,354.75	\$ _____
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,112.00	\$ _____
<input type="checkbox"/> Exempt from fee		
<input type="checkbox"/> Notice of Exemption (attach)		
<input type="checkbox"/> CDFW No Effect Determination (attach)		
<input type="checkbox"/> Fee previously paid (attach previously issued cash receipt copy)		
<input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only)	\$850.00	\$ _____
<input checked="" type="checkbox"/> County documentary handling fee		\$ _____ \$50.00
<input type="checkbox"/> Other		\$ _____

PAYMENT METHOD:

Cash    
  Credit    
  Check    
  Other

TOTAL RECEIVED     \$ \_\_\_\_\_ \$50.00

SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE S Carns, Deputy County Clerk-Recorder
---	--

# Humboldt Local Agency Formation Commission

FILED

## NOTICE OF DETERMINATION

County of Humboldt  
Kelly E. Sanders  
County Clerk

12-2019-330

09/23/2019  
sc

To:  County Clerk-Recorder  
County of Humboldt  
825 5th Street, Fifth Floor  
Eureka, CA 95501

Office of Planning and Research  
P.O. Box 3044  
Sacramento, CA 95812-3044

From: Humboldt LAFCo  
1125 16<sup>th</sup> Street, Suite 202  
Arcata, CA 95521

Contact: Colette Metz Santsche, Executive Officer  
(707) 445-7508 *colettem@humboldtlafo.org*

Lead Agency: Garberville Sanitary District  
919 Redwood Drive  
Garberville, CA 95542

Contact: Jennie Shprt, Capital Projects Manager  
(707) 923-9566 *jms hort@garbervillesd.org*

**SUBJECT:** *Filing of Notice of Determination in compliance with Section 21152 of the Public Resources Code.*

**State Clearinghouse Number:** 2012032025

**Project Title:** Addendum to the Garberville Sanitary District (GSD) Annexation Project: Change in Jurisdictional Boundary and Place of Use Final Recirculated Initial Study/ Mitigated Negative Declaration (IS/MND)

**Project Location:** Garberville, Humboldt County

### Project Description:

An Addendum was prepared to support an Application for Out of Boundary Service Extension submitted by GSD on June 21, 2019 to provide potable water service to portions of the Southern Humboldt Community Park (SHCP). The project is for connection of a 3/4" meter to GSD's Tooby Ranch Road 8" waterline to supply 18 acres of SHCP with potable water. This meter would be limited to 2,000 cubic feet per month and subject to other conditions set forth in GSD Resolution of Application No. 19-02. The connection will provide service for residences on the property and drinking water fountains throughout the park. Humboldt LAFCo, as Responsible Agency, prepared the Addendum pursuant to CEQA Guidelines §15164 since only minor changes and additions to the IS/MND are necessary to address the Project and no circumstances exist calling for the preparation of a subsequent or supplemental MND pursuant to CEQA Guidelines §15162 and §15163.

**This is to advise that** the Humboldt Local Agency Formation Commission, as a Responsible Agency, has approved the above described project on July 16, 2014 and made the following determinations regarding the above described project:

1. The project [will will not] have a significant effect on the environment.
2.  An Environmental Impact Report was prepared for this project pursuant to provisions of CEQA.  
 A Negative Declaration was prepared by the Lead Agency for this project pursuant to provisions of CEQA.
3. Mitigation Measures [were were not] made a condition of the approval by the Lead Agency for the project.
4. A mitigation reporting or monitoring plan [was was not] adopted by the Lead Agency for this project.
5. A Statement of Overriding Considerations [was was not] adopted by the Lead Agency for this project.
6. Findings [were were not] made pursuant to the provisions of CEQA.

This is to certify that the Negative Declaration is available to the General Public at the LAFCo office, 1125 16<sup>th</sup> Street, Suite 202, Arcata, CA 95521.

  
Colette Metz Santsche, LAFCo Executive Officer

Date: September 23, 2014



State of California—Natural Resources Agency  
 DEPARTMENT OF FISH AND WILDLIFE  
**2013 ENVIRONMENTAL FILING FEE CASH RECEIPT**

RECEIPT# **441642**  
 STATE CLEARING HOUSE # (if applicable)  
**2012032025**

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY

LEAD AGENCY Garberville Sanitary District DATE 9-27-2013  
 COUNTY/STATE AGENCY OF FILING Humboldt DOCUMENT NUMBER 931653  
 PROJECT TITLE Garberville Sanitary Dist Annexation Project  
 PROJECT APPLICANT NAME Garberville Sanitary Dist PHONE NUMBER (707) 923-9566  
 PROJECT APPLICANT ADDRESS 919 Redwood Drive CITY Garberville STATE CA ZIP CODE 95542

PROJECT APPLICANT (Check appropriate box):  
 Local Public Agency     School District     Other Special District     State Agency     Private Entity

CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$2,995.25	\$	_____
<input checked="" type="checkbox"/> Mitigated/Negative Declaration (ND)(MND)	\$2,156.25	\$	<u>2156.25</u>
<input type="checkbox"/> Application Fee Water Diversion (State Water Resources Control Board Only)	\$850.00	\$	_____
<input type="checkbox"/> Projects Subject to Certified Regulatory Programs (CRP)	\$1,018.50	\$	_____
<input checked="" type="checkbox"/> County Administrative Fee	\$50.00	\$	<u>50.00</u>
<input type="checkbox"/> Project that is exempt from fees			
<input type="checkbox"/> Notice of Exemption			
<input type="checkbox"/> DFW No Effect Determination (Form Attached)			
<input type="checkbox"/> Other _____		\$	_____

PAYMENT METHOD:  
 Cash     Credit     Check     Other \_\_\_\_\_

TOTAL RECEIVED \$ 2206.25

SIGNATURE X [Signature] TITLE W. H. [Signature] Deputy Clerk

WHITE - PROJECT APPLICANT    YELLOW - DFWI/ASB    PINK - LEAD AGENCY    GOLDEN ROD - COUNTY CLERK    DFG 753.5a (Rev. 11/12)





**Kelly E. Sanders**  
**Humboldt County**  
**County Clerk, Recorder & Registrar of Voters**  
825 Fifth Street, 5th Floor  
Eureka, CA 95501  
Recorder: (707) 445-7593  
Vitals: (707) 445-7382  
[www.humboldt.gov/recorder](http://www.humboldt.gov/recorder)

**Receipt: 19-17385**

<b>Product</b>	<b>Name</b>	<b>Extended</b>
FISH	CLERK FISH AND WILDLIFE FILING	\$50.00
	Document #	12-2019-330
	Document Info:	GARBERVILLE SANITARY DISTRICT
	# Pages	2
	Filing Type	ND
	Email Address	<a href="mailto:jmshort@garberillesd.org">jmshort@garberillesd.org</a>
	Requestor	garberillesanitarydistrict
<b>Total</b>		\$50.00
Tender (Check)		\$50.00
Paid By	PLANWEST PARTNERS INC	
Check #	5463	

Please review all documents. All sales are final.

1



**RESOLUTION NO. 19-04**

**ADOPTING THE ADDENDUM TO THE GARBERVILLE SANITARY DISTRICT ANNEXATION PROJECT: CHANGE IN JURISDICTIONAL BOUNDARY AND PLACE OF USE FINAL RECIRCULATED INITIAL STUDY/ MITIGATED NEGATIVE DECLARATION -**

WHEREAS, the Humboldt Local Agency Formation Commission (hereinafter referred to as "Commission") is responsible for authorizing cities and special districts to provide new or extended services by contract or agreement outside its jurisdictional boundaries pursuant to California Government Code Section 56133; and

WHEREAS, the Commission received an application from the Garberville Sanitary District (GSD) requesting authorization to extend water services outside its jurisdictional boundary to designated areas and uses on the Southern Humboldt Community Park (SHCP) property (APN 222-091-015); and

WHEREAS, the project is subject to environmental review pursuant to of the California Environmental Quality Act (CEQA); and

WHEREAS, GSD as the Lead Agency prepared an Initial Study/ Mitigated Negative Declaration (IS/MND), for the GSD's Annexation Project: Change in Jurisdictional Boundary & Place of Use project in accordance with CEQA (SCH#2012032025); and

WHEREAS, The Commission, as responsible agency, has prepared, circulated, considered, and adopted an Addendum to the District IS/MND, pursuant to CEQA Guidelines; and

WHEREAS, a public hearing was held on the matter before the Humboldt LAFCo Commission on September 18, 2019.

**NOW, THEREFORE, BE IT RESOLVED** by the Commission as follows:

1. The Commission as Responsible Agency, certifies it has independently reviewed and considered the IS/MND Addendum, concerning potential impacts associated with the proposal in accordance with CEQA. The Commission finds the IS/MND Addendum adequate to support the Out of Area Service proposal and finds that there is no substantial evidence that the proposed project will have a significant effect on the environment.

**PASSED AND ADOPTED** at a meeting of the Humboldt Local Agency Formation Commission on the 18<sup>th</sup> of September, 2019, by the following roll call vote:

AYES: Commissioners: Avis, Lake, Nicolini, Bass, Fennell, McPherson, Long

NOES: Commissioners: None.

ABSENT: Commissioners: Pitino

ABSTAIN: Commissioners: None.

Attest:



---

Estelle Fennell, Chair  
Humboldt LAFCo



---

Colette Metz, Executive Officer  
Humboldt LAFCo

**Attachment:** Exhibit A, Addendum to the Garberville Sanitary District Annexation Project:  
Change in Jurisdictional Boundary and Place of Use Final Recirculated Initial Study/  
Mitigated Negative Declaration (SCH#2012032025)





**RESOLUTION NO. 19-05**

**AUTHORIZING THE GARBERVILLE SANITARY DISTRICT TO PROVIDE  
WATER SERVICES OUTSIDE THE DISTRICT BOUNDARY  
TO APN 222-091-015 (SOUTHERN HUMBOLDT COMMUNITY PARK)**

WHEREAS, the Humboldt Local Agency Formation Commission (hereinafter referred to as "Commission") is responsible for authorizing cities and special districts to provide new or extended services by contract or agreement outside its jurisdictional boundaries pursuant to California Government Code Section 56133; and

WHEREAS, the Commission received an application from the Garberville Sanitary District (hereinafter referred to as "District") requesting authorization to extend water services outside its jurisdictional boundary to designated areas and uses on the Southern Humboldt Community Park (hereinafter referred to as property "Owner") property (APN 222-091-015); and

WHEREAS, the designated areas to receive water are part of a larger property, known as the Southern Humboldt Community Park. Future uses requiring water service are still in the planning stages and would trigger annexation. A separate application to LAFCo will be necessary for annexation to the Garberville Sanitary District; and

WHEREAS, the current property owner has requested a water service connection from the Garberville Sanitary District in order to serve designated uses, areas and residences on the property; and

WHEREAS, the subject property is located within the District's adopted Sphere of Influence; and

WHEREAS, an existing water line is located on Tooby Ranch Road, adjacent to the parcel and could be extended a short distance to serve the proposed use; and

WHEREAS, the Commission reviewed and considered the Executive Officer's report and recommendation; and

WHEREAS, the Commission heard and fully considered all the evidence presented in the proposed services extension at a public meeting held on September 18, 2019.

**NOW, THEREFORE, BE IT RESOLVED** by the Commission as follows:

1. The Commission, as responsible agency, has prepared, circulated, considered, and adopted an Addendum to the Garberville Sanitary District Annexation Project: Change in Jurisdictional Boundary and Place of Use Final Recirculated Initial Study/ Mitigated Negative Declaration - SCH#2012032025 pursuant to California Environmental Quality Act (CEQA) Guidelines.



2. The Commission has considered the factors determined to be relevant to this proposal, including, but not limited to, the sphere of influence, available infrastructure and services capacity, and other factors specified in Government Code Section 56133, and as described in the staff report.
3. The Commission hereby authorizes the District to provide water services outside its jurisdictional boundary to APN 222-091-015, subject to the following conditions:
  - a. The Garberville Sanitary District and property owner shall enter into Water Service Agreement regarding Out of District Services to APN 222-091-015, as attached in Exhibit B, and appropriately recorded with Humboldt County. The Agreement shall include a provision that limits the extension of water services to designated areas of the subject property, as shown in Exhibit A and not to any other properties. Any expansion or intensification of water services on said property, beyond those uses presented in the Service Agreement as shown in Attachment B, shall be considered a new request, and subject to LAFCo review. This Service Agreement shall automatically terminate at such time as the subject property is annexed to the Garberville Sanitary District.
  - b. The Owner enters into agreement with the District consenting to future District Annexation or Reorganization. The agreement shall include the following terms and be appropriately recorded with County of Humboldt: Owner hereby irrevocably consents to and petitions for the future annexation of his or her property to the Garberville Sanitary District and agrees to cooperate in such annexation upon the District's or LAFCo's request, including the payment of applicable processing fees for the annexation of the Property. Owner understands and agrees that this consent/petition to annexation includes all obligations attendant upon annexation, including all taxes, assessments, and fees that the District imposes upon property within the District.

Owner and the District also agree that any lease, rental agreement, or other agreement now or hereafter executed by Owner, or by any person succeeding to Owner's interest in the fee title to the Property or any part thereof, which grants to a natural person or persons the right to possess and occupy the Property or any part thereof as a personal residence shall contain the following covenant:

*"This agreement and the right of lessee or tenant to possess and occupy the property leased or rented pursuant to this agreement shall be subject to the provisions of the Annexation Agreement which was executed and recorded against such property at the time of and as a condition of extending services to the property. That agreement contains a complete and irrevocable consent to annexation of the property leased or rented pursuant to this agreement to the Garberville Sanitary District and is binding on all persons possessing and occupying such property."*

Owner and the District agree that in the event that Owner and/or any other person or legal entity hereafter succeeding to Owner's interest in and to the Property or any part thereof seek to protest annexation of the Property or any

part thereof to District contrary to and in breach of the provisions of this agreement, LAFCo and the District shall be entitled to take the following actions:

- i. LAFCo shall treat this consent as the binding decision and action of the Owner for all purposes under the Cortese-Knox-Hertzberg Act (Government Codes Sections 56000 et.seq.) and any objection or protest shall be null and void and may be disregarded by LAFCo in determining objections and/or the value of all protests to such annexation.
  - ii. In addition to the above, if deemed necessary, LAFCo and the District may legally enforce this agreement and covenant against Owners or their successors in the state courts of Humboldt County.
- c. All LAFCo fees must be paid in full, or a payment plan in place, prior to the extension of service authorization becoming effective.

**PASSED AND ADOPTED** at a meeting of the Humboldt Local Agency Formation Commission on the 18<sup>th</sup> of September, 2019, by the following roll call vote:

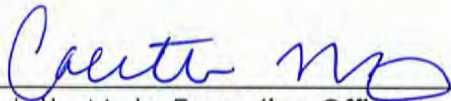
AYES: Commissioners: Avis, Lake, Nicolini, Bass, Fennell, McPherson, Long  
NOES: Commissioners: None.  
ABSENT: Commissioners: Pitino  
ABSTAIN: Commissioners: None.



---

Estelle Fennell, Chair  
Humboldt LAFCo

Attest:

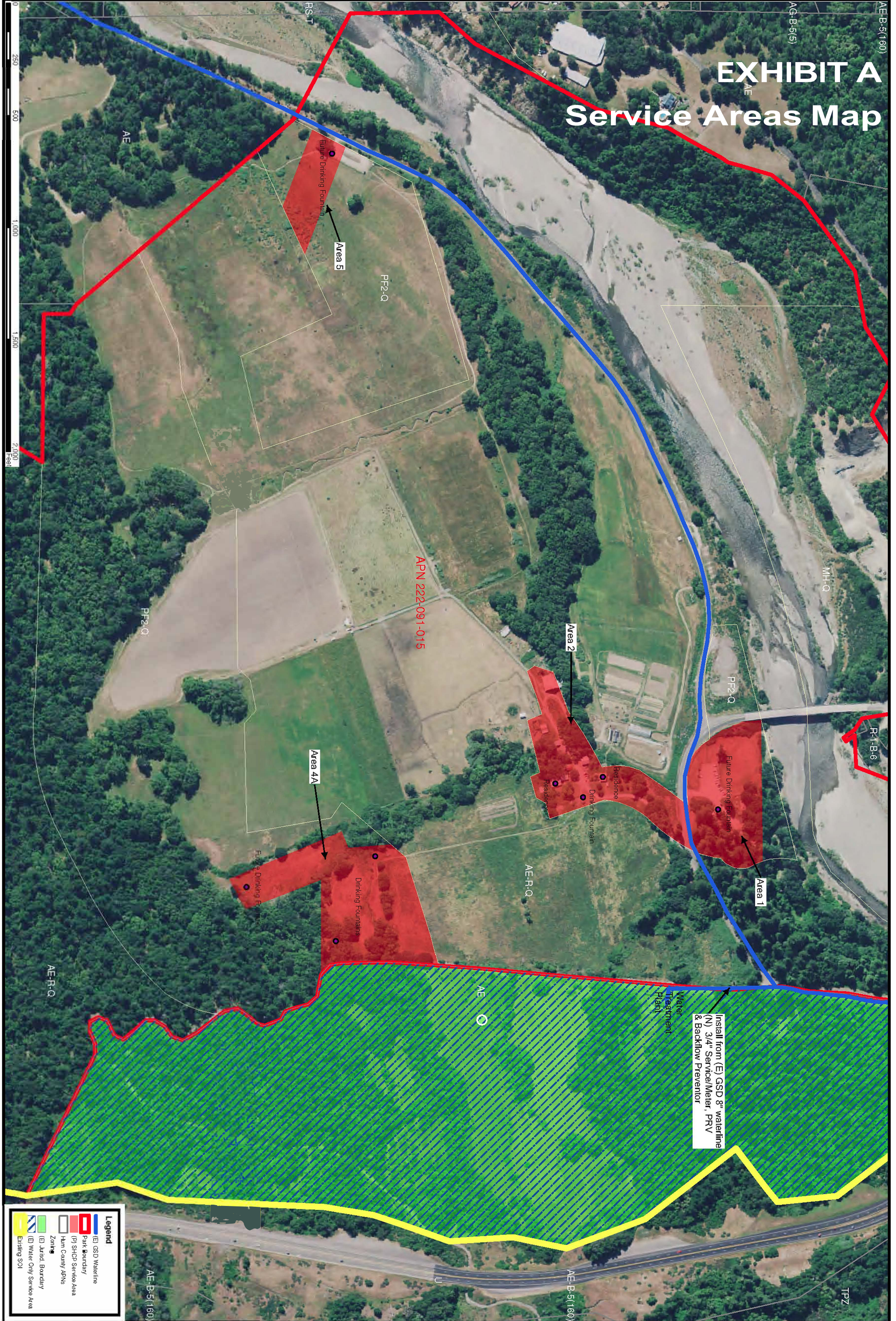


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Colette Metz, Executive Officer  
Humboldt LAFCo

Attachment: Exhibit A, Service Areas map  
Attachment: Exhibit B, Water Service Agreement





# EXHIBIT A Service Areas Map

**Legend**

- (E) GSD Waterline
- Park Boundary
- (P) SHCP Service Area
- Hum. County APNs
- Zone
- (E) Jurisd. Boundary
- (E) Water Only Service Area
- Existing SOI

Figure No.  
**2**

Scale  
1:4,500

Date  
08/04/19

Drawn By  
J. SHORT

Client Name:  
GSD

Figure Title:  
SHCP Water Service Areas

**4Js Consulting**  
P.O. Box 653, Blue Lake, Ca 95525



# EXHIBIT B

## Water Service Agreement

**Recording Requested By and  
When Recorded Return To:**

Garberville Sanitary District  
P.O. Box 211  
Garberville, CA 95542

---

APN: 222-091-015

Space Above this Line for Recorder's Use Only

### WATER SERVICE AGREEMENT

THIS WATER SERVICE AGREEMENT (this "Agreement") is entered into as of \_\_\_\_\_, 2019 (the "Effective Date"), by and between the Garberville Services District (hereinafter "GSD" or "District"), a California public entity, and the Southern Humboldt Community Park (hereinafter "SHCP"), a California non-profit public benefit corporation. Where collective reference is intended, SHCP and the District are referred to as the "Parties" in this Agreement.

#### **Recitals**

A. WHEREAS, SHCP is the owner of that certain real property commonly known as the Southern Humboldt Community Park located at 1144 Sprowel Creek Road, Garberville, California (APN 222-091-015) and more particularly described in **Exhibit A** attached hereto and made a part hereof (the "SHCP Property").

B. WHEREAS, the SHCP Property is used as a public park

C. WHEREAS, an "Application Form for Cities and Districts to Provide Services Outside Agency Boundaries to LAFCo" has been submitted and is currently pending before the Humboldt Local Area Formation Commission (the "Outside Service Application"), which, if approved, would allow the District to supply water to SHCP;

D. WHEREAS, SHCP would like a metered water connection to the District's existing treated waterline, if and when the Outside Service Application is approved by LAFCo, for the purposes of providing potable water to the existing residences and outbuildings at the SHCP Property and to public water fountains for public users of the park;

NOW, THEREFORE, incorporating the foregoing recitals of fact and for good and valuable consideration the adequacy and receipt of which is hereby acknowledge, the Parties agree as follows:

## Agreement

**1. Water Meter Connection.** Contingent and conditional upon (i) LAFCo's approval of the Outside Service Application and (ii) the California State Water Resources Control Board's ("SWRCB's") approval of the SHCP Property as part of GSD's Place of Use permit and license, the District shall allow SHCP, at SHCP's sole cost and expense, to install one (1), three-quarter inch (3/4") meter for one (1) new service connection from Tooby Ranch Road off of the existing 8" waterline that was constructed adjacent to the Tooby Ranch Road, to serve only the existing residences and outbuildings on the SHCP Property existing as of the Effective Date and public water fountains to be constructed on the SHCP Property in the area depicted as the "Proposed Water Service Areas" on the Diagram attached hereto as **Exhibit B**. This meter will be billed as a multi-family residential account. SHCP will directly pay and/or reimburse GSD for all fees, costs and expenses, of every type and nature, including, without limitation, costs for environmental and engineering studies and application fees, incurred from or with retained consultants, public agencies, and other persons or entities related to the assessment and inspection of the meter. These obligations include, without limitation, reimbursement for all consultant's fees, LAFCo charges, administrative costs, staff time, and costs and fees for any environmental studies or assessments required by SWRCB and/or LAFCo, and/or any other authority related to the SHCP application for water service.

The District will pay for the first \$5,000 of consultant costs associated with Jennie Short preparing and processing the application to LAFCo and SWRCB for water service. SHCP shall provide a \$2,000.00 deposit towards these fees and will be billed monthly (or quarterly at the District's option) for actual expenses incurred. SHCP will reimburse GSD for all amounts billed beyond the deposit. Once the total amount due is known, an amortization schedule (with a 0% interest rate, quarterly payments for a thirty-six (36) month repayment term) will be prepared by GSD and provided to SHCP.

SHCP agrees to accept the District or consultant's estimate of what portion of total costs were associated with the SHCP application as conclusive. SHCP acknowledges that LAFCo may not estimate what their charges will be, and the amount of the LAFCo charges are out of the District's control and will be invoiced by LAFCo as they are incurred. SHCP will pay all LAFCo charges directly to LAFCo upon receipt of the LAFCo invoice.

**2. Additional Water Connection Requirements.** If the waterline referenced in Section 1 is constructed, prior to the commencement of water service SHCP agrees, at SHCP's sole cost and expense, to design and install water pressure reducing equipment and backflow prevention equipment (and associated equipment) meeting specifications satisfactory to the District and the Division of Drinking Water at SWRCB, in the District's discretion. SHCP agrees to design, construct, and maintain the pressure reducing equipment and backflow prevention equipment to insure it is compatible with the water pressures occurring on the transmission line. The design and specifications applicable to the water pressure reducing equipment and backflow prevention equipment shall be reviewed and approved by the District



prior to installation. In addition to the foregoing, before water service is provided SHCP will be obligated to pressure test all waterline line infrastructure located on the SHCP Property to the satisfaction of GSD.

**3. Maintenance Obligations.** If installed, SHCP is responsible for the installation and maintenance of all water lines located behind the GSD water meter, including maintenance of the water pressure reducing equipment and backflow prevention equipment.

**4. Connection Fee Reduction.** If the waterline is constructed, GSD shall impose no water connection fee on SHCP. However, SHCP will unilaterally bear all costs and expenses associated with the installation of the new water meter, and the design and installation of the water pressure reducing equipment, backflow prevention equipment, and any other equipment necessary for the water system to function from the connection point of the SHCP water meter. SHCP will reimburse GSD for all fees, costs and expenses, of every type and nature, for costs related to the equipment design, installation and inspection.

**5. Limitations on Water Service Connection Use.** The new three-quarter inch (¾”) water meter and associated waterlines shall be used for residential purposes only at the existing facilities and for public recreation drinking fountain uses, as described in Section 1 of this Agreement, and shall not be used to serve future development on the SHCP Property. Any proposed water usage for future development purposes on the SHCP Property will be evaluated by the District based upon the District’s available water supply at such time as SHCP requests any expanded uses and shall require subsequent written approval by the District, the County of Humboldt, annexation into the jurisdictional boundary by Humboldt LAFCo, and all governmental agencies and regulatory bodies having authority over such usage. SHCP expressly acknowledges that nothing in this Agreement shall constitute the District’s express or implied consent or ability to provide water service to any structures or areas on the SHCP Property other than those existing structures identified in Section 2 of this Agreement. Water service shall not be extended to other structures on or portions of the SHCP Property without the prior written approval of GSD, which can be granted or denied in GSD’s exclusive discretion. In addition to the foregoing:

5.1. Any water usage on the SHCP Property shall not exceed two thousand (2000) cubic feet per calendar month. The area of usage shall be expressly limited to those portions of the SHCP Property approved for water service by Humboldt LAFCo and within the GSD permitted “Place of Use”, contingent upon approval of the GSD Application.

5.2. Any water usage on the SHCP Property will be monitored monthly in conjunction with the reading of the water meter. GSD shall notify SHCP if and when the usage reading exceeds 2,000 cubic feet per month. GSD shall have the right and option, in its discretion, to shut off the meter if the usage is more than 3,000 cubic feet per month

for any two months in a twelve (12) month period. As of the Effective Date of this Agreement, SHCP acknowledges that it does not need to exceed nor intend to exceed the 2,000 cubic feet per month restriction to serve the existing improvements located on the SHCP Property described in Section 1 of this Agreement.

5.3. The area(s) on the SHCP Property served by the water meter contemplated for construction in Section 1 of this Agreement must at all times be consistent with the Humboldt LAFCo approved water service area and the California State Water Resources Control Board approved Place of Use restrictions on GSD water service.

5.4. Should SHCP, at any time, petition GSD to expand the service area, change the proposed uses for the water service, or need to increase the quantity of water consumed each month beyond those recited in this Agreement, then SHCP will be required to annex the SHCP Property into the GSD jurisdictional boundary. This will include following any process required by Humboldt LAFCo process for annexation. Any change in service area will also require a change in Place of Use subject to the approval of the SWRCB Division of Water Rights.

**6. District Obligations.** GSD shall have no obligation to allow SHCP to install the water meter described unless and until all contingencies to installation recited in this Agreement are first satisfied, expressly including, without limitation, (i) LAFCo's approval of the Outside Service Application, and (ii) the California State Water Resources Control Board's ("SWRCB's") approval of the SHCP Property as part of GSD's Place of Use permit. SHCP acknowledges that GSD does not unilaterally control satisfaction of these contingencies, and they involve discretionary approvals by third party public entities. GSD shall have no obligation to satisfy the contingencies recited in Sections 2 and 5 of this Agreement within any definitive time period, and if and when it becomes clear, in the District's discretion, that these contingencies can not be satisfied, the District may stop pursuing satisfaction. The District expressly reserves to the right, in its discretion, to modify, alter and/or drop and not pursue (i) the Outside Services Application and (ii) any and all revisions to its Place of Use permit(s) with the SWRCB. SHCP will remain responsible for reimbursing GSD for expenses incurred as recited in Section 4 of this Agreement, regardless of whether the applications are approved or denied.

**7. Disputes/Mediation/Litigation/Attorneys Fees.** If any dispute with regard to this Agreement develops between SHCP and the District that the Parties can not voluntarily resolve, the Parties shall first submit the dispute to one (1) session of non-binding mediation with a panel mediator appointed by the JAMS Mediation Service in California. Mediation can be invoked by either party by issuing written demand to the other. If mediation is invoked, the Parties shall equally share in the cost of mediation. If no resolution of the dispute is reached after conducting a non-binding mediation session, the Parties may litigate their dispute in the Superior Court of Humboldt County, California, which is designated as the Court having jurisdiction and venue of any disputes relating to this Agreement. If a party commences



litigation without first attempting to mediate the dispute or refuses to mediate after a demand is issued by the other party, the Humboldt County Superior Court shall have the power to compel mediation, and impose reasonable attorney's fees and costs on the party refusing mediation. If mediation fails and litigation ensues, the prevailing party in any such litigation shall be entitled to an award of reasonable attorney's fees and costs from the adverse party.

**8. Restrictions on Transfer or Assignment of the SHCP Property.** The approval by GSD to provide water to SHCP for use on the SHCP Property is extended solely to SHCP and cannot be assigned by SHCP to any future property owners of the SHCP Property without the express written consent of GSD. GSD may withhold its consent to any requested assignment by SHCP in GSD's sole discretion. In the event the SHCP Property is transferred at any point in time including, without limitation, any transfer by sale, gift, foreclosure, or other means, the water connection and service contemplated by this Agreement will be subject to immediate termination unless and until the GSD Board of Directors reviews and approves, in GSD's complete and sole discretion, an application by the new owner for water service and identifies the type of use, the use areas on the SHCP Property, and the quantity of use requested by any new owner or transferee of the SHCP Property. The GSD Board of Directors shall have complete discretion to approve or reject any application for continued water service in the event the SHCP Property is transferred or sold, and, if approved, may impose such conditions as the GSD Board of Directors deems appropriate. SHCP acknowledges that it is bound by Section 4.9.c (as well as all other provisions as amended from time to time) of the GSD Water Ordinances which states: "[a] service connection shall not be used to supply adjoining property of a different owner or to supply property of the same owner across a street or alley". The water delivered under this Agreement to this connection cannot be transmitted across the SHCP Property boundary for any purpose even with existing or future water easements.

**9. Binding Effect.** The Parties to this Agreement mutually agree that it shall be binding upon their respective heirs, personal representatives, successors and assigns.

**10. Entire Agreement.** This Agreement, along with the attached exhibits and additional deeds and conveyancing instruments contemplated hereby, represent the entire Agreement between the Parties in connection with the transactions contemplated hereby and the subject matter hereof. This Agreement may not be modified except by a written agreement signed by both SHCP and the District.

**11. Waiver.** No waiver by any party at any time of any breach of any provision of this Agreement shall be deemed a waiver or a breach of any other provision herein or consent to any subsequent breach of the same or another provision. If any action by any party shall require the consent or approval of another party, such consent or approval of such action on any one occasion shall not be deemed a consent to or approval of such action on any subsequent occasion or a consent to or approval of any other action.

12. **Captions and Headings.** The captions and paragraphs numbers appearing in this Agreement are inserted only as a matter of convenience and do not define, limit, construe, or describe the scope or intent of this Agreement.

13. **Counterparts.** This Agreement may be executed in counterparts, each of which shall be considered an original and all of which taken together shall constitute one and the same instrument.

14. **Governing Law.** This Agreement has been prepared, negotiated and executed in, and shall be construed in accordance with, the laws of the State of California.

15. **Invalidity of Any Provision.** If any provision (or any portion of any provision) of this Agreement is held to be illegal, invalid, or unenforceable by a court of competent jurisdiction under present or future laws effective during the term of this Agreement, the legality, validity, and enforceability of the remaining provisions (or the balance of such provision) shall not be affected thereby.


16. **Drafting of Agreement.** District and SHCP acknowledge that this Agreement has been negotiated at arm's length, that each party has been represented by independent counsel and that this Agreement has been drafted by both Parties and no one party shall be construed as the draftsperson.

17. **Attorney's Fees.** If either party named herein brings an action or proceeding to enforce the terms hereof or declare rights hereunder, the prevailing party in any such action (or proceeding), on trial or appeal, shall be entitled to its reasonable attorneys' fees to be paid by the losing party as fixed by the Court.

**IN WITNESS HEREOF**, the Parties hereto have executed this Agreement as of the date set forth in the first paragraph of this Agreement.

**“GSD” or “District”:**

Garberville Sanitary District

By: 

Name: Linda K Broderick

Its: Board Chair Person



**“SHCP”**

Southern Humboldt Community Park, a California non-profit public benefit corporation

By: Ross Huber

Name: Ross Huber

Its: Chair

By: \_\_\_\_\_

Name: \_\_\_\_\_

Its: \_\_\_\_\_

*[Attach exhibits]*

EXHIBIT "A", Parcel B

All that real property situated in the County of Humboldt, State of California, described as follows:

Being a portion of the lands of Southern Humboldt Community Park, a Nonprofit California Corporation as described in that deed recorded as Document No. 2004-6647-4, and further lying within the east 1/2 of Section 25, Township 4 South, Range 3 East, Humboldt Meridian, Humboldt County, State of California, said portion being more particularly described as follows:

Commencing at a 1/2" iron pipe tagged L.S. 2786 marking the northwest corner of the above mentioned Section 25 as shown on that Parcel Map No. 572 filed in Book 5 of Parcel Maps. Page 40, Humboldt County Records; thence along the north line of said Section 25, South 88 degrees 34 minutes 15 seconds East, 1276.95 feet to a 1/2" iron pipe tagged L.S. 2820 accepted as being point No. 4 as shown on that Record of Survey filed in Book 14 of Surveys, Page 128, Humboldt County Records; thence continuing along said north line of Section 25, South 88 degrees 34 minutes 15 seconds East, 53.69 feet to the Point of Beginning of the herein described lands; thence continuing along the north line of said Section 25, South 88 degrees 34 minutes 15 seconds East, 416.70 feet to the westerly line of the lands of Frazier as described in that deed recorded in Book 92 of Official Records, Page 504, Humboldt County Records; thence along the westerly, lines of said lands the following courses:  
South 44 degrees 57 minutes 18 seconds West, 143.03 feet;  
South 04 degrees 26 minutes 42 seconds East, 141.99 feet;  
South 61 degrees 04 minutes 42 seconds East, 62.11 feet;  
South 36 degrees 39 minutes 42 seconds East, 97.00 feet;  
South 14 degrees 43 minutes 42 seconds East, 61.20 feet;  
South 01 degrees 39 minutes 18 seconds West, 142.00 feet;  
South 55 degrees 15 minutes 12 seconds East, 90.56 feet to the northwest corner of the lands granted to Western Livestock Co. by deed recorded in Book 855 of Official Records, Page 99, Humboldt County Records; thence along the westerly, southerly, and easterly lines of said lands the following courses:  
South 34 degrees 13 minutes 42 seconds East, 60.00 feet;  
North 55 degrees 46 minutes 18 seconds East, 20.00 feet;  
North 34 degrees 13 minutes 42 seconds West, 47.08 feet to the southerly line of the above mentioned lands of Frazier; thence along the southerly and easterly lines of said lands the following courses:  
North 88 degrees 38 minutes 18 seconds East, 118.17 feet;  
North 22 degrees 24 minutes 18 seconds East, 225.38 feet;  
North 21 degrees 58 minutes 12 seconds West, 341.08 feet, &  
North 45 degrees 40 minutes 42 seconds West, 103.00 feet to the north line of Section 25 above mentioned;  
thence along said north line, South 88 degrees 34 minutes 15 seconds East, 747.39 feet to the



center of the South Fork of the Eel River;

Thence upstream along the center of said river, southerly and westerly, 3350 feet, more or less, to the west line of Section 25 above mentioned; thence along said west line,

North 00 degrees 30 minutes 13 seconds East, 595.57 feet to the southerly line of those lands described in that Notice of Lot Line Adjustment and Certificate of Subdivision Compliance recorded as Document No. 2001-11709-3 and as shown on that Record of Survey filed in Book 63 of Surveys, Page 20, Humboldt County Records; thence along the southeasterly line of the lands so described the following courses:

North 79 degrees 23 minutes 41 seconds East, 123.83 feet;

North 61 degrees 15 minutes 00 seconds East, 237.42 feet;

South 64 degrees 44 minutes 16 seconds East, 213.23 feet;

North 61 degrees 42 minutes 41 seconds East, 373.71 feet;

North 58 degrees 59 minutes 36 seconds East, 317.85 feet, and

South 88 degrees 16 minutes 24 seconds East, 209.93 feet to the east line of the northwest quarter of the northwest quarter of Section 25 above mentioned;

thence along said east line, North 00 degrees 26 minutes 58 seconds East, 187.36 feet; to the Point of Beginning.

The basis of bearings of the above description is the California Coordinate System, Zone 1 (CCS83), based upon Pratt Mountain Continuously Operating Reference Station (CORS ID P164, PID DH5844), Epoch 2002.00. Multiply distances shown by 1.00003301 to obtain ground level distances. Rotate grid bearings shown hereon counter-clockwise 01 degree 10 minutes 34 seconds to obtain geodetic (true) bearings. See Record of Survey for Southern Humboldt Community Park (to be filed) for control scheme.

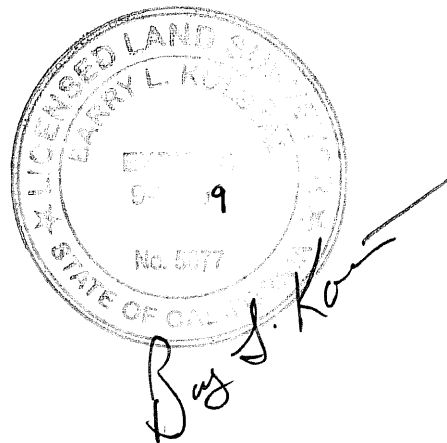


EXHIBIT "A", Parcel C

All that real property situated in the County of Humboldt, State of California, described as follows:

Being a portion of the lands of Southern Humboldt Community Park, a Nonprofit California Corporation as described in that deed recorded as Document No. 2004-6647-4, and also of the lands of Steven Dazey as described in that deed recorded as Document No. 2000-21945-2, both Official Records, Humboldt County Records, and further lying within Sections 25 & 26, Township 4 South, Range 3 East, Humboldt Meridian, Humboldt County, State of California, said portion being more particularly described as follows:

Beginning at a set 3-1/2" brass disk stamped PLS 5677 on a 1-1/2" iron pipe marking the southwest corner of the above mentioned Section 25;  
thence North 31 degrees 47 minutes 22 seconds East, 1321.24 feet to a set 1/2" iron pipe & plug "Kolstad PLS 5677";  
thence North 88 degrees 35 minutes 28 seconds West, 650.18 feet to a set 1/2" iron pipe & plug "Kolstad PLS 5677";  
thence North 01 degrees 10 minutes 26 seconds West, 125.00 feet to a set 1/2" iron pipe & plug "Kolstad PLS 5677";  
thence North 38 degrees 14 minutes 34 seconds West, 1314.01 feet to a set 1/2" iron pipe & plug "Kolstad PLS 5677";  
thence North 62 degrees 59 minutes 09 seconds West, 587.63 feet to the west line of the east 1/2 of the southeast quarter of the above mentioned Section 26;  
thence along said west line, North 00 degrees 35 minutes 59 seconds East, 348.38 feet to the most southerly corner of the lands of Jones & Brightman as described in that deed recorded as Document No. 2001-13853-2, Official Records, Humboldt County Records; thence along the northwesterly line of the above mentioned lands of Southern Humboldt Community Park, and as shown on that Record of Survey filed in Book 63 of Surveys, Page 20, Humboldt County Records, the following courses:  
North 39 degrees 21 minutes 20 seconds East, 112.86 feet;  
North 38 degrees 31 minutes 41 seconds East, 164.03 feet;  
North 31 degrees 31 minutes 19 seconds East, 217.36 feet;  
North 28 degrees 57 minutes 18 seconds East, 393.02 feet;  
North 15 degrees 51 minutes 43 seconds East, 289.83 feet;  
North 30 degrees 27 minutes 50 seconds East, 310.14 feet;  
North 18 degrees 00 minutes 46 seconds East, 213.37 feet;  
North 39 degrees 11 minutes 01 seconds East, 173.36 feet to the southeast corner of said lands of Jones & Brightman; being also the most southerly corner of those lands described in that Notice



of Lot Line Adjustment and Certificate of Subdivision Compliance recorded as Document No. 2001-11709-3; thence along the southeasterly line of the lands so described, North 54 degrees 53 minutes 08 seconds East, 378.63 feet; thence North 79 degrees 23 minutes 41 seconds East, 134.76 feet to the west line of Section 25;

thence along said west line of Section 25, South 00 degrees 30 minutes 13 seconds West, 595.57 feet to the center of the South Fork of the Eel River; thence downstream along the center of said river, easterly and northerly 3350 feet, more or less, to the north line of said Section 25;

thence along said north line, South 88 degrees 34 minutes 15 seconds East, 31.87 feet to the north 1/4 corner of said Section 25;

thence continuing along said north line, North 88 degrees 46 minutes 18 seconds East, 329.16 feet to the centerline of Sprowel Creek Road as described in that deed recorded in Book 558 of Official Records, Page 87, Humboldt County Records; thence along said centerline the following courses:

along a horizontal curve to the left, the radius point of which bears South 82 degrees 09 minutes 59 seconds East, 600.00 feet, through a central angle of 33 degrees 30 minutes 24 seconds for 350.88 feet;

thence along a curve to the right, the radius point of which bears South 64 degrees 19 minutes 37 seconds West, 300.00 feet, through a central angle of 41 degrees 44 minutes 00 seconds for 218.52 feet;

thence along a curve to the left, the radius point of which bears South 73 degrees 56 minutes 23 seconds East, 600.00 feet, through a central angle of 20 degrees 16 minutes 00 seconds for 212.23 feet;

thence along a curve to the right, the radius point of which bears South 85 degrees 47 minutes 37 seconds West, 300.00 feet, through a central angle of 34 degrees 50 minutes 51 seconds for 182.46 feet;

thence leaving the said centerline of Sprowel Creek Road, and following generally along the centerline of an existing road, South 10 degrees 25 minutes 46 seconds East, 209.26 feet;

thence South 04 degrees 34 minutes 39 seconds West, 1697.34 feet;

thence along a curve to the left, the radius point of which bears South 85 degrees 25 minutes 21 seconds East, 130.00 feet; through a central angle of 91 degrees 28 minutes 24 seconds for 207.55 feet;

thence along curve to the left, the radius point of which bears South 03 degrees 06 minutes 15 seconds West, 100.00 feet, through a central angle of 78 degrees 07 minutes 39 seconds for 136.36 feet;

thence along a curve to the left, the radius point of which bears North 81 degrees 13 minutes 54 seconds East, 200.00 feet, through a central angle of 31 degrees 41 minutes 54 seconds for 110.65 feet;

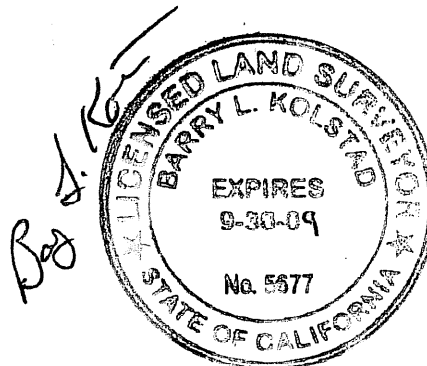
thence along a curve to the right, the radius point of which bears South 49 degrees 32 minutes 00 seconds West, 75.00 feet, through a central angle of 96 degrees 08 minutes 45 seconds for 125.85 feet;

thence along a curve to the left, the radius point of which bears South 34 degrees 19 minutes 15 seconds East, 85.00 feet, through a central angle of 89 degrees 16 minutes 58 seconds for 132.45 feet;

thence South 33 degrees 36 minutes 13 seconds East, 207.33 feet;

thence along a curve to the right, the radius point of which bears South 56 degrees 23 minutes 47 seconds West, 65.00 feet, through a central angle of 105 degrees 36 minutes 38 seconds for 119.81 feet;  
thence along a curve to the left, the radius point of which bears South 17 degrees 59 minutes 34 seconds East, 65.00 feet, through a central angle of 117 degrees 22 minutes 28 seconds for 133.16 feet;  
thence South 45 degrees 22 minutes 02 seconds East, 88.38 feet;  
thence along a curve to the right, the radius point of which bears South 44 degrees 37 minutes 58 seconds West, 50.00 feet, through a central angle of 109 degrees 39 minutes 10 seconds for 95.69 feet;  
thence South 64 degrees 17 minutes 08 seconds West, 45.85 feet;  
thence along a horizontal curve to the left, the radius point of which bears South 25 degrees 42 minutes 52 seconds East, 40.00 feet, through a central angle of 178 degrees 53 minutes 51 seconds for 124.89 feet;  
thence North 65 degrees 23 minutes 18 seconds East, 106.21 feet to a point from which a set ½" iron pipe & plug "Kolstad PLS 5677" bears South 65 degrees 03 minutes 44 seconds East, 42.88 feet;  
thence leaving said centerline, South 65 degrees 03 minutes 44 seconds East, 693.85 feet to the westerly line of the lands of the State of California as described in that Order of Stipulation recorded in Book 1057 of Official Records, Page 447, Humboldt County Records; thence along said westerly line, South 10 degrees 46 minutes 32 seconds West, 437.12 feet;  
thence South 21 degrees 54 minutes 42 seconds East, 263.29 feet to the west line of the east ½ of the southeast quarter of the above mentioned Section 25; thence along said west line, South 00 degrees 36 minutes 10 seconds West, 478.58 feet to the south line of said Section 25; thence along said south line, North 88 degrees 51 minutes 41 seconds West, 1335.68 feet to the south 1/4 corner of said Section 25; thence continuing North 88 degrees 51 minutes 41 seconds West, 2671.36 feet to the Point of Beginning.

The basis of bearings of the above description is the California Coordinate System, Zone 1 (CCS83), based upon Pratt Mountain Continuously Operating Reference Station (CORS ID P164, PID DH5844), Epoch 2002.00. Multiply distances shown by 1.00003301 to obtain ground level distances. Rotate grid bearings shown hereon counter-clockwise 01 degree 10 minutes 34 seconds to obtain geodetic (true) bearings. See Record of Survey for Southern Humboldt Community Park (to be filed) for control scheme.





# Exhibit "B" SHCP Water Service Areas

1" = 8,000 ft



**ADDENDUM to**

**CEQA INITIAL STUDY/  
MITIGATED NEGATIVE DECLARATION**

**Garberville Sanitary District  
Garberville Sanitary District Annexation Project:  
Change in Jurisdictional Boundary & Place of Use  
(SCH #2012032025)**

**Initial Study/ Mitigated Negative Declaration Prepared by Lead Agency:  
Garberville Sanitary District  
919 Redwood Drive  
P.O. Box 211  
Garberville, CA 95542  
(707) 923-9566**

**Addendum Prepared by Responsible Agency:  
Humboldt Local Agency Formation Commission (LAFCo)  
1125 16<sup>th</sup> St Suite 201  
Arcata CA 95521**

**September 2019**



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**ATTACHMENTS**

- Attachment A - Final Mitigated Negative Declaration for Garberville Sanitary District Annexation Project: Change in Jurisdictional Boundary & Place of Use
- Attachment B - Southern Humboldt Community Park Draft Environmental Impact Report (SCH #2010092037), April 2016
- Attachment C - Southern Humboldt Community Park Final Environmental Impact Report (SCH #2010092037), November 2016

## **INTRODUCTION**

This document constitutes an Addendum to the 2013 Initial Study/Mitigated Negative Declaration (2013 IS/MND) prepared for Garberville Sanitary District's (GSD) Annexation Project: Change in Jurisdictional Boundary & Place of Use project. This Addendum evaluates whether proposed minor modifications to GSD's jurisdictional boundary and Place of Use (POU) would result in any new or substantially more adverse significant effects or require any new mitigation measures not identified in the 2013 IS/MND.

GSD's current jurisdictional boundary and POU extends to the town of Garberville and surrounding areas. The proposed change is to provide an Out of Area Service Extension to the Southern Humboldt Community Park (SHCP) for residential and public drinking fountain use. The area to be served is directly adjacent to GSD's current service boundary and within GSD's current sphere of influence (SOI).

As verified in this Addendum, the 2013 IS/MND analyses and the conclusions remain current and valid. The proposed service extension would not cause new significant effects not identified in the 2013 IS/MND nor increase the level of environmental effect to substantial or significant, and, hence, no new mitigation measures would be necessary to reduce significant effects. No change has occurred with respect to circumstances surrounding the proposed project that would cause new or substantially more severe significant environmental effects than were identified in the 2013 IS/MND. In addition, no new information has become available that shows that the project would cause new or substantially more severe significant environmental effects which have not already been analyzed in the 2013 IS/MND. Therefore, no further environmental review is required beyond this Addendum.



## BACKGROUND

In 2013, GSD completed an IS/MND to support the addition of areas that were being served by the Garberville Water Company system, purchased by GSD in 2004, to GSD's jurisdictional boundary and POU. The 2013 IS/MND included a discussion of historical water service to SHCP by means of an existing meter located on an adjacent parcel and stated that GSD would consider future extension of water service to the park. As such, water service to SHCP was included as part of the cumulative impact analysis for the IS/MND which takes into consideration anticipated future projects. Water supply to the park was also included in GSD's total water allocation that was used for analysis in the 2013 IS/MND<sup>1</sup>.

The SHCP is a 405.7 acre park located in Southern Humboldt County approximately 1 mile west of Garberville along Sprowel Creek Road. SHCP is currently utilized for passive recreation activities including river access, hiking, and biking. Historically the area was designated as Agricultural Exclusive land. However, in 2017, SHCP completed the process of rezoning portions of the property as Public Facilities in order to pursue future enhancements to the park. In order to support this change in zoning, land use, and to obtain a special use permit, Humboldt County prepared Draft and Final Environmental Impact Reports (EIR) for the SHCP in 2016 (SCH 2010092037) to inform potential Humboldt County General Plan and Zoning Ordinance changes and to obtain a conditional use permit for certain proposed uses of SHCP. The EIR discussed the impacts of the land use and zoning changes based on expanded public recreation facilities as outlined in the project description. The EIR also included a discussion of the impacts from installation of additional water lines throughout the park for both potable and non-potable water to support proposed expanded public recreation activities. This process resulted in County Board of Supervisors Resolution No. 17-36 which added the Public Recreation land use designation and Ordinance No. 2572 which added the Public Facilities zoning.

A Water Supply and Demand Analysis Memorandum was prepared for Phase 1 and Phase 2 of SHCP planned upgrades. This document, which is referenced in the 2016 EIR, provides an estimate of water demand by facility and area for the SHCP plan<sup>2</sup>.

In January 2019, GSD prepared their 2018 Annual Water Capacity Analysis report which discusses current and future water uses. Water supply to SHCP was included as an allotment in the analysis and it was determined that there are adequate water sources to serve all of GSD's current water allotments<sup>3</sup>.

In June 2019, GSD applied to the Humboldt Local Agency Formation Commission (Humboldt LAFCo) for an out of boundary service extension to supply SHCP with water for residential and public drinking fountain use. The extension of service would be for limited areas within the park boundary as shown in Figure 1. It is anticipated that the entire park would be annexed into GSD at a later time.

Since the proposed project has changed from the original outline in the 2013 IS/MND and CEQA Guidelines have been updated to include additional resource sections, it was determined that an additional CEQA document would be needed to inform the discretionary action by Humboldt LAFCo.

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<sup>1</sup> GSD, Final Recirculated Initial Study/Mitigated Negative Declaration, Garberville Sanitary District Annexation Project: Change in Jurisdictional Boundary and Place of Use, September 2013, pg. 17.

<sup>2</sup> GHD, Water Supply and Demand Analysis Memorandum for Southern Humboldt Community Park, September 2, 2014.

<sup>3</sup> GSD, 2018 Annual Water Capacity Analysis, January 2019, pg. 9.

Due to the minor change of the proposed project, Humboldt LAFCo has determined that an Addendum is adequate to provide this additional information. This Addendum will also be used by the State Water Resources Control Board to inform the change in POU for the GSD's POU License Number 3404 and Permit 20789.

### **CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FRAMEWORK**

This addendum analyzes the proposed service extension as required under the CEQA Guidelines, Sections 15162 and 15164. An addendum to an adopted mitigated negative declaration shall be prepared if only minor technical changes or additions are necessary or none of the following conditions calling for the preparation of a subsequent MND have occurred:

- (1) Substantial changes in the project which require major revisions to the MND due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects;
- (2) Substantial changes with respect to the circumstances under which the project is undertaken which require major revisions to the MND due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects; or
- (3) New information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time of MND adoption, shows any of the following:
  - A) The project will have one or more significant effects not discussed in the MND,
  - B) The project will result in impacts substantially more severe than those disclosed in the MND,
  - C) 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, but the project proponent declines to adopt the mitigation measure or alternative, or
  - D) Mitigation measures or alternatives that are considerably different from those analyzed in the MND would substantially reduce one or more significant effects on the environment, but the project proponent declines to adopt the mitigation measure or alternative.

The purpose of this Addendum is to evaluate whether the proposed service extension would result in any new or substantially greater significant effects not identified in the 2013 IS/MND, to demonstrate that the proposed project does not trigger any of the conditions described above, and to provide information for CEQA resource sections that have been added since 2013. Based on the analysis provided below, an Addendum to the 2013 IS/MND is the appropriate CEQA document.



## **PROJECT INFORMATION**

### **Summary**

The proposed project is for connection of a 3/4" meter to GSD's Tooby Ranch Road 8" waterline to supply 18 acres of SHCP with potable water. This meter would be limited to 2,000 cubic feet per month and subject to other conditions set forth in GSD Resolution of Application No. 19-02. The connection will provide service for residences on the property and drinking water fountains throughout the park.

While the current application is for Water Service Outside Agency Boundary, the SHCP is within the GSD Sphere of Influence (SOI). While not required, oftentimes out of boundary service extensions are a precursor to future annexation. This makes annexation of the entire SHCP parcel a reasonably foreseeable action for environmental analysis. As such, consideration of full annexation will be discussed briefly under each environmental section.

### **Tooby Road Pipeline Connection**

Connection of a 3/4" meter to GSD's Tooby Ranch Road 8" waterline would require minor construction that would take place within the Tooby Ranch Road Easement. Construction activities are anticipated to involve installation of approximately 20 feet of waterline, a meter box, a backflow preventor, and a pressure reducer. The total area of disturbance is anticipated to be less than 300 square feet. Diagrams of both a standard water connection and a standard pressure reducer are included as Exhibits B and C for reference. Actual configuration may vary slightly based on site conditions and constraints observed during construction. Existing waterlines on SHCP property, if assessed to be in proper working condition, will be utilized in order to reduce the amount of construction needed for the connection.

### **Restrictions on Water Use**

The GSD Board of Directors has previously approved the connection to SHCP with the following restrictions originally outlined in October 2012 and recently updated in Resolution of Application No 19-12:

- a. SHCP would be given one new connection (3/4" meter) to rectify the condition that both the yellow house and the park are served off the same meter. This condition was created in 2009 when the Lot Line Adjustment was recorded and the property line was moved so that the residential structures were split into two properties.
- b. The SHCP will make application for this new service connection from Tooby Ranch Road off the 8" waterline that was constructed as part of the Drinking Water Improvement Project. A new meter would be set here for SHCP service.
- c. No connection fee would be charged, but the SHCP would be responsible for all costs associated with the installation of the new meter, pressure reducer, and backflow preventer plus any associated appurtenances.
- d. The one new 3/4" meter is for residential and public recreation drinking fountain uses only and is not intended to be used to serve future development on the Property contemplated by SHCP or shown in the Final EIR as adopted by Humboldt County.
- e. The usage for the connection is limited to 2,000 cubic feet per month (20 units). The usage will be monitored monthly in conjunction with the reading of the meters. The SHCP will be notified each time the usage reading is in excess of the 2,000 cubic feet per month limit. The meter will

be shut off if the usage is more than 1.5 times (3,000 cubic feet per month) the allowable quantity for any 2 months in a 12 month period. If the meter is shut off, the SHCP will have to petition the Board for reinstatement of service and obtain approval from LAFCo if necessary.

- f. As part of the application for the new connection, the SHCP will be required to enter into a legally binding agreement that will be recorded for the parcel agreeing to the stipulated types and quantities of use as well as the enforcement methods.

### **Additional Approvals Needed**

#### *State Water Resources Control Board Place of Use Permit*

The District holds a water diversion license number 3404 and permit number 20789 from the State Water Resources Control Board for appropriation of water from the South Fork of the Eel River. This permit allows the District to divert a maximum of 0.595 cubic feet per second (267 gpm) from the river, year-round. The District also has a fixed license number 3404 that allows the District to divert an additional 0.155 cfs. The total maximum instantaneous diversion allowed is 0.75 cfs (336 gpm). This would equate to a maximum daily diversion of approximately 484,700 gallons and 177 million gallons per year, if adequate pumps and treatment facilities were available.

The permit and license each have a designated Place of Use (POU) where water may be transmitted for beneficial uses. In order to extend service to SHCP, GSD must submit petitions for change to the SWRCB. These petitions will be considered on the basis of potential impacts created by the change in POU.



## EVALUATION OF POTENTIAL ENVIRONMENTAL EFFECTS

The proposed extension of service to SHCP is expected to result in less than significant impacts to all resources of concern. The 2013 IS/MND analyzed potential impacts to the following resources:

- *aesthetics*
- *agricultural and forestry resources*
- *air quality*
- *biological resources*
- *cultural resources*
- *energy*
- *geology and soils*
- *greenhouse gas emissions*
- *hazards and hazardous materials*
- *hydrology and water quality*
- *land use and planning*
- *mineral resources*
- *noise*
- *population and housing*
- *public services*
- *recreation*
- *transportation*
- *tribal cultural resources*
- *utilities and service systems*
- *wildfire*

Of these, the 2013 IS/MND identified potentially significant impacts to agriculture and forestry, hydrology and water quality, and utilities and service systems resources.

It is expected that there will be no change in the significance of any of the potential impacts as a result of the service extension. GSD is not proposing any change to the suite of mitigation and conservation measures incorporated into the 2013 IS/MND. Therefore, all potential impacts are expected to remain less than significant.

The following discussion provides a brief summary of the resource topics listed above.

### **Aesthetics**

#### *2013 IS/MND Summary*

The 2013 IS/MND determined that impacts from annexation of properties would not result in significant impacts to aesthetics. Any development as a result of the annexations would be consistent with the existing aesthetics of the Garberville area and be conducted in compliance with the Humboldt County General Plan and Building Codes. When considering the development of the SHCP, the 2013 IS/MND deferred to the EIR being prepared for the SHCP general Plan Amendment and Zoning being prepared at the time.

#### *Proposed Service Extension*

The proposed service extension includes installation of a new 3/4" meter and approximately 20 feet of new pipeline. Construction activities associated with the new connection may create a temporary impact on aesthetic resources, however, these impacts are considered to be minimal and will be temporary in nature. As such, any resulting impacts will not be more significant than those already considered in the 2013 IS/MND.

Future annexation of SHCP may result in further development of the park area which may have an impact on aesthetic resources. These impacts were discussed in detail in the 2016 EIR prepared for SHCP land use changes and several mitigation measures were put in place.

## **Agricultural and Forestry Resources**

### *2013 IS/MND Summary*

The 2013 IS/MND determined that impacts from annexation of properties would not result in significant impacts to agricultural or forestry resources with the use of mitigation measures. Some of the areas proposed for annexation included agricultural and prime agricultural soils. However, the areas under consideration were in already developed areas or were approved for future development and the proposed project did not propose to convert any prime agricultural soils directly. Additionally, the proposed annexations did not include any timber production zones. When considering the SHCP the 2013 IS/MND discussed the proposed change in land use and stated that it would not contribute to impacts to agricultural soils.

### *Proposed Service Extension*

The proposed service connection will be installed within the Tooby Ranch Road easement. Additional construction activities may take place on agricultural land within the park boundary in order to repair or install additional water lines to supply proposed drinking water fountains. These impacts will be temporary in nature and are not anticipated to affect ongoing agricultural operations. As such, any resulting impacts will not be more significant than those already considered in the 2013 IS/MND.

Future annexation of SHCP may result in further development of the park area which may have an impact on agricultural and forestry services. These impacts were discussed in detail in the 2016 EIR prepared for SHCP land use changes. Most of the impacts were considered less than significant. However, a mitigation measure was put in place to protect agricultural uses of designated areas within the park boundary. The Mitigation, Monitoring, and Reporting program has been included as Exhibit C for reference.

## **Air Quality**

### *2013 IS/MND Summary*

The 2013 IS/MND determined that any impacts to air quality would be less than significant. The proposed project had the potential to generate air emissions from construction activities, however, these impacts were considered less than significant due to the temporary nature of construction activities and required compliance with state and local air quality standards. Additionally, any future development would be conducted subject to General Plan and Zoning policies for Humboldt County. When considering the SHCP, the 2013 IS/MND stated that projects included as part of the cumulative impact methodology would not have any impacts to air quality based on the temporary nature of construction activities.

### *Proposed Service Extension*

The proposed service extension would include temporary construction activities. These activities are not anticipated to result in impacts beyond what was already considered in the 2013 IS/MND.

Future annexation of the SHCP may result in further development of the park area including additional construction activities and increases in visitor traffic. This further development may create additional impacts on air quality. These impacts were discussed in detail in the 2016 EIR prepared for SHCP land use changes and several mitigation measures were put in place.



## **Biological Resources**

### *2013 IS/MND Summary*

The 2013 IS/MND determined that any impacts to biological resources would be less than significant. GSD draws water from the South Fork of the Eel River under diversion license #03404 and water diversion permit #20789. Additionally, a Streambed Alteration Agreement was obtained for the existing intake on the South Fork Eel River and the Drinking Water Improvement Project which includes a limitation that “the Permittee shall not divert more than 0.75 cfs or 10% of the streamflow as measured at the USGS Gauge Station No. 11476500 at Miranda”. This limitation was put in place to protect fish and wildlife resources. When considering the SHCP, the 2013 IS/MND included water service to the park as part of the water supplies availability which would be fulfilled under current permit limitations. Additionally, any future annexation of SHCP would be subject to limitations set forth by the GSD Board of Directors during their October 9, 2012 meeting.

### *Proposed Service Extension*

As stated above, the proposed service extension was considered in the 2013 IS/MND analysis of biological impacts.

Future annexation of the SHCP may result in further development of the park which may have an impact on biological resources within the area. These impacts, including those to any special status species in the area and instream flow reductions from additional water use, were discussed in detail in the 2016 EIR prepared for SHCP land use changes and several mitigation measures were put in place.

## **Cultural Resources**

### *2013 IS/MND Summary*

The 2013 IS/MND determined that there would be no impact to cultural resources within the proposed project area. The proposed project did not include any physical change to the environment and the IS/MND stated that any development within the annexation and POU area would be subject to General Plan and zoning regulations set forth by Humboldt County which would address any cultural resources within the proposed project area. It was also determined that there would be no cumulative impacts to the proposed project area.

### *Proposed Service Extension*

The proposed service extension involves minor construction activities for installation of a 3/4” meter and approximately 20 feet of new waterline. Additional construction activities may take place to repair or replace waterlines within the park to install drinking water fountains. This has the potential to disturb any cultural resources that may be present in the area.

Impacts to cultural resources from construction activities, including those related to waterline placement, were considered in the 2016 EIR prepared for SHCP. The 2016 EIR also considered future development of the park and the potential impacts to historical structures and other cultural resources from increased public use. Several mitigation measures were put in place to help protect these resources which can be found in Exhibit C. The proposed service extension and potential future annexation of SHCP is not anticipated to have any cultural resource impacts beyond those already considered in the 2013 IS/MND and 2016 EIR.

## **Energy**

The 2013 IS/MND discussion of energy was limited as it was not listed as a separate CEQA checklist item at the time. As such, a summary of potential impacts to energy resources from the proposed service extension is included below.

### *Proposed Service Extension*

The proposed service extension does not propose any additional energy use beyond what is currently used by GSD to treat and deliver water to customers. It also does not propose any project components what would conflict or obstruct a state or local energy plan. Construction activities associated with installation of the water meter or waterlines may include additional temporary lighting of the proposed project area. However, this additional use will be minimal. As such, it is anticipated that there will be no impacts to energy associated with the proposed service extension.

Future annexation of SHCP may lead to further park development which has the potential to impact energy resources. Proposed activities include up to five medium sized events (800-2,500 people) per year and one large festival per year (2,500 to 5,000 people per day for two days). These activities could involve additional lighting sources and amplified music creating increased energy use. According to the SHCP 2016 EIR, temporary solar or battery powered lights would be utilized where possible for nighttime events.

Due to the temporary nature of events requiring additional energy and the use of solar powered options where possible to provide lighting, any impacts on energy as a result of potential annexation and further development of SHCP would be considered less than significant.

## **Geology and Soils**

### *2013 IS/MND Summary*

The 2013 IS/MND determined that there would be no impacts to geology and soil resources. No known active faults can be found in the proposed project area and any development that could take place in the proposed project boundary would be subject to General Plan and zoning designations set forth in the Humboldt County General Plan and Building Codes, which would address any impacts from geologic hazards. Specifically, compliance with the "Title III, Land Use and Development, Division 3, Building Regulations, Section 331-12, Grading, Excavation, Erosion, And Sedimentation Control" would ensure that development will not result in an impact from geology or soils. It was also determined that the proposed project would not result in any cumulative impacts.

### *Proposed Service Extension*

The proposed service extension would involve construction activities associated with installation of a new 3/4" meter and approximately 20 feet of new waterline. These activities are subject to Title III, Land Use and Development, Division 3, Building Regulations, Section 331-12, Grading, Excavation, Erosion, And Sedimentation Control. As such, any impacts to geology and soils associated with the proposed service extension are anticipated to be equal to or less than those previously addressed in the 2013 IS/MND.

Future annexation of SHCP may lead to further development and use of park facilities which may have an impact on geology and soils. These impacts were discussed in detail in the 2016 EIR prepared for SHCP land use changes and several mitigation measures were put in place (see Exhibit C). Additionally,

proposed park development does not include any activities that would directly or indirectly destroy a unique paleontological resource or site, or unique geologic feature.

### **Greenhouse Gas Emissions**

#### *2013 IS/MND Summary*

The 2013 IS/MND determined that any impacts to greenhouse gas emissions would be less than significant. At the time the Bay Area Air Quality Management District was the only regulatory agency in California that had adopted quantitative thresholds for a project's operation GHG emissions. For the 2013 IS/MND a review of relevant local planning documents was conducted. It was found that Humboldt County had already seen a major reduction in emissions and was well below 1990 levels. The proposed project emissions were considered to be less than significant due to the limited potential size of future developments. It was also stated that cumulative impacts would not contribute significantly to greenhouse gas emissions as future projects would be subject to the General Plan and zoning designations set forth in the Humboldt County General Plan and Building Codes, which would address measures to reduce greenhouse gasses.

#### *Proposed Service Extension*

The proposed service extension would involve construction activities associated with installation of a new 3/4" meter and approximately 20 feet of new waterline. These activities will be limited and temporary in nature. Additionally, all construction activities are subject to Humboldt County General Plan and Building Codes. As such, any impacts to greenhouse gas emissions from the proposed service extension would not be greater than those already discussed in the IS/MND.

Future annexation of SHCP may lead to further development and use of park facilities which may have an impact on greenhouse gas emissions. These impacts were discussed in detail in the 2016 EIR prepared for SHCP land use changes and several mitigation measures were put in place (See Exhibit C).

### **Hazards and Hazardous Materials**

#### *2013 IS/MND Summary*

The 2013 IS/MND determined that any impacts to hazards or hazardous materials would be less than significant. At the time, there were no sites within the proposed project boundary that were listed on Envirostor. The proposed project also did not include any physical changes to the environment. Any future development that could take place would be subject to the General Plan and zoning designations set forth in the Humboldt County General Plan and Building Codes, and any applicable regulations regarding hazardous material. Planned development within the Garberville Airport zone was already approved with conditions limiting structures in the airport approach zone. The proposed project also did not propose any development or changes to the environment that would alter the potential for threats from wildfire beyond current conditions. At the time, water storage for fire suppression was discussed as a continuing issue in the area. When considering the SHCP, the 2013 IS/MND stated that proposed change in the land use could potentially result in impacts to hazards or hazardous materials.

#### *Proposed Service Extension*

The proposed service extension is not anticipated to have any impacts beyond those previously discussed in the 2013 IS/MND as all construction activities will take place subject to Humboldt County General Plan and Building codes.



Future annexation of SHCP may lead to further development and use of park facilities which may have an impact on hazards and hazardous materials. These impacts were discussed in detail in the 2016 EIR prepared for SHCP including the inclusion of the park as a previous site of an underground storage tank. A mitigation measure was put in place to address the potential for exposure to hazardous building materials as a result of construction activities on historical buildings (See Exhibit C).

## **Hydrology and Water Quality**

### *2013 IS/MND Summary*

The 2013 IS/MND determined that any impacts to hydrology or water quality would be less than significant. The proposed project limited the amount of new wastewater service connections and proposed a different boundary for wastewater service. The wastewater system had more than enough remaining capacity to accommodate the additional service locations proposed. The proposed project also did not include any physical change to the environment. Any future development in the proposed project area would be subject to the General Plan and zoning designations set forth in the Humboldt County General Plan and Building Codes, and any applicable regulations that address activities that alter drainage patterns, stormwater drainage, or potential flooding. While no new groundwater wells were proposed at the time, future need for additional groundwater was discussed and determined to be less than significant with proposed mitigation. It was also determined that effects from cumulative impacts would also be less than significant.

### *Proposed Service Extension*

The proposed service extension is not anticipated to have any impacts beyond what was discussed in the 2013 IS/MND. The water allotment for SHCP was included in the assessment of current and future water demands including the assessment of groundwater resources. Additionally, the proposed service extension would not create any new impervious surfaces or significantly alter site drainage patterns.

Future annexation of SHCP may lead to further development and use of park facilities which may have an impact on hydrology and water quality. These impacts were discussed in detail in the 2016 EIR prepared for SHCP land use changes and several mitigation measures were put in place. These include preparation of a Storm Water Pollution Prevention Plan and adequately designed septic systems for increased public use. Consideration of increased groundwater usage was considered under Utilities and Service Systems.

## **Land Use and Planning**

### *2013 IS/MND Summary*

The 2013 IS/MND determined that any impacts to land use or planning resources would be less than significant. The main purpose of the proposed project was to attain consistency with Humboldt LAFCo policies, SWRCB requirements for beneficial Place of Use under State Law, and the current conditions. The proposed project was consistent with local community plans and did not divide or establish a community. It was also determined that there would be no cumulative impacts.

### *Proposed Service Extension*

The proposed service extension is outside of GSD's current boundary but is within the SOI. The proposed extension would supply water service to residences at SHCP and to drinking water fountains in public use areas of the park. Since the approved changes of land use designations within the park, this

use is now consistent with current land use and zoning designations. The water service areas shown on Exhibit A are all within the Public Facilities zoning areas.

Future annexation of SHCP may lead to further development and use of park facilities. This was the main purpose of the 2016 EIR that was prepared for SHCP land use changes. Impacts to land use are discussed in detail in the 2016 EIR and mitigation measures were put in place.

### **Mineral Resources**

#### *2013 IS/MND Summary*

The 2013 IS/MND determined that there would be no impacts to mineral resources as a result of the proposed project. It stated that “The project will not result in any physical change to the environment and does not involve extraction of any known mineral resources. Development of vacant or underused APNs would not require a significant quantity of materials necessary for development that could not be served by existing sources.” It was also determined that there would be no cumulative impacts.

#### *Proposed Service Extension*

The proposed service extension would include minor construction activities that may utilize additional materials. These additional materials will be minimal and are not anticipated to exceed an amount that could not be served by existing resources.

Future annexation of SHCP may lead to further park facilities development and use. This increased use was discussed in the 2016 EIR. It was determined that any impacts to mineral resources would be less than significant and that adjacent mining facilities would not be affected.

### **Noise**

#### *2013 IS/MND Extension*

The 2013 IS/MND determined that any impacts to noise resources from the proposed project would be less than significant. The proposed project did not propose any physical changes to the environment. Any development as a result of the project would be subject to General Plan and zoning designations set forth in the Humboldt County General Plan and Building Codes, which designates allowable noise levels and addresses noise levels associated to nearby airports. Any cumulative impacts would also be subject to the General Plan and Building Codes.

#### *Proposed Service Extension*

The proposed service extension would involve minor construction activities for installation of the 3/4” meter and approximately 20 feet of new waterline. Additional construction may be needed to repair or replace waterlines within the park to provide service to the residences and drinking water fountains. This has the potential to temporarily increase noise levels in the direct vicinity of the project site. Construction activities are subject to Humboldt County General Plan and Building Codes which designate allowable noise levels. As such, any impacts from the proposed service extension are not anticipated to exceed those previously discussed in the 2013 IS/MND.

Future annexation of SHCP may lead to further development and use of park facilities which may have an impact on noise. These impacts, including the proposed use of the park for medium and large events with amplified music, were discussed in detail in the 2016 EIR prepared for SHCP land use changes and several mitigation measures were put in place (See Exhibit C).

## **Population and Housing**

### *2013 IS/MND*

The 2013 IS/MND determined that any impacts to population and housing as a result of the proposed project would be less than significant. The proposed project included annexation of areas that could see potential housing development. However, any potential increase in population is likely to be minimal and was estimated at 34 residents. This slow growth in population was considered in keeping with the trends observed in the Garberville area and therefore would be less than significant.

At the time, several development projects around the area had been proposed to the County but there were no plans for development. The SHCP had originally proposed a multifamily housing development on the property but that element was removed from the project. Other projects that could have an impact on population and housing, including the Wastewater Treatment Plant Improvement Project, were subject to individual CEQA analysis. It was determined that current and future projects in the area were primarily being done to meet current demands and regulations, and that they would not result in significant cumulative impacts.

### *Proposed Service Extension*

The proposed service extension would supply water service to existing residences on the property and to drinking water fountains. No new housing is being proposed as part of this service extension and therefore the proposed extension is not anticipated to have any impact on population and housing.

Future annexation of SHCP may lead to further development and use of park facilities. This expanded use is discussed in the 2016 EIR and it was determined that since it is an existing park utilized by the community it is unlikely that expanded use would induce growth.

## **Public Services**

### *2013 IS/MND*

The 2013 IS/MND determined that any impacts to public services would be less than significant. The proposed project was not anticipated to induce large population growth and did not propose service to any new areas. This was determined to be the same for any cumulative impacts. As such, any impacts to public services would not be more significant than those from normal population growth.

### *Proposed Service Extension*

The proposed service extension would supply water to existing residences and park users at SHCP. It does not propose any new development that may have an impact on public services. As such, the proposed service extension is not anticipated to have impacts greater than those previously discussed in the 2013 IS/MND.

Future annexation of SHCP may lead to further development and use of park facilities which may have an impact on public services. These impacts were discussed in detail in the 2016 EIR prepared for SHCP land use changes and it was determined that no significant impacts would occur. Adequate water supply for fire protection services was discussed under Utilities and Service Systems and it was determined that adequate supply for the park would be made available through installation of additional water tanks on the property. Water for fire suppression tanks will not be potable water from the GSD service extension.



## **Recreation**

### *2013 IS/MND Summary*

The 2013 IS/MND determined that any impacts to recreation resources as a result of the proposed project would be less than significant. The proposed project did not include the construction of any facilities and any future development within the proposed project area would not increase population to a point where local recreational facilities, mostly Tooby Park and SHCP, would see a significant increase in use. Under cumulative impacts, the SHCP proposed increased use of the park and expansion of recreational facilities. Impacts from this increase were to be discussed in the anticipated SHCP EIR for proposed land use changes.

### *Proposed Service Extension*

The proposed service extension would supply up to 2,000 cubic feet of water per month to existing residents and park users at SHCP. No additional facilities or expanded park use is being considered as part of the currently proposed service extension. As such, no additional impacts are anticipated as a result of the proposed service extension.

Future annexation of SHCP may lead to further development and use of park facilities which may have an impact on recreation. In the 2016 EIR prepared for SHCP land use changes, the proposed expanded facilities at the park include new sports fields, camping, and medium to large sized events with amplified music. These anticipated future uses were discussed in detail in the 2016 EIR and mitigation measures were put in place to lessen any environmental impacts from increased activity to less than significant levels (See Exhibit C).

## **Transportation**

### *2013 IS/MND Summary*

The 2013 IS/MND determined that there would be no impact to transportation resources as a result of the proposed project. The proposed project did not include any physical impact that would result in an increase of vehicle trips, involve changes to air traffic, or include design features that may be seen as hazardous. There were also considered to be no cumulative impacts as the project was not likely to cause substantial growth.

### *Proposed Service Extension*

The proposed service extension would provide water to existing residences and park users. As such, no increase in use or vehicle miles traveled is anticipated and any impacts to transportation would not be greater than those previously discussed in the 2013 IS/MND.

Future annexation of SHCP may lead to further development and use of park facilities which may have an impact on transportation. According to the 2016 EIR prepared for SHCP land use changes, vehicle trips to the park are anticipated to increase as a result of expanded park services and medium and large events could have a significant impact on transportation. These impacts were discussed in detail utilizing trips generated and levels of service for local and regional roadways. Several mitigation measures were put in place to help reduce impacts from increased use including the use of flaggers at medium sized events and shuttle services during large events. Depending on when expanded park

services begin, updated traffic information may be available to update traffic analysis and maintain compliance with current CEQA standards.

### **Tribal Cultural Resources**

#### *2013 IS/MND Summary*

At the time of the 2013 IS/MND, AB 52 had not been passed and tribal cultural resources were considered under cultural resources.

#### *Proposed Service Extension*

The proposed service extension would involve minor construction activities to install a 3/4" meter and approximately 20 feet of new water line. Additional construction may take place in order to repair or replace waterlines on SHCP property in order to provide water service to existing residences and drinking water fountains. These activities would be subject to Humboldt County General Plan and Building Code regulations and the California Health and Safety Code Section 7050.5 all of which address cultural resources. Due to this, and the limited project area, any impacts to cultural tribal resources are considered to be less than significant.

Future annexation of SHCP may lead to further development and use of park facilities which may have an impact on tribal cultural resources. The 2016 EIR discussed tribal cultural resources, including discussions with tribal representatives, under the broader topic of cultural resources. It stated that "Based on interviews by anthropologists with local Native Americans during the early 20th century, the area that is now the [SHCP] was the Sinkyone village site of Kunteltcobi or Ken-tes-chang tahng-ah-te". Impacts to this site due to expanded park services were discussed and several mitigation measures were put in place (See Exhibit C).

### **Utilities and Service Systems**

#### *2013 IS/MND Summary*

The 2013 IS/MND considered impacts to utilities and service systems to be less than significant with mitigation applied. The proposed project did not include sewer service to all of the proposed annexation areas. Instead, a separate boundary was proposed for water service. Additionally, the WWTP was operating at a capacity that would allow for an increase of service should additional properties within the sewer service area be developed. Other projects in the area, such as the Winters multifamily project, was also considered to be under the capacity of the newly constructed WWTP. As such, any impacts to sewer services were considered to be less than significant.

GSD holds water diversion license #03404 and water diversion permit #20789 which combined allow a maximum withdrawal rate of 0.75 cubic feet per second from the South Fork of the Eel River. This would equate to a maximum diversion of approximately 484,700 gallons per day and 177 million gallons per year. At the time of the 2013 IS/MND, the proposed new treatment plant, which has since been completed, would allow for this maximum diversion, although historically GSD has not seen this level of demand.

Based on the potential buildout of properties included in the proposed project area and GSD's obligation to serve existing properties should service be requested, the total potential water consumption as a result of the proposed project was estimated at 72,955,654 gallons per year. This is under the allowed permit amount. Future proposed projects were also considered. As these projects had the potential to

create significant impacts to water service, mitigation measures were proposed to decrease these impacts to less than significant levels. These mitigation measures are included as Exhibit B for reference.

At the time of the 2013 IS/MND, proposed SHCP land use and zoning changes were not finalized. However, it was determined that changes in the land use designation could impact water services. As such, a mitigation measure was proposed that would limit these impacts. Mitigation Measure 1 is included in Exhibit B for reference.

Additional elements of the proposed project were considered to have no impact as they were designed to meet current water supply and storage demands.

#### *Proposed Service Extension*

The proposed service extension would provide up to 2,000 cubic feet of water per month to the existing residences and new drinking water fountains at SHCP. This allotment of water was included in the water allotment assessed in the 2013 IS/MND and is not anticipated to create any additional impacts beyond what was previously discussed. Wastewater service is not proposed as part of this project. The proposed service extension is also not anticipated to displace any other public utilities.

Future annexation of SHCP may lead to further development and increased use of park facilities. This increase of use was discussed in the 2016 EIR prepared for SHCP land use changes. The 2016 EIR determined that impacts to utilities and service systems would not be significantly impacted with implementation of mitigation measures. However, the 2016 EIR did not consider potential connection to GSD for potable water supply.

The Water Supply and Demand Analysis Memorandum referenced in the 2016 EIR provided estimated water use by park area for Phase 1 and Phase 2 of the SHCP proposed project in Tables 8 and 9 of that document. The tables also break down the demand into baseline use, event use, and irrigation use. While the total annual demand after complete buildout in Phase 2 is estimated at 11,578,537 gallons, much of this water is proposed for irrigation of sports fields and agricultural areas. The total annual demand without irrigation is estimated at 679,828 gallons. This is the potential amount of potable water that will be needed for expanded park use as outlined in the 2016 EIR. Currently, GSD has allocated approximately 73 million gallons of its annual permitted amount of 80 million gallons from the South Fork of the Eel River. While it cannot be known what resources will be available at the time of any potential annexation of SHCP, either in part or in whole, it is plausible that GSD would have sufficient water resources to supply SHCP. Additional water supply would be needed for irrigation purposes at SHCP which would likely be obtained from the non-potable sources described in the 2016 EIR.

## **Wildfire**

### *2013 IS/MND Summary*

At the time of the 2013 IS/MND wildfire was not identified as a separate resource area. Considerations of impacts to wildfire were discussed under hazards.

### *Proposed Service Extension*

The proposed service extension would involve minor construction activities to install a 3/4" meter and approximately 20 feet of waterline. Additional construction activities may take place on SHCP property to repair or replace waterlines as needed to provide water service. Disturbance to the surrounding area



is likely to be minimal and no major regrading of slopes is proposed. As such, the proposed service extension is not anticipated to impact any emergency plans, require additional infrastructure that could exacerbate fire risk, or expose people or structures to runoff from fire impacted areas beyond baseline conditions.

Future annexation of SHCP may lead to further development and increased use of park facilities which may impact wildfire resources. The 2016 EIR discussed impacts of expanded park facilities and use under Hazards and Hazardous Materials. Impacts to wildfire were considered less than significant based on the SHCP proposed project components including defensible space areas, extension of waterlines throughout the park, and addition of more water storage on site.

## **SUMMARY OF FINDINGS**

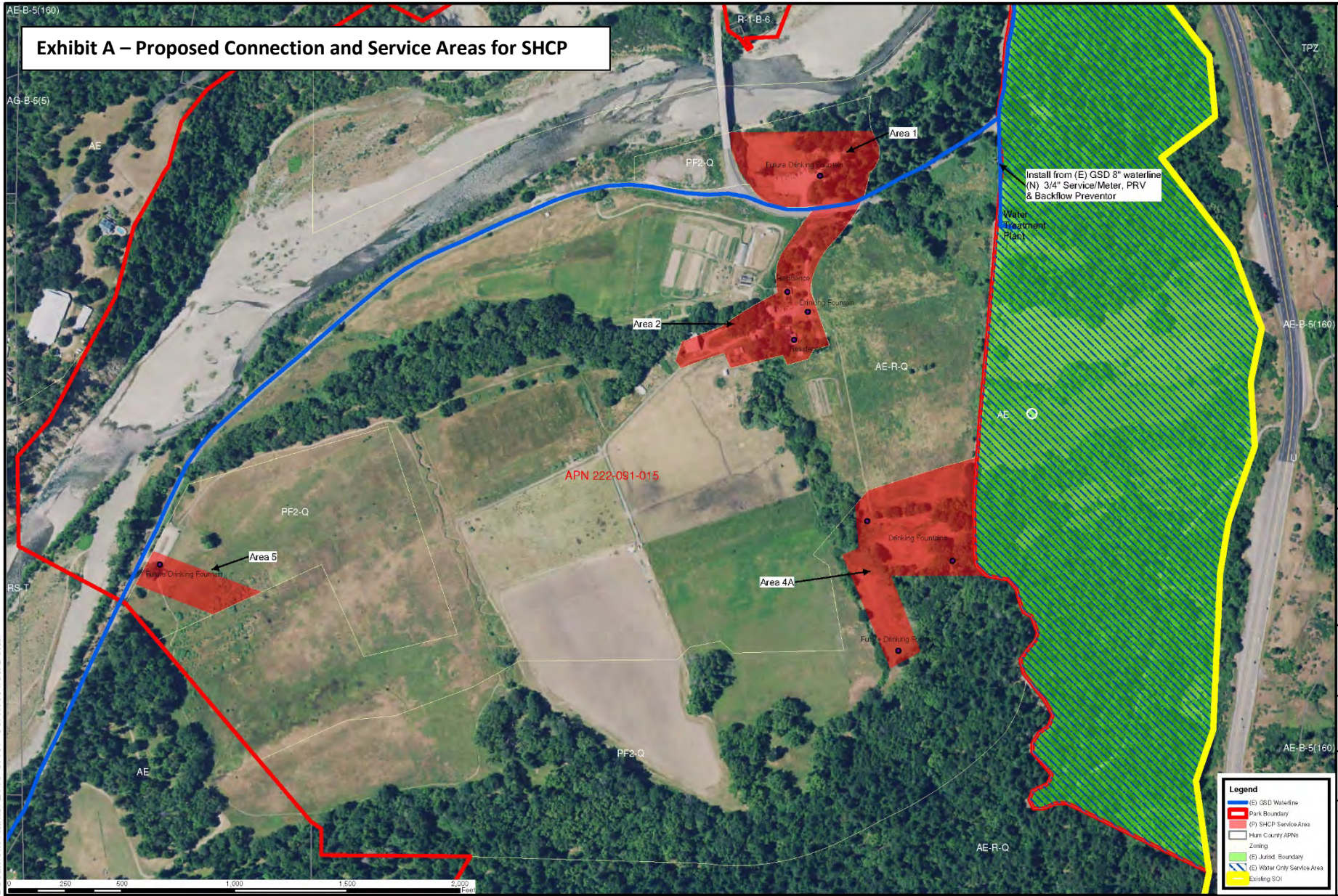
The proposed service extension would provide 2,000 cubic feet of water per month to existing residences and new drinking water fountains at SHCP. It also includes installation of a 3/4" meter to GSD's 8" Tooby Ranch Road waterline and placement of approximately 20 feet of new waterline. Additional construction activities may take place to repair or replace waterlines at SHCP as needed to provide water service.

The allotment of water was considered in the 2013 IS/MND total water demand for the project. Future expansion of park facilities was included in the cumulative impact analysis as an anticipated future project. No additional mitigation measures are being proposed and the proposed changes to the project are considered minor. As evidenced in this addendum to the 2013 IS/MND, any impacts associated with the proposed service extension are not anticipated to be more significant than those discussed in the previously prepared environmental document.

Future annexation of SHCP could lead to further expansion and use of park facilities which may impact several resource areas. Further development of the park was considered in detail in the 2016 EIR for SHCP land use changes and a mitigation, monitoring, and reporting program was prepared to help lessen the impacts of development. Based on this previous analysis, it is anticipated that future annexation of SHCP by GSD, should it be deemed possible based on water demand and infrastructure capacity at the time of consideration, would not result in impacts more significant than those previously addressed in the 2016 EIR.

The 2016 EIR did not include connection to GSD for water service. Existing and onsite water sources were proposed for use at the park. However, based on water demand analysis referenced in the 2016 EIR, the estimated potable water demand for SHCP can be calculated at approximately 679,828 gallons per year. While it cannot be known what water resources will be available or what infrastructure capacity will be available at the time of potential annexation of SHCP, it is plausible that GSD could supply potable water to expanded park facilities based on currently permitted water resources. However, additional non-potable water would need to be supplied by SHCP for irrigation purposes. Based on information presented in the 2016 EIR, SHCP currently has adequate non-potable water resources to support these additional irrigation needs from expanded park facilities.





**Exhibit A – Proposed Connection and Service Areas for SHCP**

Install from (E) GSD 8" waterline (N) 3/4" Service/Meter, PRV & Backflow Preventor

**Legend**

- (E) GSD Waterline
- Park Boundary
- (7) SHCP Service Area
- Hum County APNs
- Zoning
- (E) Jurisd. Boundary
- (E) Water Only Service Area
- Existing SOI

<b>4Js Consulting</b> P.O. Box 653, Blue Lake, Ca 95525	Figure Title: <b>SHCP Water Service Areas</b>	Client Name: <b>GSD</b>	Drawn By: <b>J. SHORT</b>	Date: <b>08/04/19</b>	Scale: <b>1:4,500</b>	Figure No. <b>2</b>
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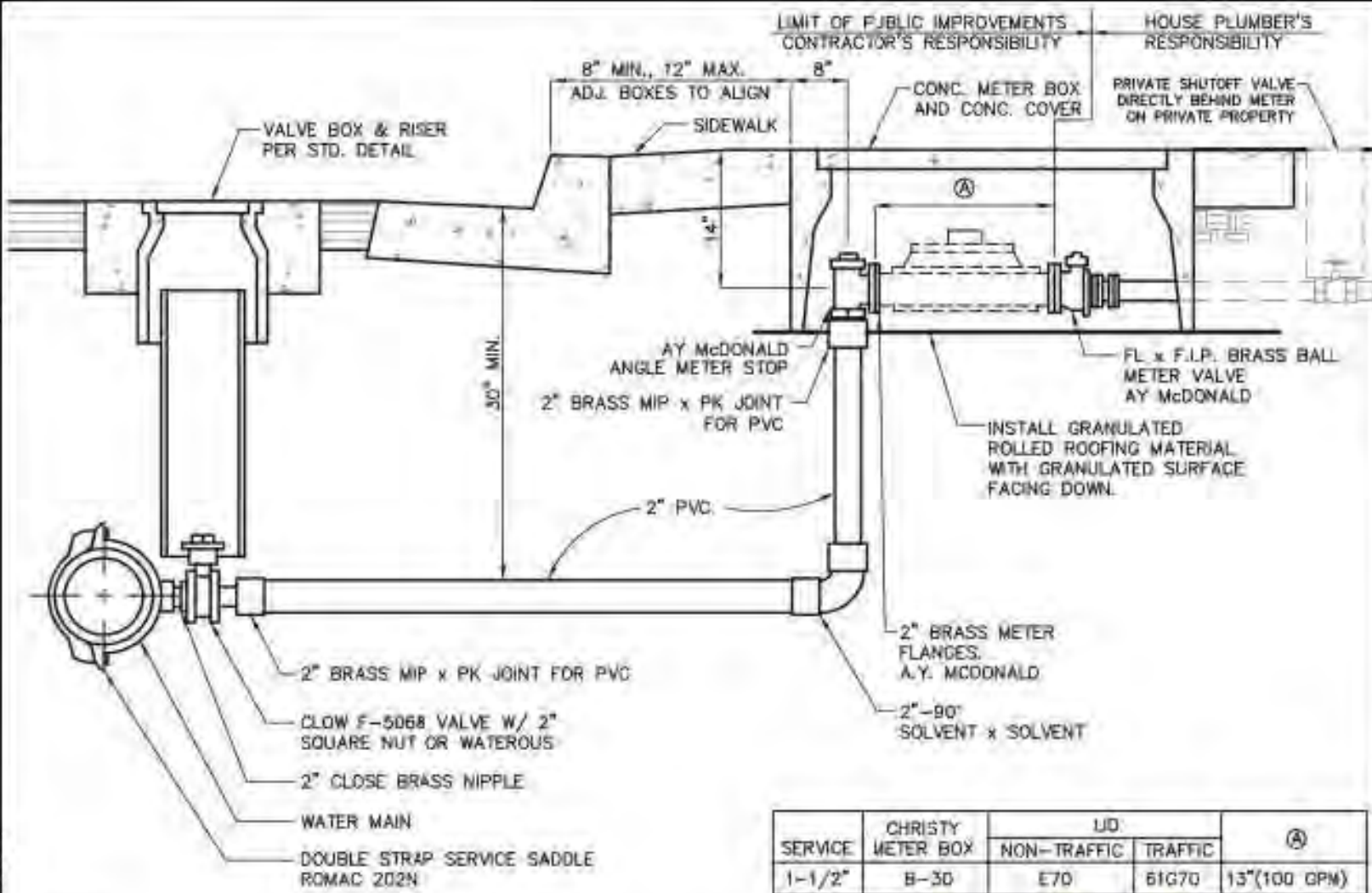


Exhibit B – Domestic Water Service Connection Standard Drawing

SPECS \ STD DRAWINGS \ VII

HUMBOLDT COMMUNITY SERVICES DISTRICT

DOMESTIC WATER SERVICE



SERVICE	CHRISTY METER BOX	UD		Ⓐ
		NON-TRAFFIC	TRAFFIC	
1-1/2"	B-30	E70	61G70	13"(100 GPM)
3/4"	b-30	B33D	B33C	

NOTES:

1. METERS PROVIDED AND SET BY DISTRICT AT DEVELOPER'S EXPENSE.

GSD standard drawing. Actual installation may vary based on site conditions and constraints observed during construction.

SHCP CONCEPTUAL 3/4" DOMESTIC WATER SERVICE

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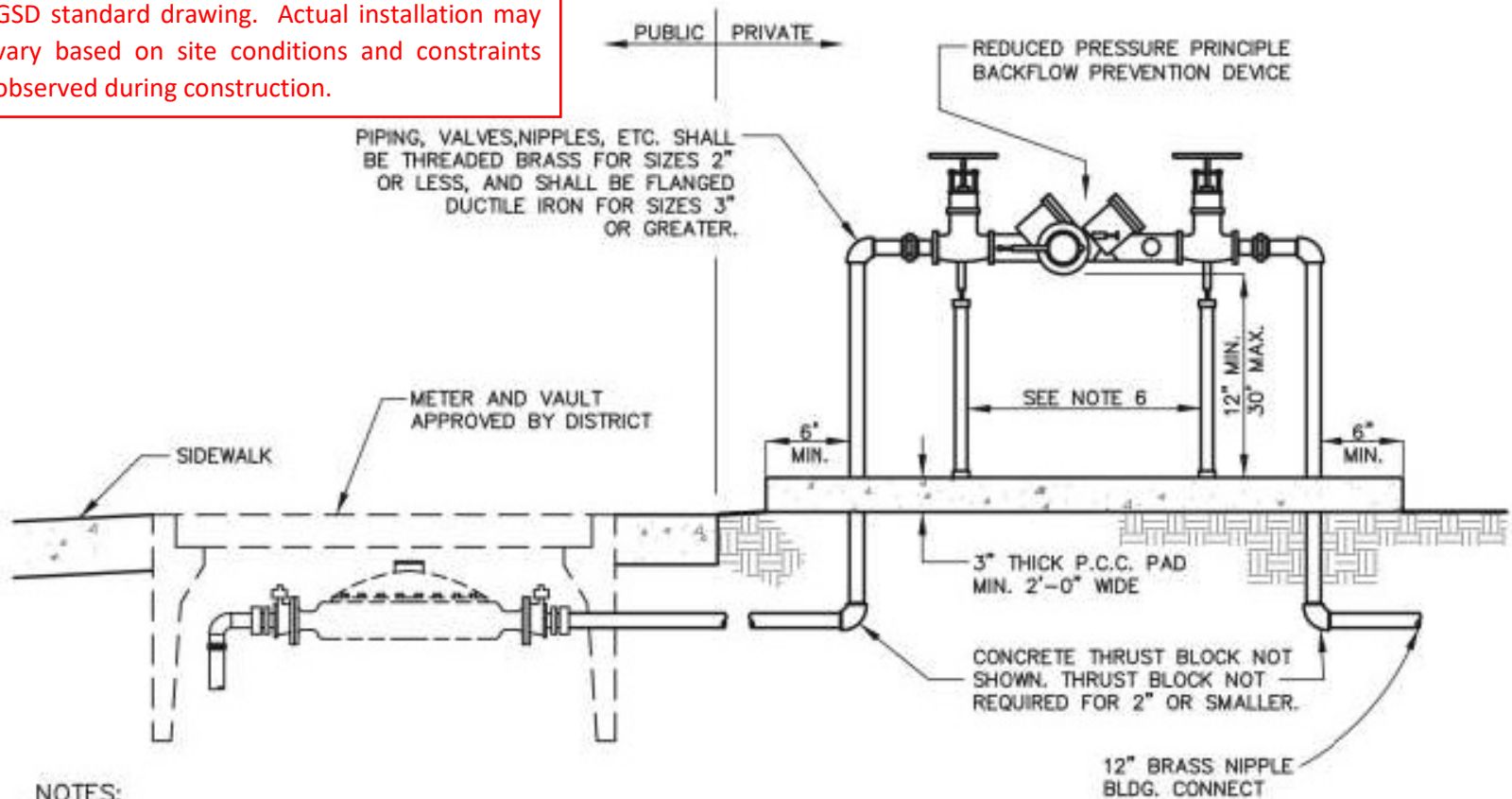
APPROVED DATE: 9/20/18  
STD. DWG.  
WS-105



Exhibit C – Reduced-Pressure Backflow Preventer Standard Drawing

SPECS\STD DRAWINGS\VII

GSD standard drawing. Actual installation may vary based on site conditions and constraints observed during construction.



NOTES:

1. REDUCED-PRESSURE TYPE BACKFLOW PREVENTION DEVICES SHALL BE REQUIRED FOR ANY USE WHERE TOXIC MATERIALS ARE USED OR WHERE POSITIVE PROTECTION FOR THE PUBLIC WATER SUPPLY IS REQUIRED. TYPICAL APPLICATIONS INCLUDE; IRRIGATION SERVICES, COMMERCIAL SERVICES, INDUSTRIAL SERVICES, HOSPITALS, LABORATORIES, MORTUARIES, OR AS DETERMINED BY THE DISTRICT. (TITLE 17 CALIF. ADMINISTRATION CODE).
2. REDUCED-PRESSURE TYPE BACKFLOW PREVENTION DEVICES SHALL BE AS LISTED BY THE UNIVERSITY OF SOUTHERN CALIFORNIA STUDY, LATEST REVISION, AND APPROVED BY THE DISTRICT.
3. BACKFLOW PREVENTION DEVICES SHALL BE INSTALLED ADJACENT TO AND ON THE PROPERTY SIDE OF SIDEWALK WHERE APPLICABLE. THE ASSEMBLY SHALL BE INSTALLED AS CLOSE TO THE WATER METER LOCATION AS PRACTICAL.
4. DEVICE TO BE SAME SIZE OR LARGER THAN SERVICE METER.
5. LANDSCAPING OR OTHER SCREENING AROUND THE BACKFLOW DEVICE SHALL BE AS SHOWN ON APPROVED PLANS.
6. 3" BACKFLOW PREVENTION DEVICE OR LARGER TO HAVE SUPPORTS.
7. IT IS RECOMMENDED THAT ABOVE GROUND PIPING MAY BE INSULATED (WRAPPED) TO PREVENT FREEZING.

**REDUCED-PRESSURE PRINCIPLE BACKFLOW PREVENTER**  
**PRIVATELY OWNED AND MAINTAINED**

HUMBOLDT COMMUNITY SERVICES DISTRICT

REDUCED-PRESSURE BACKFLOW PREVENTER

APPROVED DATE: 9/2016  
 STD. DWG.  
 WS-109

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## **Exhibit D**

**Proposed Mitigation Measures, Monitoring, and Reporting Program from Garberville Sanitary District  
Final Recirculated Initial Study/Mitigated Negative Declaration for GSD Annexation Project: Change in  
Jurisdictional Boundary and Place of Use**

# Proposed Mitigation Measures, Monitoring, and Reporting Program

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## Utilities and Service Systems

**Mitigation Measure No. 1.** The GSD Board of Directors shall adopt an ordinance that, at a minimum, states that any future development or intensification of use within the GSD boundary or future annexations or outside agency boundary service that relies on connection to the GSD water or sewer services for implementation will be reviewed by the GSD prior to approval by the County. A “will serve” letter will be provided by GSD to Humboldt County and the project applicant, indicating the ability of the GSD to provide a service connection based upon the current water and/or wastewater system capacity to provide that service. If sufficient water or wastewater service is not available, the applicant will be denied service until such time that the service is available. This ordinance will also identify the location of the water and sewer service area and only water service area overlay. These areas are shown on Figure 16. GSD shall notify Humboldt County of the new ordinance so that it will be included in current planning activities.

*Timing for Implementation/Compliance:* After LAFCo approval or conditional approval

*Person/Agency Responsible for Monitoring:* GSD and Humboldt County Planning and Building Department

*Monitoring Frequency:* Not applicable

*Evidence of Compliance:* Adoption of an ordinance by GSD

**Mitigation Measure No. 2.** The GSD Board of Directors shall adopt a resolution stating that the Connick Creek Subdivision as described in this IS/MND is responsible for any maintenance necessary to ensure that distribution meets appropriate and applicable regulations for providing water service from the private water line. The resolution shall state that the GSD is not responsible for any costs or maintenance associated with provision of water in this area other than from the master meter described in agreement recorded on October 8, 2010, as Instrument # 2010-22217-9. The resolution shall note that annexation of the Connick subdivision is not intended to constitute a modification, express or implied, of the October 8, 2010, agreement (recorded as Instrument # 2010-22217-9), or an expansion of any rights or interests any member of the Connick Creek Subdivision Association possess under said agreement.

*Timing for Implementation/Compliance:* After LAFCo approval or conditional approval

*Person/Agency Responsible for Monitoring:* GSD and LAFCo

*Monitoring Frequency:* Not applicable

*Evidence of Compliance:* Resolution by the GSD Board of Directors

**Mitigation Measure No. 3.** The GSD Board of Directors shall adopt a resolution stating that in the future, all new connections that are guaranteed through existing agreements that are outside of the GSD boundary must satisfy all planning and building regulations at the owner’s cost and expense. Specifically, the area adjacent to the Connick Subdivision includes APN 222-156-012, which is a party to the agreement recorded on October 8, 2010, as Instrument Number 2010-22217-9. This APN does not have an existing water connection. No service will be provided until the property owner petitions the District for water service and appropriate approvals have been granted by all appropriate agencies including, but not be limited to the SWRCB DWR, County of Humboldt, and Humboldt LAFCo.



## **Exhibit E**

### **Mitigation, Monitoring, and Reporting Program from Southern Humboldt Community Park Final Environmental Impact Report**

## Chapter IV MITIGATION MONITORING AND REPORTING PROGRAM



This Mitigation Monitoring and Reporting Program (see Table IV-1) has been prepared to comply with the requirements of State law (Public Resources Code Section 21081.6). State law requires the adoption of a mitigation monitoring program when mitigation measures are required to avoid significant impacts. The monitoring program is intended to ensure compliance during implementation of the project.

This Mitigation Monitoring and Reporting Program has been formulated based upon the findings of the DEIR and the comments received on the DEIR and addressed herein. This Mitigation Monitoring and Reporting Program identifies mitigation measures recommended in the DEIR to avoid or reduce identified impacts, and specifies the agencies/parties responsible for implementation and monitoring of the measure.

The first column identifies the mitigation measure. The second column entitled "Party Responsible for Ensuring Implementation" refers to the person(s) who will undertake the mitigation measures. The third column entitled "Party Responsible for Monitoring" refers to the person/agency responsible for ensuring that the mitigation measure has been implemented and recorded. The fourth column entitled "Monitoring Timing" identifies when and/or for how long the monitoring shall occur. If an impact was found to be less than significant and did not require mitigation, no monitoring would be required.

**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Implementation	Party Responsible for Monitoring	Monitoring Timing	Compliance Verification	
				Initial	Date
Project/Comments					
<b>AESTHETICS</b>					
<b>AESTHETICS-1a:</b> New landscaping shall be planted at the edge of the gravel parking area fronting on Kimtu Road in Area 5, the Sports Area. This landscaping shall be low evergreen shrubs that would partially screen parked cars from view from Kimtu Road. All vegetation planted as mitigation shall be planted outside the County-maintained road right-of-ways, meet the County visibility ordinance, not block county road drainage, or cause additional maintenance for the road crew. Prior to installing vegetation, the planting plan should be reviewed by the Department of Public Works.	SHCP	HCPBD and County Public Works	Prior to and during construction of ballfields in Area 5		
<b>AESTHETICS-1b:</b> Similar evergreen shrubbery shall be planted. After 5 years the shrubs shall be at least 4 feet in height and provide a visual screen for a minimum of 85 percent of the view of the parking areas for Area 5 adjacent to Kimtu Road adjacent to Kimtu Road to screen the proposed skate park and dog park in Area 5 from view. However, landscaping plans shall be reviewed and approved by the Public Works Department to ensure that landscaping would not interfere with sight visibility for safety reasons.	SHCP	HCPBD and County Public Works	Prior to and during construction of ballfields in Area 5		
<b>AESTHETICS-1c:</b> All new buildings and other built features at the project site shall be painted in neutral colors to blend into the surroundings and shall not include reflective materials.	SHCP	HCPBD	Prior to occupancy permit		
<b>AESTHETICS-2a:</b> The applicant shall prepare a lighting plan that shall address the facility lighting placement and design for ongoing operations. This plan shall be reviewed and approved by the County's Planning Department. To avoid intrusion into neighboring properties and visibility from nearby roads, all lighting shall be shielded and directed downwards, and shall use the minimum wattage to allow safe conditions. Pathway lighting shall be placed low to the ground to minimize excess lighting. Temporary lighting of parking areas during festival events shall be shielded and directed to minimize glare.	SHCP	HCPBD	Prior to occupancy permit		
<b>AESTHETICS-2b:</b> Lighting shall be on timers to minimize the number of hours of lighting at the project site.	SHCP	HCPBD	Prior to occupancy permit		
<b>AESTHETICS-2c:</b> During festival events, all concession participants shall be informed of the need to minimize lighting at the project site. This requirement shall be included in the Conditional Use Permit for the project site.	SHCP	HCPBD	During first year of on-site events		

Note: SHCP = Southern Humboldt Community Park staff and/or consultants; HCPBD: Humboldt County Planning and Building Department; HCDEH: Humboldt County Division of Environmental Health



**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party			Compliance Verification		
	Responsible for Implementation	Responsible for Monitoring	Monitoring Timing	Initial	Date	Project/ Comments
<b>AGRICULTURAL/FORESTRY RESOURCES</b>						
<p>AGFR-1: The 4-acre temporary parking zone in Area 3 shall be not be used for parking until after the hay crop is harvested. The project applicant shall remove all trash and debris from fields used for parking and return the field to productive use for the next season.</p> <p>To protect the continued agricultural use of Area 3, the applicant shall record a deed restriction on the Area 3 part of the property that would convey to the County the development rights for any development other than the existing uses. This restriction shall preclude any improvements in the area except those for agricultural purposes, such as greenhouses and barns. The restriction would allow the use of the area for parking for temporary events, and the use of ranch roads for moving people and equipment associated with those events, because no new development would be needed for these temporary uses. The deed restriction may include a clause releasing the restriction at the time the zoning and general plan are changed to limit the use of the property to agricultural uses.</p> <p>No additional mitigation is available for the loss of farmland. Two additional mitigation options—purchase of conservation easements on agricultural land and payment of fees to fund agricultural land preservation—have been found to be infeasible. The first option, purchase of conservation easements, appears to be economically infeasible for the project. According to the project applicant, purchase of an off-site easement would be economically infeasible because the applicant would not be able to afford the purchase cost. The applicant has investigated the possibility of establishing an on-site easement, but found that the property was not large enough to interest agricultural conservation groups and that the costs of an on-site easement (e.g., creating an endowment to fund the easement upfront, paying annual monitoring and reporting fees) would be too high for the applicant alone to afford. The second option, payment of mitigation fees, also appears to be infeasible, as the County does not have a mechanism for collecting and administering such fees.</p> <p>Therefore, while this mitigation measure would help reduce the farmland conversion impact, the project would still result in a net loss of farmland. The impact would therefore be significant and unavoidable.</p>	SHCP	HCPBD	Annually, prior to use of Area 3 for parking			
	SHCP	HCPBD	Prior to Rezoning			
<b>AIR QUALITY</b>						
AIR-1: The project lies within the jurisdiction of North Coast Unified Air Quality Management District (NCUAQMD). All project construction and management shall comply with NCUAQMD ordinances for dust control. Project grading and construction shall use best available fugitive	SHCP	NCUAQMD	During construction			

Note: SHCP = Southern Humboldt Community Park staff and/or consultants; HCPBD: Humboldt County Planning and Building Department; HCDEH: Humboldt County Division of Environmental Health

**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Compliance Verification		
			Monitoring Timing	Initial	Date
<p>dust control measures during operations in order to reduce the amount of particulate matter that is present in the air as a result of man-made fugitive dust sources.</p> <p>The following best management practices shall be implemented to reduce emissions and control dust during all project construction and grading activities that involve ground disturbance of 1,000 square feet or more:</p> <ol style="list-style-type: none"> <li>1. Water all active construction areas at least twice daily;</li> <li>2. Maintain at least 2 feet of freeboard for haul trucks;</li> <li>3. Cover all trucks hauling soil, sand, and other loose materials;</li> <li>4. Plant vegetative ground cover in disturbed areas as soon as possible;</li> <li>5. Cover inactive soil storage piles; and</li> <li>6. Treat accesses to a distance of 100 feet from the paved or gravel road with a 6- to 12-inch layer of wood chips or mulch, or treat accesses to a distance of 100 feet from the paved road with a 6-inch layer of gravel.</li> </ol>	SHCP	HCPBD	During medium and large events		
<p><u>AIR-2a:</u> On-site access roads used for movement of people and goods shall be watered at least twice daily for large and medium-sized events to reduce PM<sub>10</sub> emissions. Access roads shall be treated to a distance of 100 feet from the paved or gravel road with a 6- to 12-inch layer of wood chips or mulch, or accesses shall be treated to a distance of 100 feet from the paved road with a 6-inch layer of gravel.</p> <p><u>AIR-2b:</u> For large and medium-sized events, the Traffic Control Plan (see Appendix E) shall be implemented. The Traffic Control Plan demonstrates how shuttle ridership and carpools would be strongly encouraged in an effort to reduce traffic on Sprowel Creek Road; how the use of shuttle buses from both Redway, Garberville, Benbow, and Richardson Grove campground would help reduce the impact of vehicles on park properties, and how all attendees and volunteers would be encouraged to use the shuttle (e.g., by charging parking fees while shuttles would be free).</p>	SHCP	HCPBD and County Public Works	During medium and large events		
<b>BIOLOGICAL RESOURCES</b>					
<p><u>BIO-1a:</u> Major construction activities and vegetation management for fire fuel reduction shall be performed in compliance with the Migratory Bird Treaty Act (MBTA) and relevant sections of the California Fish and Wildlife Code to avoid loss of bird nests in active use. This shall be accomplished by preferably scheduling vegetation removal for fire fuel management and major construction activities outside of the bird nesting season (which occurs from February 15 to August 31) to avoid possible impacts on nesting birds if new nests are established in the</p>	SHCP	HCPBD	Prior to and during construction		

Note: SHCP = Southern Humboldt Community Park staff and/or consultants; HCPBD: Humboldt County Planning and Building Department; HCDEH: Humboldt County Division of Environmental Health

**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Initial	Date	Compliance Verification	Project/ Comments
<p>future.</p> <p>Alternatively, if these activities cannot be restricted to the non-nesting season (September 1 to February 14), a pre-construction nesting survey shall be conducted depending on the proposed activity as defined below. The pre-construction nesting survey(s) shall include the following:</p> <ul style="list-style-type: none"> <li>■ A qualified biologist (Biologist) shall conduct a pre-construction nesting bird (both passerine and raptor) survey within 7 days prior to major construction and fire fuel management activities. Construction activities requiring pre-construction surveys include: sports field improvements in the Sports Area; Environmental Camp and concession stand in the Commons Area; the new restroom, new parking, and roadway improvements in the Park Headquarters Area; and traffic circle and replacement restroom in Tooby Memorial Park. Major tree limbing and brush thinning for fire fuel management shall also require a pre-construction nesting survey when performed during the nesting season. Birds typically acclimate to on-going vegetation management practices associated with farming and property maintenance, such as hay crop harvest, field tilling, and mowing for trail clearance, special event area maintenance and other property maintenance, and no preconstruction surveys or special avoidance measures are typically considered necessary for these activities.</li> <li>■ If no nesting birds are observed, no further action is required and scheduled activities shall be initiated within 7 days of the survey to prevent take of individual birds that could begin nesting after the survey.</li> <li>■ Another nest survey shall be conducted if more than 7 days elapse between the initial nest search and the beginning of the scheduled major construction activities or fire fuel management activity during the nesting season. Follow-up nest surveys are not required for on-going maintenance activities and events because birds typically acclimate to these activities or would avoid nesting in the vicinity if sensitive to the associated noise, increase in human activity and other disturbance levels.</li> <li>■ If any active nests are encountered, the Biologist shall determine an appropriate disturbance-free buffer zone to be established around the nest location(s) until the young have fledged. Buffer zones vary depending on the species (i.e., typically 75 to 100 feet for passerines and 300 feet for raptors) and other factors such as on-going disturbance in the vicinity of the nest location. If necessary, the dimensions of the buffer zone shall be determined in consultation with the California Department of Fish and Wildlife.</li> </ul>							

Note: SHCP = Southern Humboldt Community Park staff and/or consultants; HCPBD: Humboldt County Planning and Building Department; HCDEH: Humboldt County Division of Environmental Health



**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Compliance Verification		
				Initial	Date	Project/ Comments
<ul style="list-style-type: none"> <li>■ Orange construction fencing, flagging, or other marking system shall be installed to delineate the buffer zone around the nest location(s) within which no construction-related equipment or operations shall be permitted. Continued use of existing facilities such as occupied buildings, existing parking, and site maintenance may continue within this buffer zone where the nesting birds have acclimated to these activities.</li> <li>■ No restrictions on activities outside the prescribed buffer zone are required once the zone has been identified and delineated in the field and workers have been properly trained to avoid the buffer zone area. But additional controls on lighting, noise amplification and other possible disturbance sources that could affect the viability of nest success shall be considered by the Biologist, and recommendations and restrictions defined, if necessary.</li> <li>■ Construction activities shall be restricted from the buffer zone until the Biologist has determined that young birds have fledged and the buffer zone is no longer needed.</li> <li>■ A survey report of findings verifying that any young have fledged shall be submitted by the Biologist for review and approval by the County prior to initiation of major construction activities and major fire fuel vegetation management within the buffer zone. Following written approval by the County, restricted activities within the nest-buffer zone may proceed.</li> </ul>	SHCP	HCPBD	Prior to and during construction of ballfields; on-going after construction			
<p><b>BIO-1b:</b> Agricultural practices shall be performed in a manner that ensures compliance with the Migratory Bird Treaty Act (MBTA) and relevant sections of the California Fish and Wildlife Code to avoid loss of bird nests in active use. This shall be accomplished through preparation of an Adaptive Management Plan for Protection of Nesting Bird Habitat (AMPPNBH), focusing on management practices of the hayfields and pasturelands on the site. The AMPPNBH shall be prepared by a qualified biologist with experience in conservation and agricultural management practices, and shall be completed by the onset of construction of any playing fields or other conversion of grassland habitat on the site. The AMPPNBH shall include the following components to ensure avoidance of bird nests in active use:</p> <ul style="list-style-type: none"> <li>■ If possible, defer agricultural mowing practices until near the end of the grassland bird breeding season (i.e., after July 15) on fields not used for intensive hay production. This includes areas such as fallow fields, edge habitats, marginal farmlands and weedy areas.</li> <li>■ Use flushing bars on haying equipment to alter and flush birds hiding in grass in advance of mowing equipment.</li> <li>■ Avoid nighttime mowing to reduce the risks of injure to roosting birds.</li> <li>■ Raise mower blades to 6 inches or more to minimize the potential for crushing ground nests and young.</li> </ul>						

Note: SHCP = Southern Humboldt Community Park staff and/or consultants; HCPBD: Humboldt County Planning and Building Department; HCDEH: Humboldt County Division of Environmental Health

**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Initial	Date	Compliance Verification	Project/ Comments
<ul style="list-style-type: none"> <li>■ Train equipment operators to be alert for nesting birds during mowing and other operations. Avoiding locations where birds are frequently seen and leaving small patches of unmowed field can easily protect possible nest locations that are otherwise difficult to detect in dense cover.</li> <li>■ Mow hayfields “from the inside out” rather from the perimeter toward the center, which forces birds into a continuously smaller space as they try to avoid the harvester. Gradually working toward the field edges allows birds and other animals a greater opportunity to flush outward toward surrounding cover.</li> <li>■ Use staff and volunteers from local bird clubs or conservation organizations to assist in determining where and what birds may be nesting in hayfields prior to mowing. Careful observations can determine the approximate nest locations prior to intensive mowing and hay harvest, and when birds have successfully raised their young.</li> <li>■ Consider limitations on grazing intensity where grassland nesting birds may be present.</li> </ul>							
<p>Prior to construction of the ballfields, in consultation with CDFW, prepare an Adaptive Management Plan for Protection of Nesting Bird Habitat (AMPPNBH), focusing on management practices of the hayfields and pasturelands on the site. The AMPPNBH shall be prepared by a qualified biologist with experience in conservation and agricultural management practices, and shall be completed prior to construction of any playing fields or other conversion of grassland habitat on the site. The AMPPNBH shall incorporate the above components as a long-term program for hayfield and pasture management that considers the possible disruptions that mowing, plowing, seeding, and rotation may have on grassland nesting bird species. As birds are typically faithful to nesting locations, altering management practices during the bird nesting season could have adverse consequences on nesting habitat suitability. The AMPPNBH shall be submitted to the Planning and Building Department and will be subject to the review and approval of the Planning Director in consultation with CDFW prior to authorizing any ground disturbance associated with the ballfields.</p>	SHCP, HCPBD, with involvement by applicable agencies	HCPBD	Prior to any modification to on-site wetlands and prior to construction				
<ul style="list-style-type: none"> <li>■ If on-site avoidance of jurisdictional waters, streams and wetlands identified in the SMA</li> </ul>							

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party		Compliance Verification			
	Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Initial	Date	Project/ Comments
<p>ordinance is not feasible, the WPRP shall provide compensatory mitigation at a minimum 2:1 ratio (ratio of mitigation acreage or credits to affected jurisdictional waters, streams and wetlands identified in the SWA ordinance), subject to the review and approval by the Planning Director in consultation with CDFW and other regulatory agencies. Any habitat created as compensatory mitigation shall be monitored for a minimum of 5 years or until success criteria are met, as defined in the WPRP to ensure successful establishment. The WPRP shall specify success criteria, maintenance and long-term management responsibilities, monitoring requirements, and contingency measures necessary to achieve a minimum survival rate of 85 percent of planted species following the first year of planting and 75 percent following the fourth year of planting.</p> <ul style="list-style-type: none"> <li>■ Annual monitoring reports shall be provided to the Planning Director, CDFW and other regulatory agencies before December 31 of each monitoring year, summarizing the status of revegetation efforts, and any maintenance activities performed or required. Photographs of the location from either side of the treatment area shall be included. Maintenance and monitoring shall continue until the area is completely revegetated with a minimum of 80 percent absolute cover of plants comprised of species similar to the undisturbed affected area as reviewed and approved in writing by the Planning Director in consultation with CDFW and other regulatory agencies.</li> <li>■ Orange construction fencing shall be installed at the edge of adjacent jurisdictional waters to be preserved to ensure no disturbance to these features. The construction fencing shall remain in place for the entire duration of construction to ensure construction equipment avoids these areas.</li> <li>■ A qualified biologist/restoration specialist shall meet with heavy equipment operators prior to the beginning of site-disturbing activities to explain the required mitigation, and be available during the initial phase of construction to provide situation-specific avoidance measures.</li> <li>■ Installation of the pedestrian bridges and other seasonal creek crossings or modifications shall be performed during the summer and fall months when the channels are dry, to minimize disturbance to aquatic habitat and avoid the need for temporary coffer dam and possible dewatering during construction.</li> <li>■ Any areas to be retained as natural habitat and disturbed as part of construction shall be restored to prevent erosion and contamination of nearby receiving waters. Monitoring shall be provided as part of the larger WPRP for a minimum of 5 years to ensure the disturbed area is successfully revegetated.</li> <li>■ Authorization for modifications to jurisdictional waters on the site shall be obtained by the</li> </ul>						

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Compliance Verification	
				Initial	Date
<p>applicant from the U.S. Army Corps of Engineers (Corps) under Section 404 of the Clean Water Act, the Regional Water Quality Control Board (RWQCB) under Section 401 of the Clean Water Act, and the California Department of Fish and Wildlife (CDFW) under Section 1602 of the State Fish and Game Code.</p> <ul style="list-style-type: none"> <li>All legally required permits or other authorizations shall be obtained by the applicant from the U.S. Fish and Wildlife Service (USFWS), National Marine Fisheries Service (NOAA Fisheries), and CDFW for the potential "take" of protected species under the federal and California Endangered Species Acts, if required. Although considered unlikely given the absence of suitable habitat for State- or federal-listed special-status species, the resource agencies make the determination on the need for any consultation or incidental take permits. This EIR specifically does not allow development that would require an incidental take permit. Subsequent environmental review would be required for approval of any development that requires an incidental take permit.</li> <li>Proof that all appropriate authorizations have been secured from the Corps, RWQCB, and CDFW and that adequate compensatory mitigation has been defined shall be furnished to the County prior to the issuance of a grading permit for any component of the project affecting jurisdictional waters.</li> <li>Provide over-story plantings along the western-most stream to the satisfaction of CDFW.</li> </ul> <p><b>BIO-2b:</b> To address potential indirect impacts on water quality and downgradient receiving waters in the vicinity of the site, the applicant shall implement best management practices under the Storm Water Pollution Prevention Plan (SWPPP) called for in Mitigation Measure HYDRO-1a and the Stormwater Control Plan (SCP) called for in Mitigation Measure HYDRO-1b.</p> <p>The combination of the two measures above would reduce this impact to a less-than-significant level.</p> <p><b>BIO-3a:</b> A qualified landscape architect or restoration ecologist who specializes in native habitat restoration shall be retained to incorporate the following provisions into the Landscape and Revegetation Plans for the project:</p> <ul style="list-style-type: none"> <li>Prohibit the use of highly undesirable species in landscape improvements on the site which could spread into the adjacent open space areas. Unsuitable species include: blue gum eucalyptus (<i>Eucalyptus globulus</i>), acacia (<i>Acacia</i> spp.), pampas grass (<i>Cortaderia selloana</i>), broom (<i>Cytisus</i> spp. and <i>Genista</i> spp.), gorse (<i>Ulex europaeus</i>), bamboo (<i>Bambusa</i> spp.), giant reed (<i>Arundo donax</i>), English ivy (<i>Hedera helix</i>), German ivy</li> </ul>	<p>SHCP, HCPBD, &amp; County Public Works</p>	<p>HCPBD and County Public Works</p>	<p>Prior to construction</p>	<p>Prior to use of the site for any medium or large event</p>	

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Compliance Verification			
			Monitoring Timing	Initial	Date	Project/ Comments
<p>(<i>Senecio milanioides</i>), cotoneaster (<i>Cotoneaster pannosus</i>), and periwinkle (<i>Vinca spp.</i>), among others identified in the CalEPPC List.</p> <ul style="list-style-type: none"> <li>Define maintenance and monitoring provisions to ensure the successful establishment and long-term viability of native plantings and the control and eradication of highly aggressive non-native broom and other noxious weeds. The maintenance and monitoring program shall be implemented during a minimum 5-year monitoring required as part of tree replacement and wetlands mitigation, and shall continue as part of long-term maintenance of open space areas.</li> <li>Provide adequate controls to prevent unauthorized vehicle access to natural areas to be retained. These can include appropriately placed bollards, gates, and wildlife friendly fencing that serves to control unauthorized vehicle access but allows for movement by larger terrestrial wildlife.</li> <li>Provide for reseeded of all graded slopes not proposed for roadways and other improvements with a mix of native grasses and forbs appropriate for the site rather than a conventional seed mix typically used for erosion control purposes to replace and improve existing habitat values of grasslands disturbed on the site.</li> </ul>	SHCP	HCPBD	During project operation and prior to occupancy permit (for lighting)			
<p><b>BIO-3b:</b> Measures recommended in Mitigation Measures BIO-1, BIO-2a, BIO-2b, BIO-3a, and BIO-4 would serve to partially protect important natural habitat on the site for wildlife, avoid the potential loss of nests in active use, and minimize disturbance to wetlands and provide for replacement of affected jurisdictional waters. The following additional provisions shall be implemented to further protect wildlife habitat resources that could otherwise be compromised as part of the project:</p> <ul style="list-style-type: none"> <li>Permanent and temporary lighting shall be carefully designed and controlled to prevent unnecessary illumination of natural habitat on the site. Lighting shall be restricted to the immediate vicinity of areas necessary to provide the minimum level necessary for safety purposes to illuminate pathways and other outdoor areas. Lighting shall generally be kept low to the ground, directed downward, and shielded to prevent illumination into adjacent natural areas.</li> <li>Dogs and cats shall be kept on leash at all times when on trails and natural areas on the site.</li> <li>All garbage, recycling, and composting shall be kept in closed containers and latched or locked to prevent wildlife from using the waste as a food source. This shall include trash generated during temporary special events.</li> </ul>						

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible		Compliance Verification	
	Responsible for Implementation	Responsible for Monitoring	Monitoring Timing	Initial Date
<p><b>BIO-4:</b> Implementation of Mitigation Measures BIO-2a and BIO-2b would ensure adequate mitigation is provided for the direct loss of jurisdictional waters on the site, that protection and restoration of nearby waters is provided by the project, and that required authorizations are secured by regulatory agencies with evidence of compliance provided to the County prior to issuance of a grading permit. The following additional provisions shall be implemented to ensure conformance with relevant policies and standards in the County's General Plan and to meet with the intent of the SMA Ordinance:</p> <ul style="list-style-type: none"> <li>Provide compliance with Section 314-61.1, Streamside Management Area Ordinance of the Zoning Code and secure all required permits for any modifications to regulated habitat areas along streams and other wet areas.</li> <li>Relocate the portion of the Environmental Camp in Area 4 so that it is sited outside of the 50-foot buffer setback along the adjacent seasonal creek to the east. Although potential impacts associated with the few tents and other improvements near the top of bank are relatively minor, the buffer area is important to minimize vegetation removal, trampling and concentrated human activity along the seasonal creek.</li> <li>Restrict use of the Temporary Event facilities in Area 4 to the dry season (May 1 to October 31) to minimize disturbance to nearby seasonal aquatic habitat associated with the seasonal creeks. Exception to this restriction period may be authorized if field inspection verifies that surface water is no longer present in the spring months and that rains are not forecast in the fall months.</li> <li>Provide pedestrian bridge crossings over the seasonal creeks in the vicinity of the Temporary Event facilities and the Environmental Camp along designated trails to avoid concentrated pedestrian activity in the channel bottom.</li> <li>Install split rail fencing and interpretive signage to direct park users to designated creek crossing locations and minimize the potential for concentrated informal crossings of the creek channels.</li> </ul>	SHCP	HCPBD	Prior to construction of the pedestrian bridge in Area 4	
	SHCP	HCPBD	Prior to use of Area 4 for camping	
	SHCP	HCPBD	On-going	
	SHCP	HCPBD	Prior to use of Area 4 for camping	
	SHCP	HCPBD	(same as above)	

**BIO-5:** Recommendations contained in the Water Supply and Demand Analysis and Potential Impacts on Surface Water and Aquatic Habitat (WSDAPISWAH) shall be implemented to address the project's contribution to cumulative impacts on aquatic life in the South Fork Eel River. These consist of the following and are described in more detail below: 1) general recommendations for design and operation of the park, 2) adaptive management practices during times of water scarcity, and 3) controls on water availability through increased water storage capacity and restrictions on flow diversions from the South Fork Eel River during the dry season.

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Initial	Date	Project/ Comments
<p><b>General Recommendations</b></p> <p>The following are general recommendations to address the project contribution to cumulative impacts on aquatic life in the South Fork Eel River and to improve the beneficial effects of the project on improving habitat conditions. Some of these must be rigidly enforced, such as use of appropriate drought-tolerant turfgrass species and appropriate irrigation design that can substantially reduce water demand. These are very specific recommendations where compliance with the recommendation can be established as a performance standard for the measure.</p> <ul style="list-style-type: none"> <li> <p><b>Improvements to Water Storage Capacity</b> – As a goal of improving habitat conditions, the applicant shall work with the appropriate specialists to improve water storage capacity on the site. The project vicinity typically receives an average of 58 inches of precipitation, but the majority of the precipitation occurs between mid-October and mid-May. Thus, retaining water on-site during the wet season and allowing it to discharge back into the river during the dry season is the best means of further enhancing the hydrologic benefits that the park already provides. Water can be retained on-site by enhancing wetlands, restoring riparian areas, constructing infiltration or water storage ponds, and storing water in tanks. It is likely that enhancing groundwater recharge by enhancing wetlands, and restoring riparian areas would be the least expensive and infrastructure-intensive means of accomplishing this goal and would bring with it a suite of additional environmental benefits.</p> </li> <li> <p><b>Installation of Drought-tolerant Turfgrass</b> – Drought-tolerant cool turfgrass species, such as Native Bentgrass™ from Delta Bluegrass, Zoysia 'De Anza', and/or Buffalo grass 'UC Verde' shall be used for turf plantings in the playfields and other areas of irrigated turf on the site. Each species and cultivar has differing benefits and advantages, but factors that shall be considered when selecting the type(s) of grass to be planted include evapotranspiration potential, drought tolerance, dormancy, soils structure and fertility, fertilizer demand, mowing height, invasive weed potential, and durability. Species that are recognized as an invasive species by the California Invasive Plant Council shall not be used. A landscaping firm experienced in turfgrass cultivation in similar Mediterranean climate zones shall be consulted by the applicant in selecting the exact species and cultivars for the playfields. Hybridized drought-resistant grass species and cultivars typically use about 70 percent of the water required by non-hybridized species.</p> </li> <li> <p><b>Appropriate Design of Irrigation Systems</b> – Irrigation systems shall be designed with best available irrigation technologies, and be low-to-the ground and subsurface to reduce the potential for evaporation. Generally, sprinkler systems that apply water as close to the ground surface as possible will result in less evaporative loss. In addition, watering shall</p> </li> </ul>	SHCP	HCPBD	On-going			
	SHCP	HCPBD	During construction of the ballfields			
	SHCP	HCPBD	During construction of the ballfields			

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TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Compliance Verification	
				Initial	Date
<p>occur at night or in the early morning hours, which also reduces evaporation.</p> <ul style="list-style-type: none"> <li> <p><b>Seasonal Restrictions for Irrigation</b> – Most importantly, the irrigation allowance shall be determined based on the characteristics of each water year (when and how much precipitation falls) as that should influence how playfields are managed. Deciding when to cease irrigating the playfields is one of the most critical adaptive management measures for mitigating the potential adverse impacts associated with turf irrigation, and restrictions are defined further below under recommendations for adaptive management.</p> </li> </ul>	SHCP	HCPBD	Annually before irrigation		
<p><b>Adaptive Management Practices</b></p> <p>There is a hierarchy of need for water in most communities during times of water scarcity. While sports fields are important for communities to congregate, turfgrass can be replanted after a drought in which irrigation is halted and grass dies. Water needed for direct human consumption often overrides most other uses, trailed closely by irrigation for food crops, and water needed to support instream beneficial uses. However, while alternative water supplies may sometimes be available for human needs, requirements for aquatic organisms can only be met through maintenance of life-sustaining minimum flows and viable water quality. Given the drought conditions that have been ongoing for at least 3 years (at the time of this writing), irrigation of the sports field during extended drought conditions is likely to be highly scrutinized and of reduced priority compared to other needs.</p> <p>For this reason, the WSDAPISWAH recommends establishing a water budget for various irrigation demands on the site, as well as a triggering mechanism for the reduction or cessation of irrigation during periods of water shortage, based on higher priority uses. There are likely to be several tiers of demand within the beneficial uses that currently need to be serviced at the site including direct human consumption, residential uses, irrigation of trees and other established semi-permanent vegetation, irrigation of annual row crops, irrigation of turfgrass, and irrigation of pasture/wetlands. This water budget and management procedures would be defined as part of an Adaptive Management Plan for the site, as required below.</p> <p>The monitoring and management strategy defined in the Adaptive Management Plan shall consider current riverine, atmospheric, and antecedent precipitation conditions when determining the quantity of water available to irrigate turfgrass on the playfields. When the design and construction of new facilities is initiated, they shall be informed by the findings contained in the Adaptive Management Plan, and the findings shall be used in determining what type of and how many playfields are to be constructed. Phasing of the playfield</p>	SHCP	HCPBD	Prior to construction of any playing fields		

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Compliance Verification			
			Monitoring Timing	Initial	Date	Project/ Comments
<p>construction would also allow field capacities to equilibrate with user demand and resource availability.</p> <p>The WSDAPISWAH recommends that the irrigation cutoff threshold for the playfields be significantly higher than the 17-cubic-foot-per-second (cfs) flow conditions in the South Fork Eel River observed in July 2015. A threshold of 30 cfs beyond which the playfields could only be irrigated with stored or recycled water is recommended. This threshold would result in less vigorous turf at the onset of the wet season. One adaptation could be rotating the location(s) and layout(s) of fields in active use throughout the dry season in a manner that spreads the recreational impact on desiccated turf throughout the entire playfield area.</p> <p>The following measures are recommended to provide adaptive management in future water use at the site:</p> <ul style="list-style-type: none"> <li>Develop an Adaptive Management Plan by a qualified hydrologist/landscape contractor that establishes a reliable means of determining the annual irrigation water diversion cutoff date. The Adaptive Management Plan shall be in place by the onset of construction of any playing fields.</li> <li>Consult with turfgrass and sports field irrigation system experts before laying out sports fields and designing irrigation systems in order to determine the best drought-tolerant turfgrass and irrigation strategies to reduce water consumption.</li> <li>Refine the water demand summary for agricultural areas and turfgrass (from the 2014 "Water Supply and Demand Analysis Memorandum" prepared for the project applicant by GHD; see Appendix G of the Draft EIR) using the WSDAPISWAH Estimated Water Demand to provide more detail for the site.</li> </ul>	SHCP	HCPBD	Prior to construction of the ballfields			
<p><b>Future Water Storage and Restrictions on Flow Diversions</b></p> <p>The Lake and Streambed Alteration Agreement (L-SAA) with the California Department of Fish and Wildlife (CDFW) allows up to 2,000 gallons per day or 10 percent of the streamflow to be diverted from the spring currently used by the applicant between November 1 and July 1 of each year. The other diversion serving the site is from an infiltration gallery in the South Fork Eel River that is allowed to operate at a maximum diversion rate of 0.24 cfs. Use of the infiltration gallery currently does not have a specified period of diversion in the LSA.</p> <p>The following measures are recommended to improve future water storage and ensure adequate restrictions on in-channel diversions that could otherwise result in a cumulatively significant contribution to adverse effects on the aquatic habitat of the South Fork Eel River during the dry season:</p>	SHCP	HCPBD	Prior to construction of the ballfields			

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<ul style="list-style-type: none"> <li>The applicant shall install additional non-potable water storage facilities on the site for irrigation and as a source of fire suppression water for the Main Agricultural and Forestland areas.</li> </ul>	SHCP	HCPBD	Prior to construction of the ballfields			
<ul style="list-style-type: none"> <li>Diversion from the South Fork Eel River infiltration gallery shall cease when the flow at Sylvandale (USGS Gauge #11476500) is nominally less than 30 cfs.</li> </ul>	SHCP	HCPBD	On-Going			
<ul style="list-style-type: none"> <li>SHCP staff will track streamflow at Sylvandale (USGS Gauge #11476500), available from USGS website) between July 1<sup>st</sup> and October 31<sup>st</sup>. If streamflow drops below 40 cfs, streamflow data will be checked daily before diverting water from the South Fork Eel River infiltration gallery for sports field irrigation. No diversion from the South Fork Eel River infiltration gallery will occur when the collected streamflow data shows the flow at Sylvandale (USGS Gauge #11476500) is less than 30 cfs. The LSAA with the CDFW requires that streamflow be measured prior to any diversion if water is diverted between July 1 and October 31. Measurements shall be taken at USGS Gauge 11476500.</li> </ul>	SHCP	HCPBD	On-Going			
<ul style="list-style-type: none"> <li>A report consisting of streamflow measurements and diversion data will be submitted annually by December 31<sup>st</sup> to the Planning Director and the CDFW. The report shall also assess the effectiveness of the mitigation measure, and make recommendations for increasing the efficacy of the mitigation, if needed. This report shall be subject to the approval of the Planning Director in consultation with the CDFW.</li> </ul>	SHCP	HCPBD	Annually by December 31 <sup>st</sup>			
<ul style="list-style-type: none"> <li>The applicant shall secure other funding to install additional water storage tanks and other on-site facilities to improve availability during the dry season. The additional water storage capacity can be defined as part of the Adaptive Management Plan, and preferably implemented in conjunction with construction of the future sports fields. Depending on the location selected for these tanks and other storage facilities, additional environmental review may be required. Any necessary environmental review shall be conducted before the facilities are installed.</li> </ul> <p>The combination of the measures above would reduce the project's contribution to the cumulative impact to less than significant.</p>	SHCP	HCPBD	On-going			
<b>CULTURAL RESOURCES</b>						
<p><b>CULTURAL-1:</b> Any remodel, reconfiguration, or rehabilitation of the ranch house, cabin, garage, or other contributing buildings to the historical Wood/Tooby Ranch Complex by the project shall be conducted in accordance with the Secretary of the Interior's Standards for Rehabilitation (Standards), and undertaken with the assistance of an individual meeting the</p>	SHCP	HCPBD	Prior to construction, remodel, or reconfiguration of buildings in Area 2.			

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Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Compliance Verification		
			Monitoring Timing	Initial	Date
<p>Secretary of the Interior's Professional Qualifications Standards for historic architecture (qualified architect). The qualified architect shall review the applicant's plans for work on the Wood/Tooby Ranch Complex buildings and provide written recommendations to the applicant and County to ensure that modifications to historical buildings are done in compliance with the appropriate standards. The qualified architect shall oversee remodeling, reconfiguration, or rehabilitation of the historical buildings to ensure that work is done in compliance with the standards. The County shall ensure that the recommendations of the qualified architect are followed as a condition of project approval.</p> <p><b>CULTURAL-2a:</b> The Site Monitoring and Protection Protocols described in the Community Park Cultural Resources Management Plan (Venwayen and Whiteman, 2008) shall be implemented for the project. These monitoring and protection protocols include the following:</p>					
<p>1. <b>Placement of Protective and/or Interpretive Signs:</b> Signs shall be placed at strategic locations in the community park—such as near restrooms, at kiosks, and trailheads—prohibiting surface collection of artifacts or digging in archaeological sites.</p>	SHCP	HCPBD	Prior to construction and prior occupancy permit for restrooms in Area 1 and Area 5		
<p>2. <b>Site Patrols:</b> Community park staff shall routinely patrol archaeological resources, particularly during mid-size and festival-size events, to ensure that visitors remain on designated trails and away from archaeological deposits. Community park staff shall maintain a record of archaeological site inspections, including the date of inspection, observed damage or sources of potential damage (e.g., volunteer trails or cattle grazing) to archaeological resources. At its discretion, the County may request a copy of the inspection record(s) from the applicant. If damage or sources of potential damage to archaeological resources is observed, community park staff shall implement site-specific measures to mitigate or prevent further damage. Such measures may include fencing to prevent incursion on archaeological deposits, signs requesting that visitors stay on designated trails, and planting of dense vegetation near archaeological resources to reduce the potential for site incursion.</p>	SHCP	HCPBD	During all medium and large events		
<p>3. <b>Fencing:</b> A fence or section of fence shall be used to direct foot traffic away from archaeological resources on the project site. Temporary chain-link fencing or construction fencing could be used to keep people off archaeological sites during mid-size and festival-size events.</p>	SHCP	HCPBD	Prior to and during all medium and large events		
<p>4. <b>Archaeological Survey:</b> Prior to project ground disturbance within 100 feet of a recorded archaeological resource, a qualified archaeologist meeting the Secretary of the Interior's Professional Qualifications Standards shall conduct a survey to ensure that archaeological</p>	SHCP	HCPBD	Prior to grading for ballfields and construction of any buildings		

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<p>deposits would not be affected by the project. If an archaeological deposit is identified during the survey, project activities shall be redirected to avoid the deposit. If project activities cannot be redirected, the archaeological deposit shall be evaluated and mitigation carried out, as appropriate. Such mitigation may include a controlled excavation to recover archaeologically and historically significant information as well as public outreach and interpretation.</p>	SHCP	HCPBD	During review of project construction specs, prior to construction			
<p><b>CULTURAL-2b:</b> Prior to project approval, the County shall ensure that the following compulsory specification be included in the project construction contract plans:                      If cultural resources greater than 50 years old, such as chipped or ground stone, historical debris, building foundations, or bone are discovered during project ground disturbance, work shall be stopped within 20 meters (66 feet) of the discovery. Work near the archaeological finds shall not resume until a professional archaeologist has evaluated the materials and offered recommendations for further action.                       The combination of the two measures above would reduce this impact to a less-than-significant level.</p>	SHCP	HCPBD	During review of project construction specs, prior to construction			
<p><b>CULTURAL-3:</b> Refer to Mitigation Measures CULTURAL-2a and CULTURAL-2b. Implementation of Mitigation Measures CULTURAL-2a and CULTURAL-2b would reduce this potential impact to human remains by (1) establishing controls and protocols that would decrease the likelihood of public intrusion or destruction of archaeological resources containing human remains, i.e., through the use of signs, site patrols, and temporary fencing; and (2) establishing notification procedures for construction personnel in the event that archaeological resources and/or human remains are identified during project implementation.</p>	SHCP	HCPBD	During review of project construction specs, prior to construction			
<b>GEOLOGY AND SOILS</b>						
<p><b>GEO-1:</b> As a condition of approval for any grading or construction permits for the project, a design-level geotechnical investigation shall be prepared by a licensed professional and submitted to the Humboldt County Building Department for review and approval. The geotechnical review shall verify that the project plans incorporate the recommendations for design contained in the preliminary geotechnical report, the current California Building Code (CBC), and other applicable design standards. All design measures, recommendations, design criteria, and specifications set forth in the design-level geotechnical review shall be implemented as a condition of project approval.</p>	SHCP	HCPBD	Prior to grading or construction of any building.			

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Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Compliance Verification			
			Monitoring Timing	Initial	Date	Project/ Comments
<b>GREENHOUSE GAS EMISSIONS</b>						
GHG-1: The project applicant shall implement the following measures to reduce greenhouse gas (GHG) emissions: 1. Design buildings to be energy-efficient. 2. Site buildings to take advantage of shade, prevailing winds, and landscaping to reduce energy use. The project shall make use of strategically-placed shade trees. 3. Limit the hours of operational outdoor lighting. 4. Install renewable systems where feasible, including solar and tank-less hot water heaters. 5. Create water-efficient landscapes. All landscaped areas shall be designed to reduce their water requirements. Landscaping shall make extensive use of drought-tolerant species. 6. Install water-efficient irrigation systems and devices, such as soil moisture-based irrigation controls. 7. Control irrigation by systems designed to ensure water-efficiency.	SHCP	HCPBD	During plan review and prior to construction			
<b>HAZARDS AND HAZARDOUS MATERIALS</b>						
HAZ-1: As a condition of approval for project construction and demolition permits, a hazardous building materials survey shall be conducted by a qualified and licensed professional for all structures proposed for demolition or renovation as part of the project. All loose and peeling lead-based paint and asbestos-containing materials shall be abated by a certified contractor in accordance with local, state, and federal requirements. All other hazardous materials shall be removed from buildings prior to demolition in accordance with California Division of Occupational Safety and Health (DOSH) and California Department of Toxic Substances Control (DTSC) regulations. The completion of the abatement activities shall be documented by a qualified environmental professional and submitted to the County with applications for issuance of construction and demolition permits.	SHCP	HCPBD	Prior to any demolition or renovation of any structure.			
<b>HYDROLOGY AND WATER QUALITY</b>						
HYDRO-1a: Consistent with the requirements of the statewide Construction General Permit, the project applicant shall prepare and implement a Storm Water Pollution Prevention Plan (SWPPP) designed to reduce impacts on surface water quality through the project construction period.  The SWPPP shall be prepared by a qualified stormwater professional (QSP). The SWPPP	SHCP	HCPBD and County Public Works	Prior to grading and construction			

Note: SHCP = Southern Humboldt Community Park staff and/or consultants; HCPBD: Humboldt County Planning and Building Department; HCDEH: Humboldt County Division of Environmental Health

**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party			Compliance Verification		
	Responsible for Ensuring Implementation	Responsible for Monitoring	Monitoring Timing	Initial	Date	Project/ Comments
<p>shall include the minimum best management practices (BMPs) required in Attachment C for Risk Level 1 discharges, Attachment D for Risk Level 2 dischargers, or Attachment E for Risk Level 3 dischargers (as applicable, based on final determination of the proposed project's Risk Level status [to be determined as part of the Notice of Intent for coverage under the Construction General Permit]). BMP implementation shall be consistent with the BMP requirements in the most recent version of the California Stormwater Quality Association Stormwater Best Management Handbook-Construction or similar guidance. BMPs shall include all measures necessary to prevent sediment from the project site from being discharged during drainage.</p> <p>The SWPPP shall include a construction site monitoring program that identifies requirements for dry weather visual observations of pollutants at all discharge locations and, as appropriate, depending on the proposed project Risk Level, sampling of the site effluent and receiving waters. (Receiving water monitoring is only required for some Risk Level 3 dischargers.) If the proposed project is Risk Level 2 or 3, the project applicant shall also include requirements for Rain Event Action Plans as part of the SWPPP, a Rain Event Action Plan is a written document that must be prepared within 48 hours of any likely precipitation event, describing actions that will be implemented to protect all exposed portions of the site from the predicted precipitation. BMPs shall include measures for dust control, erosion prevention, sediment control, construction vehicle traffic controls and tire washes, and material storage, spill prevention, and housekeeping protocols.</p>	SHCP	HCPBD and County Public Works	Prior to grading and construction			
<p><b>HYDRO-1b:</b> As a condition of approval for all grading and construction permits for the project site, the applicant shall prepare and implement a Stormwater Control Plan (SCP) for the project site consistent with all requirements of the MS4 National Pollutant Discharge Elimination System (NPDES) Permit as implemented by the Humboldt County Public Works Department. The SCP shall include, but not be limited to, BMPs designed into project features and operations to reduce potential impacts on surface water quality and to manage changes in the timing and quantity of runoff associated with development of the project site. The BMPs shall include Low Impact Development (LID) measures, such as minimizing disturbed areas and impervious cover and then infiltrating, storing, detaining, evapotranspiring, and/or biotreating stormwater runoff close to its source, to the maximum extent practicable. The potential for irrigation water runoff containing sediment or other contaminants will be addressed in the SCP, and any BMPs and LID measures to address irrigation water runoff will be included. Increased stormwater runoff may not be channeled or directed to flow across the traveled section of a County roadway, and drainage must be contained at the edge of the</p>						

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Compliance Verification	
				Initial	Date
County road surface. Funding for the maintenance of all BMPs for the life of the proposed project shall be specified.					
<b>HYDRO-2:</b> As a condition of approval for building, grading, and construction permits at the project site, the applicant shall provide detailed plans for septic and wastewater disposal systems. The plans shall be prepared by a qualified professional and shall implement best available technology in the selection and installation of septic systems in compliance with state and county requirements. As a condition of approval for certificate of occupancy of the project site, the applicant shall provide evidence that the septic system is operating efficiently, that adequate capacity exists to address proposed site uses, and that a maintenance plan has been prepared and implemented for the system.	SHCP	HCDEH	Prior to construction of new restrooms and prior to occupancy		
<b>LAND USE AND PLANNING</b>					
<b>LAND-1:</b> The project applicant shall comply with all applicable mitigation measures identified in this EIR. Compliance with these measures would generally ensure that project conflicts with applicable Humboldt County General Plan policies would be reduced to less-than-significant levels. As indicated in Impact and Mitigation Measure AGFR-1, however, the loss of agricultural land that would result from the project would be a significant, unavoidable impact. The project's conflict with Humboldt County General Plan policies for protecting agricultural land would therefore be significant and unavoidable.	SHCP	HCPBD	As stated for other mitigation measures		
<b>Noise</b>					
<b>NOISE-1a:</b> A dispersed (satellite speaker) sound system around the stage and audience area of large amplified music events at the main stage in Area 4A and medium-sized music events at the western stage in Area 2 shall be used to lower point-source sound levels from that of a stage only speaker system. Sound levels needed to produce acceptable sound coverage of an audience with such a system are typically lower than those using stage-mounted speakers. The combination of the measures above would reduce this impact to a less-than-significant level.	SHCP	HCPBD	Prior to and during on-site medium and large events		
<b>NOISE-1b:</b> The following sound level limits shall be employed for all outdoor events involving speech or voice/music amplification at the park: 1. Any outdoor speech or voice/music amplification at the main, secondary or southern stage areas in Area 4A after 10:00 PM shall be limited to a maximum noise level of 90 dBA at	SHCP	HCPBD	During events on the site <sup>2</sup>		

<sup>2</sup> The County may choose to hire an outside consultant to do this monitoring and reporting during events or may request that the applicant monitor and provide results to County staff for the first 3 years of operation.

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Initial	Date	Project/ Comments
100 feet from the sound source.						
2. Any outdoor speech or voice/music amplification at the western stage in Area 2 after 10 PM shall be limited to a maximum noise level of 85 dBA at 100 feet from the sound source.						
3. Daytime outdoor speech or voice/music amplification at the main, secondary or southern stage areas in Area 4A shall be limited to a maximum noise level of 95 dBA at 100 feet from the sound source; and						
4. Daytime outdoor speech or voice/music amplification at the western stage in Area 2 shall be limited to a maximum noise level of 90 dBA at 100 feet from the sound source.						
<b>NOISE-1c:</b> A Noise Management Plan, including the following provisions, shall be developed and implemented for use at the large- and medium-sized events that may generate noise levels in excess of the limits in the Humboldt County General Plan:	SHCP	HCPBD	Prior to occupancy permit			
1. The plan shall establish a position at which maximum event noise levels may be verified noise to show compliance with Mitigation Measure NOISE-1b;						
2. Park staff shall obtain and be trained in the use of a sound level meter so as to capable of determining compliance with noise limits;						
3. A member of the park's Board of Directors or management staff shall be designated as a complaint response coordinator and shall be responsible for responding to any local complaints about event-related noise;						
4. If noise complaints are received during any event, noise shall be monitored during the next (subsequent) event at the residence from which noise complaints were received, and appropriate measures identified to reduce the impact to a less-than-significant level; and						
5. Records of noise complaints shall be filed with the Humboldt County Planning Department at least once per year and included in any required annual report reviewed by the Planning Commission.						
<b>NOISE-1d:</b> The project shall be subject to the following annual reporting and review requirements:	SHCP	HCPBD	Annually when medium or large events occur			
1. By December 31 of each year a medium-sized or large-sized event is held, the applicant shall prepare and submit 15 copies of a post-event report discussing that year's concert. Verification of attendance levels shall be discussed.						
2. The report shall focus on assessing the effectiveness of the plan of operation, mitigation						

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party		Compliance Verification			
	Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Initial	Date	Project/ Comments
<p>measures, and monitoring program. The report shall also contain written correspondence from agencies participating in monitoring and/or affected by the event (i.e., Planning Department, Division of Environmental Health, Sheriff's Office, and Public Works).</p> <p>3. Responses to all concerns and issues identified in the report shall be provided and appropriate measures to be undertaken at the following year's event identified as needed. The annual report shall include sufficient data to assess the effectiveness of all required mitigation measures in relation to the total daily attendance and noise.</p> <p>4. The Humboldt County Planning Commission shall review the post-event report within 120 days of receiving the report. The total attendance levels for medium- and large-sized events shall be determined by the Planning Commission on an annual basis after review and approval of the annual report. The allowed attendance levels for medium-sized events shall range from a low of 800 to a maximum of 2,500 persons total. A large-sized event ranging from 2,500 to 4,000 attendees is not allowed until the Planning Commission has reviewed and approved two consecutive annual reports for medium-sized events with attendance levels of at least 1,800 persons. In consultation with the reviewing agencies, the Planning Commission may waive the annual reporting requirements for medium- and large-sized events for up to 5 years should the applicant demonstrate the use has been conducted in conformance with all the required mitigation, and no changes in attendance levels or mitigation measures are proposed.</p> <p>5. To address area concerns that may arise, the applicant shall hold a minimum of one community meeting in the vicinity of the site within 90 days of each large-sized event. This requirement may be waived by the Humboldt County Planning Director in consultation with the reviewing agencies if no significant community issues have been reported during that year's large-sized event.</p>	HCPBD	HCPBD	During construction			
<p><b>NOISE-2:</b> The following best management practices shall be incorporated into the project:</p> <ul style="list-style-type: none"> <li>▪ Restrict noise-generating activities at the construction site or in areas adjacent to the construction site to the hours of 7:00 AM to 5:00 PM, Monday through Friday, and to the hours of 10:00 AM to 5:00 PM, Saturday and Sunday.</li> <li>▪ Equip all internal combustion engine driven equipment with intake and exhaust mufflers that are in good condition and appropriate for the equipment.</li> <li>▪ Strictly prohibit unnecessary idling of internal combustion engines.</li> <li>▪ Locate stationary noise-generating equipment, such as air compressors or portable power generators, as far as possible from sensitive receptors. Construct temporary noise barriers</li> </ul>						

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Compliance Verification	
				Initial	Date
<p>to screen stationary noise-generating equipment when located near adjoining sensitive land uses. Temporary noise barriers could reduce construction noise levels by 5 dBA.</p> <ul style="list-style-type: none"> <li>■ Use "quiet" air compressors and other stationary noise sources where technology exists.</li> <li>■ Route all construction traffic to and from the project site via designated truck routes, where possible. Prohibit construction-related heavy truck traffic in residential areas, where feasible.</li> <li>■ Designate a "disturbance coordinator," who would be responsible for responding to any local complaints about construction noise. The disturbance coordinator shall determine the cause of the noise complaint (e.g., starting too early, bad muffler, etc.) and shall require that reasonable measures warranted to correct the problem be implemented. Conspicuously post a telephone number for the disturbance coordinator at the construction site and include in it the notice sent to neighbors regarding the construction schedule.</li> </ul> <p>With the incorporation of these practices, the noise impact resulting from project construction would be reduced to a less-than-significant level.</p>					
<b>PUBLIC SERVICES</b>					
<p>The applicant shall enter into an agreement with the Sheriff, CalFire, local fire agencies, and traffic control providers (CHP and CalTrans) to reimburse the affected agencies for unrecoverable expenses they will incur from increased service levels for all medium and large events.</p> <p>The Planning Division shall refer the annual report to the affected agencies for comments considered each year by the Planning Commission.</p>	SHCP	HCPBD	Prior to any medium or large event		
<b>RECREATION</b>					
<p><b>REC-1:</b> The project shall comply with all applicable mitigation measures identified in this EIR. Compliance with these measures would ensure that the impact of recreational facilities included in the project would be reduced to a less-than-significant level.</p>	SHCP	HCPBD	As identified for other mitigation measures		
<b>TRANSPORTATION/TRAFFIC</b>					
<p><b>TRAFFIC-1a:</b> As indicated in the Traffic Assessment Management Control Plan for the project, for events that are expected to exceed 1,200 attendees, flaggers shall be stationed at</p>	SHCP	HCPBD	During events exceeding 1,200		

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Compliance Verification		
			Monitoring Timing	Initial	Date
the intersection of Redwood Drive/Sprawl Creek Road at the conclusion of the event to direct traffic and to reduce delays.					
<b>TRAFFIC-1b:</b> For events having more than 2,000 attendees, shuttle buses shall be employed to reduce the total number of vehicles leaving the site to a maximum of 700 outbound vehicles in a single hour.	SHCP	HCPBD	During events exceeding 2,000 persons		
<b>TRAFFIC-1c:</b> At medium-sized events, data regarding the number of attendees and resulting volumes of traffic shall be collected so that the number of trips can be monitored and thresholds adjusted if it is determined that attendance patterns or average vehicle occupancy are substantially different from what was assumed. These data shall be included in the annual report reviewed by the Humboldt County Planning Commission.	SHCP	HCPBD	Annual review of reports		
<b>TRAFFIC-1d:</b> During the large festival events, on-site parking shall be limited to 500 spaces for attendees and 200 spaces for vendors and others working the event. While the vendors and others employed during the festival would likely remain on-site for an hour or more after the event concludes, the limited parking would ensure that the amount of traffic generated during a single hour results in trips that can be adequately handled by the street network. All other attendees would need to arrive by shuttle from off-site parking fields. It is understood that this is how the festival currently operates in Benbow, where there is substantially less parking than could be made available at the project site.	SHCP	HCPBD	During large events		
<b>TRAFFIC-1e:</b> Festival parking passes shall be made available through advance purchase only, with a variety of purchase options, including buying them on-line or at the usual local ticket outlets where attendees purchase their event tickets. The number of parking passes that can be issued shall be limited for each day of the festival to 500. A separate pass shall be required for each day, with the passes to be displayed on the dashboard of the vehicle. The above requirements shall be addressed in the project's Traffic Management Assessment Control Plan (see Appendix E).	SHCP	HCPBD	During review of Traffic Management Assessment Control Plan		
<b>TRAFFIC-1f:</b> The project shall be subject to the following annual reporting and review requirements:	SHCP	HCPBD	Annual review when medium or large events occur		
1. By December 31 of each year during which a medium- or large-sized event is held, the applicant shall prepare and submit 15 copies of a post-event report discussing that year's event(s). Verification of attendance levels shall be discussed.					
2. The report shall focus on assessing the effectiveness of the plan of operation, mitigation measures, and monitoring program. The report shall also contain written correspondence from agencies participating in monitoring and/or affected by the event (i.e., Humboldt County Planning Division, Division of Environmental Health, Sheriff's Office, and Public Works Department).					

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Initial	Date	Project/ Comments
<p>3. Responses to all concerns and issues identified in the report shall be provided, and appropriate measures to be undertaken at the following year's event(s) identified as needed. The annual report shall include sufficient data to assess the effectiveness of all required mitigation measures in relation to the total daily attendance and traffic volume and intensity, and potential safety hazards to pedestrians and bicyclists.</p>						
<p>4. The post-event report shall be submitted to the Humboldt County Planning Commission for review. The total allowable attendance levels for medium- and large-sized events shall be determined by the Planning Commission on an annual basis after review and approval of the annual report. The allowed attendance levels for medium-sized events shall range from a low of 800 to a maximum of 2,500 persons total. A large-sized event ranging from 2,500 to 4,000 attendees is not allowed until the Planning Commission has reviewed and approved two consecutive annual reports for medium-sized events with attendance levels of at least 1,800 persons. In consultation with the reviewing agencies, the Planning Commission may waive the annual reporting requirements for medium- and large-sized events for up to 5 years should the applicant demonstrate the use has been conducted in conformance with all of the required mitigations, and no changes in attendance levels or mitigation measures are proposed.</p>						
<p>5. To address area concerns that may arise, the applicant shall hold a minimum of one community meeting in the vicinity of the site within 90 days of each large-sized event. This requirement may be waived by the Humboldt County Planning Director in consultation with the reviewing agencies if no significant community issues have been reported during that year's large-sized event.</p>						
<p>The above combination of mitigation measures would reduce this impact to a less-than-significant level.</p>						
<p><u>TRAFFIC-2</u>: Refer to Mitigation Measures TRAFFIC-1a through 1f and Mitigation Measures TRAFFIC-4a through 4e.</p>	<p>See Mitigation Measures TRAFFIC-1a through 1f above and TRAFFIC-4a through 4e below</p>	<p>See Mitigation Measures TRAFFIC-1a through 1f above and TRAFFIC-4a through 4e below</p>				

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Compliance Verification			
			Monitoring Timing	Initial	Date	Project/ Comments
<b>TRAFFIC-3:</b> During events held in the Community Commons (Areas 4A and 4B), warning signs shall be posted along Sprowel Creek Road in advance of the driveway indicating that there is potentially stopped traffic ahead. While drivers would typically be able to make the left turn with little, if any, delay, this safety measure would ensure that there is adequate warning for drivers approaching the area.	SHCP	County Public Works	During medium and large events			
<b>TRAFFIC-4a:</b> For medium-sized special events and the festival, a temporary marked crosswalk shall be created connecting the Tooby Memorial Playground to the Park Headquarters area. The crossing shall be placed to maximize sight lines, and during periods of peak usage, there shall be a crossing guard or flagger available to assist pedestrians and control traffic. This measure is included in the Traffic Assessment Management Control Plan (see Appendix E).	SHCP	County Public Works	At review of Traffic Assessment Management Control Plan and checkups during events			
<b>TRAFFIC-4b:</b> "Share the Road" signs shall be posted, and consideration given to installing "sharrows" to indicate the potential presence of cyclists. Sharrows are markings that include a cyclist and arrows, and they are placed in the lane to identify the road as a shared use facility.	SHCP	County Public Works	At review of Traffic Assessment Management Control Plan and checkups during events			
<b>TRAFFIC-4c:</b> For large festival events, accommodations shall be made either on the shuttle vehicles or by dedicated vans to ferry cyclists to the top of the hill on Sprowel Creek Road.	SHCP	County Public Works	during large events			
<b>TRAFFIC-4d:</b> Bicycle racks shall be included in each of the park's major entrances to encourage bicycle travel.	SHCP	County Public Works	At review of Traffic Assessment Management Control Plan and checkups during events			
<b>TRAFFIC-4e:</b> To facilitate shuttle bus users, a temporary shelter shall be provided during events that use a shuttle bus, both to protect attendees and to provide guidance as to the location of the shuttle stop.  The combination of the above mitigation measures would reduce this impact to a less-than-significant level.	SHCP	County Public Works	At review of Traffic Assessment Management Control Plan and checkups during events			
<b>UTILITIES AND SERVICE SYSTEMS</b>						
<b>UTIL-1:</b> The project shall comply with all applicable mitigation measures identified in this EIR. Compliance with these measures would ensure that the impact of the proposed water facilities included in the project would be reduced to a less-than-significant level.	SHCP	HCPBD	As identified for other mitigation measures			
<b>UTIL-2:</b> The applicant shall submit a plan for the management of solid waste and recycling for events that would attract 500 or more attendees. Prior to events attracting 500 or more	SHCP	HCDEH	Review when plan completed which shall			

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**TABLE IV-1 MITIGATION MONITORING AND REPORTING PROGRAM**

Mitigation Measure	Party Responsible for Ensuring Implementation	Party Responsible for Monitoring	Monitoring Timing	Compliance Verification		
				Initial	Date	Project/ Comments
<p>attendees, the applicant shall manage solid waste and recycles in a manner consistent with the approved plan. The plan shall be subject to approval by the Humboldt County Division of Environmental Health. Prior to events attracting 500 or more attendees, the applicant shall manage solid waste and recycles in a manner consistent with the approved plan. Approval of that plan is required prior to allowing any event on the site with 500 or more attendees, and implementation of the approved plan is required for all events with 500 or more attendees. For events attracting fewer than 500 attendees, the applicant shall manage solid waste and recycles in a manner consistent with the approved plan.</p>			<p>be before any event of 500 or more persons</p>			

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Notice of Determination

Appendix D

To:

Office of Planning and Research
U.S. Mail: P.O. Box 3044
Sacramento, CA 95812-3044
Street Address: 1400 Tenth St., Rm 113
Sacramento, CA 95814

County Clerk
County of: Humboldt
Address: 825 5th Street, Fifth Floor
Eureka, CA 95501

From:

Public Agency: Garberville Sanitary District
Address: 919 Redwood Drive
Garberville, CA 95542
Contact: Jennie Short
Phone: 707-923-9566

Lead Agency (if different from above):
Address:
Contact:
Phone:

POSTED THROUGH
NOV 04 2013
Humboldt County Clerk

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2012032025

Project Title: Garberville Sanitary District Annexation Project: Change in Jurisdictional Boundary and Place of Use

Project Applicant: Garberville Sanitary District

Project Location (include county): Garberville, Humboldt County

Project Description:

The GSD has a jurisdictional boundary and Sphere of Influence that has been approved by Humboldt Local Agency Formation Commission (LAFCo). The GSD also has a POU for the surface water diversion permit and license that has been approved by the State Water Resources Control Board Division of Water Rights. The GSD proposes to modify its existing jurisdictional boundary and POU to include areas currently served by the water system purchased from the Garberville Water Company (GWC) in 2004.

This is to advise that the Garberville Sanitary District has approved the above (X) Lead Agency or ( ) Responsible Agency

described project on September 24, 2013 and has made the following determinations regarding the above described project.

- 1. The project ( ) will (X) will not have a significant effect on the environment.
2. ( ) An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA. (X) A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures (X) were ( ) were not made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan (X) was ( ) was not adopted for this project.
5. A statement of Overriding Considerations ( ) was (X) was not adopted for this project.
6. Findings (X) were ( ) were not made pursuant to the provisions of CEQA.

931653

CAROLYN CRNICH

CLERK

NOV 27 2013

BY [Signature]

FILED

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

919 Redwood Drive, Garberville, CA 95542

Signature (Public Agency): [Signature] Title: Board Chair

Date: 9-24-13 Date Received for filing at OPR:



Notice of Determination

Appendix D

To:

Office of Planning and Research
U.S. Mail: P.O. Box 3044
Sacramento, CA 95812-3044
County Clerk
County of: Humboldt
Address: 825 5th Street, Fifth Floor
Eureka, CA 95501

From:

Public Agency: Garberville Sanitary District
Address: 919 Redwood Drive
Garberville, CA 95542
Contact: Jennie Short
Phone: 707-923-9566
Lead Agency (if different from above):
Address:
Contact:
Phone:

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2012032025

Project Title: Garberville Sanitary District Annexation Project: Change in Jurisdictional Boundary and Place of Use

Project Applicant: Garberville Sanitary District

Project Location (include county): Garberville, Humboldt County

Project Description:

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described project on September 24, 2013 and has made the following determinations regarding the above described project.

- 1. The project [ ] will [X] will not have a significant effect on the environment.
2. [ ] An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
[X] A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [X] were [ ] were not made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [X] was [ ] was not adopted for this project.
5. A statement of Overriding Considerations [ ] was [X] was not adopted for this project.
6. Findings [X] were [ ] were not made pursuant to the provisions of CEQA.

931653

CAROLYN CRNICH

Public Agency Clerk

SEP 27 2013

BY J. Holman

FILED

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

919 Redwood Drive, Garberville, CA 95542

Signature (Public Agency): [Signature] Title: Board Chair

Date: 9-24-13 Date Received for filing at OPR:



State of California—Natural Resources Agency  
 DEPARTMENT OF FISH AND WILDLIFE  
**2013 ENVIRONMENTAL FILING FEE CASH RECEIPT**

RECEIPT# **441642**  
 STATE CLEARING HOUSE # (If applicable)  
**2012032025**

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY

LEAD AGENCY <b>Garberville Sanitary District</b>		DATE <b>9-27-2013</b>
COUNTY/STATE AGENCY OF FILING <b>Humboldt</b>		DOCUMENT NUMBER <b>931653</b>
PROJECT TITLE <b>Garberville Sanitary Dist Annexation Project</b>		
PROJECT APPLICANT NAME <b>Garberville Sanitary Dist</b>		PHONE NUMBER <b>(707) 923-9566</b>
PROJECT APPLICANT ADDRESS <b>919 Redwood Drive</b>	CITY <b>Garberville</b>	STATE <b>CA</b>
		ZIP CODE <b>95542</b>

PROJECT APPLICANT (Check appropriate box):  
 Local Public Agency   
 School District   
 Other Special District   
 State Agency   
 Private Entity

CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$2,995.25	\$	_____
<input checked="" type="checkbox"/> Mitigated/Negative Declaration (ND)(MND)	\$2,156.25	\$	<u>2156.25</u>
<input type="checkbox"/> Application Fee Water Diversion (State Water Resources Control Board Only)	\$850.00	\$	_____
<input type="checkbox"/> Projects Subject to Certified Regulatory Programs (CRP)	\$1,018.50	\$	_____
<input checked="" type="checkbox"/> County Administrative Fee	\$50.00	\$	<u>50.00</u>
<input type="checkbox"/> Project that is exempt from fees			
<input type="checkbox"/> Notice of Exemption			
<input type="checkbox"/> DFW No Effect Determination (Form Attached)			
<input type="checkbox"/> Other _____		\$	_____

PAYMENT METHOD:  
 Cash   
 Credit   
 Check   
 Other \_\_\_\_\_

TOTAL RECEIVED \$ 2206.25

SIGNATURE <b>X J Salzman</b>	TITLE <b>N+ Determination Deputy Clerk</b>
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# Humboldt Local Agency Formation Commission

## NOTICE OF DETERMINATION

CAROLYN CRNICH  
Humboldt County Clerk

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JUL 21 2014

BY J Halman

931712

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To:  County Clerk-Recorder  
County of Humboldt  
825 5th Street, Fifth Floor  
Eureka, CA 95501

From: Humboldt LAFCo  
1125 16<sup>th</sup> Street, Suite 202  
Arcata, CA 95521  
Contact: Colette Metz, Administrator  
(707) 445-7508

Office of Planning and Research  
P.O. Box 3044  
Sacramento, CA 95812-3044

Lead Agency: Garberville Sanitary District  
919 Redwood Drive  
Garberville, CA 95542  
Contact: Jennie Short, Capital Projects Manager  
(707) 923-9566

SEP 05 2014

**SUBJECT:** *Filing of Notice of Determination in compliance with Section 21152 of the Public Resources Code.*

**State Clearinghouse Number:** 2012032025

**Project Title:** Garberville Sanitary District Annexation Project: Change in Jurisdictional Boundary and Place of Use

**Project Location:** Garberville, Humboldt County

**Project Description:**

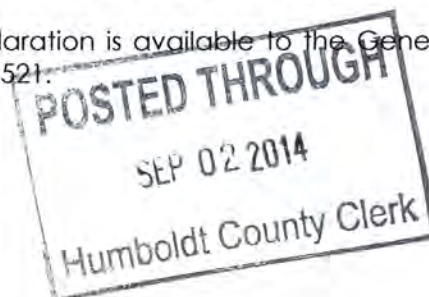
The Garberville Sanitary District (GSD) has a jurisdictional boundary and a sphere of influence approved by the Humboldt Local Agency Formation Commission (Humboldt LAFCo). GSD also has a Place of Use (POU) for its surface water diversions operating under License 3404 (Application 9686) and Permit 20789 (Application 29981) approved by the State Water Resources Control Board (SWRCB), Division of Water Rights. GSD filed a Change Petition with the SWRCB on November 20, 2012, which proposed to modify its existing POU to include areas currently served by the water system purchased from the Garberville Water Company in 2004. GSD also filed an application with Humboldt LAFCo on April 29, 2014, which proposed to annex areas to reflect existing water and wastewater services provided by the GSD.

**This is to advise that** the Humboldt Local Agency Formation Commission, as a Responsible Agency, has approved the above described project on July 16, 2014 and made the following determinations regarding the above described project:

1. The project [will will not] have a significant effect on the environment.
2.  An Environmental Impact Report was prepared for this project pursuant to provisions of CEQA.  
 A Negative Declaration was prepared by the Lead Agency for this project pursuant to provisions of CEQA.
3. Mitigation Measures [were were not] made a condition of the approval by the Lead Agency for the project.
4. A mitigation reporting or monitoring plan [was was not] adopted by the Lead Agency for this project.
5. A Statement of Overriding Considerations [was was not] adopted by the Lead Agency for this project.
6. Findings [were were not] made pursuant to the provisions of CEQA.

This is to certify that the Negative Declaration is available to the General Public at the LAFCo office, 1125 16<sup>th</sup> Street, Suite 202, Arcata, CA 95521.

Colette Metz  
Colette Metz, LAFCo Administrator



Date: July 17, 2014

Notice of Determination

Appendix D

To:

[X] Office of Planning and Research
U.S. Mail: P.O. Box 3044
Street Address: 1400 Tenth St., Rm 113
Sacramento, CA 95812-3044 Sacramento, CA 95814

[ ] County Clerk
County of:
Address:

From:

Public Agency: State Water Resources Control Bd
Address: Division of Water Rights
PO Box 2000, Sacramento, CA 95812-2000

Contact: Mr. Mark Matranga
Phone: (916) 327-3112

Lead Agency (if different from above):
Garberville Sanitary District
Address: 919 Redwood Drive
Garberville, CA 95542
Contact: Jennie Short
Phone: (707) 923-9566

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2012032025

Project Title: Garberville Sanitary District Annexation Project: Change in Jurisdictional Boundary and Place of Use

Project Applicant: Garberville Sanitary District

Project Location (include county): Garberville, Humboldt County

Project Description:

Garberville Sanitary District (GSD) has a jurisdictional boundary and a sphere of influence that has been approved by the Humboldt County Local Agency Formation Commission (Humboldt LAFCo.) GSD also has a Place of Use (POU) for its surface water diversions operating under License 3404 (Application 9686) and Permit 20789 (Application 29981) approved by the State Water Resources Control Board (SWRCB), Division of Water Rights. GSD filed a Change Petition with the SWRCB on November 20, 2012 which proposed to modify its existing POU to include areas currently served by the water system purchased from the Garberville Water Company in 2004.

This is to advise that the State Water Resources Control Board has approved the above ( [ ] Lead Agency or [X] Responsible Agency )

described project on OCT 11 2013 and has made the following determinations regarding the above (date) described project.

- 1. The project [ ] will [X] will not have a significant effect on the environment.
2. [ ] An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA. [X] A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [X] were [ ] were not made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [X] was [ ] was not adopted for this project.
5. A statement of Overriding Considerations [ ] was [X] was not adopted for this project.
6. Findings [X] were [ ] were not made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at: 919 Redwood Drive, Garberville, CA 95542

Signature (Public Agency): Katherine Mrowka Title: Acting Manager
Date: OCT 11 2013 Date Received for filing at ORR:





State of California—Natural Resources Agency  
 DEPARTMENT OF FISH AND WILDLIFE  
**2013 ENVIRONMENTAL FILING FEE CASH RECEIPT**

RECEIPT# **441642**  
 STATE CLEARING HOUSE # (if applicable)  
**2012032025**

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY

LEAD AGENCY: Garberville Sanitary District DATE: 9-27-2013  
 COUNTY/STATE AGENCY OF FILING: Humboldt DOCUMENT NUMBER: 931653  
 PROJECT TITLE: Garberville Sanitary Dist Annexation Project  
 PROJECT APPLICANT NAME: Garberville Sanitary Dist PHONE NUMBER: (707) 923-9566  
 PROJECT APPLICANT ADDRESS: 919 Redwood Drive CITY: Garberville STATE: CA ZIP CODE: 95542

PROJECT APPLICANT (Check appropriate box):  
 Local Public Agency     School District     Other Special District     State Agency     Private Entity

CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$2,995.25	\$	
<input checked="" type="checkbox"/> Mitigated/Negative Declaration (ND)(MND)	\$2,156.25	\$	<u>2156.25</u>
<input type="checkbox"/> Application Fee Water Diversion (State Water Resources Control Board Only)	\$850.00	\$	
<input type="checkbox"/> Projects Subject to Certified Regulatory Programs (CRP)	\$1,018.50	\$	
<input checked="" type="checkbox"/> County Administrative Fee	\$50.00	\$	<u>50.00</u>
<input type="checkbox"/> Project that is exempt from fees		\$	
<input type="checkbox"/> Notice of Exemption		\$	
<input type="checkbox"/> DFW No Effect Determination (Form Attached)		\$	
<input type="checkbox"/> Other		\$	

PAYMENT METHOD:  
 Cash     Credit     Check     Other

TOTAL RECEIVED \$ 2206.25

SIGNATURE: [Signature] TITLE: W/Determination Deputy Clerk

WHITE - PROJECT APPLICANT    YELLOW - DFW/ASB    PINK - LEAD AGENCY    GOLDEN ROD - COUNTY CLERK    DFG 753.5a (Rev. 11/12)

**GARBERVILLE SANITARY DISTRICT**

Humboldt County Recorder

9/27/2013

6413

Annexation Project-Change of Bundry & POU, NOD

2,206.25

Umpqua Checking- O Annexation Project-Change of Bundry & POU,

2,206.25



## NOTICE OF DETERMINATION

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**To:**  Office of Planning and Research  
1400 Tenth Street  
PO Box 3044, Sacramento, CA 95812-3044

County of Humboldt  
County Clerk  
825 Fifth Street  
Eureka CA 95501

**From:** County of Humboldt  
Planning and Building Department  
3015 H Street, Eureka, CA 95501

Contact: Michael Richardson  
Telephone: (707) 268-3723

Lead Agency (if different from above):  
Address:

Contact:  
Telephone:

Applicant: Southern Humboldt Community Park  
Attn.: Kathryn Lobato  
PO Box 185, Garberville, CA 95542

APN: 222-091-014 and 222-241-009  
Case No.: GPA-10-02, ZR-10-02, CUP-10-04, SP-6111  
App No.: 6111

*Subject: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.*

State Clearinghouse Number: 2010092037

Project Title: Southern Humboldt Community Park General Plan Amendment, Zone Reclassification, Conditional Use Permit and Special Permit.

Project Location: The project is located in Humboldt County, in the Garberville area, on both sides of Sprowel Creek Road and Camp Kimtu Road, approximately one mile south from the intersection of UH Highway 101 and Sprowel Creek Road, on the property known as Southern Humboldt Community Park located at 1144 Sprowel Creek Road.

Project Description: This project would add a Public Recreation (PR) designation to the Garberville Community Plan, and change the County's General Plan land use designation for the entire site to the Public Recreation (PR) designation. The current land use designation is a combination of Agricultural Rural with a 5- to 20-acre minimum lots size on 256 acres and Agricultural Lands with a 20-acre minimum lot size on 150 acres. The current zoning is Agriculture Exclusive on 393.6 acres, and Qualified Heavy Industrial (MH-Q) on the remaining 12.1 acres. This project would add a Public Facility (PF) Zoning designation to the Zoning Ordinance and change the zoning of 87 acres from Agriculture Exclusive (AE) to Public Facilities (PF). A Qualified (Q) combining zone would be added to 306.7 acres that will continue to be zoned AE to allow certain recreational uses such as trails and temporary event parking in the AE areas. A Recreation (R) combining zone will also be added to expand the allowed uses in the AE Zone. The discretionary entitlements being requested by the applicant include the following: General Plan amendment, Rezoning, Conditional Use Permit for Medium and Large Events, and a Special Permit for cottage industry (value-added farm products, food products, nursery, and seed production), and reduced setbacks from a stream and wetland and the placement of a one-lane bridge. The applicant is also seeking to preserve 54 residential development credits that could be sold in the future if and when the County establishes a Transfer of Development Rights program. The parcel is served by on-site water and sewer.

This is to advise that the Humboldt County Board of Supervisors approved the above described project on April 25, 2017 and has made the following determinations regarding the above described project:

1. The project  will  will not have a significant effect on the environment.
2.  An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.  
 A Negative Declaration was adopted (SCH# 2007062070) pursuant to the provisions of CEQA.
3. Mitigation measures  were  were not made a condition of the approval of the earlier project.
4. A mitigation reporting or monitoring plan  was  was not adopted for this project.
5. A statement of Overriding Considerations  was  was not adopted for this project.
6. An Addendum to the previously adopted Negative Declaration  was  was not adopted for this project.
7. Findings  were  were not made pursuant to the provisions of CEQA.

This is to certify that the final Environmental Impact Report with comments and responses and record of project approval are available to the General Public at: Planning Division, 3015 H St, Eureka, CA 95501

**NOTICE OF DETERMINATION**

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Signature: Michael Richardson

Title: Planner

Date: 4/25/17

Date Received for filing at OPR: \_\_\_\_\_

# 2019 SHCP Change in POU Petition

## Attachments to Application not included in electronic email copy

- 2018 Annual Water Capacity Analysis
- GSD Resolution 13-008
- Mitigation Measures Monitoring and Reporting Program
- Garberville Sanitary District Final Recirculated Initial Study/Mitigated Negative Declaration, Sept 2013
- County of Humboldt Resolution No. 17-35 Certifying the Final EIR for SHCP Project (attachments on CD to SWRCB-DWR)
- SHCP Final EIR cover page and Mitigation Monitoring and Reporting Program, Nov 2016 (full document on CD to SWRCB-DWR)
- SHCP Draft EIR cover page and table of contents, April 2016 (full document on CD to SWRCB-DWR)

Garberville Sanitary District  
P.O. Box 211  
Garberville, CA 95542  
(707)923-9566



September 2019