

CEO/CLERK OF THE BOARD
SIRE BOARD LETTER TRANSMITTAL
(Original + 1 Copy)



Submitting - Cheryl Serr
 Agency/Department/Division: Watershed Protection Ag/Dept. Contact Person: Dr. Theresa Stevens
477-7139
 Assigned CEO Analyst: Norma Camacho Phone: 805-677-8761

Agenda Date: May 13, 2008

Subject Line: Adoption of the Final Environmental Impact
for The Ventura County Watershed Protection District

Consent

Routine Operations and Maintenance Program Project No. 80030,
All Zones, All Supervisorial Districts

Time Certain 2:00 PM

PRIORITY ITEM: Provide name and phone number of contact
person to call when priority minute order is ready for pick-up.

Regular

Informational

Name	Phone:	Date Required:

Requires 4/5 Vote

Request for Certified Copies, # to be returned _____

Materials on file with Clerk
of the Board

Chair's Signature Required: # _____ of Contracts/Agreements/Leases,
etc. included for Chair's signature. (Clerk of the Board will keep 2 copies).
Provide necessary number of additional copies to be returned to your
department. Include signature tags where needed.

Automated Presentations,
ie, Powerpoint, etc.

Est.length in minutes: 15

All copies to be signed should be stapled.

Report filed with Clerk, _____ copies provided for distribution.

Item has been approved by reviewing agencies for placing on Agenda.

Filing an Amendment: Provide memo of explanation along with original amended pages(s)
to the CoB's office. Also provide 10 copies of the memo of explanation stapled to 10 copies
of the amended pages(s) with the changes highlighted on the copies only.

DIRECTIONS: Each item submitted to the Clerk of the Board for inclusion on the agenda must have an original and
CoB's office by 10:00 AM the Wednesday before the Tuesday meeting. Automated presentations also require the i
may be made by calling GSA at 477-1554.

REQUIREMENTS: Original, no staples & 3 copies of board letter and attachments, single-sided, 8.5 x 11, in black i

BOARDROOM PRESENTATION COORDINATION FORM 2:00

PRESENTATION SCHEDULE

Scheduled Agenda Date: May 13, 2008 Scheduled Agenda Time: 2:00 pm (time certain)

PRESENTATION INFORMATION

Name of Presenter: Gerhardt Hulbner Phone #: 654-5051
 Agency: PWA-Watershed Protection Dist. Dept: NA
 Contact Name: Pam Lindsey Phone #: 654-2036

PRESENTATION DETAILS

Presentation Title: Routine Operations and Maintenance Program GIK Time Length: 30 mins
 Presentation Software Program: powerpoint Audio: Yes No
 Presentation Storage Media: (Please check all that apply)
 Compact Disc Floppy Disk Electronic Mail *
 * To electronically transmit your presentation, please email to the following address:
Boardroom.Presentation@ventura.org

PRESENTATION EQUIPMENT

Video Projector DVD Other: projection of powerpoint presentation
 VCR Beamer
 Overhead Projector / Docutech
 Single Tape Recorder

SPECIAL INSTRUCTIONS

None

OFFICE USE ONLY

Notes:

After completion, please fax this form to 654-5034. It is necessary to schedule an operator to assist with this request, therefore GSA requires a minimum of 48 hours notice to process this form.

Emailed presentations must be sent by 7:00 AM the day of the presentation to allow staff to perform a virus scan. It is also recommended that a copy of the presentation on CD be delivered prior to the meeting in case there is anything lost in the electronic transmission.

Any special instructions or requests should be made of the GSA staff in the booth at this time. The booth staff should also be made aware of who is actually giving the presentation and what they look like. They should also be made aware of how the presentation will be done i.e. presenter will advance slides or the booth is requested to do so on a given signal from the presenter.

ALL LAPTOPS REQUIRE ACTUAL TESTING ON THE EQUIPMENT, as some laptops are not compatible with the system. Testing/training is offered by appointment only on Friday of each week from 3-5 PM. To arrange this training, please call 654-3878. Thank you.



VENTURA COUNTY WATERSHED PROTECTION DISTRICT
BOARD LETTER REVIEW

Don't get to Big 3

16224

IDENTIFYING INFORMATION:

DATE OF BOARD MTG: 5/13/08

Adoption of ^{the} Final Environmental Impact
For The Ventura County Watershed Protection
District Routine Operations And Maintenance
Program Project No. 80030, All Zones, All
Supervisorial Districts

- Regular Agenda
- Agenda Time if "TIME CERTAIN" 2:00 pm
- Consent Agenda

DRAFT SENT TO:

- COUNTY COUNSEL (x2580)
Al Boada (x2578)
- CEO (x2680)
Norma Camacho
- AUDITOR
Auditor's copy must be preapproved by Janice Turner
- OTHER AGENCY _____
- AFFECTED PWA DEPARTMENT

FOR CHANGES, CONTACT:

Theresa Stevens

AT EXTENSION: 477-7139

INTERNAL ROUTING:

Initial Fiscal Review 4/15/08

- Project Mgr. 4/16/08
- Dep. Dir. G. Hubner 4/14/08
- J.Pratt 4/14/08
- G. Dalton 4/17/08
- J. Turner 4/16/08
- M. Chambers 4/15/08
- R.Coons _____

DATE SENT	DATE APPROVED

The following document requires the signature of the Chair of the Board of Supervisors:

- Change Order
- Resolution or Ordinance
- Agreement
- Deed (Grant, Quitclaim, or Easement)
- Other

The above document is required from the Clerk of the Board:

- During regular processing time
- ** Please rush, need by
- Reason for the rush

** A rush would include County, State or Federal requirements, contract deadlines, or posting requirements

Please indicate if this Board letter requires one of the following documents:

- Notice of Exemption
- Notice of Determination

VENTURA COUNTY



PUBLIC WORKS AGENCY
RONALD C. COONS
Agency Director

WATERSHED PROTECTION DISTRICT

May 13, 2008

Jeff Pratt
District Director

Gerhardt Hubner
Water/Environmental Resources

Peter Sheydayi
Design/Construction

Sergio Vargas
Planning/Regulatory

Tom Lagier
Operations/Maintenance

Board of Supervisors
Ventura County Watershed Protection District
800 South Victoria Avenue
Ventura, CA 93009

Subject: Adoption of the Final Environmental Impact Report for the Ventura County Watershed Protection's District Routine Operations and Maintenance Program Project No. 80030, All Zones, All Supervisorial Districts

Recommendations:

1. Certify that your Board:
 - a) Has reviewed and considered the information contained in the Environmental Protection Measures for the Ongoing Routine Operations and Maintenance Program Final Program Environmental Impact Report (EIR).
 - b) Has determined that the EIR has been completed in compliance with the California Environmental Quality Act (CEQA) and the State CEQA Guidelines.
 - c) Has determined that the EIR reflects the independent analysis and judgment of your Board.
2. Approve the Findings and Statement of Facts regarding the significant effects, mitigation measures, and project alternatives identified in the EIR (attached).
3. Incorporate all of the EIR recommended Best Management Practices and technical guidelines into the Routine Operations and Maintenance Program as conditions of approval, and approve the BMPs and technical guidelines as mitigation.
4. Authorize and direct the Director of the Watershed Protection District to sign the Notice of Determination and file it with the County Clerk within five working days of your Board's action.
5. Designate the Clerk of the Board of Supervisors and the Director of Ventura County Watershed Protection District, at 800 South Victoria Avenue, Ventura, California, as the custodians and location of the record of proceedings upon which the decision is based.

6. Direct the Director of the Watershed Protection District to take all actions necessary to carry out the approved project.

Fiscal/Mandates Impact:

There is no fiscal impact associated with this item. Routine operations and maintenance activities are included in each fiscal year's budget.

Discussion:

On December 10, 2002, your Board approved a contract with URS Corporation for the purpose of preparing the Environmental Impact Report (EIR) for the Watershed Protection District's Routine Maintenance Program. One of the main objectives of the EIR is to obtain long-term operations and maintenance permits from the regulatory agencies, including the U.S. Army Corps of Engineers, the Los Angeles Regional Water Quality Control Board, and the California Department of Fish and Game.

In September 2002, a Draft Program EIR was completed and circulated for public review. High priority flood issues in January 2005 supplanted all non-emergency Watershed Protection District (District) work, halting progress on the EIR. Approximately half of the original budget was expended by this date.

In February 2007, your Board approved a contract modification to allow revisions and recirculation of the EIR and completion of the CEQA process in addition to completing the regulatory permit process. Several revisions were required by the regulatory agencies and included preparation of a Catalog of Facilities, a Water Diversion Guide, an Herbicide Protocol (established by the Ventura County Stormwater Program), an Integrated Pest Management Program to address rodent control, and a greenhouse gas emissions analysis to address A.B. 32.

Attached is the Final Program Environmental Impact Report for the Ongoing and Routine Operations and Maintenance Program. The Operations and Maintenance (O&M) program is ongoing and takes place at over 350 existing facilities, including over 200 miles of linear facilities, and over 40 debris and detention basins located in unincorporated and all incorporated cities in Ventura County. The activities described in the EIR are routine, occur annually, and are conducted under non-emergency conditions. The proposed Best Management Practices (BMPs) and technical guidelines will be implemented to further reduce impacts of routine O&M activities throughout Ventura County.

The purpose of the BMPs and technical guidelines are to:

1. Reduce delays in O&M activities due to delays in permit processing (program permits from regulatory agencies are being processed).
2. Improve environmental protection during O&M activities.
3. Maintain current levels of flood protection within District facilities to protect life and property.

District facilities include:

- Open, improved channels and inlets/outlets/transitions.
- Open unimproved channels.
- Bank protection.
- Underground pipes and culverts.
- Levees.
- Debris and detention basins.
- Pump stations.
- Access roads, fences, gates, trash racks, etc.

Routine O&M activities include:

- Channel and debris basin clean out and earthwork.
- Brush and weed control.
- Access road work and repair.
- Facility maintenance and reconstruction.
- Rodent control.
- Storm and safety inspections.
- NPDES inspection and maintenance (e.g., trash removal, algae control, etc.).

The proposed BMPs and technical guidelines would reduce potentially adverse impacts on biological resources, water resources, traffic, noise, and air quality. BMPs for these potential impacts have been integrated into the program and will reduce environmental impacts to a less than significant level. The BMPs and technical guidelines are described in Section 2.6.2 of the EIR in the following appendices:

- Appendix E – Water Diversion Guide
- Appendix F – Integrated Pest Management Program
- Appendix I – Application Protocol for Pesticides, Fertilizers, Herbicides

The BMPs and technical guidelines contained in these appendices were designed to ensure CEQA and regulatory permit compliance during routine O&M activities.

Pursuant to the Administrative Supplement to the State CEQA Guidelines, a public review period was established from December 3, 2007 to January 16, 2008, and a public notice was published in the Ventura County Star on December 2 and 9, 2007. A copy of the notice and the draft EIR was mailed to Responsible, Trustee and Affected Agencies, and federal agencies with jurisdiction over the proposed project. In addition, copies of the public notice were mailed to all cities and counties adjacent to the unincorporated area of Ventura County, 13 libraries throughout Ventura County, and the Clerk of the Board.

The District accepted written comments on the adequacy of the draft EIR during the public review period and has conducted several inter-agency meetings with regulatory agencies to discuss their needs, the permit process, and schedule. Public comments and responses to comments are summarized in Section 2 of the EIR. A hearing of the Ventura County Environmental Report Review Committee (ERRC) was held on February 27, 2008. The

ERRC determined that the EIR was technically adequate and complete in compliance with CEQA. In addition, responses to comments were forwarded to each commenter for the requisite 10 day review period in accordance with Section 15088(b) of the CEQA Guidelines.

The EIR is being transmitted to your Board pursuant to Section VII of the Administrative Supplement to the State CEQA Guidelines. The District recommends certification of the EIR, adoption of the proposed findings, and approval of the proposed Best Management Practices and technical guidelines as mitigation.

This letter has been reviewed by the Auditor-Controller's Office, County Executive's Office and County Counsel.

If you have any questions regarding this item, please contact Jeff Pratt at (805) 654-2040.



JEFF PRATT, P.E.
Director

- Exhibits:
1. Final Program Environmental Impact Report and Technical Appendices
 2. Findings and Statement of Facts

FINDINGS AND STATEMENT OF FACTS
REGARDING THE SIGNIFICANT EFFECTS, MITIGATION MEASURES AND
PROJECT ALTERNATIVES IDENTIFIED IN THE
FINAL PROGRAM ENVIRONMENTAL IMPACT REPORT FOR
ENVIRONMENTAL PROTECTION MEASURES FOR THE ONGOING ROUTINE
OPERATIONS AND MAINTENANCE PROGRAM

(Reference section 15091 of the California Environmental Quality Act Guidelines
and Public Resources Code Section 21081)

The Final Environmental Impact Report (FEIR) for the Environmental Protection Measures for the Ongoing Routine Operations and Maintenance Program was certified by the Ventura County Watershed Protection District (District) Board of Supervisors on May 13, 2008.

The Ventura County Watershed Protection District Board of Supervisors hereby adopts and approves the following in conjunction with the approval of the Environmental Protection Measures for the Ongoing Routine Operations and Maintenance Program.

SECTION I: POTENTIALLY SIGNIFICANT ENVIRONMENTAL EFFECTS

The California Environmental Quality Act (CEQA) Guidelines Section 15091 *Findings* specifies that “No public agency shall approve or carry out a project for which an EIR has been certified which identifies one or more significant environmental effects of the project unless the public agency makes one or more written findings for each of those significant effects, accompanied by a brief explanation of the rationale for each finding.” The three possible findings are as follows:

- (1) Changes or alterations have been required in, or incorporated into, the project which mitigate or avoid the significant effects on the environment.
- (2) Those changes or alterations are within the responsibility and jurisdiction of another public agency and have been, or can and should be, adopted by that other agency.
- (3) Specific economic, legal, social, technological, or other considerations, including considerations for the provision of employment opportunities for highly trained workers, make infeasible the mitigation measures or alternatives identified in the environmental impact report.

With respect to significant effects which were subject to a finding under paragraph (3), the public agency must find that specific overriding economic, legal, social, technological, or other benefits of the project outweigh the significant effects on the environment.

The FEIR does not identify any potentially significant impacts of the proposed project. The following sections address each of the potential findings identified above.

SECTION II: IMPACT CATEGORIES IN WHICH ALL POTENTIALLY SIGNIFICANT IMPACTS ARE AVOIDED OR MITIGATED TO LESS THAN SIGNIFICANT LEVELS THROUGH INCORPORATION OF THE MITIGATION MEASURES AND IMPLEMENTATION OF THE MITIGATION MONITORING PLAN

A. FINDINGS REGARDING SIGNIFICANT IMPACTS: As described in Section I, the FEIR does not identify any potentially significant impacts of the proposed project. Typical effects associated with routine operations and maintenance of the District's facilities are reduced by implementation of the Best Management Practices (BMPs) that are design components of the proposed Project. Therefore, the FEIR concludes and the Board finds that the proposed Project does not require mitigation measures, as no significant impacts would occur as a result of the implementation of the proposed BMPs.

B. STATEMENT OF FACTS SUPPORTING FINDINGS: The FEIR does not identify any potentially significant impacts of the proposed project. Typical effects associated with routine operations and maintenance of the District's facilities are those related to:

- Water resources, including surface water and groundwater quality as it relates to sedimentation and herbicides;
- Biological resources, including endangered and threatened species, wetland, riparian, and coastal habitats, and aquatic habitats and organisms; and
- Hydraulic hazards, as they relate to erosion and flooding.

These typical effects are reduced by implementation of the Best Management Practices (BMPs) that are design components of the proposed Project, as detailed below.

1. Water Resources (DEIR Section 3.3). The Project includes BMPs related to water quality, which are focused on reducing the erosion potential, herbicide use, or the probability of accidental spills of hazardous substances in the ongoing maintenance program. Hence, incorporation of the BMPs into the flood control maintenance program is expected to result in *a beneficial impact on current water quality conditions of the County's watersheds (Class IV)*. The proposed BMPs would improve water resources protection during maintenance activities, as the BMPs would contribute to:

- Reduce sedimentation and turbidity that may occur as part of general maintenance and repair activities (BMPs 1, 2, 3, 8, 10, 11, 14 and 17)
- Reduce sedimentation and turbidity that may occur as part of water diversion activities (BMP 18)

- Reduce sedimentation and turbidity that may occur as part of stream gauge maintenance activities (BMPs 4, 5, 6 and 19)
- Reduce pesticide and herbicide used as part of general maintenance and repair activities (BMP 9)
- Reduce the probability of an accidental spill of hazardous substances during general maintenance and repair activities (BMPs 9, 17, and 21)
- Reduce the probability of an accidental spill of hazardous substances during water diversion activities (BMPs 18 and 21)
- Reduce the probability of an accidental spill of hazardous substances during stream gauge maintenance activities (BMP 21)
- Reduce the contribution of future general maintenance and repair activities to vegetation removal and, therefore, to increased water temperatures. (BMPs 11, 12, and 13)
- Reduce the contribution of water diversion activities to increased water temperatures (BMP 18)
- Reduce the probability that stormwater contact with rodenticides would affect surface and ground water quality (BMP 20)

2. **Endangered, Threatened, or Rare Species, and Locally Important Species/Communities (DEIR Section 3.4.1)**. The Project includes BMPs which would establish additional restrictions on vegetation removal and on the timing of maintenance. These restrictions would contribute to protect endangered, threatened, rare, and locally important species/communities and result in a *beneficial impact (Class IV)*. The proposed BMPs would improve sensitive species protection during maintenance activities, as the BMPs would contribute to:

- Reduce the effect of general maintenance and repair activities on sensitive fish and wildlife species where sensitive species and facilities co-occur (BMPs 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, 22, and 23)
- Reduce the effect of temporary water diversion activities on aquatic species (BMP 18)
- Further protect sensitive species during stream gauge maintenance activities (BMPs 4, 5, 6, 9 and 19)
- Further minimize potential primary and secondary hazards to non-target species resulting from rodent control activities (BMP 20)

3. **Wetland, Riparian, and Coastal Habitats (DEIR Section 3.4.2).** The BMPs would not cause adverse impacts to existing wetland and riparian habitats at or near flood control facilities as the measures would not involve the removal of native plants, increase herbicide and pesticide use, or increase the extent of maintenance work. Incorporation of the BMPs into the flood control maintenance program would result in a *neutral to beneficial impact (Class IV)* on wetland and riparian habitats in the County's watersheds. The proposed BMPs would improve wetland and riparian habitat protection during maintenance activities, as the BMPs would contribute to:
- Reduce the contribution of general maintenance and repair activities to disturbance of wetland and riparian habitats during routine brush and weed control. (BMPs 10, 11, 12, 13, 15, 22, and 23)
 - Reduce the contribution of general maintenance and repair activities to the loss or disturbance of wetland and riparian habitats during repair work. (BMPs 15, 16, and 22)
4. **Aquatic Habitats and Organisms (DEIR Section 3.4.3).** The BMPs would not cause adverse impacts to existing aquatic habitats within flood control facilities because the measures would not involve the removal of pools or live streams, or increase the extent of maintenance work. Incorporation of the BMPs into the flood control maintenance program would have *neutral or beneficial impacts (Class IV)* to aquatic habitats in the County's watersheds. The proposed BMPs would improve aquatic habitats and organisms protection during maintenance activities, as the BMPs would contribute to:
- Reduce the contribution of future general maintenance and repair activities to the disturbance of aquatic habitats where sensitive species and facilities co-occur. (BMPs 1, 8, 9, 10, 11, 12, 13, 15, 22, and 23)
 - Further reduce the effects of increased sediment in waterways as a result of water diversion. Water diversions have the potential to affect aquatic habitat by increasing siltation and turbidity as a result of alterations in channels bottoms and basins. (BMP 18).
 - Further reduce the contribution of stream gauge maintenance activities to sediment and turbidity, which could have the potential to affect aquatic habitat. (BMPs 4, 5, 6 and 19)
 - Further reduce the probability of stormwater contact with rodenticides that could affect aquatic habitat (BMP 20)

5. **Hydraulic Hazards (DEIR Section 3.5).** The BMPs are focused on preventing unnecessary or excessive removal of native vegetation, minimizing erosion and sedimentation, maintaining natural hydraulic and hydrologic functions of drainages, avoiding deleterious releases of herbicides, and reducing adverse effects on sensitive fish and wildlife species. In summary, incorporation of the BMPs into the flood control maintenance program would have the *beneficial impact (Class IV)* of reducing erosion and would not cause any adverse effects on the flooding hazards conditions of the County's watershed. The proposed BMPs would improve protection from hydraulic hazards related to maintenance activities, as the BMPs would contribute to:
 - Further reduce the potential for erosion and siltation during routine general maintenance and repair activities (BMPs 2, 3, and 17)
 - Reduce the potential for erosion and siltation during stream gauge maintenance activities (BMP 19)

6. **Air Quality (DEIR Section 2.6.2, BMP 24).** The proposed BMPs include measures that are part of the Air Pollution Control District's Model Fugitive Dust Mitigation Plan and which shall be incorporated to maintenance activities as needed to further reduce the District's fugitive dust emissions during grading, excavation, and construction activities. These measures would result in a *beneficial impact* to air quality.

7. **Construction Noise (DEIR Section 2.6.2, BMP 25).** The proposed BMPs include restrictions to the timing of noise-generating construction activities, and require the implementation of noise abatement measures depending on noise levels at daytime noise-sensitive uses (hospital, nursing homes, schools, churches, and libraries when in use, per the County of Ventura Construction Noise Threshold Criteria, 2005), which would result in a *beneficial impact* related to construction noise.

8. **Traffic (DEIR Section 2.6.2, BMP 26).** The proposed BMPs state that if maintenance activities would result in substantial vehicle trips on a roadway with unacceptable levels of service (LOS) at peak hours, maintenance staff should either choose an alternate route or conduct vehicle trips off peak hours. In addition, District staff shall avoid stacking of maintenance trucks on public roads during maintenance activities. These measures would result in a *beneficial impact* related to traffic.

9. **Cumulative Impacts (DEIR Section 4.0).** The proposed Project is consistent with applicable general plans' goals and policies. In addition, as described above, the

proposed BMPs would either have a beneficial impact or no impact on each of the environmental resources evaluated and, therefore, would not have a significant adverse cumulative impact. The incremental effect of the implementation of the proposed BMPs is not “cumulatively considerable,” and, therefore, ***the impacts of the proposed project are not considered significant*** (CEQA Guidelines Section 15130(a)). The project would result in the ***beneficial cumulative impact*** of reduced flood hazards, which protects life and property and contributes to the overall social and economic well being of the County’s residents.

10. **Greenhouse Gas (GHG) Emissions and Global Climate Change (GCC).** The impact evaluation method and thresholds with regard to GCC impacts have not been defined or adopted at the state or local level. In the absence of such guidelines, air quality impact thresholds were used as the basis for individual and cumulative GHG analysis. However, because there are no adopted thresholds of significance for GCC or accepted methodologies for determining GCC significance, a determination of the project level impact on regional, statewide, or continental resources of concern affected by GCC would be speculative.

Implementation of the proposed BMPs will result in additional use of light duty trucks or passenger vehicles by District staff or consultants who will conduct work in advance of some maintenance activities. This increase is expected to be small because most facilities are maintained in their design condition (without wildlife habitat), thereby substantially focusing the need for advance work by biological consultants. Further, inspections of each facility by District staff are an important and routine part of the existing program and are not expected to increase above the baseline with implementation of the BMPs. Therefore, project specific impacts are considered less than significant. However, the impact of the adoption of the BMPs together with the impact of the past, present and future O&M program and other projects causing related impacts on GHG emissions could be considerable. Therefore the EIR includes the following strategies to reduce GHG emissions to be considered by the District’s Board of Directors during the CEQA process.

- A low carbon fuel standard. This would require fuel providers (producers, importers, refiners, and blenders) to ensure the mix of fuels sold in California meets (on average) a declining standard for GHG emissions that result from the use of transportation fuel.
- Reduction of HFC-134a emissions from non-professional servicing of motor vehicle air conditioning systems. This would reduce the availability and use of these refrigerants by non-professionals who purchase and recharge leaking automotive air conditioning systems. Vehicle maintenance is done by County automotive professionals and employees are prohibited from servicing District vehicles. Therefore, the improper handling and disposal of refrigerants by County employees is negligible. As the laws governing refrigerants evolves, the

County will comply with any new regulation regarding the handling and/or disposal of these products.

- Achieve 50 percent Statewide Recycling Goal: Statewide a diversion rate of 48 percent has been achieved, therefore an additional 2 percent is needed. Recycling of construction waste is currently mandated by the County's Integrated Waste Management Division (Ordinance 4357) and is a requirement of all contracts for O&M work within Ventura County.
- Alternative Fuels – Ethanol and Biodiesel Blends: CARB would develop regulations to require the use of 1 to 4 percent biodiesel displacement of California diesel fuel. In addition, another strategy is to increase use of ethanol fuel. The replacement of District fleet vehicles occurs as needed and as directed by the District's Board of Directors in accordance with the County of Ventura Administrative Policy Manual (2005)¹ and the Green Procurement Policy (GSA 2005). As the diversity, availability and performance of alternative fuel and hybrid/electric vehicles improves, it is anticipated that the District will replace older diesel or gas burning vehicles with alternative fuel and/or hybrid/electric vehicles. This effort is currently underway by other divisions within the District as passenger vehicles are replaced. However, this replacement process takes time and is constrained by annual revenue and other spending priorities. Implementation of these strategies are likely to become part of the O&M program over time and thereby reduce the proposed project's contribution to GHG emissions, as funding, technology and equipment become available. Nevertheless, while the number of facilities included in the O&M program is not static, reduced GHG emissions as a result of the aforementioned strategies and adopted County policies will offset the addition of new capital facilities to the O&M program and additional trips during implementation of the BMPs over time.
- Diesel Anti-Idling: In July 2004, CARB adopted a measure to limit diesel-fueled commercial motor vehicle idling. The District will carry out all applicable CARB legally mandated measures regarding: idling, fuels, and recycling.

In addition, the District will implement applicable APCD Climate Action Plan actions such as tree planting in addition to vegetation replacement measures that are existing O&M program requirements. The Board's current policies with regard to vehicle replacement, alternative fuels, refrigerants, and recycling must also be implemented by the District. Also, the environmental review for future facilities will include all feasible mitigation measures for project specific and cumulative impacts of individual future projects. These required measures will substantially lessen the potentially significant cumulative effects from the additional trips associated with the BMPs and the increase in facilities over time.

¹ Policy No. Chapter III-6, III-7, III-8, III-9.

SECTION III: IMPACT CATEGORIES IN WHICH POTENTIALLY SIGNIFICANT IMPACTS ARE MITIGATED TO LESS THAN SIGNIFICANT LEVELS BY OTHER AGENCIES

No significant impacts were identified as a result of the proposed Project. There are no other public agencies with the responsibility or authority to adopt or incorporate changes or alterations into the project to mitigate significant impacts.

SECTION IV: IMPACT CATEGORIES WITH SIGNIFICANT IMPACTS NOT MITIGATED TO LESS THAN SIGNIFICANT LEVELS

No significant impacts were identified as a result of the proposed Project.

SECTION V: SPECIFICATION OF LOCATION AND CUSTODIAN OF RECORD

The following are the location and custodians of documents and other material, which constitute the record of proceedings upon which the Board's decision is based:

Jeff Pratt, P.E.
Director, Watershed Protection District
Hall of Administration
800 South Victoria Avenue
Ventura, California 93009-1610

and

Clerk of the Board of Supervisors
of the Ventura County Watershed Protection District
Hall of Administration
800 South Victoria Avenue
Ventura, California 93009



NOTICE OF DETERMINATION

DATE: May 13, 2008

TO: **County Clerk**
County of Ventura
800 South Victoria Avenue, L#1740
Ventura, CA 93009

Office of Planning and Research
1440 Tenth Street, Room 121
Sacramento, CA 95814

FROM: Ventura County Watershed Protection District

SUBJECT: Filing of Notice of Determination
(In compliance with Section 21108 or 21152 of the Public Resources Code)

FILED
DATE: MAY 16 2008
PHILIP J. SCHMIT, County Clerk
By: hinda mar, Deputy

MAILED
MAY 16 2008
PHILIP J. SCHMIT, County Clerk
By: Nicole Nava, Deputy

Project Title: Environmental Protection Measures for the Ongoing Routine Maintenance Program

State Clearing House No. 2002091107

Contact Person: Jeff Pratt, Director

Telephone Number: 805-654-2040

Project Location: The project study area comprises facilities owned and operated by the Ventura County Watershed Protection District in the Ventura River, Santa Clara River, Calleguas Creek, and Malibu Creek watersheds.

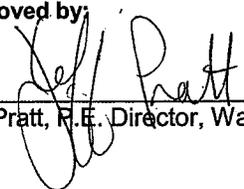
Project Description: The Watershed Protection District proposes to incorporate feasible environmental Best Management Practices (BMPs) into the current maintenance program to reduce environmental impacts of the ongoing maintenance program and to obtain long-term permits and approvals from various state and federal regulatory agencies.

This is to advise that on May 13, 2008 the Ventura County Watershed Protection District Board of Directors, as the Lead Agency, approved the above project and has made the following determination regarding the project.

1. The project will **will not** have a significant effect on the environment.
2. An **Environmental Impact Report** was prepared and certified for this project pursuant to the provisions of CEQA.
 A Negative Declaration was prepared and certified for this project pursuant to the provisions of CEQA.
The EIR or Negative Declaration and record of project approval may be examined at:
Clerk of the Board or Ventura County Watershed Protection District.
3. Mitigation measures **were** were not made a condition of the approval of the project.
4. Findings **were** were not made pursuant to Section 15091 of State CEQA Guidelines.
5. A Statement of Overriding Considerations was **was not** adopted for this project.

Prepared by:
Pam Lindsey, Watershed Ecologist

Approved by:



Jeff Pratt, R.E., Director, Watershed Protection District

Department of Fish & Game Environmental Filing Transmittal Memorandum/Filing Cash Receipt

Please complete the information and submit a transmittal with each set of documents presented for filing. Please provide an original set and (3) three sets of copies for filing. Thank you.



Ventura County Clerk and Recorder
Philip J. Schmit
05/16/2008 09:43:50 AM
203180 \$2656.75 MO

(for office use only)

Project Title: Routine Operations & Maintenance Environmental Impact Report

Name of Agency Ventura County Watershed Protection District
 filing attached document:

The above named agency is filing as: Lead Agency Responsible Agency Trustee Agency

Address of Filing Agency: 800 South Victoria Avenue, Ventura, CA 93009-1610

Document Type (check one):
 Negative Declaration Mitigated Neg. Declaration Environmental Impact Report Exemption

Project Applicant: Jeff Pratt, P.E., Director, Ventura County Watershed Protection District

Project Applicant Address: Same as above.

Project Applicant Phone Number: (805) 654-2040

Project Applicant is (check one):
 Local Public Agency School District Other Special District State Agency Private Entity

If the agency presenting this document is filing as the responsible agency, **provide a copy** of the Lead Agency's filed documents and complete the following:

Lead Agency: _____

Lead Agency's Project Title: _____

Lead Agency's State Receipt #: _____ Lead Agency's Document #: _____

Check Applicable Fees (check all that apply):

Negative Declaration (\$1,876.75)
 Environmental Impact Report (\$2,606.75)
 Categorically Exempt
 Statutorily Exempt
 County Administrative Fee (\$50.00)
 De Minimus Impact (**EXEMPT - Provide a Certificate of Fee Exemption**)
 Filed by responsible agency, fees paid by lead agency (Attach a copy of Lead Agency's filing & receipt.)
 Fees have already been paid (Attach a copy of the prior filing and proof of payment.)

Prepared by: Theresa Stevens, Ph.D. Sr. Environmental Specialist

Signature: <u><i>Theresa Stevens</i></u>	Name	Date	Title
		<u>May 13, 2008</u>	<u>(805) 477-7139</u>
		Date	Phone #

DO NOT WRITE BELOW THIS LINE – The following portion will be completed by the Ventura County Clerk's Office.

Total \$ received: 2656.75
Signature of person receiving payment: *Hinda Mora*, Deputy County Clerk

RECEIVED

(07/2004) CC&R

Posted: MAY 16 2008 through JUL 01 2008

JUL 02 2008

WATERSHED PROTECTION DIST.



NOTICE OF DETERMINATION

DATE: May 13, 2008

TO: **County Clerk**
County of Ventura
800 South Victoria Avenue, L#1740
Ventura, CA 93009

Office of Planning and Research
1440 Tenth Street, Room 121
Sacramento, CA 95814

FROM: Ventura County Watershed Protection District

SUBJECT: Filing of Notice of Determination
(In compliance with Section 21108 or 21152 of the Public Resources Code)

FILED
DATE: MAY 13 2008
PHILIP J. SCHMIT, County Clerk
By: Linda Mora, Deputy

POSTED
MAY 16 2008 - / /
PHILIP J. SCHMIT, County Clerk

By: _____, Deputy

Project Title: Environmental Protection Measures for the Ongoing Routine Maintenance Program

State Clearing House No. 2002091107

Contact Person: Jeff Pratt, Director

Telephone Number: 805-654-2040

Project Location: The project study area comprises facilities owned and operated by the Ventura County Watershed Protection District in the Ventura River, Santa Clara River, Calleguas Creek, and Malibu Creek watersheds.

Project Description: The Watershed Protection District proposes to incorporate feasible environmental Best Management Practices (BMPs) into the current maintenance program to reduce environmental impacts of the ongoing maintenance program and to obtain long-term permits and approvals from various state and federal regulatory agencies.

This is to advise that on May 13, 2008 the Ventura County Watershed Protection District Board of Directors, as the Lead Agency, approved the above project and has made the following determination regarding the project.

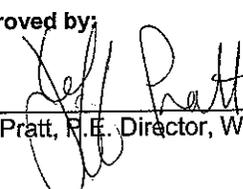
1. The project will **will not** have a significant effect on the environment.
2. An **Environmental Impact Report** was prepared and certified for this project pursuant to the provisions of CEQA.
 A Negative Declaration was prepared and certified for this project pursuant to the provisions of CEQA.

The EIR or Negative Declaration and record of project approval may be examined at:
Clerk of the Board or Ventura County Watershed Protection District.

3. Mitigation measures **were** were not made a condition of the approval of the project.
4. Findings **were** were not made pursuant to Section 15091 of State CEQA Guidelines.
5. A Statement of Overriding Considerations was **was not** adopted for this project.

Prepared by:
Pam Lindsey, Watershed Ecologist

Approved by:



Jeff Pratt, R.E. Director, Watershed Protection District

Department of Fish & Game Environmental Filing Transmittal Memorandum/Filing Cash Receipt

Please complete the information and submit a transmittal with each set of documents presented for filing. Please provide an original set and (3) three sets of copies for filing. Thank you.

(for office use only)


20080516-10007369-0 1/1
Ventura County Clerk and Recorder
Philip J. Schmit
05/16/2008 09:43:50 AM
203180 \$2656.75 MO

Project Title: Routine Operations & Maintenance Environmental Impact Report
Name of Agency Ventura County Watershed Protection District
filing attached document:
The above named agency is filing as: Lead Agency Responsible Agency Trustee Agency
Address of Filing Agency: 800 South Victoria Avenue, Ventura, CA 93009-1610
Document Type (check one):
 Negative Declaration Mitigated Neg. Declaration Environmental Impact Report Exemption

Project Applicant: Jeff Pratt, P.E., Director, Ventura County Watershed Protection District
Project Applicant Address: Same as above.
Project Applicant Phone Number: (805) 654-2040

Project Applicant is (check one):
 Local Public Agency School District Other Special District State Agency Private Entity

If the agency presenting this document is filing as the responsible agency, **provide a copy** of the Lead Agency's filed documents and complete the following:

Lead Agency: _____
Lead Agency's Project Title: _____
Lead Agency's State Receipt #: _____ Lead Agency's Document #: _____

Check Applicable Fees (check all that apply):
 Negative Declaration (\$1,876.75)
 Environmental Impact Report (\$2,606.75)
 Categorically Exempt
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 De Minimus Impact (**EXEMPT - Provide a Certificate of Fee Exemption**)
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Prepared by: Theresa Stevens, Ph.D. Sr. Environmental Specialist
Signature: *Theresa Stevens* Name Date: May 13, 2008 Title: (805) 477-7139
Phone #

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Signature of person receiving payment: Linda Mora, Deputy County Clerk

(07/2004) CC&R Posted: MAY 16 2008 through _____

ERRATA

The Final Environmental Impact Report (FEIR) for the Environmental Protection Measures for the Ongoing Routine Operations and Maintenance Program was certified by the Ventura County Watershed Protection District (District) Board of Supervisors on May 13, 2008, with changes to the text of BMP 3 and BMP 16 for consistency with the County Floodplain Management Ordinance (currently undergoing revision), the County Tree Protection Ordinance (ORD. 3993 Sec. 8107.25), and the California Department of Fish and Game standard.

The FEIR was certified with the following changes to the text of BMP 3 and BMP 16:

BMP 3. Location of Temporary Stockpiles. Temporary stockpiles outside the channels or debris basins shall be stabilized by compacting or other measures if present at the work site from 1 December to 1 April. Silt fences, berms, or other methods shall be used to prevent sediments from being eroded from the temporary stockpile into the adjacent drainage. Temporary stockpiles may be placed in channel bottoms or debris basins if they are located on barren soil or areas with non-native weeds, and are not placed in such a manner that they would be exposed to flowing water. No temporary stockpiles shall be placed on the channel bed or banks during the period of 1 December to 1 April for more than the duration of the sediment removal work. Permanent stockpiles shall be located landward of the 100-year floodplain to the maximum extent feasible.

BMP 16. Oak Tree Mitigation Ratio. For any repair of in-channel structures and features that requires the removal of native oak trees with circumference of 9.5 inches (single trunk) or 6.25 inches (multi-trunk) at 4.5 feet from the root crown ~~diameters at breast height of 6 inches or more~~, the District shall replace the trees in or near the affected work areas after the repair or reconstruction work at a replacement 5:1 ratio consistent with County policy or California Department of Fish and Game permit requirements, whichever is greater ~~in or near the affected work areas after the repair or reconstruction work~~. A tree replacement plan shall be developed for each repair project that specifies the tree replacement locations, performance criteria for survival and growth, and at least a five-year ~~three-year~~ maintenance and monitoring procedures.

These minor changes and additions do not alter any of the environmental analyses or conclusions contained in the Final EIR.