RESOLUTION CERTIFYING THE FINAL INITIAL STUDY/MITIGATED NEGATIVE DECLARATION (MUD IS1-09), AND ADOPTING THE FINDINGS AND MITIGATION MONITORING PROGRAM FOR THE NEWCASTLE ROAD & SOUTH AIRPORT WAY WATER TRANSMISSION MAIN

The Final Initial Study/Mitigated Negative Declaration (MUD IS1-09) for the Newcastle Road & South Airport Way Water Transmission Main was prepared by Insite Environmental for the City of Stockton pursuant to the California Environmental Quality Act (Public Resources Code sections 21000 et seq., hereafter "CEQA"), the Guidelines for Implementation of the California Environmental Quality Act (14 California Code of Regulations, Sections 15000 et seq., hereafter the "State CEQA Guidelines") and the City of Stockton Guidelines for the Implementation of CEQA ("Local Guidelines"); and;

Pursuant to the City of Stockton Guidelines for the implementation of the California Environmental Quality Act, the Final Initial Study/Mitigated Negative Declaration (MUD IS1-09) is scheduled for consideration at a public meeting, conducted by the City Council on June 29, 2010; and

By this resolution, the City Council, certifies that it is the lead agency, under the California Environmental Quality Act for preparing the Final Initial Study/Mitigated Negative Declaration, and is the entity with final decision-making authority in regard to the related discretionary applications, desires to comply with the requirements of the California Environmental Quality Act, the Guidelines for Implementation of the California Environmental Quality Act, and the City of Stockton Guidelines for the Implementation of California Environmental Quality Act for consideration, certification, and use of the Final Initial Study/Mitigated Negative Declaration (MUD IS1-09) by the City Council, and any responsible agencies in connection with the approval and subsequent implementation of the Project; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. That the Final Initial Study/Mitigated Negative Declaration (MUD IS1-09), which is on file in the City's Municipal Utilities Department/Engineering Division, is hereby adopted based on the following findings:

   a. The Final Initial Study/Mitigated Negative Declaration (MUD IS1-09) has been completed in compliance with the California Environmental Quality Act, California Environmental Quality Act Guidelines, and City of Stockton Guidelines for the Implementation of California Environmental Quality Act.
2. That, pursuant to Section 15074 of the State California Environmental Quality Act Guidelines (California Code of Regulations), the City Council hereby determines that any related project approval(s) shall be based on and subject to the implementation of all applicable mitigation measures for each significant adverse environmental effect, as identified in the Final Initial Study/Mitigated Negative Declaration (MUD IS1-09), and to the associated findings and mitigation monitoring/reporting provisions as specified in the report entitled the Mitigation Monitoring Program for the Newcastle Road & South Airport Way Water Transmission Main, dated April 12, 2010, which is hereby adopted and is on file at the City of Stockton Municipal Utilities Department/Engineering Division.

3. In accordance with Section 65402(b) of the California Government Code, the City Council hereby confirms, that the proposed Newcastle Road & South Airport Way Water Transmission Main conforms to the City of Stockton General Plan (Policy Document and Land Use/Circulation Diagram), adopted December 11, 2007. This determination is based on the fact that the proposed project implements, and is in conformance with, the General Plan Land Use Designations.

4. The City Manager is authorized to take such other actions as are appropriate to carry out the intent of this Resolution.

PASSED, APPROVED and ADOPTED ____________

JUN 29 2010

ANN JOHNSTON, Mayor
of the City of Stockton

ATTEST:

KATHERINE GONG MEISNER
City Clerk of the City of Stockton