RESOLUTION CERTIFYING THE FINAL INITIAL STUDY/MITIGATED NEGATIVE DECLARATION (MUD IS1-13) AND ADOPTING THE FINDINGS AND MITIGATION MONITORING PROGRAM FOR THE DELTA WATER SUPPLY PROJECT STAGED DESIGN-BUILD CONTRACT AMENDMENT 2 – STAGE 2 AMMONIA FACILITIES PROJECT

The Final Initial Study/Mitigated Negative Declaration (MUD IS1-13) for the Delta Water Supply Project Staged Design-Build Contract Amendment 2 – Stage 2 Ammonia Facilities Project was prepared by Environmental Science Associates (ESA) for the City of Stockton pursuant to the California Environmental Quality Act (Pub. Resources Code, § 21000 et seq., hereafter "CEQA"), the Guidelines for Implementation of CEQA (Cal. Code Regs., tit. 14, § 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 CEQA, the Final Initial Study/Mitigated Negative Declaration (MUD IS1-13) is scheduled for consideration at a public meeting, conducted by the City Council on April 16, 2013; and

By this resolution, the City Council, certifies that it is the lead agency, under CEQA 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 CEQA, the Guidelines for Implementation of CEQA, and the City of Stockton Guidelines for the Implementation of CEQA for consideration, certification, and use of the Final Initial Study/Mitigated Negative Declaration (MUD IS1-13) 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. The Final Initial Study/Mitigated Negative Declaration (MUD IS1-13), which is on file in the City's Municipal Utilities Department/Engineering Division, is hereby adopted based on the following finding:

   a. The Final Initial Study/Mitigated Negative Declaration (MUD IS1-13) has been completed in compliance with CEQA, the Guidelines for Implementation of CEQA, and the City of Stockton Guidelines for the Implementation of CEQA.

2. Pursuant to Section 15074 of the State CEQA Guidelines (Cal. Code
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 IS1-13), and to the associated findings and mitigation monitoring/reporting provisions as specified in the Mitigation Monitoring and Reporting Program for the City of Stockton Ammonia Facilities Project, dated February 2013, 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 Delta Water Supply Project Staged Design-Build Contract Amendment 2 – Stage 2 Ammonia Facilities Project 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 April 16, 2013

ANTHONY SILVA, Mayor
of the City of Stockton

ATTEST:

BONNIE PAIGE
City Clerk of the City of Stockton

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