

# IN THE BOARD OF SUPERVISORS

County of San Luis Obispo, State of California

\_\_\_\_\_ day \_\_\_\_\_, 20\_\_

PRESENT: Supervisors

ABSENT:

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION APPROVING THE AVILA BEACH DRIVE AT ONTARIO ROAD  
DRAINAGE PROJECT AND ADOPTING  
THE INITIAL STUDY, MITIGATED NEGATIVE DECLARATION AND  
MITIGATION MONITORING AND REPORTING PROGRAM  
PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT**

The following resolution is now offered and read:

**WHEREAS**, the Avila Beach Drive at Ontario Road roadside drainage feature has been identified as requiring maintenance consisting of trimming of the riparian vegetation and excavation of accumulated sediments due to its present condition and the desire to alleviate perpetual flooding at this intersection that is resulting from these conditions; and

**WHEREAS**, the Avila Beach Drive at Ontario Road Drainage Project consists of trimming back the riparian vegetation to gain access to the roadside drainage feature and subsequent removal of the accumulated sediments with a ‘scoop and lift’ approach; and

**WHEREAS**, an Initial Study and proposed Mitigated Negative Declaration have been prepared for the Project and circulated for agency and public review and comment (the “Initial Study, Mitigated Negative Declaration”), all in accordance with the requirements of the California Environmental Quality Act of 1970, together with state and local guidelines implementing said Act, all as amended to date (collectively, “CEQA”); and

**WHEREAS**, the Board of Supervisors has reviewed and considered the Initial Study, Mitigated Negative Declaration and related Mitigation Monitoring and Reporting Program for the Project and intends to take actions on the Project in compliance with CEQA; and

**WHEREAS**, the Initial Study, Mitigated Negative Declaration and related Mitigation Monitoring and Reporting Program for the Project are, by this reference, incorporated into this Resolution as if fully set forth herein; and

**WHEREAS**, local CEQA Guidelines adopted by the Board of Supervisors pursuant to Section 21082 of the Public Resources Code designate the Environmental Coordinator as the person to make environmental determinations and recommendations pursuant to CEQA, and the Environmental Coordinator has reviewed and recommended adoption of the Initial Study, Mitigated Negative Declaration and related Mitigation Monitoring and Reporting Program for the Project.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED**, by the Board of Supervisors of the County of San Luis Obispo, State of California, as follows:

1. That the following findings are made:
  - a) The Board of Supervisors has reviewed the Initial Study, Mitigated Negative Declaration and other information in the whole record and has considered the information contained therein; and
  - b) The Initial Study, Mitigated Negative Declaration prepared for the Project has been completed in compliance with CEQA; and
  - c) The Initial Study, Mitigated Negative Declaration represents the independent judgment and analysis of the County as Lead Agency for the Project.
2. That the Initial Study, Mitigated Negative Declaration and the related Mitigation Monitoring and Reporting Program prepared for the Project, which are attached hereto collectively as Exhibit A and are incorporated herein by reference, are hereby adopted; and
3. That the Avila Beach Drive at Ontario Road Drainage Project described in the Initial Study, Mitigated Negative Declaration is hereby approved and the Public Works Department is hereby directed to complete the associated project development activities, including but not limited to: obtaining the required environmental regulatory permits and preparation of final plans and specifications.

Upon motion of Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing Resolution is hereby adopted on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Chairperson of the Board of Supervisors

ATTEST:

\_\_\_\_\_  
Clerk of the Board of Supervisors

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL  
County Counsel

By:   
Deputy County Counsel

Dated: July 18, 2014

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STATE OF CALIFORNIA,        }  
County of San Luis Obispo,    }    ss.

I, \_\_\_\_\_, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
County Clerk and Ex-Officio Clerk of the Board of Supervisors

(SEAL)

By \_\_\_\_\_  
Deputy Clerk.