

**BOARD OF DIRECTORS
SANTA CLARA VALLEY WATER DISTRICT**

RESOLUTION NO. 2025-

**ADOPTING THE FINAL MITIGATED NEGATIVE DECLARATION AND THE MITIGATION
MONITORING AND REPORTING PROGRAM FOR THE PENITENCIA WATER
TREATMENT PLANT RESIDUALS MANAGEMENT PROJECT**

WHEREAS, the Santa Clara Valley Water District (Valley Water), the lead agency under the California Environmental Quality Act (CEQA), has prepared a Final Mitigated Negative Declaration (MND) for the Penitencia Water Treatment Plant Residuals Management Project (Project) to evaluate the potential environmental impacts of the adoption and implementation of the proposed Project, as required by CEQA and its implementing regulations, the CEQA Guidelines (Code of Regs., Title 14, §15000 *et seq.*); and

WHEREAS, the MND was published and circulated for public review and comment between September 27, 2024 and October 28, 2024. The MND was filed with the State Office of Planning and Research under State Clearinghouse Number 2024091149; and

WHEREAS, Valley Water prepared written responses to the comments received during and immediately following the public review and comment period and included these responses in a Final MND, including all appendices thereto, and a Mitigation Monitoring and Reporting Program.

NOW, THEREFORE BE IT RESOLVED by the Board of Directors of the Santa Clara Valley Water District as follows:

A. ADOPT THE FINAL MITIGATED NEGATIVE DECLARATION

1. The Board of Directors has reviewed and considered the information contained in the Final MND and the record and other matters deemed material and relevant prior to making a decision on the Project.
2. The Final MND has been completed in compliance with CEQA and the CEQA Guidelines.
3. Changes have been incorporated into the Project which avoid and/or substantially lessen the potentially significant environmental effects identified in the Final MND.
4. The analysis and conclusions in the Final MND are supported by substantial evidence in the record and reflect the independent judgment and analysis of Valley Water.
5. Consistent with Public Resources Code Section 21081.6(a)(2), the documents which constitute the record of proceedings for approving this Project are located with the Clerk of the Board at 5700 Almaden Expressway, San Jose, California.

B. ADOPT THE MITIGATION MONITORING AND REPORTING PROGRAM

A Mitigation Monitoring and Reporting Program (MMRP) for the Project, Appendix A of the Final MND, is hereby adopted in accordance with CEQA Guidelines Section 15074 and pursuant to Public Resources Code Section 21081.6. Implementation of the MMRP, to avoid or substantially lessen significant environmental effects, is hereby required as a condition of approval of the Project.

BE IT FURTHER RESOLVED that the Chief Executive Officer is hereby authorized and directed to, on behalf of the Valley Water's Board of Directors, execute any such documents and to perform any such acts as may be deemed necessary or appropriate to accomplish the intention of this resolution.

PASSED AND ADOPTED by the Board of Directors of the Santa Clara Valley Water District by the following vote on April 8, 2025:

AYES: Directors

NOES: Directors

ABSENT: Directors

ABSTAIN: Directors

SANTA CLARA VALLEY WATER DISTRICT

TONY ESTREMER
Chair, Board of Directors

ATTEST: CANDICE KWOK-SMITH, CMC

Interim Clerk, Board of Directors