

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

RESOLUTION NO. 21-

**ADOPTING THE FINAL MITIGATED NEGATIVE DECLARATION AND
THE MITIGATION MONITORING AND REPORTING PROGRAM FOR THE
PALO ALTO FLOOD BASIN TIDE GATE STRUCTURE REPLACEMENT PROJECT**

WHEREAS, the Santa Clara Valley Water District (Valley Water), the lead agency under the California Environmental Quality Act (CEQA), has prepared a Final Initial Mitigated Negative Declaration (MND) for the Palo Alto Flood Basin Tide Gate Structure Replacement Project (Project); and

WHEREAS, Valley Water received public comments on the Draft MND during the public review and comment period and has considered these comments and addressed them as appropriate prior to preparing the Final MND.

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.
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 G 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 Valley Water's Board of Directors, to 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 27, 2021:

AYES: Directors

NOES: Directors

ABSENT: Directors

ABSTAIN: Directors

SANTA CLARA VALLEY WATER DISTRICT

TONY ESTREMER
Chair, Board of Directors

ATTEST: MICHELE L. KING, CMC

Clerk, Board of Directors