

RESOLUTION NO. 2023-25

RESOLUTION TO ADOPT AN INITIAL STUDY/MITIGATED NEGATIVE DECLARATION (IS/MND) AND THE MITIGATION MONITORING & REPORTING PROGRAM (MMRP) AND APPROVE THE PROJECT FOR THE CORONA ROAD SEWER EXTENTION PROJECT- #18-21

-oOo-

WHEREAS, the Carmel Area Wastewater District ("District") desires to adopt the Initial Study/Mitigated Negative Declaration ("IS/MND") and Mitigation Monitoring and Reporting Program ("MMRP") for the Corona Road Sewer Extension Project (the "Project"), which is on file with the District Secretary to the Board and incorporated herein by this reference; and

WHEREAS, pursuant to the § 15074 California Environmental Quality Act ("CEQA"), the IS/MND was prepared for this Project; and

WHEREAS, the Project consists of constructing a new sewer collection system in order to provide future sewer service to parcels that are currently using septic systems. Project elements include the following: installation of a below grade sewage lift station and construction of a sewer collection system with 8-inch polyvinyl chloride ("PVC") pipe.

WHEREAS, Because of the urgency to complete environmental review in order to meet a grant funding deadline the formal public comment period was approved on March 3, 2023, by the State Clearinghouse Office of Planning and Research to be reduced to 20 days, and was completed on March 22, 2023.

WHEREAS, upon completion of the IS/MND, the District, as the Lead Agency, prepared and filed a Notice of Completion ("NOC") with the State Clearinghouse Office of Planning and Research ("SCH OPR"), for distribution to public agencies and interested parties for a public review period, commencing on March 3, 2023, and ending on March 22, 2023; and

WHEREAS, copies of the Notice of Intent were provided to all responsible agencies, and copies were also made available at the County of Monterey Office of the County Clerk; and

WHEREAS, the District sent a Notice of Intent to Adopt an IS/MND to all affected property owners and interested parties, posted a copy at seven locations along the proposed project alignment and posted a copy of the notice and IS/MND document at the Monterey County Clerk's Office, and at the District Office; and, online on the District's website; and

WHEREAS, during the public review period, the District received one (1) written comment letter on the IS/MND; and

WHEREAS, the IS/MND identifies potentially significant impacts to the environment, including but not limited to specific impacts to biological resources, cultural resources, tribal cultural resources, and noise, which impacts can and will be avoided or mitigated to less than significant levels through adoption and implementation of the mitigation measures proposed as part of the Project, the IS/MND and MMRP.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors makes the following findings as required by CEQA with respect to the proposed Project:

- A. That the IS/MND was prepared in accordance with all legal requirements of CEQA, including all public notice and comment period requirements;
- B. That the Board of Directors has considered the IS/MND and the opportunity to comment within the public comment period, as well as the opportunity to comment after the public comment period and prior to the date of this Resolution;
- C. That the IS/MND identified all potentially significant environmental impacts of the Project, including but not limited to specific potentially significant impacts to biological resources, cultural and tribal cultural resources, paleontological resources, and noise, which impacts can and will be avoided or mitigated to less than significant levels through adoption and implementation of the mitigation measures proposed as part of the Project, IS/MND, and MMRP;


- D. That the IS/MND reflects the District's independent judgment and analysis;
- E. That there is no substantial evidence in the record that the Project, as mitigated, will have a significant negative effect on the environment;
- F. That the administrative record is located in Carmel Area Wastewater District Office, at 3945 Rio Road, Carmel, California 93923; and
- G. That the Board Secretary is designated as the location and custodian of the documents and other material constituting the record of proceedings upon which this decision is based.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Board of Directors of the Carmel Area Wastewater District, based upon all of the oral and documentary evidence in the record, as follows:


- 1. That the IS/MND and the MMRP for the Project is adopted; and
- 2. That the District Board hereby approves Corona Road Sewer Extension Project as described in the IS/MND.

PASSED AND ADOPTED by the Board of Directors of the Carmel Area Wastewater District on March 30, 2023 by the following vote:

AYES: BOARD MEMBERS: PRESIDENT WHITE, DIRECTORS:
D'AMBROSIO, RACHEL, SIEGFRIED AND URQUHART
NOES: BOARD MEMBERS:
ABSENT: BOARD MEMBERS:
ABSTAIN: BOARD MEMBERS:



Ken White, President of the Board

ATTEST:


Domine Barringer, Secretary to the Board

FINAL SUPPLEMENTAL INITIAL STUDY/MITIGATED NEGATIVE DECLARATION

for the

CORONA ROAD SEWER EXTENSION PROJECT

Prepared for:



Carmel Area Wastewater District

3945 Rio Road

Carmel, CA 93923

Prepared by:



Denise Duffy & Associates

947 Cass Street, Suite 5

Monterey, CA 93940

March 23, 2023

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CHAPTER 1. INTRODUCTION

BACKGROUND

The Carmel Area Wastewater District (District) circulated a Draft Supplemental Initial Study/Mitigated Negative Declaration (IS/MND) for the Corona Road Sewer Extension Project (proposed project). The District has determined that the proposed project will not have a significant effect on the environment. The District will therefore consider adoption of a Mitigated Negative Declaration for the proposed project at the scheduled Board hearing on March 30, 2023.

PROJECT DESCRIPTION:

The proposed project involves formation of a new assessment district and construction of a wastewater service extension to the Corona Road area of Carmel Highlands. The new assessment district would consist of property owners located in the service area of the new pipeline proposed by the project. The assessment district would collect charges from customers in the project area solely to fund the capital costs associated with the proposed extension of wastewater service to the area. The proposed project is also seeking funds in the form of a construction loan from the State Water Resources Control Board (SWRCB) State Revolving Fund (SRF). The SRF loan would cover upfront costs associated with the implementation of the proposed project and would be repaid using charges collected by the assessment district.

The proposed project includes the installation of a new sanitary sewer transmission pipeline and an associated pump station. The proposed sanitary sewer collection system will consist of four (4) separate gravity mains made of Polyvinyl Chloride (PVC) pipe. The longest main will be approximately 3,500 feet in length, beginning at the east side of SR 1, north of the intersection of Corona Road and SR 1, and will extend south along the east side of SR 1, and then east and upward along Corona Road. Another branch of the gravity main in Corona Way will extend approximately 600 feet north and upward from Corona Road. The third branch of the gravity main will be approximately 300 feet in length and will be constructed along the east side of SR 1 northerly and upward. The installation of the three (3) separate gravity mains would result in the installation of 4,400 feet of new pipeline. The final gravity main would be installed beneath Highway 1 and would connect to a new pump station located on the west side of Highway 1, as described below. Pipeline will be installed in the disturbed right-of-way and roadway throughout the entirety of the alignment. No trees would be removed as a result of installation of the pipeline. All pipeline would be installed via trenching in paved areas. The proposed design includes 24 manholes and three (3) clean-outs.

Lateral connections from the proposed pipeline alignment to private parcels along the alignment would be installed under a future phase of the proposed project upon application by individual property owners for abandonment of their septic system and hook up to the extended CAWD sanitary sewer system. This future phase of the proposed project is not analyzed in this environmental document and would be subject to the appropriate level of environmental review under CEQA at the time these improvements are proposed.

Staging areas for the proposed project would be located at the District's existing wastewater treatment plant and the pump station site, with an additional equipment laydown area located on APN 241-052-001 (74 Corona Road).

The proposed project would extend potential future wastewater collection service to the following APNs.

- 241-011-002
- 241-012-018
- 241-031-005
- 241-031-007
- 241-031-008
- 241-031-010
- 241-031-012
- 241-031-013
- 241-031-018
- 241-031-020
- 241-031-021
- 241-031-022
- 241-031-023
- 241-031-024
- 241-051-002
- 241-051-003
- 241-051-005
- 241-051-006
- 241-051-007
- 241-051-009
- 241-051-010
- 241-051-011
- 241-051-012
- 241-051-013
- 241-051-014
- 241-051-015
- 241-051-016
- 241-051-017
- 241-051-018
- 241-051-019
- 241-051-020
- 241-051-021
- 241-051-022
- 241-051-024
- 241-051-025
- 241-051-027
- 241-051-028
- 241-052-001
- 241-052-002
- 241-052-003
- 241-052-004
- 241-052-005
- 241-052-006
- 241-052-007
- 241-061-001
- 241-061-002
- 241-061-004
- 241-061-005
- 241-061-011
- 241-061-014
- 241-061-015
- 241-071-004
- 241-071-005
- 241-071-006
- 241-072-002
- 241-072-003

A pump station is proposed within the northeastern portion of the “Rodgers' property” located at 29152 Highway 1 (APN 241-061-015) on the west side of SR 1 and has been sited so as to avoid tree removal and other impacts to existing trees. The pump station would be located on a 468 square foot easement and will be housed beneath two concrete slabs measuring approximately 100 square feet in total. The pump station will be constructed with pre-cast concrete sections and placed entirely underground, with the concrete slab laid on top, except for the Pacific Gas & Electric Company's (PG&E's) electrical service facilities, a vent pipe, and the pump station control panel. Electrical power will be furnished via a new service from PG&E. The pump station would have the capacity to pump up to 0.01 million-gallons-per-day (MGD) of wastewater and a projected flow of 0.006 MGD. The pump station will receive raw sewage from the gravity collection mains as described above and will have a wet well with a capacity of 3,000 gallons to temporarily store the raw sewage from the collection system in the times between pump operations and during power outages. The pump station would include a connection for a backup generator; however no backup generators would be installed permanently at the site. The pump station will discharge into the existing 4-inch sanitary sewer force main in SR 1 at a discharge rate of approximately 50 gallons per minute. The existing 4-inch force main in SR 1 was evaluated by the project engineers and determined to be capable of transmitting the sewage introduced as a result of the proposed project.

A 600 square foot construction staging area for the pump station would be located off-site at CAWD's treatment plant. A 360 square foot construction easement/staging area for the pump station would be located immediately west of the pump station site. A new 10-foot wide access easement is also proposed at the mouth of the private road on the west side of Corona Road to ensure safe access to the pump station and to residents. In addition, a construction laydown area for pipeline installation and small construction equipment parking would also be established at 74 Corona Road (APN 241-052-001).

PUBLIC REVIEW PERIOD:

The 20-day public review period for the Draft Supplemental Initial Study/Mitigated Negative Declaration commenced on March 3, 2023 and ended on March 22, 2023.

COMMENTS RECEIVED:

The following lists the comment letter received on the Draft Supplemental IS/MND to date. The comments are summarized, and responses are provided in the **Comments and Responses** section of this Final Supplemental IS/MND:

1. *California Department of Transportation*

A reproduction of the letter referenced above are included as **Attachment A** to this Final IS.

CHAPTER 2. COMMENTS AND RESPONSES

LETTER 1: CHRIS BJORNSTAD, ASSOCIATE TRANSPORTATION PLANNER, CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) DISTRICT 5

Comment 1-1: Please be aware that if any future work is completed in the State’s right-of-way it will require an encroachment permit from Caltrans and must be done to our engineering and environmental standards, and at no cost to the State. The conditions of approval and the requirements for the encroachment permit are issued at the sole discretion of the Permits Office, and nothing in this letter shall be implied as limiting those future conditioned and requirements. For more information regarding the encroachment permit process, please visit our Encroachment Permit Website at: <https://dot.ca.gov/caltrans-near-me/district-5/district-5-programs/d5-encroachment-permits>.

Response 1-1: Comment is noted. The need for an Encroachment Permit for work within the State’s right-of-way was noted on page 16 of the Draft IS/MND. The District will coordinate with Caltrans to acquire an Encroachment Permit for work within the State’s right-of-way. No text changes to the Draft IS/MND are required as a result of this comment.

Comment 1-2: All future work in, on, under, over, or affecting State highway right-of-way is subject to a Caltrans encroachment permit. Depending on the complexity of the project improvements requiring an encroachment permit, Caltrans oversight may be the more appropriate avenue for project review and approval by Caltrans. The District Permit Engineer has been granted authority by Caltrans to make this decision. Please consult with the District Permit Engineer to determine the most appropriate Caltrans project permitting system.

Response 1-2: Comment noted. The need for an Encroachment Permit for work within the State’s right-of-way was noted on page 16 of the Draft IS/MND. The District will coordinate with Caltrans’s District Permit Engineer to acquire an Encroachment Permit for work within the State’s right-of-way. No text changes to the Draft IS/MND are required as a result of this comment.

Comment 1-3: All future work will need to conform to the Caltrans Encroachment Permits Manual, Chapter 600. Additional utility installation requirements, which may apply, are found in Chapter 17 of the Project Development Procedures Manual. Deviations to Caltrans Encroachment Permit Policies may require an exception. This requirement and process will be outlined by the District Permit Engineer in the pre-submittal conference.

Response 1-3: Comment noted. The District will coordinate with Caltrans to ensure that all work associated with the proposed project within the State’s right-of-way will be conducted in conformance with the Caltrans Encroachment Permits Manual, as specified in the comment above. No text changes to the Draft IS/MND are required as a result of this comment.

Comment 1-4: All non-operational or vacated pipes shall be removed. The District Permit Engineer may grant waivers to this requirement based on an engineering evaluation. Plans shall conform to the Caltrans Plans Preparation Manual and Encroachment Permit Construction Plan Set outline.

Response 1-4: Comment noted. No non-operational or vacated pipes are known to exist within the footprint of the project. In the event non-operational or vacated pipes are discovered during

sub-surface activities, they will be removed in conformance with the Caltrans Plans Preparation Manual and Encroachment Permit Construction Plan Set outline, as specified in the comment above. No text changes to the Draft IS/MND are required as a result of this comment.

Comment 1-5: The applicant will need to show all existing facilities and utilities in plan and profile where the scope of work is located. For signal facility plans and details please coordinate through Ken Vomaske at kenneth.vomaske@dot.ca.gov.

Response 1-5: Comment noted. The district will coordinate and provide Caltrans with plans showing all existing facilities and utilities within the footprint of the project. No text changes to the Draft IS/MND are required as a result of this comment.

Comment 1-6: General Basis of Horizontal and Vertical Control - Caltrans datums shall be used and observed for the construction of the proposed improvements. All plans shall be in US feet and follow the datums as follows: • Vertical Basis: NAVD 88 • Horizontal: NAD83Zone 3 Santa Cruz County, Zone 4 Monterey and San Benito County, and Zone 5 San Luis Obispo and Santa Barbara County. At least two recorded, Caltrans Monuments must be referenced in the surveying basis.

Response 1-6: Comment noted. Final construction plans will be prepared according to the specifications identified in the comment above. The District will coordinate with Caltrans to perform any necessary revisions to the plans prior to granting of an encroachment permit. No text changes to the Draft IS/MND are required as a result of this comment.

CHAPTER 3. CHANGES TO THE DRAFT IS/MND

As described above in Chapter 2, no changes to the Draft IS/MND are required as a result of public comments received during the CEQA review period.

Attachment A

Comment Letters Received on Draft Supplemental IS/MND

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California Department of Transportation

CALTRANS DISTRICT 5
50 HIGUERA STREET | SAN LUIS OBISPO, CA 93401-5415
(805) 549-3101 | FAX (805) 549-3329 TTY 711
www.dot.ca.gov



March 22, 2023

MON/1/69.74
SCH#2023030136

Rachél Lather
District Engineer
Carmel Area Wastewater District
3945 Rio Road
Carmel, CA 93923

COMMENTS FOR THE CORONA ROAD SEWER EXTENSION PROJECT MITIGATED NEGATIVE DECLARATION (MND) – MONTEREY COUNTY, CA

Dear Ms. Lather:

The California Department of Transportation (Caltrans) appreciates the opportunity to review the MND for the Corona Road Sewer Extension Project which proposes installing pipeline under and along the east side of State Route 1. Caltrans offers the following comments in response to the MND:

1. Please be aware that if any future work is completed in the State's right-of-way it will require an encroachment permit from Caltrans and must be done to our engineering and environmental standards, and at no cost to the State. The conditions of approval and the requirements for the encroachment permit are issued at the sole discretion of the Permits Office, and nothing in this letter shall be implied as limiting those future conditioned and requirements. For more information regarding the encroachment permit process, please visit our Encroachment Permit Website at: <https://dot.ca.gov/caltrans-near-me/district-5/district-5-programs/d5-encroachment-permits>.
2. All future work in, on, under, over, or affecting State highway right-of-way is subject to a Caltrans encroachment permit. Depending on the complexity of the project improvements requiring an encroachment permit, Caltrans oversight may be the more appropriate avenue for project review and approval by Caltrans. The District Permit Engineer has been granted authority by Caltrans to make this decision. Please consult with the District Permit Engineer to determine the most appropriate Caltrans project permitting system.

A-1

A-2

3. All future work will need to conform to the Caltrans Encroachment Permits Manual, Chapter 600. Additional utility installation requirements, which may apply, are found in Chapter 17 of the Project Development Procedures Manual. Deviations to Caltrans Encroachment Permit Policies may require an exception. This requirement and process will be outlined by the District Permit Engineer in the pre-submittal conference. A-3

4. All non-operational or vacated pipes shall be removed. The District Permit Engineer may grant waivers to this requirement based on an engineering evaluation. Plans shall conform to the Caltrans Plans Preparation Manual and Encroachment Permit Construction Plan Set outline. A-4

5. The applicant will need to show all existing facilities and utilities in plan and profile where the scope of work is located. For signal facility plans and details please coordinate through Ken Vomasse at kenneth.vomaske@dot.ca.gov. A-5

6. General Basis of Horizontal and Vertical Control - Caltrans datums shall be used and observed for the construction of the proposed improvements. All plans shall be in US feet and follow the datums as follows: • Vertical Basis: NAVD 88 • Horizontal: NAD83 Zone 3 Santa Cruz County, Zone 4 Monterey and San Benito County, and Zone 5 San Luis Obispo and Santa Barbara County. At least two recorded, Caltrans Monuments must be referenced in the surveying basis. A-6

Thank you for the opportunity to review and comment on the proposed project. If you have any questions, or need further clarification on items discussed above, please contact me at (805) 835-6543 or email christopher.bjornstad@dot.ca.gov.

Sincerely,

Christopher Bjornstad

Chris Bjornstad
Associate Transportation Planner
District 5 Land Development Review

Mitigation Monitoring and Reporting Program

The California Environmental Quality Act (CEQA) and CEQA Guidelines require Lead Agencies to adopt a program for monitoring the mitigation measures required to avoid the significant environmental impacts of a project. The Mitigation Monitoring and Reporting Program (MMRP) ensures that mitigation measures imposed by the District are completed at the appropriate time, specific to the future connection process.

The mitigation measures identified in the Supplemental Initial Study/Mitigated Negative Declaration (IS/MND) for the Corona Road Sewer Extension Project are listed in the MMRP along with the party responsible for monitoring implementation of the mitigation measure, the milestones for implementation and monitoring, and confirmation the mitigation measure has been implemented.

The Supplemental IS/MND tiers from the 2020 CAWD Annexation and Sphere of Influence Amendment project. As a result, several mitigation measures from the 2020 CAWD Annexation and Sphere of Influence Amendment project have been included as part of the proposed project. Other mitigation measures identified in the 2020 CAWD Annexation and Sphere of Influence Amendment project’s IS/MND are not applicable to the project, have been implemented during preparation of the Supplemental IS/MND, or have been superseded by project-specific mitigation measures.

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
The following mitigation measures are specific to the Corona Road Sewer Extension project.				
Biological Resources				
Impact BIO-A: Impacts to Trees: The proposed project would involve construction activities that have the potential to impact trees adjacent to the	Mitigation Measure BIO-A: Tree Protection. The following protection measures would apply to the proposed project: <ul style="list-style-type: none"> An Arborist Report for the Corona Road Sewer Extension Project (DD&A, 2023, Appendix C) was prepared to identify potential trees that may be impacted during construction of the project, recommend measures to avoid or minimize potential project-related impacts to trees, and identify regulatory requirements for tree removal and protection within the site. All recommendations and mitigation measures provided in the Arborist Report (Appendix C, 	CAWD, Construction Contractor	During construction, CAWD will ensure that contractor implements all recommendations of the arborist report. Following construction, CAWD would oversee restoration of all temporarily disturbed areas.	CAWD, Construction Contractor, Qualified Biologist

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
proposed project.	<p>pages 24-26) shall be implemented throughout the duration of construction to avoid and minimize impacts to Monterey pine forest and other trees within the survey area (see MM BIO-E).</p> <ul style="list-style-type: none"> Following construction, all temporarily disturbed areas within Monterey pine forest habitat shall be restored to pre-project contours to the maximum extent possible and revegetated using locally occurring native species, per the recommendations of a qualified biologist. 			
<p>Impact BIO-B – Impacts to Special-Status Plant Species: The proposed project would involve construction activities that have the potential to Yadon’s piperia and Pacific Grove clover within the vicinity of the proposed project.</p>	<p>Mitigation Measure BIO-B: Focused Botanical Surveys. Focused botanical surveys shall be conducted within the survey area during the appropriate blooming period to determine the presence or absence of special-status plant species, prior to the initiation of construction.</p> <ul style="list-style-type: none"> If no special-status plants are found on the site, no additional mitigation is required. If special-status plants are found on the site, these species should be avoided to the greatest extent feasible. If avoidance is not feasible, a restoration plan shall be prepared by a qualified biologist prior to development. The plan shall include, but is not limited to, a detailed description of restoration areas, plant source material, planting specifications, and a monitoring program that describes annual monitoring efforts which incorporate success criteria and contingency plans if success criteria are not met. 	CAWD, Qualified Biologist	CAWD shall retain qualified biologist to perform focused botanical surveys (and potentially a restoration plan) prior to construction.	CAWD, Qualified Biologist

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
<p>Impact BIO-C – Impacts to Nesting Avian Species: The proposed project would involve construction activities that have the potential to impact nesting raptors and other nesting avian species adjacent to the proposed project.</p>	<p>Mitigation Measure BIO-C: Pre-Construction Nesting Avian Surveys. The following survey requirements would apply to the proposed project:</p> <ul style="list-style-type: none"> To avoid and reduce impacts to nesting raptors and other nesting avian species, construction activities can be timed to avoid the nesting season period. Specifically, construction activities can be scheduled after September 1 and before January 31 to avoid impacts to these species. Alternatively, if avoidance of the nesting period is not feasible, a qualified biologist shall be retained to conduct pre-construction surveys for nesting raptors and other protected avian species within 250 feet of proposed construction activities if construction occurs between February 1 and August 31. Pre-construction surveys will be conducted no more than 14 days prior to the start of construction activities during the early part of the breeding season (February through April) and no more than 30 days prior to the initiation of these activities during the late part of the breeding season (May through August). Because some bird species nest early in spring and others nest later in summer, some breed multiple times in a season, surveys for nesting birds may be required to continue during construction to address new arrivals. The necessity and timing of these continued surveys will be determined by the qualified biologist based on review of the final construction plans. If raptors or other protected avian species nests are identified during the pre-construction 	<p>CAWD, Qualified Biologist</p>	<p>Pre-construction surveys to occur no more than 14 days prior to the start of construction.</p>	<p>CAWD, Qualified Biologist</p>

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
	<p>surveys, the qualified biologist will notify CAWD/project contractor and an appropriate no-disturbance buffer will be imposed within which no construction activities or disturbance should take place as determined by the qualified biologist to ensure avoidance of impacts to the individuals. The buffer will remain in place until the young of the year have fledged and are no longer reliant upon the nest or parental care for survival, as determined by a qualified biologist.</p>			
<p>Impact BIO-D – Impacts to Wetland: The proposed project would involve construction activities that have the potential to impact potential wetlands adjacent to the proposed project.</p>	<p>Mitigation Measure BIO-D: Wetland Protection. The following protection measures would apply to the proposed project:</p> <ul style="list-style-type: none"> • Prior to construction activities, the project proponent shall retain a qualified biologist to conduct an Employee Education Program for the construction crew. The biologist shall meet with the construction crew at the project site at the onset of construction to educate the construction crew on the following: a) a review of the project boundaries; b) all sensitive habitats that may be present and all special-status species that may be present, their habitat, and proper identification; c) the specific mitigation measures that will be incorporated into the construction effort; d) the general provisions and protections afforded by the regulatory agencies; and e) the proper procedures if a special-status animal is encountered within the project site. • Prior to construction, exclusionary fencing shall be placed around all potential wetlands and the riparian area to preclude construction vehicles 	<p>CAWD, Qualified Biologist, Construction Contractor</p>	<p>Compliance items will occur or be implemented prior to, during, and following project construction as outlined in the mitigation measure.</p>	<p>CAWD, Construction Contractor, Qualified Biologist</p>

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
	<p>and personnel from impacting potential wetlands and other waters of the U.S. and/or state. A qualified biologist or biological monitor shall supervise the installation of exclusionary fencing and monitor at least once per week until construction is complete to ensure that the protective exclusionary fencing remains intact.</p> <ul style="list-style-type: none"> • Stationary equipment such as motors, generators, and welders located within 100 feet of potential wetlands and other waters of the U.S. and/or state shall be stored overnight at a designated staging area and shall be positioned over drip pans. • Any hazardous or toxic materials deleterious to life that could be washed into adjacent sensitive habitats shall be contained in watertight containers. • Refueling of equipment shall take place within designated staging areas or at least 100 feet from potential wetlands and other waters of the U.S. and/or state. • All construction debris and associated materials stored in staging area shall be removed from the work site upon completion of the project. 			
<p>Impact BIO-E – Impacts to Sensitive Resources During Construction: The proposed project would involve</p>	<p>Mitigation Measure BIO-E: Biological Monitoring. The District shall retain a qualified arborist or biological monitor who shall be on site during initial ground-disturbing activities, including vegetation removal. Following initial ground-disturbing activities, the arborist or biological monitor shall monitor at least once per week throughout construction to ensure that the following tree protection measures are being implemented:</p>	<p>CAWD, Qualified Arborist/Biologist</p>	<p>Compliance items will occur or be implemented prior to or during project construction as outlined in the mitigation measure.</p>	<p>CAWD, Qualified Arborist/Biologist</p>

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
<p>construction activities that have the potential to result in unforeseen impact trees adjacent to the proposed project.</p>	<p>Prior to the commencement of construction activities:</p> <ul style="list-style-type: none"> • Trees located adjacent to the construction area shall be protected from damage by construction equipment by the use of temporary fencing in combination with wrapping of trunks with protective materials wherever there may be construction present. • Fencing shall consist of chain link, heavy duty snowdrift or plastic mesh, hay bales, or field fence. Portions of existing fencing may also be used. • Fencing is not to be attached to the tree but free standing and self-supporting so as not to damage trees. Fencing shall be rigidly supported both vertically and horizontally and shall stand a minimum of height of six feet above grade. • Soil compaction, parking of vehicles or heavy equipment, stockpiling of construction materials, and/or dumping of materials is not allowed adjacent to trees on the property especially within fenced areas. • Fenced areas and the trunk protection materials shall remain in place during the entire construction period. <p>During grading and excavation activities:</p> <ul style="list-style-type: none"> • Trenching located adjacent to any tree should be done by hand where practical and any roots greater than 1.5 –inches diameter should be bridged or pruned appropriately. • Any roots that must be cut should be cut by manually digging a trench and cutting exposed 			

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
	<p>roots with a saw, vibrating knife, rock saw, narrow trencher with sharp blades, or other approved root pruning equipment.</p> <ul style="list-style-type: none"> • Any roots damaged during grading or excavation should be exposed to sound tissue and cut cleanly with a saw. <p>During pruning of existing trees:</p> <ul style="list-style-type: none"> • In general trees will be assessed then pruned first for safety, next for health, and finally for aesthetics. No more than 25% of the tree overall crown will be pruned in one season. • Type of pruning is determined by the size of branches to be removed. General guidelines for branch removal are: <ul style="list-style-type: none"> ○ Fine Detail pruning-limbs under two (2) inch diameter are removed. ○ Medium Detail Pruning-Limbs between two (2) and four (4) inch diameter. ○ Structural Enhancement-limbs greater than four (4) inch diameter. ○ Broken and cracked limbs-removed will be removed in high traffic areas of concern. <p>If crown thinning¹ is required:</p> <ul style="list-style-type: none"> • All trees will be pre-assessed on how the tree will be pruned from the top down. • Tree trimmers will favor branches with strong, U-shaped angles of attachment and where possible remove branches with weak, V-shaped angles of attachment and/or included bark. 			

¹ Crown thinning is the cleaning out of or removal of dead diseased, weakly attached, or low vigor branches from a tree crown.

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
	<ul style="list-style-type: none"> Lateral branches will be evenly spaced on the main stem of young trees and areas of fine pruning. Branches that rub or cross another branch will be removed where possible. Lateral branches will be no more than one-half to three-quarters of the diameter of the stem to discourage the development of co-dominant stems where feasible. 			
Cultural Resources				
<p>Impact CR-A: Archaeological Resources: The proposed project would involve subsurface work within areas known to be archaeologically sensitive.</p>	<p>Mitigation Measure CR-A: Conduct Phase II Subsurface Testing for Cultural Resources. Phase II Subsurface testing shall be conducted for the proposed project, as outline below:</p> <ul style="list-style-type: none"> Prior to the initiation of ground disturbing activities, the lead agency will commission a qualified consultant to perform a Phase II subsurface testing to evaluate the proposed project’s potential to impact cultural resources under Section 106 and CEQA. The Phase II subsurface testing would occur during earthmoving activities within the identified range of archaeological deposits within the project’s APE and ADI. The Phase II subsurface testing would (1) aim to define the vertical and horizontal extent of the resource and variability within the Project APE, and (2) collect sufficient data to assess the site’s integrity and data potential and thus eligibility under both NHPA Section 106 (36 CFR Part 800) and CEQA (Public Resources Code §21084.1, CEQA Guidelines §15064.5). A 	CAWD	<p>Prior to initiation of construction, CAWD will retain qualified consultant. Subsurface testing would occur prior to ground disturbing activities taking place in the known range of archaeological deposits in the project’s APE and ADI. If required, CRTP would be prepared and implemented prior to ground disturbing activities within the known range of archaeological deposits in the</p>	CAWD, Qualified Consultant, Tribal Monitor

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
	<p>Tribal representative should be present to monitor any archaeological work carried out.</p> <ul style="list-style-type: none"> If the Phase II subsurface testing determines that the proposed project site is eligible under Section 106 or CEQA, a Cultural Resources Treatment Plan (CRTP) would be prepared. The CRTP would include mitigation to mitigate adverse impacts (per Section 106) and reduce impacts to less than significant (per CEQA). The CRTP will include, at a minimum, a detailed description of the proposed project and its subsurface impacts, description of the environmental setting and precolonial/historic-era background of the area, detailed field strategy used to record, avoid, or recover eligible resources, analytical methods, reporting requirements, curation plans, and appendices. The CRTP shall be developed and implemented in consultation with the local Native American community. 		project's APE and ADI.	
Tribal Cultural Resources				
<p>Impact TCR-A: Tribal Resources: Portions of the northern pipeline alignment are located in areas with known significance to Native American</p>	<p>Mitigation Measure TCR-A: Implement Recommendations from AB 52 Consultation. Based on the recommendations of the Esselen Tribe of Monterey County during tribal consultation under AB 52, the following measures would be taken to prevent impacts to tribal resources:</p> <ul style="list-style-type: none"> Prior to the initiation of construction, CAWD shall retain a qualified archaeological consultant to conduct hand augering tests at the pump station site and the northern portion of the pipeline alignment to determine the potential for presence of subsurface tribal resources at 	CAWD	<p>Prior to initiation of construction, CAWD will retain qualified archaeologist. Monitoring by archaeologist and tribal monito shall be ongoing throughout ground disturbing activities.</p>	<p>CAWD, Contractor, Qualified Archaeologist, Tribal Monitor</p>

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
groups. In addition, excavation at the pump station site have the potential to disturb tribal resources.	<p>these locations. Augering depth shall be consistent with the depth of excavation for the project components at each location. The results of the hand augering tests shall be documented in the Phase II Cultural Resources Report, along with any recommendations for further protection of tribal resources to be implemented during ground disturbing activities.</p> <ul style="list-style-type: none"> • Prior to initiating construction, CAWD shall coordinate with Esselen Tribe of Monterey County to have an approved tribal monitor present for all ground disturbing activities associated with the proposed project. 			
The following mitigation measures from the 2020 CAWD Sphere of Influence and Annexation Project Initial Study have been implemented into the project.				
Biological Resources				
Impact BIO-C – Impacts to Nesting Avian Species: The proposed project would involve construction activities that have the potential to impact nesting raptors and other nesting avian species	Mitigation Measure BIO-5: Restoration of Disturbed Areas. Areas disturbed by construction shall be restored and replanted, depending on the community and habitat type, i.e., disturbed grasslands shall be seeded with a native erosion control seed mix suitable to the project area.	CAWD, Contractor, Qualified Biologist	Post-construction, Biological Monitor shall be responsible for reporting compliance to CAWD.	CAWD, Contractor, Qualified Biologist

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
adjacent to the proposed project.				
<p>Impact BIO-D – Impacts to Wetland: The proposed project would involve construction activities that have the potential to impact potential wetlands adjacent to the proposed project.</p>	<p>Mitigation Measure BIO-6: Construction Best Management Practices. CAWD shall ensure future construction projects and contractors implement the following BMPs and protective measures listed below to avoid indirect impacts to wetlands, riparian areas and other sensitive habitats identified within the construction area.</p> <ul style="list-style-type: none"> • No materials shall be allowed to enter into aquatic resources within the vicinity. All storm drain inlets and culvert inlets and outlets shall be protected (e.g., filter fabric, straw wattles, and/or silt fencing) in order to prevent debris or construction materials from entering in these areas. At the end of project construction, all materials trapped by the barriers and excess materials such as dirt, rock, asphalt and concrete pavement, or debris shall be collected using dry sweep methods and removed from the project locations. No materials shall be allowed to enter into aquatic resources within the vicinity. • A litter control program shall be instituted at each project location. All workers ensure that food scraps, paper wrappers, food containers, cans, bottles, and other trash from the project area are deposited in covered or closed trash containers. The trash containers shall be removed from the area at the end of each working day. 	<p>CAWD, Contractor, Qualified Biologist</p>	<p>Prior to construction, CAWD will ensure BMPs are part of conditional approval or notes on construction drawings. BMPs shall be monitored During future construction, Contractor or assigned Monitor shall be responsible for reporting compliance to CAWD. projects</p>	<p>CAWD</p>

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
	<ul style="list-style-type: none"> All leaks, drips and spills shall be immediately cleaned up to prevent entry into aquatic resources within the vicinity. All workers shall be informed of the importance of preventing spills and of the appropriate measures to take should a spill occur. 			
Cultural Resources				
<p>Impact CR-A: Archaeological Resources: The proposed project would involve subsurface work within areas known to be archaeologically sensitive.</p>	<p>Mitigation Measure CR-2: Cultural Resources Protection Measures.</p> <ul style="list-style-type: none"> If the Professional Archaeologist determines that any cultural resources exposed during construction constitute a historical resource and/or unique archaeological resource under CEQA, he/she shall notify CAWD and other appropriate parties of the evaluation and recommend mitigation measures to mitigate to a less-than-significant impact in accordance with California Public Resources Code Section 15064.5. Mitigation measures may include avoidance, preservation in-place, recordation, additional archaeological testing and data recovery among other options. The completion of a formal <i>Archaeological Monitoring Plan</i> (AMP) and/or <i>Archaeological Treatment Plan</i> (ATP) that may include data recovery may be recommended by the Professional Archaeologist if significant archaeological deposits are exposed during ground disturbing construction. Development and implementation of the AMP and ATP and treatment of significant cultural resources will be determined by the CAWD in consultation with any regulatory agencies. 	<p>CAWD, Qualified Archaeologist Monitor</p>	<p>During future construction, Contractor or assigned Monitor shall be responsible for reporting compliance to CAWD.</p>	<p>CAWD, Qualified Archaeologist Monitor, County</p>

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
	<ul style="list-style-type: none"> The treatment of human remains and any associated or unassociated funerary objects discovered during any soil-disturbing activity within the APE shall comply with applicable state laws in regard to Native American burials (Chapter 1492, Section 7050.5 to the Health and Safety Code, Sections 5097.94, 5097.98 and 5097.99 of the Public Resources Code). This shall include immediate notification of the appropriate county Coroner/Medical Examiner and the CAWD. A <i>Monitoring Closure Report</i> shall be filed with CAWD at the conclusion of ground disturbing construction if archaeological and Native American monitoring of excavation was undertaken. 			
Noise				
Impact NOI-A: Construction Noise: The proposed project is located within an area predominantly characterized by low density residential uses. Construction of the proposed project could result in	Mitigation Measure NOI-1: Construction Noise Reduction Measures. During construction, the project contractor shall implement the following measures to minimize construction noise impacts: <ul style="list-style-type: none"> Place construction equipment and equipment staging areas to be located at the furthest distance as possible from nearby noise-sensitive receptors. Choose construction equipment that is of quiet design, has a high-quality muffler system, and is well-maintained. Install superior intake and exhaust mufflers and engine enclosure panels wherever possible on gas diesel or pneumatic impact machines. 	CAWD, Project Contractor	Prior to construction, CAWD will ensure this mitigation is part of conditional approval or notes on construction drawings. During future construction, Contractor or assigned Monitor shall be responsible for reporting compliance to CAWD.	CAWD, Project Contractor

Impacts	Mitigation Measures	Implementation Responsibility	Timing of Monitoring	Responsibility for Compliance Monitoring
significant temporary indirect noise impacts	<ul style="list-style-type: none"> • Limit construction to 7 a.m. to 7 p.m. Monday through Friday, and 8 a.m. to 6 p.m. Saturday. • Eliminate unnecessary idling of machines when not in use. • Locate all stationary noise-generating construction equipment, such as portable power generators, as far as possible from nearby noise-sensitive receptors. • Utilize the quickest equipment options to accomplish the tasks, in accordance with local, state, and federal regulatory requirements. 			

FILED

MAR 30 2023

Notice of Determination

Appendix D

To:

Office of Planning and Research
U.S. Mail: P.O. Box 3044 Sacramento, CA 95812-3044
Street Address: 1400 Tenth St., Rm 113 Sacramento, CA 95814

County Clerk
County of: Monterey
Address: 168 W. Alisal Street, First Floor Salinas, CA 93901

XOCHITL MARINA CAMACHO
MONTEREY COUNTY CLERK
Public Agency: Carmel Area Wastewater District
Address: 3945 Rio Road Carmel-by-the-Sea, CA 93923
Contact: Rachel Lather, Principal Engineer
Phone: (831) 624-1248

Lead Agency (if different from above):
Address: 20230047
Contact:
Phone:

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2023030136

Project Title: Corona Road Sewer Extension Project

Project Applicant: Carmel Area Wastewater District

Project Location (include county): Carmel Highlands, Monterey County

Project Description:

See attached page.

This is to advise that the Carmel Area Wastewater District has approved the above (Lead Agency or Responsible Agency)

described project on March 30, 2023 and has made the following determinations regarding the above described project.

- 1. The project will not have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA. A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures were made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan was adopted for this project.
5. A statement of Overriding Considerations was adopted for this project.
6. Findings were made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

3945 Rio Road, Carmel-by-the-Sea, CA 93923

Signature (Public Agency): Rachel Lather District Engineer

Date: March 30, 2023 Date Received for filing at OPR:

Notice of Determination Attachment Page

Project Description

Project Description:

The proposed project involves formation of a new assessment district and construction of a wastewater service extension to the Corona Road area of Carmel Highlands. The new assessment district would consist of property owners located in the service area of the new pipeline proposed by the project. The assessment district would collect charges from customers in the project area solely to fund the capital costs associated with the proposed extension of wastewater service to the area. The proposed project is also seeking funds in the form of a construction loan from the State Water Resources Control Board (SWRCB) State Revolving Fund (SRF). The SRF loan would cover upfront costs associated with the implementation of the proposed project and would be repaid using charges collected by the assessment district.

The proposed project includes the installation of a new sanitary sewer transmission pipeline and an associated pump station. The proposed sanitary sewer collection system will consist of four (4) separate gravity mains made of Polyvinyl Chloride (PVC) pipe. The longest main will be approximately 3,500 feet in length, beginning at the east side of SR 1, north of the intersection of Corona Road and SR 1, and will extend south along the east side of SR 1, and then east and upward along Corona Road. Another branch of the gravity main in Corona Way will extend approximately 600 feet north and upward from Corona Road. The third branch of the gravity main will be approximately 300 feet in length and will be constructed along the east side of SR 1 northerly and upward. The installation of the three (3) separate gravity mains would result in the installation of 4,400 feet of new pipeline. The final gravity main would be installed beneath Highway 1 and would connect to a new pump station located on the west side of Highway 1, as described below. Pipeline will be installed in the disturbed right-of-way and roadway throughout the entirety of the alignment. No trees would be removed as a result of installation of the pipeline. All pipeline would be installed via trenching in paved areas. The proposed design includes 24 manholes and three (3) clean-outs.

Lateral connections from the proposed pipeline alignment to private parcels along the alignment would be installed under a future phase of the proposed project upon application by individual property owners for abandonment of their septic system and hook up to the extended CAWD sanitary sewer system. This future phase of the proposed project is not analyzed in this environmental document and would be subject to the appropriate level of environmental review under CEQA at the time these improvements are proposed.

Staging areas for the proposed project would be located at the District's existing wastewater treatment plant and the pump station site, with an additional equipment laydown area located on APN 241-052-001 (74 Corona Road).

The proposed project would extend potential future wastewater collection service to the following APNs.

- | | | |
|---------------|---------------|---------------|
| ▪ 241-011-002 | ▪ 241-051-009 | ▪ 241-052-002 |
| ▪ 241-012-018 | ▪ 241-051-010 | ▪ 241-052-003 |
| ▪ 241-031-005 | ▪ 241-051-011 | ▪ 241-052-004 |
| ▪ 241-031-007 | ▪ 241-051-012 | ▪ 241-052-005 |
| ▪ 241-031-008 | ▪ 241-051-013 | ▪ 241-052-006 |
| ▪ 241-031-010 | ▪ 241-051-014 | ▪ 241-052-007 |

- | | | |
|---------------|---------------|---------------|
| ▪ 241-031-012 | ▪ 241-051-015 | ▪ 241-061-001 |
| ▪ 241-031-013 | ▪ 241-051-016 | ▪ 241-061-002 |
| ▪ 241-031-018 | ▪ 241-051-017 | ▪ 241-061-004 |
| ▪ 241-031-020 | ▪ 241-051-018 | ▪ 241-061-005 |
| ▪ 241-031-021 | ▪ 241-051-019 | ▪ 241-061-011 |
| ▪ 241-031-022 | ▪ 241-051-020 | ▪ 241-061-014 |
| ▪ 241-031-023 | ▪ 241-051-021 | ▪ 241-061-015 |
| ▪ 241-031-024 | ▪ 241-051-022 | ▪ 241-071-004 |
| ▪ 241-051-002 | ▪ 241-051-024 | ▪ 241-071-005 |
| ▪ 241-051-003 | ▪ 241-051-025 | ▪ 241-071-006 |
| ▪ 241-051-005 | ▪ 241-051-027 | ▪ 241-072-002 |
| ▪ 241-051-006 | ▪ 241-051-028 | ▪ 241-072-003 |
| ▪ 241-051-007 | ▪ 241-052-001 | |

A pump station is proposed within the northeastern portion of the “Rodgers' property” located at 29152 Highway 1 (APN 241-061-015) on the west side of SR 1 and has been sited so as to avoid tree removal and other impacts to existing trees. The pump station would be located on a 468 square foot easement and will be housed beneath two concrete slabs measuring approximately 100 square feet in total. The pump station will be constructed with pre-cast concrete sections and placed entirely underground, with the concrete slab laid on top, except for the Pacific Gas & Electric Company's (PG&E's) electrical service facilities, a vent pipe, and the pump station control panel. Electrical power will be furnished via a new service from PG&E. The pump station would have the capacity to pump up to 0.01 million-gallons-per-day (MGD) of wastewater and a projected flow of 0.006 MGD. The pump station will receive raw sewage from the gravity collection mains as described above and will have a wet well with a capacity of 3,000 gallons to temporarily store the raw sewage from the collection system in the times between pump operations and during power outages. The pump station would include a connection for a backup generator; however no backup generators would be installed permanently at the site. The pump station will discharge into the existing 4-inch sanitary sewer force main in SR 1 at a discharge rate of approximately 50 gallons per minute. The existing 4-inch force main in SR 1 was evaluated by the project engineers and determined to be capable of transmitting the sewage introduced as a result of the proposed project.

A 600 square foot construction staging area for the pump station would be located off-site at CAWD's treatment plant. A 360 square foot construction easement/staging area for the pump station would be located immediately west of the pump station site. A new 10-foot wide access easement is also proposed at the mouth of the private road on the west side of Corona Road to ensure safe access to the pump station and to residents. In addition, a construction laydown area for pipeline installation and small construction equipment parking would also be established at 74 Corona Road (APN 241-052-001).