

RESOLUTION NO. 2002-453

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF JUN 25 2002

A RESOLUTION RATIFYING THE NEGATIVE DECLARATION AND ADOPTING THE MITIGATION MONITORING PLAN FOR NATOMAS CROSSING - AREA 3, LOCATED IN NORTH NATOMAS, SOUTH OF DEL PASO ROAD, WEST OF EAST COMMERCE WAY, NORTH OF SAN JUAN ROAD, AND EAST OF INTERSTATE 5.

(APN: 225-0070-043, -049, -051, -074, and -075; 225-0140-016 and -017; 225-0150-031, -033, and -043 thru -046; 225-0180-038 and -039; 225-0310-013 and -014) (P01-028)

WHEREAS, the Environmental Coordinator has prepared a Negative Declaration for the above identified project;

WHEREAS, the proposed Negative Declaration finds that the proposed project will not have a significant effect on the environment provided that mitigation measures are added to the above identified project;

WHEREAS, the Environmental Coordinator has prepared a Mitigation Monitoring Plan for ensuring compliance and implementation of the mitigation measures as prescribed in the Initial Study for the above identified project; and

WHEREAS, in accordance with Section 21081.6 of the California Public Resources Code, the City of Sacramento requires that a Mitigation Monitoring Plan be developed for implementing mitigation measures as identified in the Initial Study for the project;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO THAT:

1. The Negative Declaration for the Natomas Crossing - Area 3 (P01-028) be ratified.
2. The Mitigation Monitoring Plan is approved for the proposed Natomas Crossing - Area 3 project based upon the following findings:
 1. One or more mitigation measures have been added to the above-identified project;

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2002-453

DATE ADOPTED: JUN 25 2002

2. A Mitigation Monitoring Plan has been prepared to ensure compliance and implementation of the mitigation measures for the above-identified project, a copy of which is attached as Exhibit 1;

Heather Trigu

MAYOR

ATTEST:

Maria A. Burrows

CITY CLERK

Exhibit 1 - Mitigation Monitoring Plan

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2002-453

DATE ADOPTED: JUN 25 2002

EXHIBIT 1 - Mitigation Monitoring Plan

NATOMAS CROSSING – AREA #3

MITIGATION REPORTING PLAN

Prepared by:

City of Sacramento
Planning and Building Department
1231 I Street, Ste. 300
Sacramento, CA 95814

April, 2002

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2002-453

DATE ADOPTED: JUN 25 2002

**NATOMAS CROSSING – AREA#3
MITIGATION REPORTING PLAN**

This Mitigation Reporting Plan (MRP) has been required by and prepared for the City of Sacramento Planning and Building Department, Office of Environmental Affairs, 1231 I Street, Room 300, Sacramento, CA 95814, pursuant to CEQA Section 21081.6.

PROJECT DESCRIPTION

Project Name: Natomas Crossing – Area #3
Contact Person: Arwen Wacht, Project Manager
Planning and Building Department
City of Sacramento
1231 I Street, Ste 300
Sacramento, CA 95814
(916) 264-1964

Project Location

The project site is located north of the Central City within the North Natomas Community Plan area on 298.5 ± gross acres. The project site is bound by Del Paso Road on the north, East Commerce Parkway on the east, San Juan Road on the south and Interstate 5 on the west. A portion of the project site, toward the southern end, extends east of East Commerce Parkway.

Project Description

The project applicant is seeking several entitlements for the project site that will result in a reconfiguration of the existing land use designations and zoning. The applicant has submitted the application in order to refine the land uses of the previously approved Natomas Crossing PUD (P96-084). The land uses proposed for the project site include a mix of employment center, commercial, residential, and agricultural/open space.

The majority of the project site (184.1 acres) will remain designated as Employment Center – PUD. The Proposed Project will also include a total of 29.4 acres of Limited and Highway Commercial along Del Paso Road, East Commerce Parkway, and Arena Boulevard. Additional acreage allocation consists of: 11.2 acres of multi-family residential east of Commerce Way; 36.5 acres of Open Space that will provide space for a 100 foot wide buffer along Interstate 5 and a detention basin adjacent to San Juan Road; and 9.8 acres of transportation corridor provided for the eventual widening of Interstate 5.

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2002-453

DATE ADOPTED: JUN 25 2002

MITIGATION REPORTING PLAN

Introduction

The California Environmental Quality Act (CEQA) requires review of any plan or project that could have significant adverse effects on the environment. In 1988, CEQA was amended to require reporting on and monitoring of mitigation measures adopted as part of the environmental review process. This Mitigation Reporting Plan (MRP) is designed to aid the City of Sacramento in its implementation and monitoring of mitigation measures adopted for the Proposed Project.

Mitigation Measures

The mitigation measures are taken verbatim from the Initial Study and are assigned the same number they have in the document. The MRP describes the actions that must take place to implement each mitigation measure, the timing of those actions, and the entities responsible for implementing and monitoring the actions.

MRP Components

The components of each monitoring form are addressed briefly, below.

Mitigation Measure: All mitigation measures that were identified in the Initial Study are presented, and numbered accordingly. The mitigation measures are presented by topic (e.g., Air Quality).

Implementing Responsibility: This item identifies the entity that will undertake the required action.

Monitoring Responsibility: This item identifies the entity that will monitor the required action.

Compliance Standards: This item identifies the specific actions that are required in each mitigation measure.

Timing: Each action must take place prior to the time at which a threshold could be exceeded. Implementation of the action must occur prior to or during some part of approval, project design or construction, or on an ongoing basis. The timing for each measure is identified.

Verification of Compliance: The individual assigned to assure compliance with identified mitigation measures will initial the form when the measure has been successfully implemented. The individual assigned to assure compliance will date the form when the measure has been successfully implemented.

Remarks: The individual assigned to assure compliance can include remarks concerning the implementation of the mitigation measure. At no time is it acceptable to remark that the implementation of the mitigation measure is/was unsuccessful.

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2002-453

DATE ADOPTED: JUN 25 2002

MITIGATION REPORTING PLAN

Mitigation Measure	Implementing Responsibility	Monitoring Responsibility	Compliance Standards	Timing	Verification of Compliance (Initials and Date)
--------------------	-----------------------------	---------------------------	----------------------	--------	--

4.1 LAND USE

<p>1. Prior to issuance of a grading permit, the applicant shall satisfy one of the following:</p> <p>A. If legally permissible under the NBHCP Litigation Settlement Agreement, as such Agreement may be amended, revised, extended or modified, the applicant shall pay all required HCP fees under the Settlement Agreement, and otherwise observe all requirements of the Settlement Agreement and associated documents.</p> <p>B. If a revised NBHCP has been adopted by all required agencies, applicant will obtain coverage under the City's ITP and/or Section 2081 Management Authorization by entering into a Development Agreement with the City, by paying all required HCP fees and complying with all requirements of the NBHCP. If a revised NBHCP has been adopted by all required agencies, and is in full force and effect, applicant shall pay all required HCP fees and comply in all respects with the NBHCP, the Implementation Agreement, the city's federal Incidental Take Permit, and the city's state Management Authorization. To the extent that the applicant has satisfied all of those conditions, the project will have incidental take protection under the city's Incidental Take Permit and Management Authorization (Revised May 14, 2002).</p> <p>C. If a revised NBHCP is not in place, the applicant shall obtain and provide evidence to the City of a project specific ITP and/or Section 2081 Management Authorization from the California Department of Fish and Game (CDFG), and the U.S. Fish and Wildlife Service (USFWS) as necessary for the Covered Species.</p>	Applicant	City Planning and Building Department	<p>A. Pay all required HCP fees under the Settlement Agreement. Fulfill all requirements of the Settlement Agreement.</p> <p>B. Enter into Development Agreement with the City. Pay all required HCP fees under the Settlement Agreement. Fulfill all requirements of the Settlement Agreement.</p> <p>C. Provide City with copy of ITP and/or Section 2081 Management Authorization from CDFG and the USFWS as necessary for the Covered Species.</p>	<p>Implementation of measures prior to issuance of a grading permit.</p>	
---	-----------	---------------------------------------	--	--	--

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2002-453

DATE ADOPTED: JUN 25 2002

MITIGATION REPORTING PLAN

Mitigation Measure	Implementing Responsibility	Monitoring Responsibility	Compliance Standards	Timing	Verification of Compliance (Initials and Date)
--------------------	-----------------------------	---------------------------	----------------------	--------	--

4.7 BIOLOGICAL RESOURCES

- | | | | | | |
|---|------------------|--|--|--|--|
| <p>2. The proposed project shall obtain State Water Quality Certification from the Regional Water Quality Control board prior to filling of any wetland habitats.</p> | <p>Applicant</p> | <p>City Planning and Building Department</p> | <p>Provide a copy of RWQCB Certification to City Planning and Building Department.</p> | <p>Implementation of measure: prior to issuance of a grading permit.</p> | |
|---|------------------|--|--|--|--|

4.10 NOISE

- | | | | | | |
|--|------------------|--|---|---|--|
| <p>3. A detailed acoustical report shall be prepared at the time a special permit application is filed for the multi-family residential parcel. Noise attenuation features that may be identified include building orientation, construction materials, and acoustical barriers placed between the residences and noise source. The noise attenuation features identified shall be incorporated as part of the project design.</p> | <p>Applicant</p> | <p>City Planning and Building Department</p> | <p>Detail noise attenuation measures within Special Permit Initial Study.</p> | <p>Measures shall be implemented prior to the issuance of Special Permit.</p> | |
|--|------------------|--|---|---|--|

AES
April 2002

City of Sacramento
Natomas Crossing - Area #3

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2002-453

DATE ADOPTED: JUN 25 2002

MITIGATION REPORTING PLAN

Mitigation Measure	Implementing Responsibility	Monitoring Responsibility	Compliance Standards	Timing	Verification of Compliance (Initials and Date)
--------------------	-----------------------------	---------------------------	----------------------	--------	--

4.14 CULTURAL RESOURCES

4. If subsurface archaeological or historical remains (including unusual amounts of bones, stones, or shells) are discovered during excavation or construction of the site, work shall stop immediately and a qualified archaeologist and a representative of the Native American Heritage Commission shall be consulted to develop, if necessary, further mitigation measures to reduce any archaeological impact to a less-than-significant level before construction continues.
- Applicant
- City Planning and Building Department
- Place note on construction plans and specifications.
- Implementation of measures in the field during grading and construction.
- Measures shall be reflected on plans and undertaken during grading and construction.

5. As recommended by Peak and Associates, a "professionally qualified archaeologist (shall) be present during surface and subsurface modifications to the site area" during the implementation of the Proposed Project (Neuenschwander, 1987). If an intact subsurface component is encountered during monitoring activities at the site, then the NNCP requires that all land alteration work in the general vicinity of the find be halted. A formal test excavation plan should then be implemented to determine if the resource should be considered important. This test excavation plan should be developed in consultation with the State Historic Preservation Officer and the other interested parties. Additionally, if subsurface archaeological or historical remains (including unusual amounts of bones, stones, or shells) are discovered during excavation or construction of the site, work shall stop immediately and the County Coroner shall be contacted. If the remains are determined to be Native American, the Coroner shall notify the Native American Heritage Commission who shall notify the person it believes to be the most likely descendant. The most likely descendant shall work with the contractor to develop a program for reinvestment of the human remains and any associated artifacts. No additional work is to take place within the immediate vicinity of the find until the identified appropriate actions have been carried out. Where possible, any significant cultural resources found will be preserved on-site, per the NNCP preference.

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2002-453

DATE ADOPTED: JUN 25 2002