

RESOLUTION 2006-06

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE RANCHO MURIETA COMMUNITY SERVICES DISTRICT ADOPTING NEGATIVE DECLARATION ON EXTENSION OF TIME TO PUT WATER TO BENEFICIAL USE UNDER DISTRICT'S PERMIT 16762 (APPLICATION 023416)

WHEREAS, under the District's Permit 16762 (Application 23416) to appropriate water from the Cosumnes River, the time to complete application of the water to beneficial use expired in 2000, and the District filed a petition with the SWRCB to extend the time to December, 2010; and

WHEREAS, pursuant to the requirements of the California Environmental Quality Act, the District prepared a draft Initial Study and Draft Negative Declaration on the time extension, which determined that there would be no adverse environmental impacts resulting from the extension of time, and the same were approved by the District Board of Directors on February 15, 2006; and

WHEREAS, the District after such approval prepared and issued a public Notice of Preparation of and of the District's Intent to Adopt the Negative Declaration at the Board Meeting on April 19, 2006; and further stating that the Initial Study and Draft Negative Declaration documents were available for public review and inspection at the District office; and that comments would be received on the same until March 30, 2006. The Notice was given as follows:

- The Notice was published in the Daily Recorder one time on February 28, 2006 and was posted on that date at the District office.
- The Notice was posted in the Office of the County Clerk of Sacramento County on February 28, 2006,
- The Notice, together with 15 copies of the Initial Study and Draft Negative Declaration, were delivered to the State Clearinghouse on February 28, 2006 to provide notice to State agencies with jurisdiction over the resources affected by the Extension of Time to Put Water to Beneficial Use Under District's Permit 16762 (Application 023416); and

WHEREAS, said thirty (30) day period for the District to receive comments on said Initial Study and Draft Negative Declaration for the Extension of Time to Put Water to Beneficial Use Under District's Permit 16762 (Application 023416) project expired on Thursday, March 30, 2006, and no comments have been received by the District; and

WHEREAS, the staff of the District recommends that the Board of Directors of Rancho Murieta Community Services District approve and adopt the Negative Declaration for the Extension of Time to Put Water to Beneficial Use Under District's Permit 16762 (Application 023416) and the Board of Directors has further considered the results obtained in the Initial Study and has considered the Negative Declaration together with any comments received during the public review process;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of Rancho Murieta Community Services District, as follows:

Section 1. Each of the foregoing recitals is true and correct.

Section 2. The Board of Directors hereby approves and adopts the Negative Declaration for the District's Extension of Time to Put Water to Beneficial Use Under District's Permit 16762 (Application 023416) project, and further finds and determines on the basis of the whole record before the District (including the Initial Study and any comments received), that there is no substantial evidence that the District's Extension of Time to Put Water to Beneficial Use Under District's Permit 16762 (Application 023416) project will have a significant effect on the environment.

Section 3. The Board finds and determines that the Negative Declaration reflects the District's independent judgment and analysis.

Section 5. The location and custodian of the document and other material which constitute the record of proceedings upon which the Board's adoption of said Negative Declaration is the District Manager and at the District Office at 15160 Jackson Road, Rancho Murieta, CA 95683.

Section 6. The Board approves and hereby decides to carry out and proceed with its Petition to the State Water Resources Control Board for approval of an Extension of Time to Put Water to Beneficial Use Under District's Permit 16762 (Application 023416) project.

Section 7. The District's Manager is authorized and directed to file a Notice of Determination on the District's Project with the County Clerk of the County of Sacramento and to file a copy thereof with the OPR as required under CEQA; and to do and take any other actions necessary to obtain said extension of time to put water to beneficial use under the District's Permit 16762.

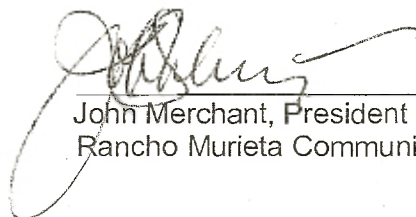
PASSED AND ADOPTED on April 19, 2006, by the following roll call vote:

Ayes: *Merchant, Taylor, Brennan, Kuntz, White*

Noes: *None*

Absent: *None*

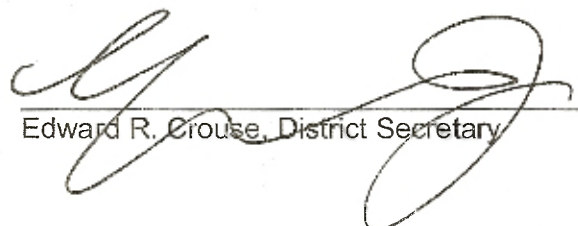
Abstain: *None*



John Merchant, President of the Board
Rancho Murieta Community Services District

(Seal)

Attest:



Edward R. Crouse, District Secretary