

RESOLUTION 2021-47

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA
ACCEPTING THE DRAFT WATER AND WASTEWATER MASTER PLANS**

WHEREAS, on October 15, 2020 the City agreed to work with Akel Consulting and complete a Water and Wastewater Master Plan; and

WHEREAS, on February 25, 2020, the Environmental Protection Agency (“EPA”) and Regional Water Quality Control Board (Water Board) met with the City and agreed that the Master Plans are the best step forward for the City in its efforts to bring its water system back into compliance with the permit requirements; and

WHEREAS, on August 18, 2020, the City and EPA entered into an Administrative Order on Consent, agreeing that the City will bring its water systems into compliance by December 31, 2023, and as part of that process, the City will deliver the Master Plans to them by September 15, 2020; and

WHEREAS, the first draft of the two Master Plans was introduced to the City Council September 8, 2020, shared with the EPA and Water Board on Wednesday, September 9, 2020, and were accepted by the City Council that adopted Resolution 2020-59, September 15, 2020; and

WHEREAS, the City relied upon its 2016 General Plan to project the growth rates for the City when drafting the 2020 Master Plans, and this is 3% per year; and

WHEREAS, the General Plan has a sphere of influence (SOI) that was never approved by LAFCO, and as a result the SOI from the previous General Plan is in effect until such a time as the City can process a General Plan Amendment and correct it; and

WHEREAS, the current sphere of influence provides for a 3% growth rate, and the EIR completed for this rate of growth is more than sufficient to account for the impacts of the First Amendment, because it reduces the growth rate to 1.9%; and

WHEREAS, in the Fall of 2020, AMBAG projected the City’s growth rate at closer to 1%, and a review of population changes since 1985, support a trend of between 1-2% growth;

WHEREAS, in recognition of the fact that a 3% growth is an over-statement of the City’s projected growth, the City sought an amendment to the original Master Plans that reflects the data provided by AMBAG, and actual trends for growth; and

WHEREAS, an Amendment to the 2020 Water and Wastewater Master Plans, provided to the Council and attached hereto by reference, corrects the population growth from 3% to 1.9%, based upon the data described above, as an interim projection to be used to size the current infrastructure needs until the General Plan Amendment can be processed through its Urban Growth Boundary Ad-Hoc Committee; and

WHEREAS, this Amendment will impact the EPA's Compliance Project by reducing the size and cost of the proposed infrastructure needed to import water from the West Hills Treatment Plant operated by the San Benito County Water District.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL AS FOLLOWS:

SECTION 1. That the above recitals are true and correct.

SECTION 2. The City Council of the City of San Juan Bautista, hereby accepts Amendment #1 to the City's 2020 Water and Wastewater Master Plans.

SECTION 3. The City Council directs the City Manager to provide Amendment #1 to the 2020 Water and Wastewater Master Plans to the EPA and Water Board as soon as possible.

SECTION 4. Based on the EMC CEQA analysis attached by reference, the City Council finds that the environmental impact of this First Amendment does not require any further study or action by the City as Lead Agency, due to the fact that the interim population growth rate of 1.9% is less than the current General Plan growth rate and its related Environmental Impact Report.


PASSED, APPROVED AND ADOPTED this 21st day of September, 2021, by the following roll call vote:

AYES: Jordan, Edge, Flores, Freels, Freeman

NOES: None

ABSENT: None

ABSTAIN: None



Leslie Q Jordon, Mayor

ATTESTED:



Shawna Freels, City Clerk