



## RESOLUTION 50-2009

### A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CAMBRIA COMMUNITY SERVICES DISTRICT CERTIFYING THE FINAL MASTER ENVIRONMENTAL IMPACT REPORT (EIR) ON THE FISCALINI RANCH PRESERVE PROJECT

WHEREAS, the Cambria Community Services District (CCSD) is the Lead Agency under the California Environmental Quality Act (CEQA), and is responsible for preparing the Master Environmental Impact Report (EIR) for the Fiscalini Ranch Preserve project. This document was prepared in accordance with the requirements of CEQA of 1970 (Public Resources Code 21000 et seq.) and the State CEQA *Guidelines* (14 California Code Regulations, 15071) as amended; and

WHEREAS, the purpose of the Master EIR is to review the existing conditions, analyze potential environmental impacts, and identify feasible mitigation measures to reduce potentially significant effects; and

WHEREAS, the proposed project consists of implementation of the adopted *East West Ranch Management Plan and Conservation Easement* (RRM Design group, 2003), which was adopted by the CCSD on April 24, 2003, and proposed Community Park Master Plan (Firma 2007); and

WHEREAS, the project site is located within the boundaries of the Fiscalini Ranch Preserve (FRP), formerly known as East West Ranch, in San Luis Obispo County. The proposed plan includes development of trails on the West FRP and development of a community park on the East FRP; and

WHEREAS, contents of a Master EIR are somewhat different than a project EIR and the Master EIR has been prepared in accordance with the requirements of §21157 of the Public Resources Code. In addition to the items otherwise required of all EIRs pursuant to §21100, a Master EIR must include additional information, pursuant to §21157 of the Public Resources Code; and

WHEREAS, the purpose of this Master EIR is to identify the proposed project's significant effects on the environment, to indicate the manner in which such significant effects shall be mitigated or avoided, and to identify alternatives to the proposed project that avoid or reduce these impacts; and

WHEREAS, this Master EIR is intended to serve as an informational document for use by the CCSD, the County of San Luis Obispo and other responsible agencies, the general public, and decision-makers in their consideration and evaluation of the environmental consequences associated with the implementation of the proposed project; and

WHEREAS, at the October 22, 2009 CCSD Board of Directors Meeting, the Board reviewed the Final Master EIR and Revised Community Park Plan (dated August 26, 2009) and requested certain changes be included and brought back to the November 16, 2009 Board meeting for review; and

WHEREAS, additional changes were also made by CCSD staff that are to be included in the Final Master EIR; and

WHEREAS, both Board and staff changes are included in the Final Master EIR as an Errata Sheet dated November 10, 2009 and referenced as Exhibit A; and

WHEREAS, pursuant to the provision of Section 15082 of the *CEQA Guidelines*, the CCSD circulated a Notice of Preparation (NOP) to public agencies and members of the public for a 30-day period, commencing May 18, 2006 and ending June 21, 2006. The purpose of the NOP was to formally announce that the CCSD is preparing a Draft EIR for the Fiscalini Ranch Preserve and that, as Lead Agency, was soliciting input regarding the scope and content of the environmental information to be included in the EIR; and

WHEREAS, during the NOP circulation period, the CCSD advertised a public scoping meeting on June 20, 2006 that was held at the Veteran's Memorial Building, 1000 Main Street, in Cambria to obtain public input. The meeting was held with the specific intent of allowing interested individuals/groups and public agencies an opportunity to orally present information and comment directly to the Lead Agency in an effort to assist in further refining the intended scope and focus of the EIR as described in the NOP; and

WHEREAS, the Draft EIR was circulated for review and comment to the public agencies, and organizations. The Draft EIR was also circulated to State agencies for review through the State Clearinghouse, Office of Planning and Research. A notice of availability was placed in *The Cambrian* (newspaper). The 45-day public review period ran from March 3, 2008 to April 17, 2008. A public hearing was held March 18, 2008. Comments received during the 45-day public review period have been incorporated into the Final EIR; and

WHEREAS, The Final EIR allows the public and Lead Agency an opportunity to review revisions to the Draft EIR, the responses to comments, and other components of the EIR, such as the proposed Mitigation Monitoring Program, prior to approval of the project. The Final EIR serves as the environmental document to support a decision on the proposed project; and

WHEREAS, Pursuant to *CEQA Guidelines* Section 15090, the Lead Agency must make the following three certifications, after completing the Final EIR and before approving the project:

- ◆ *That the Final EIR has been completed in compliance with CEQA;*
- ◆ *That the Final EIR was presented to the decision-making body of the Lead Agency, and that the decision-making body reviewed and considered the information in the Final EIR prior to approving the project; and*

- ◆ *That the Final EIR reflects the Lead Agency's independent judgment and analysis.*

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board of Directors of the CCSD does hereby certify that it has reviewed and considered the Fiscalini Ranch Preserve Final Master Environmental Impact Report as well as the Errata Sheet included with the Final Master EIR dated November 10 2009 and referenced as Attachment A, and that it has been completed in compliance with the California Environmental Quality Act;
2. The Fiscalini Ranch Preserve Final Master Environmental Impact Report, and all related public comments and responses to the public comments have been presented to the Board of Directors, and the Board of Directors has reviewed and considered the information contained in the Final Master Environmental Impact Report and testimony presented at the public hearings prior to making a decision on the Fiscalini Ranch Preserve Project;
3. The Fiscalini Ranch Preserve Final Master Environmental Impact Report reflects the independent judgment and analysis of the Board of Directors; and,
4. The CCSD as Lead Agency hereby specifies that the CCSD General Manager is the custodian of the documents and other material, which constitute the record of proceedings upon which this decision is based. These materials are located at the CCSD Office at 1316 Tamson Drive, Suite 201, Cambria, CA 93428.

**PASSED AND ADOPTED this 16<sup>th</sup> day of November 2009.**

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Gregory W. Sanders  
President, Board of Directors

ATTEST:

APPROVED AS TO FORM:

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Kathy A. Choate  
District Clerk

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Tim Carmel  
District Counsel