

RESOLUTION NO. 2011-08

**A RESOLUTION OF THE PLANNING COMMISSION
OF THE CITY OF LEMOORE APPROVING THE INITIAL STUDY &
NEGATIVE DECLARATION FOR CAPACITY INCREASE FOR THE CITY OF LEMOORE
WATER RECLAMATION FACILITIES BY REMOVAL OF OUTFALL LINE FLOW CONSTRAINTS**

At a Regular Meeting of the Planning Commission of the City of Lemoore duly called and held on October 24, 2011 at 7:00 p.m. on said day, it was moved by Commission member _____, seconded by Commission member _____ and carried that the following Resolution be adopted:

WHEREAS, the City of Lemoore is proposing to remove the outfall line flow constraints on its water reclamation facility to accommodate a flow of 6.0-million gallons per day; and

WHEREAS, THE City's water reclamation facility has more than sufficient treatment capacity for such flow; and

WHEREAS, the City's permitted water reclamation facility capacity has heretofore been constrained only by the 4.5 million gallon per day outfall line capacity; and

WHEREAS, the City Planning Commission has reviewed pertinent draft construction plans for the outfall line capacity increase; and

WHEREAS, staff conducted an environmental assessment and initially determined that a Negative Declaration should be filed under the California Environmental Quality Act (CEQA); and

WHEREAS, the Planning Commission has reviewed the comments of the State Department of Fish and Game expressing concern over possible impacts of project construction on endangered wildlife species; and

WHEREAS, in accordance with the provisions of the California Environmental Quality Act (CEQA) a Notice of Intent to Adopt a Negative Declaration was published in the Hanford Sentinel on September 17, 2011, and the draft Negative Declaration was routed to the State Clearinghouse, for review of other governmental and trustee agencies having discretionary approval or jurisdiction by law over natural resources affected by the project (from September 19 to October 20, 2011); and

WHEREAS, the Planning Commission finds, based on evidence in the entire record before it, that a negative declaration determination is appropriate for the proposed project;

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission of the city of Lemoore approves this Resolution adopting the attached Negative Declaration for the removal of the outfall line flow constraints on their water reclamation facility to accommodate up to six (6.0) million gallons per day, and further resolves and directs the City staff to review the project with the Department of Fish and Game and to fully comply with the Department's regulations and directives ensuing from such review, prior to project construction.

Passed and adopted at a Regular Meeting of the Planning Commission of the City of Lemoore held on October 24, 2011 by the following votes:

AYES:
NOES:
ABSTAINING:
ABSENT:

APPROVED:

, Chairperson

ATTEST:

Holly P. Smyth, Secretary

CERTIFICATE

STATE OF CALIFORNIA)
COUNTY OF KINGS) ss.
CITY OF LEMOORE)

I, Holly P. Smyth, Secretary of the City of Lemoore's Planning Commission, do hereby certify the foregoing Resolution of the Planning Commission of the City of Lemoore was duly passed and adopted at a Regular Meeting of the Planning commission held on October 24, 2011

DATED: _____, 2011

Holly P. Smyth, Secretary
Lemoore Planning Commission