

TO: James L. App, City Manager
FROM: Meg Williamson, Assistant City Manager
SUBJECT: Mitigated Negative Declaration for City Hall Parking Lot Sulfur Springs Remediation Project

DATE: October 7, 2008

Needs: For the City Council to consider approval of a Mitigated Negative Declaration for the City Hall Parking Lot Sulfur Spring Remediation Project.

- Facts:
1. As a result of the San Simeon Earthquake of December 2003, a hot sulfur spring surfaced in the parking lot serving the City Hall and Library. The City has initiated the work described below to restore the parking lot and convey the natural spring water to a practical point of discharge:
 - a. Collect the geothermal spring water into an underground perforated collection system and repair the parking lot and landscaping to its original state, including paving and landscaping.
 - b. Convey the collected spring water to the Salinas River flood fringe, east of the City Water Yard on Paso Robles Street, through a gravity flow pipe system within existing public rights of way.
 - c. Construct a 3,000 to 6,000 square foot leachfield (percolation) system at the City Water Yard that would discharge the spring water to the underflow of the Salinas River.
 2. The project may be constructed in as many as three phases.
 3. The parking lot and sulfur spring repair will occur in the public parking lot located south of the City Hall/Library Facility at 1000 Spring Street. Construction work for the discharge of the spring water will occur at the east side of the City Water Yard, located at 1230 Paso Robles Street, within the flood fringe of the Salinas River. Connection piping to convey the spring water from the parking lot to the water yard will require trenching in 10th Street (between Spring and Riverside Avenue), in Riverside Avenue (between 10th and 11th Streets) and in the 11th Street right of way alignment (between Riverside Avenue and the Salinas River) including "jack and bore" construction under the Union Pacific Rail Road and Caltrans Highway 101 rights of way.
 4. Since the earthquake damage, the City has been working with the State Office of Emergency Services (OES) and the Federal Emergency Management Agency (FEMA) in accordance with response guidelines of the federally declared emergency in order to assure eligibility for reimbursement from those agencies for the costs of the repair project.
 5. Because federal money will be utilized in this project, FEMA conducted the necessary environmental analysis and documentation of the project repairs in accordance with the National Environmental Policy Act (NEPA) standards. In July 2007, FEMA concluded that a Finding of No Significant Impact (FONSI) was appropriate for this project.

6. Once the NEPA (federal) review was complete, the City conducted an environmental Initial Study in accordance with the California Environmental Quality Act (CEQA). The City is the responsible Agency for this State level review and has determined that a Mitigated Negative Declaration (MND) can be adopted for this project.
7. Public notice and circulation of a Notice of Intent to adopt a Mitigated Negative Declaration has been made through the State Office of Planning and Research (OPR/State Clearinghouse), in a local newspaper, posted at the project site, and at the San Luis Obispo County Clerk Recorder's Office. In addition, FEMA and OES were notified of the City's findings and the CEQA documentation was recirculated through the State Office of Historic Preservation (SHPO) to assure that all requirements of the National Historic Preservation Act of 1966 were adhered to.
8. As a result of the public circulation of the Notice of Intent to adopt a Mitigated Negative Declaration, the City obtained a letter from SHPO (dated June 26, 2008) documenting their finding that the project would have no adverse affect on historical resources.
9. The Mitigated Negative Declaration, including an Initial Study and appendices, is too large to attach to this report. Copies have been distributed to the City Council, and have been made available to the public at City Hall, in the Library, and on the City's web site (www.prcity.com).
10. The Draft Mitigated Negative Declaration concludes that, subject to the implementation of the mitigation measures listed in the Mitigation Monitoring Plan (Exhibit A of the attached resolution to adopt a Mitigated Negative Declaration), the project will not have any significant effects on the environment.
11. Public notice of the proposed Mitigated Negative Declaration was given as required by Section 21092 of the Public Resources Code. Pursuant to said public notice, the public was given the opportunity to submit written comments and to appear before the City Council at a public meeting conducted on October 7, 2008 to make oral comments on the draft Mitigated Negative Declaration. Copy of that notice is attached.
12. As of the date of this report being written, no comments have been received in response to the Notice of Intent to adopt a Negative Declaration.

Analysis and
Conclusion:

The Initial Study found that the following environmental factors will be potentially significantly affected during the construction phase of the project, unless mitigated:

- Air Quality;
- Biological Resources;
- Cultural (Archaeological) Resources;
- Geology, Seismicity, and Soils;
- Water Quality;
- Noise;
- Transportation and Circulation.

The Initial Study recommends mitigation measures that would reduce all potentially significant impacts to a point of non-significance, which would enable the adoption of a mitigated negative declaration. These mitigation measures are listed in the Mitigation Monitoring Plan (Exhibit A of the attached resolution to adopt a Mitigated Negative Declaration).

Policy

Reference: California Environmental Quality Act

Fiscal

Impact: The majority of the project repair costs and associated mitigation measures are anticipated to be reimbursed to the City from OES and FEMA. However, the cultural mitigation measures (CUL-1 through CUL-5) are CEQA measures that were established outside of the NEPA process and will likely be the financial responsibility of the City. Project costs will be known after construction bids are obtained, at which time a full accounting of costs, appropriation of funds and award of bid will be presented to the City Council for action.

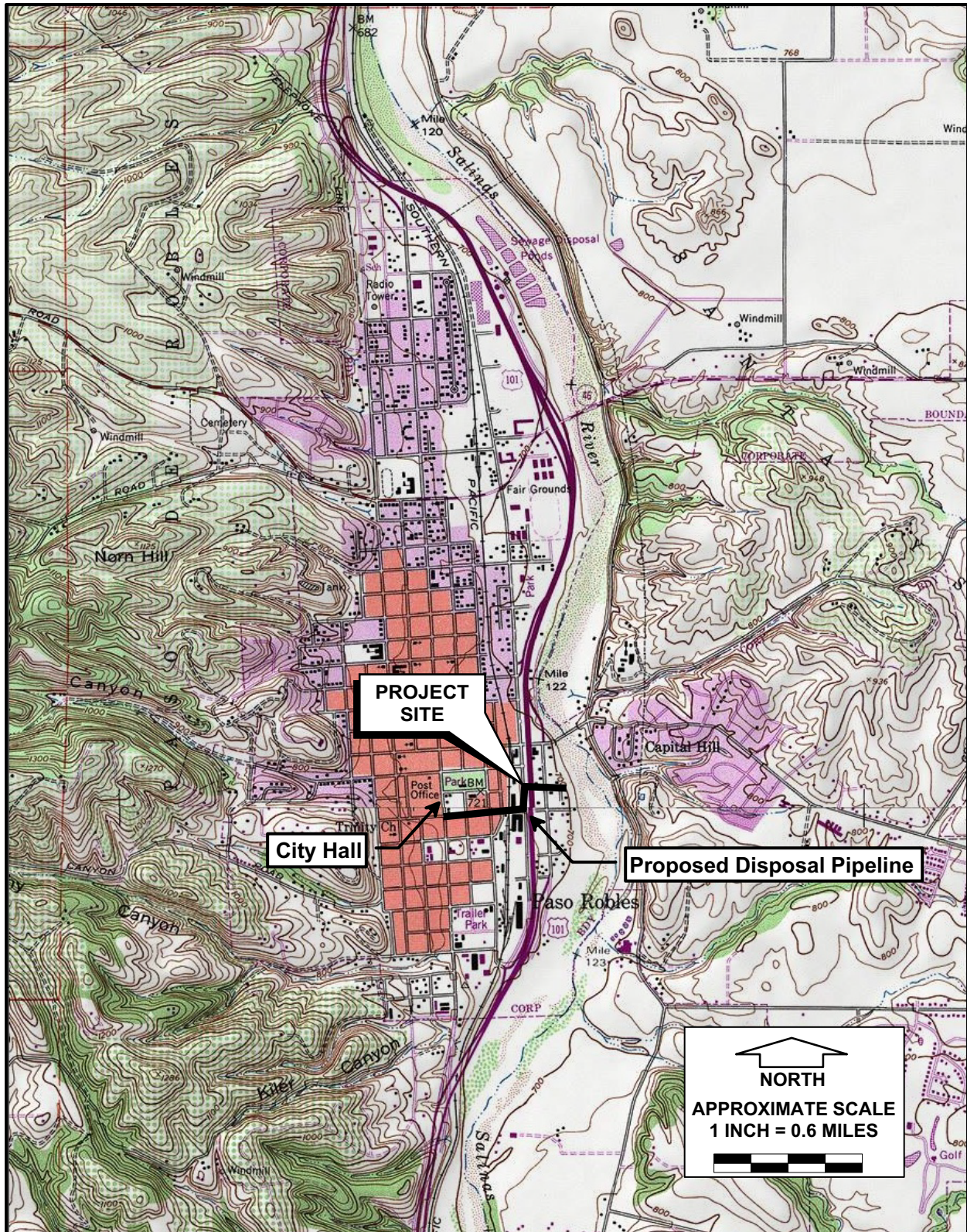
Options:

Upon receipt of public comments, take one of the following actions:

- a. Adopt the attached Resolution 08-XXX approving a Mitigated Negative Declaration for the Project.
- b. Amend, modify, or reject the foregoing option.

Attachments:

1. Location Map
2. Map of Pipeline Route and Site Plan areas for Parking Lot repair and Percolation System
3. Resolution Approving a Mitigated Negative Declaration
4. Mitigation Monitoring Plan
5. Newspaper Notice of Intent to Adopt a Mitigated Negative Declaration



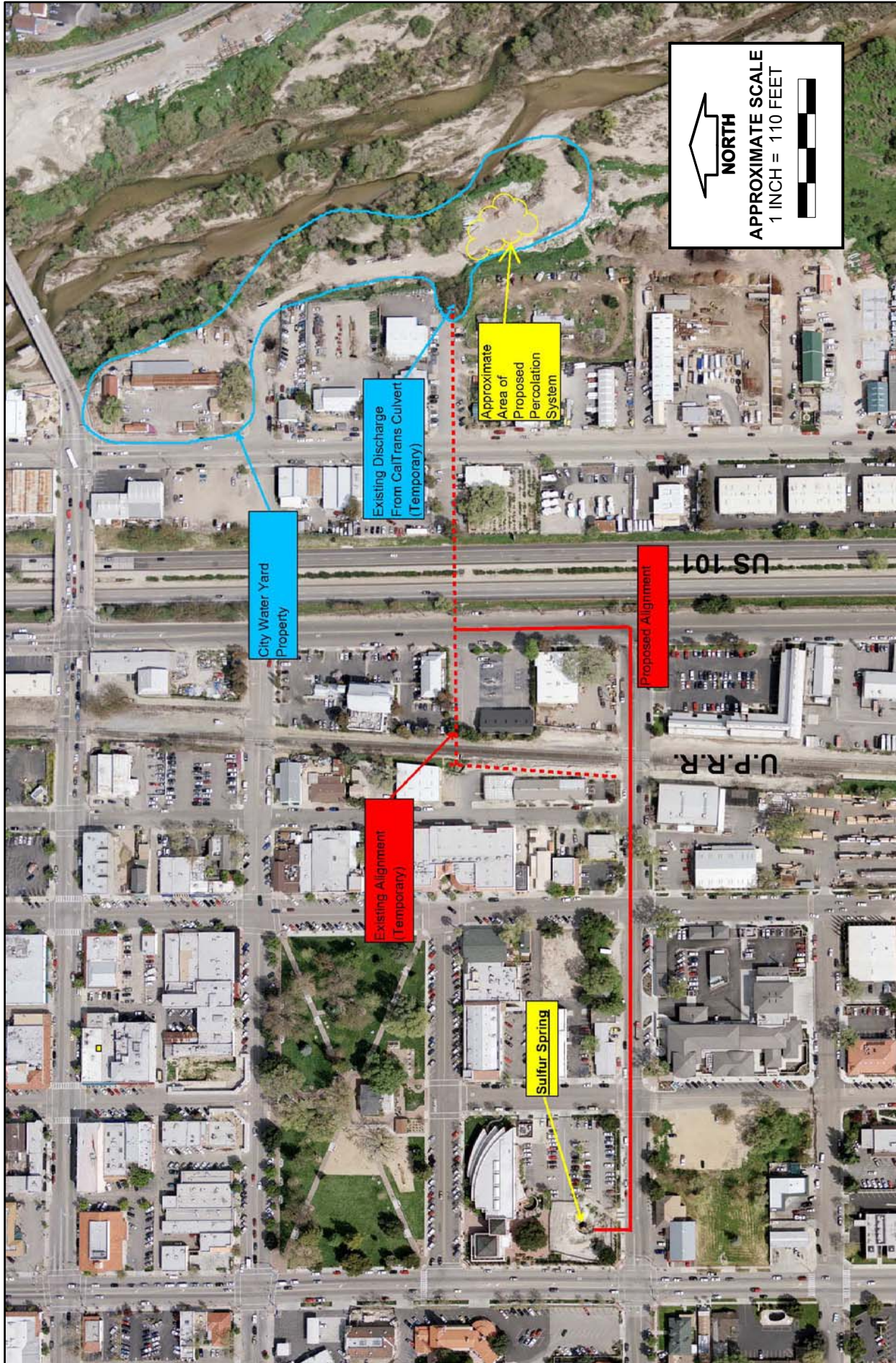
Source: TOPO! c 2004 National Geographic Holdings (www.topo.com)



Sulfur Spring Disposal Project IS/MND

SITE LOCATION MAP

FIGURE 2-2



Source: Boyle Engineering



SITE LAYOUT

FIGURE 2-3

Paso Robles Sulphur Spring IS/MND

RESOLUTION NO: 08-XXX

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ADOPTING A MITIGATED NEGATIVE DECLARATION FOR THE CITY HALL PARKING
LOT SULFUR SPRING REMEDIATION PROJECT**

WHEREAS, as a result of the San Simeon Earthquake of December 2003, a hot sulfur spring surfaced in the parking lot serving the City Hall and Library, and the City has initiated the following work to restore the parking lot and convey the natural spring water to a practical point of discharge:

- a. Collect the geothermal spring water into an underground perforated collection system and repair the parking lot and landscaping to its original state, including paving and landscaping.
- b. Convey the collected spring water to the Salinas River flood fringe, east of the City Water Yard on Paso Robles Street, through a gravity flow pipe system within existing public rights of way.
- c. Construct a 3,000 to 6,000 square foot leachfield (percolation) system at the City Water Yard that would discharge the spring water to the underflow of the Salinas River; and

WHEREAS, the project may be constructed in as many as three phases; and

WHEREAS, the parking lot and sulfur spring repair will occur in the public parking lot located south of the City Hall/Library Facility at 1000 Spring Street; construction work for the discharge of the spring water will occur at the east side of the City Water Yard, located at 1230 Paso Robles Street, within the flood fringe of the Salinas River; connection piping to convey the spring water from the parking lot to the water yard will require trenching in 10th Street (between Spring and Riverside Avenue), in Riverside Avenue (between 10th and 11th Streets) and in the 11th Street right of way alignment (between Riverside Avenue and the Salinas River) including “jack and bore” construction under the Union Pacific Rail Road and Caltrans Highway 101 rights of way; and

WHEREAS, since the earthquake damage, the City has been working with the State Office of Emergency Services (OES) and the Federal Emergency Management Agency (FEMA) in accordance with response guidelines of the federally declared emergency in order to assure eligibility for reimbursement from those agencies for the costs of the repair project; and

WHEREAS FEMA conducted the necessary environmental analysis and documentation of the project repairs in accordance with the National Environmental Policy Act (NEPA) standards, and in July 2007, FEMA concluded that a Finding of No Significant Impact (FONSI) was appropriate for this project; and

WHEREAS, once the NEPA (federal) review was complete, the City conducted an environmental Initial Study in accordance with the California Environmental Quality Act (CEQA) and the City, as the responsible Agency for this State level review and has determined that a Mitigated Negative Declaration (MND) can be adopted for this project; and

WHEREAS, public notice of the proposed Mitigated Negative Declaration was given as required by Section 21092 of the Public Resources Code, including additional notification to FEMA and OES of the City’s findings and the CEQA documentation which resulted in recirculation of the project through the State Office of

Historic Preservation (SHPO) to assure that all requirements of the National Historic Preservation Act of 1966 were adhered to; and

WHEREAS, as a result of the public circulation of the Notice of Intent to adopt a Mitigated Negative Declaration, the City obtained a letter from SHPO (dated June 26, 2008) documenting their finding that the project would have no adverse affect on historical resources; and

WHEREAS, the Draft Mitigated Negative Declaration concludes that, subject to the implementation of the mitigation measures listed in the Mitigation Monitoring Plan (Exhibit A of this resolution), the project will not have any significant effects on the environment.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. Based on the information contained in the plans and specifications prepared for the Project on file with the City's Department of Public Works, the Initial Study prepared for the Project, public comments and testimony received during the comment period and at the public meeting conducted on October 7, 2008, and subject to completion of the mitigation measures described in Exhibit "A", the City Council finds, based on its independent judgment and analysis, that there is no substantial evidence that the Project will have a significant effect on the environment.

SECTION 2. The City Council of the City of Paso Robles does hereby approve and adopt the Mitigated Negative Declaration for the Project. All of the documents and other evidence which constitute the record of proceedings upon which the findings in this Resolution are made are in the custody of the Department of Public Works, City Hall, 1000 Spring Street, Paso Robles, California 93446.

SECTION 3. The City Council of the City of Paso Robles does hereby approve the Project, and directs the City Clerk to file a Notice of Determination regarding the approval of the Project with the County Clerk of San Luis Obispo County for posting.

PASSED AND ADOPTED this 7th of October, 2008, by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Frank R. Mecham, Mayor

ATTEST:

Deborah D. Robinson, Deputy City Clerk

APPENDIX A

MITIGATION MONITORING AND REPORTING PROGRAM

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REQUIRED MITIGATION AND MONITORING PROGRAMS

OVERVIEW

This Mitigation Monitoring and Reporting Program (MMRP) was developed to ensure that mitigation measures included in the Initial Study/Mitigated Negative Declaration (IS/MND) for the proposed project are fully implemented to reduce environmental impacts to a less than significant level. In addition, this MMRP complies with the requirements of Public Resources Code 21081.6, which requires the lead agency to adopt a reporting or monitoring program.

This MMRP is a comprehensive monitoring program capable of being implemented immediately upon approval of the project which is comprised of mitigation measures from the project's MND, implementation timing, and the agencies responsible for monitoring and verification. The MMRP would serve a dual purpose of verifying completion of the mitigation measures for the proposed project and generating information on the effectiveness of the mitigation measure to guide future decisions. However, the MMRP is dynamic in that changes may be made to the MMRP as specific information with regards to the monitoring efforts is provided.

The City would coordinate construction activities through direct contact with the construction superintendent (CS) and the supporting contractors. City staff would be responsible for oversight of construction activities to ensure compliance with mitigation measures and would also utilize environmental consultants to assist in supervising project construction. This program is based on the following compliance actions:

- Oversight of construction activities;
- Sediment and Erosion Control Monitoring; and
- Traffic Safety.

OVERSIGHT OF CONSTRUCTION ACTIVITIES

The mitigation measures adopted as conditions of approval by the City would be monitored prior to and during construction to ensure implementation. The oversight of construction activities to ensure implementation and compliance with mitigation measures would be accomplished by city personnel, or by a third party specialist to serve as mitigation monitor for a specific task (i.e., wildlife monitoring).

Prior to any project implementation, a pre-construction meeting would take place between the City, the construction contractor, and other individuals retained to assist in implementation of the MMRP. The goal of the meeting would be to establish the responsibility and authority of the participants and overall project procedures and schedules. Mitigation measures, which need to be defined in greater detail, would be addressed during the meeting.

SPECIFIC MMRP REQUIREMENTS

The core of the MMRP is described in the following Implementation Table (Table A-1) listing measures from the IS/MND, the implementation timing, administrative action needed to ensure that the mitigation is included in the plans and construction of the project, and the party responsible for verification.

**Table A-1. Mitigation Monitoring for the
 City of Paso Robles - Implementation Table**

Mitigation Number	Mitigation Measure	Implementation Timing	Administrative Action	Agency Responsible for Verification
AIR QUALITY				
AQ-1	<p>The following standard mitigation measures shall be implemented, as applicable, during the construction period to ensure PM₁₀ impacts are less than significant. These measures shall be included in the City's contract documents with the construction contractor as special provisions.</p> <p>A. All disturbed areas, including storage piles, which are not being actively utilized for construction purposes, shall be effectively stabilized of dust emissions using water, chemical stabilizer/suppressant, covered with a tarp or other suitable cover or vegetative ground cover;</p> <p>B. All land clearing, grubbing, scraping, excavation, land leveling, grading, cut & fill, and demolition activities shall be effectively controlled of fugitive dust emissions utilizing application of water or by presoaking;</p> <p>C. When materials are transported off-site, all material shall be covered, or effectively wetted to limit visible dust emissions, and at least six inches of freeboard space from the top of the container shall be maintained;</p> <p>D. All operations shall limit or expeditiously remove the accumulation of mud or dirt from adjacent public streets at the end of each workday. The use of dry rotary brushes shall only be used where preceded or accompanied by sufficient wetting to limit the visible dust emissions; and,</p> <p>E. Following the addition of</p>	During construction	Monitor construction activities	City of Paso Robles

Mitigation Number	Mitigation Measure	Implementation Timing	Administrative Action	Agency Responsible for Verification
	materials to, or the removal of materials from, the surface of outdoor storage piles, said piles shall be effectively stabilized of fugitive dust emissions utilizing sufficient water or chemical stabilizer/suppressant.			
BIOLOGICAL RESOURCES				
BIO-1	<p>Construction and initial grading activities shall avoid potential impact to nesting migratory birds at the percolation area. Specifically, the following measures should be implemented:</p> <p>A. Initial rough grading operations and vegetation removal shall be conducted prior to, or after, the typical migratory bird nesting season (March 1 - August 1) to avoid any potential impact to migratory bird nesting activity. Therefore, project construction should be conducted between the months of August and March.</p> <p>B. If Measure A is infeasible, pre-construction surveys shall be conducted prior to any initial grading activity and vegetation removal to identify any potential bird nesting activity, and:</p> <ol style="list-style-type: none"> 1. If active nest sites of bird species protected under the Migratory Bird Treaty Act (e.g., northern mockingbird, house finch, etc.) are observed within the vicinity of the project site, then the project shall be modified and/or delayed as necessary to avoid direct take of the identified nests, eggs, and/or young; 2. If active nest sites of raptors and/or special-status bird species (i.e., least Bell's vireo, southwestern willow flycatcher, etc.) are observed within the vicinity of the project site, then USFWS and CDFG shall be contacted to establish the 	Prior to construction	Monitor construction activities	City of Paso Robles

Mitigation Number	Mitigation Measure	Implementation Timing	Administrative Action	Agency Responsible for Verification
	<p>appropriate buffer around the nest site. Construction activities in the buffer zone shall be prohibited until the young have fledged the nest and achieved independence; and,</p> <p>3. Active nests shall be documented by a qualified biologist and a letter-report shall be submitted to the USFWS and CDFG, documenting project compliance with the MBTA and applicable project mitigation measures.</p>			
BIO-2	<p>Implementation of Mitigation Measure HWQ-1 including development of a detailed Construction Storm Water Plan in conjunction with the project's final design and grading plan to afford full protection of the Salinas River drainage corridor.</p>	During construction	Monitor construction activities	City of Paso Robles
BIO-3	<p>Implementation of Mitigation Measure HWQ-2 requiring the notice to file a Notice of Intent to Comply with NPDES and development of a SWPPP and any additional measures required by the NPDES permit which are not covered by the Construction Storm Water Plan.</p>	Prior to construction	Monitor construction activities	City of Paso Robles
BIO-4	<p>The following mitigation measures are recommended to avoid and/or minimize impacts to Salinas River riparian corridor and associated special-status species known to occur or with the potential to occur within the project area during construction:</p> <p>A. Prior to grading, all equipment staging areas, construction-crew parking areas, and construction access routes shall be established in previously disturbed or developed areas, to the extent practicable;</p> <p>B. All fueling and maintenance of vehicles and other equipment shall occur at least 100 feet from any riparian habitat or water</p>	Prior to and during construction	Monitor construction activities	City of Paso Robles

Mitigation Number	Mitigation Measure	Implementation Timing	Administrative Action	Agency Responsible for Verification
	<p>body;</p> <p>C. Prior to any earth disturbance, exclusionary fencing shall be erected at the boundaries of all construction areas to avoid equipment and human intrusion into adjacent habitats, with emphasis on protection of the riparian corridor of the Salinas River. The fencing shall remain in place and be maintained throughout construction;</p> <p>D. An approved biological monitor shall conduct a worker orientation for all construction contractors (e.g., site supervisors, equipment operators and laborers) which emphasizes the potential special-status wildlife species with the potential to occur within the project site, identification, their habitat requirements, applicable regulatory policies and provisions regarding their protection, and a review of measures being implemented to avoid and/or minimize impacts to the species and their habitat;</p> <p>E. During project activities, all trash that may attract predators shall be properly contained, removed from the work site and disposed of regularly. Following construction, all trash and construction debris shall be removed from work areas; and,</p> <p>F. Silt fencing shall be installed and maintained in good working condition at the boundary of the designated riparian setback during all construction phases to prevent deposition of sediment into riparian areas, and to deter special-status species from straying into the construction area.</p>			
BIO-5	To avoid and/or minimize project impacts to native oak trees due to	Prior to and during construction	Monitor construction activities	City of Paso Robles

Mitigation Number	Mitigation Measure	Implementation Timing	Administrative Action	Agency Responsible for Verification
	<p>proposed grading and construction activities all project activities shall be conducted in accordance with the provisions of the City of El Paso de Robles Tree Ordinance No. 835 N.S.. This shall include at a minimum the following measures:</p> <ul style="list-style-type: none"> A. Identification of the Critical Root Zone (CRZ) of all oak trees within the construction zone; B. Installation of exclusionary protective fencing around the CRZ of each oak tree within the construction zone; and, C. Use of a certified arborist to complete all necessary oak tree pruning and/or trimming to facilitate the project. 			
BIO-6	<p>To provide for long-term stabilization of the proposed percolation site and avoid introduction of invasive species to the Salinas River drainage, the City shall develop and implement a Site Restoration Plan (SRP) for the site prior to the initiation of construction activities. Specifically, the SRP shall include species lists, installation and maintenance methods, and performance criteria for the percolation area. At a minimum, the plan shall contain the following provisions:</p> <ul style="list-style-type: none"> A. Identification of a native species planting palette compatible with those species and/or habitats present with the Salinas River riparian corridor (i.e., riparian woodland habitat); B. Installation of all replacement planting and/or seed dispersal shall be conducted within the appropriate season to promote survivability (i.e., fall/winter). If possible, planting during the warmest, driest months (June through September) shall be avoided; C. Shall provide procedures to 	Following construction	Monitor restoration areas	City of Paso Robles

Mitigation Number	Mitigation Measure	Implementation Timing	Administrative Action	Agency Responsible for Verification
	<p>ensure eradication of exotic plant species (i.e., giant reed, tree tobacco, etc.) within the percolation area. This shall include provisions for controlling the spread of exotic species throughout the project area; and,</p> <p>D. Shall provide an implementation schedule which emphasizes initiation of the SRP within the 1st year of improvements authorized under this approval. The schedule shall outline the sequencing of all planting and timing for periodic maintenance until successfully established.</p>			
CULTURAL RESOURCES				
CUL-1	<p>Prior to the initiation of construction activities, additional archival research will be conducted by a qualified historian regarding the series of bath houses, the service station, and the bus station on the parcel at Spring Street and 10th Street. This measure was included in the Draft IS/MND per the recommendation of CRMS. Since that time, the City and FEMA has consulted with SHPO regarding the potential to affect historic resources at the Project Site. Additional documentation was provided by the City and FEMA to SHPO during the consultation, thereby completing this mitigation measure.</p>	Completed	The City and FEMA have provided additional documentation to SHPO	City of Paso Robles
CUL-2	<p>Prior to initiation of construction activities, a qualified archaeologist shall examine the material excavated from the City Hall parking lot during the 2003 emergency excavations that is currently located at the proposed disposal site for potential significant historical artifacts;</p>	Prior to construction	Monitor construction activities	City of Paso Robles

Mitigation Number	Mitigation Measure	Implementation Timing	Administrative Action	Agency Responsible for Verification
CUL-3	During construction activities, the excavation of trenches along pipeline routes and the proposed leachfield in areas not previously disturbed shall be periodically monitored for buried cultural resources by a qualified archaeologist.	During construction	Monitor construction activities	City of Paso Robles
CUL-4	If historic or prehistoric resources are found, they should be dealt with in a manner prescribed by an Archaeological Monitoring Plan (AMP) that has been approved by the City before construction. The AMP should include a discussion of: potentially archaeologically sensitive areas to be monitored during ground-disturbing activities; identification of archaeological monitors; authority to temporarily halt project activities if cultural resource(s) are discovered; the monitoring schedule; field methods; and monitoring documentation.	During construction	Monitor construction activities	City of Paso Robles
CUL-5	At the City Hall parking lot, archaeological exploration is required to document archaeological resources. The sulfur spring archaeological deposit was damaged by several previous construction events and by the unavoidable excavations during the December 2003 emergency. The brick drains shall be mapped, measured and photo-documented during the proposed construction activities. Additional drains and/or other structural remains of the previous bathhouses, as well as prehistoric use, may be present. Periodic monitoring for pre-historic resources shall also be conducted during the course of the construction activities.	Prior to construction	Monitor construction activities	City of Paso Robles
GEOLOGY, SEISMICITY, AND SOILS				
GEO-1	To avoid and minimize any adverse impacts related to erosion, the City shall develop a Construction Storm Water Plan, which shall include the following elements (specific details	Prior to finalization of construction specifications	Monitor construction activities	City of Paso Robles

Mitigation Number	Mitigation Measure	Implementation Timing	Administrative Action	Agency Responsible for Verification
	are provided in Appendix D): <ul style="list-style-type: none"> • soil stabilization; • sediment, tracking, and dust control; • material and waste management; • vehicle and equipment BMPs; and • dewatering measures. 			
GEO-2	A geotechnical engineering report shall be prepared and recommendations contained therein shall be incorporated as mitigation measures to address seismic issues and potential for expansive soils.	Prior to construction	Incorporate into construction specifications	City of Paso Robles
HYDROLOGY AND WATER QUALITY				
HWQ-1	City shall develop in detail a Construction Storm Water Plan in conjunction with the project's final design and grading plan for implementation during construction activities. Specific details are provided in the City's Construction Site Storm Water Quality Requirements (Appendix D). Elements covered in the program would include: <ul style="list-style-type: none"> • soil stabilization; • sediment control; • tracking control; • material and waste management; • dust control; • vehicle and equipment BMPs, and, • dewatering measures. 	Prior to and during construction	Incorporate into construction specifications	City of Paso Robles
HWQ-2	In order to ensure compliance with State requirements, the City shall file a Notice of Intent to Comply with NPDES requirements with the SCWRB and develop a SWPPP incorporating elements of the Construction Storm Water Plan above, and any additional measures required by the NPDES permit.	Prior to construction	Monitor construction activities	City of Paso Robles

Mitigation Number	Mitigation Measure	Implementation Timing	Administrative Action	Agency Responsible for Verification
NOISE				
NOI-1	<p>The City shall ensure that the construction contractor employs the following noise reducing measures during construction activities :</p> <p>A. Construction activities shall be limited to between 7:00 a.m. and 7:00 p.m. Monday through Friday. No construction activities shall take place. on Saturdays or Sundays or federal or state holidays; or</p> <p>B. The Public Works Director shall review and approve any proposed construction activities to be conducted during nights and weekends; and</p> <p>C. All equipment shall have sound-control devices no less effective than those provided by the manufacturer. No equipment shall have un-muffled exhaust pipes.</p>	During construction	Incorporate into construction specifications	City of Paso Robles
TRANSPORTATION AND CIRCULATION				
TRA-1	<p>A. The Contractor shall submit a Traffic Safety Plan to the City Public Works Director for review and approval prior to implementation during construction activities. The Traffic Safety Plan shall contain measures for appropriate warning signs, traffic control and emergency vehicle access.</p> <p>B. To the maximum extent feasible, construction-related vehicles would be prohibited from parking on residential streets; and,</p> <p>C. Construction equipment and vehicle staging would be located to hinder the traffic flow as little as possible in the areas where the actions are implemented.</p>	Prior to and during construction	Incorporate into construction specifications	City of Paso Robles

PROOF OF PUBLICATION

LEGAL NEWSPAPER NOTICES

PLANNING COMMISSION/CITY COUNCIL PROJECT NOTICING

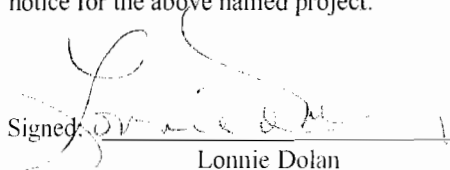
Newspaper: Tribune

Date of Publication: September 17, 2008

Hearing Date: October 7, 2008

Project: Intent to Adopt a Mitigated Negative Declaration for the City Hall Parking Lot Sulfur Spring Remediation Project

I, Lonnie Dolan, employee of the Community Development Department, Planning Division, of the City of El Paso de Robles, do hereby certify that this notice is a true copy of a published legal newspaper notice for the above named project.

Signed:  Lonnie Dolan

forms/newsaffi 691

**CITY OF EL PASO DE ROBLES
NOTICE OF INTENT TO ADOPT A MITIGATED NEGATIVE DECLARATION**

Notice is hereby given that the City of Paso Robles will consider adoption of a Mitigated Negative Declaration in accordance with the California Environmental Quality Act for the project described below:

Project Title: City Hall Parking Lot Sulfur Springs Remediation Project

Applicant: City of Paso Robles

Project Location: The parking lot and sulfur spring repair will occur in the public parking lot located south of the City Hall/Library Facility at 1000 Spring Street. Construction work for the discharge of the spring water will occur at the east side of the City Water Yard, located at 1230 Paso Robles Street, within the flood fringe of the Salinas River. Connection piping to convey the spring water from the parking lot to the water yard will require trenching in 10th Street (between Spring and Riverside Avenue), in Riverside Avenue (between 10th and 11th Streets) and in the 11th Street right of way alignment (between Riverside Avenue and the Salinas River) including "jack and bore" construction under the Union Pacific Rail Road and Caltrans Highway 101 rights of way.

Project Description: The City of Paso Robles plans to collect the spring water in an underground perforated collection system and repair the parking lot above it to its pre-earthquake condition, including paving and landscaping. The collected spring water will be conveyed to the Salinas River flood fringe through a gravity flow pipe system within existing public rights of way. At the river, the City plans to install a 3,000 to 6,000 square foot percolation field (leach field) that will accept and filter the spring water before it is percolated through to the river's underflow. The project may be constructed in as many as three phases.

The Public Review Period for the proposed Mitigated Negative Declaration will commence on September 17, 2008, and will end on October 7, 2008. At their regularly-scheduled meeting of October 7, 2008, the City Council will meet, accept oral and written comments on the proposed Mitigated Negative Declaration, close the public comment period, and consider adopting the proposed Mitigated Negative Declaration. This meeting will take place at 7:30 pm in the Library Conference Center at Paso Robles Library/City Hall, 1000 Spring Street, Paso Robles, California.

FINDING

The City of Paso Robles has reviewed the above project in accordance with the City of Paso Robles' Rules and Procedures for the implementation of the California Environmental Quality Act and has determined that an Environmental Impact Report need not be prepared because:

- The proposed project will not have a significant effect on the environment.
- Although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because mitigation measures described in the Initial Study and hereby made a part of Mitigated Negative Declaration have been added to the project.

The Draft Mitigated Negative Declaration, including an Initial Study which provides the basis for this determination, is available at the City of Paso Robles, Community Development Department, 1000 Spring Street, Paso Robles, CA 93446.

NOTICE

The public is invited to provide written comment on the Draft Mitigated Negative Declaration and to provide oral comment at the public meeting noted above. The appropriateness of the Draft Mitigated Negative Declaration will be reconsidered in light of the comments received.

Questions about the proposed project and Mitigated Negative Declaration may be directed to Meg Williamson, Assistant City Manager at (805) 237-3888 or via email to meg@prcity.com. Comments on the proposed project and Mitigated Negative Declaration may be mailed to the Community Development Department, 1000 Spring Street, Paso Robles, CA 93446 or e-mailed to CDdirector@prcity.com provided that any comments are received no later than 7:30 pm on October 7, 2008.

Meg Williamson, Assistant City Manager

September 17, 2008

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