

RESOLUTION NO. ~~2015-5~~

**RESOLUTION OF THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
ADOPTING FINDINGS, APPROVING THE MITIGATION MONITORING AND
REPORTING PLAN, AND APPROVING THE YUBA GOLDFIELDS 200-YEAR FLOOD
PROTECTION PROJECT**

WHEREAS, the Three Rivers Levee Improvement Authority (“TRLIA”) proposes the Yuba Goldfields 200-Year Flood Protection Project (the “Project”) to reduce flood risk in the Sutter Basin;

WHEREAS, TRLIA is the lead agency for environmental review of the Project under the California Environmental Quality Act (“CEQA”);

WHEREAS, a Notice of Preparation for a Draft Environmental Impact Report (“Draft EIR”) was prepared and released for public comment on June 12, 2014;

WHEREAS, the release of the Notice of Preparation initiated a 30-day public comment period that ended on July 14, 2014;

WHEREAS, during the public review period, two public scoping meetings were held on June 23rd to receive agency and public comments regarding the scope of the environmental analysis for the EIR. Notice of these meetings was given accordance with Government Code Sections 65355 and 65453;

WHEREAS, a Draft EIR was prepared and circulated for public review and comment between March 11, 2015 and April 24, 2015;

WHEREAS, on April 6, 2015, TRLIA held two public comment meetings during which it received and considered testimony from the public, concerning the Project and the Draft EIR. Notice of these meetings was given accordance with Government Code Sections 65355 and 65453;

WHEREAS, TRLIA received written comments on the Draft EIR from individuals, organizations and public agencies;

WHEREAS, a Final Environmental Impact Report (“Final EIR”) that incorporated the Draft EIR by reference and provided responses to public comments was prepared and distributed to the commenting agencies on August 14, 2015;

WHEREAS, an updated Final EIR that incorporated the Draft EIR by reference and provided responses to public comments was made available to the public on September 10, 2015;

WHEREAS, TRLIA discussed the Final EIR during its meeting on September 15, 2015 provided the opportunity for the public to give comments on the Final EIR during that meeting;

WHEREAS, TRLIA has, by means of Resolution No. _____, certified that the EIR has been prepared in full compliance with the terms of the California Environmental Quality Act,

that the Board has reviewed and considered the information contained in the prior to taking any action to approve or disapprove the Project, and that the EIR represents the independent judgment and analysis of the Board;

WHEREAS, pursuant to CEQA the TRLIA Board must make and adopt written findings for each significant effect of the Project, accompanied by a brief explanation of the rationale for each finding. The written findings, attached hereto as Attachment A, state that for each significant impact of the Project, either changes or alterations have been required in, or incorporated into, the Project which avoid or substantially lessen the significant environmental effect as identified in the Final EIR, or specific economic, legal, social, technological, or other considerations, including provision of employment opportunities for highly trained workers, make infeasible the mitigation measures or Project alternatives identified in the Final EIR;

WHEREAS, before TRLIA may consider approval of the Project it must, pursuant to CEQA, adopt a Statement of Overriding Considerations, provided in Attachment A, determining that social, economic, and environmental benefits of the Project outweigh the potential unavoidable significant impacts and render those potential significant impacts acceptable;

WHEREAS, pursuant to CEQA, TRLIA must adopt a Mitigation Monitoring and Reporting Program, attached hereto as Attachment B, regarding the changes which it has either required in the Project or made a condition of approval to avoid or substantially lessen significant environmental effects;

WHEREAS, through this resolution TRLIA wishes to adopt its Findings and the related Mitigation Monitoring and Reporting Plan.

NOW, THEREFORE, THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY RESOLVES AS FOLLOWS:

1. TRLIA hereby approves and adopts the findings as contained in "*Findings of Fact and Statement of Overriding Considerations by the Three Rivers Levee Improvement Authority Related to the Certification of the Final Environmental Impact Report for the Yuba Goldfields 200-Year Flood Protection Project*," attached hereto as Attachment A, which are incorporated herein, pursuant to CEQA Guidelines §§ 15091 and 15092.

2. TRLIA hereby approves and adopts the Statement of Overriding Considerations for the Project, as contained in the findings attached hereto as Attachment A, which are incorporated herein, pursuant to CEQA Guidelines § 15093.

3. TRLIA hereby approves and adopts the Mitigation Monitoring and Reporting Plan, which is attached hereto as Attachment B and incorporated herein by reference, pursuant to Public Resources Code section 21081.6.

4. TRLIA hereby approves the Yuba Goldfields 200-Year Flood Protection Project.

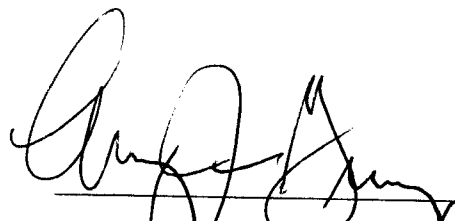
PASSED AND ADOPTED this 15th day of September 2015, by the Board of Directors of Three Rivers Levee Improvement Authority, by the following vote:

AYES: Direcotrs Atwal, Brown, Crippen, Griego, Nicoletti

NOES: None

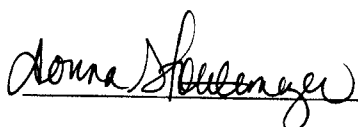
ABSENT: None

ABSTAIN: None



Mary Jane Griego, Chair

ATTEST:



DONNA STOTTLEMEYER
Secretary

APPROVED AS TO FORM:



Andrea P. Clark
General Counsel