

RESOLUTION NO. 17-096

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS APPROVING AND ADOPTING AN ADDENDUM TO THE PREVIOUSLY ADOPTED MITIGATED NEGATIVE DECLARATION, IN COMPLIANCE WITH CALIFORNIA ENVIRONMENTAL QUALITY ACT REQUIREMENTS, FOR SOUTH COAST LANDFILL FINAL CLOSURE/POST-CLOSURE MAINTENANCE PLAN (GUALALA AREA)

WHEREAS, Mendocino County Department of Transportation is desirous of closing the South Coast Landfill in accordance with the Final Closure/Post-Closure Maintenance Plan and the applicable regulatory standards prescribed in California Code of Regulations Title 27 and Code of Federal Regulations Title 40 (Project); and

WHEREAS, pursuant to the provisions of the California Environmental Quality Act (Public Resources Code section 21000 *et seq.*; CEQA) and the CEQA Guidelines (Title 14 California Code of Regulations section 15000 *et seq.*) an Initial Study was prepared, which determined that the Project will not have a significant effect on the environment with the implementation of mitigation measures, which supported the adoption of a Mitigated Negative Declaration (MND); and

WHEREAS, by Resolution Number 13-088 (August 27, 2013), following a public review period as required by CEQA and the CEQA Guidelines, the Mendocino County Board of Supervisors adopted a MND for the Project; and

WHEREAS, following the adoption of the MND, a lack of a viable source of cover soil has necessitated a change to the final cover for the Project from a vegetative layer to a closure turf geotextile with sand infill ballast; and

WHEREAS, Section 15164 of the CEQA Guidelines provides that an addendum to a previously adopted MND may be prepared if only minor technical changes or additions to the project are necessary or none of the conditions described in CEQA Guidelines Section 15162 calling for the preparation of a subsequent environmental impact report or MND have occurred; and

WHEREAS, the Mendocino County Department of Transportation has prepared an addendum to the MND for the Project (Addendum) related to the technical design change in the cover soil for the Project, which is attached to the letter accompanying this resolution and incorporated herein by this reference.

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors, based on the whole record before it, hereby makes the following findings:

1. The above recitals are true and correct and incorporated herein by this reference.
2. The Addendum to the previously adopted MND has been completed in compliance with CEQA and the CEQA Guidelines.
3. The Addendum to the previously adopted MND was presented to the Board of Supervisors, which independently reviewed and considered the addendum and the Board of Supervisors has exercised its independent judgment in making the findings and determinations set forth herein.

4. That, based on the evidence submitted and as demonstrated by the analysis included in the Addendum, none of the conditions described in Section 15162 of the CEQA Guidelines calling for the preparation of a subsequent negative declaration or environmental impact report have occurred.
5. The revisions to the design of the Project are minor and technical in nature and require only minor and technical changes to the adopted MND, which are appropriately made by the Addendum.

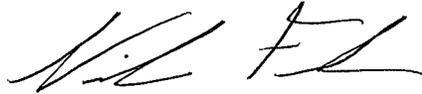
BE IT FURTHER RESOLVED that the Mendocino County Board of Supervisors hereby approves and adopts the Addendum to the previously adopted Mitigated Negative Declaration for the South Coast Landfill Closure/Post-Closure Maintenance Plan and directs the Mendocino County Department of Transportation to attach the Addendum to the MND.

The foregoing Resolution introduced by Supervisor Hamburg, seconded by Supervisor Croskey, and carried this 11th day of July, 2017, by the following vote:

AYES: Supervisors Brown, McCowen, Croskey, Gjerde, and Hamburg
NOES: None
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO
Clerk of the Board



Deputy

APPROVED AS TO FORM:
KATHARINE L. ELLIOTT
County Counsel



JOHN MCCOWEN, Chair
Mendocino County Board of Supervisors

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

BY: CARMEL J. ANGELO
Clerk of the Board



Deputy