

ATTACHMENT 1

California Tahoe Conservancy

Resolution

23-06-04

Adopted: June 15, 2023

TAHOE VALLEY STORMWATER AND GREENBELT IMPROVEMENT PROJECT LICENSE AGREEMENT AMENDMENT AND IMPLEMENTATION GRANT

Staff recommends that the California Tahoe Conservancy (Conservancy) make the following findings based on the accompanying staff recommendation pursuant to Public Resources Code section 21000 et seq.:

“The Conservancy, acting as a responsible agency, previously reviewed and considered the City of South Lake Tahoe’s (City) Tahoe Valley Greenbelt and Stormwater Improvement Project (Project) Mitigated Negative Declaration (MND) and adopted a mitigation monitoring plan (MMP) on March 12, 2020.

Since the Conservancy’s action on March 12, 2020, the City has proposed minor technical changes to the Project design. The Conservancy prepared an addendum to the MND (Conservancy Addendum) to review the potential effects of the modified Project.

The Conservancy finds that none of the conditions under the California Environmental Quality Act (CEQA) Guidelines section 15162 requiring the preparation of a subsequent MND have occurred because:

- a) The Project modifications do not constitute a substantial change that would require major revisions to the MND due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects; and
- b) The Project modifications do not constitute a substantial change with respect to the circumstances under which the Project is undertaken which will require major revisions to the MND due to the involvement of new significant environmental effects or a substantial increase in the severity of the previously identified significant effects; and
- c) There is no new information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the MND was adopted, showing any of the following: (i) the Project would have one or more significant effects not discussed in the MND; (ii) significant effects previously examined would be substantially more severe

than shown in the MND; (iii) mitigation measures or alternatives previously found not to be feasible would in fact be feasible and would substantially reduce one or more significant effects, but the project proponent declined to adopt such measures; or (iv) mitigation measures or alternatives considerably different from those analyzed in the MND that would substantially reduce one or more significant effects on the environment, but which the project proponent declined to adopt.

Based on substantial evidence, the Conservancy finds that the MND and Conservancy Addendum are adequate, comply with the requirements of CEQA, and fully disclose and analyze the environmental effects of the modified Project. The Project modifications will not create any new significant environmental impacts beyond those already identified in the MND.

The Conservancy finds that the mitigation measures identified in the MMP that was adopted by the Conservancy on March 12, 2020, are applicable to the Project as modified, and conditions this authorization on compliance with the MMP.”

Staff further recommends that the Conservancy adopt the following resolution pursuant to Government Code sections 66907.7, 66907.8, and 66907.9:

“The Conservancy hereby authorizes staff to: (1) award a grant to the City for up to \$1,000,000 for Project construction; (2) process an amendment to the existing Project long-term license agreement to add Conservancy parcel El Dorado County Assessment Number (AN) 023-241-022, and to reflect changes to the Project on AN 023-241-023; and (3) to take all other necessary steps consistent with the accompanying staff recommendation.”

I hereby certify that the foregoing is a true and correct copy of the resolution duly and regularly adopted by the Conservancy at a meeting thereof held on the 15th day of June, 2023.

In WITNESS THEREOF, I have hereunto set my hand this 15th day of June, 2023.

Jason Vasques
Executive Director