



**TOWN OF DISCOVERY BAY
COMMUNITY SERVICES DISTRICT**

RESOLUTION 2023- 06

**RESOLUTION OF THE
TOWN OF DISCOVERY BAY COMMUNITY SERVICES DISTRICT
DETERMINING COMPLIANCE WITH THE
CALIFORNIA ENVIRONMENTAL QUALITY ACT
AND CONSIDERING AN ADDENDUM AND ADOPTING
A MINOR MODIFICATION TO A PROJECT DESCRIPTION.**

WHEREAS, Contra Costa County (the "County") certified the Pantages Bay Residential Development Project EIR (hereinafter referred to as "2013 EIR") (SCH # 2007052130), which evaluated a General Plan Amendment, Rezoning, Subdivision, and Final Development Plan related to the proposed residential development; and

WHEREAS, in 2015, an Addendum to the 2013 EIR (hereinafter referred to as the "2015 Addendum") was prepared to address project modifications that included a reconfiguration of the proposed residential units, eliminating the widening of the west bank of Kellogg Creek, and removing some of the wetlands in the northern part of the project site, concluding that the modifications to the project would not result in new or substantially more severe impacts than were identified in the 2013 EIR and thus did not warrant supplemental environmental review; and

WHEREAS, in 2020, an Addendum to the 2013 EIR was prepared to address additional project modifications (the "2020 Addendum"), which included a reconfiguration of residential land uses, reducing the project acreage evaluated in the 2013 EIR and 2015 Addendum, concluding that the modifications to the project would not result in new or substantially more severe impacts than were identified in the 2013 EIR and thus did not warrant supplemental environmental review; and

WHEREAS, the July 2022 Addendum has been prepared by the Town to address project modifications that include using the lot located at the end of a planned cul-de-sac in the southwest corner of the planned Pantages Development for the Town's new water production Well No. 8 Project (the "Well Project"); and

WHEREAS, the Town is acting as the responsible agency under CEQA in connection with the construction and operation of the Well Project; and

WHEREAS, the project modification to include the Town's Well Project has been considered by the Town's Board of Directors together with the 2013 EIR, 2015 Addendum, and 2020 Addendum and has been determined to represent a minor modification, and therefore, an Addendum to the 2013 EIR is the appropriate documentation pursuant to the California Environmental Quality Act ("CEQA") Guidelines, Sections 15162 and 15164; and

which result in less than significant impact with applicable mitigation as identified in the 2013 EIR and July 2022 Addendum; and

WHEREAS, having heard and considered the evidence, and being fully advised regarding the environmental consequences of approving the Well Project, it is in the interest of the Town and desires to approve the Project.

NOW, THEREFORE, the Town of Discovery Bay Community Services District Board of Directors finds as follows:

1. The foregoing recitals are true and correct and are incorporated herein by reference.
2. The Town of Discovery Bay Community Services District Board of Directors has considered the July 2022 Addendum together with the relevant facts and the approved and adopted 2013 EIR, 2015 Addendum, and 2020 Addendum.
3. The Town of Discovery Bay Community Services District Board of Directors determine that the modifications to the project identified in the July 2022 Addendum would not result in new or substantially more severe impacts than were identified in the 2013 EIR and thus did not warrant supplemental environmental review.
4. The 2013 EIR shall be modified by the July 2022 Addendum as provided in CEQA Guideline Section 15164 to allow for construction of the Town's new water production Well No. 8 Project in the southwest corner of the planned Pantages Development.
5. The Town of Discovery Bay Community Services District Board of Directors approves the Project.
6. The General Manager, or her designee, is directed to file a Notice of Determination as provided in Sections 15094 and 15096(i) of the California CEQA Guidelines.
7. The General Manager, or her designee, is authorized to commence all necessary design and bidding documents necessary to enable the construction of the approved Well Project.

PASSED AND ADOPTED by the Board of Directors of the Town of Discovery Bay Community Services District at a regular meeting thereof held on this 15th day of February, 2023, by the following vote, TO WIT:

AYES: 5

NOES: 0

ABSTENTION: 0

ABSENT: 0

TOWN OF DISCOVERY BAY COMMUNITY SERVICES
DISTRICT

By: 
ASHLEY PORTER, PRESIDENT

ATTEST:


DINA BREITSTEIN, BOARD SECRETARY