



REPORT TO COUNCIL

City of Sacramento

915 I Street, Sacramento, CA 95814-2604
www. CityofSacramento.org

Consent
August 25, 2009

Honorable Mayor and
Members of the City Council

Title: Curtis Park Village Combined Sewer Regional Storage Project (X14010001): Adopt Mitigated Negative Declaration and Mitigation Monitoring Program and Approve Supplemental Agreement for Final Design Services

Location/Council District: 5

Recommendation: 1) Adopt a **Resolution** adopting the Mitigated Negative Declaration and Mitigation Monitoring Program for the Curtis Park Village Combined Sewer Regional Storage Project (the "Project"); and 2) Adopt a **Resolution** authorizing the City Manager to execute Supplemental Agreement No. 1 to City Agreement No. 2006-0001 with West Yost Associates to complete the final design and provide related services for the Project, increasing the contract not-to-exceed amount from \$144,959 to \$642,609.

Contact: David L. Brent, Engineering Services Manager, 808-1420; Rick Batha, Supervising Engineer, 808-1448

Presenters: Not applicable

Department: Department of Utilities

Division: Engineering Services

Organization No: 140001321

Description/Analysis

Issue: The total construction and delivery cost for the proposed Curtis Park Village Combined Sewer Regional Storage Project is estimated to be about \$10 million. In order to maintain the project schedule, and coordinate with the proposed development of the Curtis Park Village project, a supplemental agreement is recommended for West Yost Associates (WYA) to complete the final Project design, provide bid services, and to provide engineering services during construction. The proposed Supplemental Agreement will authorize payment for these additional services for an amount not-to-exceed \$497,650, which will bring the total agreement to a not-to-exceed amount of \$642,609.

Policy Considerations: The Project is part of the Combined System Improvement Plan, which was approved by City Council in 1995. It is consistent with the City's Strategic Plan Goal of achieving sustainability.

Environmental Considerations:

California Environmental Quality Act (CEQA):

Environmental Planning Services prepared an Initial Study/Mitigated Negative Declaration and Mitigation Monitoring Program for the proposed project. In accordance with CEQA, a Mitigation Monitoring Program must be developed for implementing mitigation measures as identified in the Initial Study.

Environmental Planning Services has determined that there is no substantial evidence that the project, with the inclusion of the mitigation measures identified in the Initial Study, will have a significant effect on the environment. The Initial Study/Mitigated Negative Declaration was circulated for public review as required under CEQA, and a copy of the Initial Study/Mitigated Negative Declaration is on file in the office of the City Clerk. Two comment letters were received from the CA Dept of Toxic Substance Control and the Sacramento Regional County Sanitation District and are attached to this staff report (Attachment 5). Both letters describe regulatory obligations of the project.

Sustainability Considerations: The Project is consistent with the City's Sustainability Master Plan by providing sewer infrastructure that is safe and reliable and thereby promotes public health and safety.

Other: Not Applicable

Commission/Committee Action: Not Applicable

Rationale for Recommendation: Adoption of the CEQA documents and approval of the Supplemental Agreement with WYA will allow the Project to continue on schedule.

Financial Considerations: The not-to-exceed amount for the initial planning and pre-design services of the current Professional Services Agreement with WYA is \$144,959. The estimated cost of Supplemental Agreement No. 1 for WYA to complete the final design, provide bid services, and to provide engineering services during construction is \$497,650. Sufficient funds are available within the Curtis Park Village Regional Combined Sewer Storage Project (X14010001) budget to award and complete the Project.

Emerging Small Business Development (ESBD): At the time the Professional Services Agreement was authorized by City Council in 2006, WYA was registered as a City-certified Small Business Enterprise. At this time WYA is no longer certified by the City as a Small Business Enterprise.

Respectfully Submitted by:



David L. Brent
Engineering Services Manager

Approved by:



Marty Hanneman
Director of Utilities

Recommendation Approved:



Ray Kerridge
City Manager

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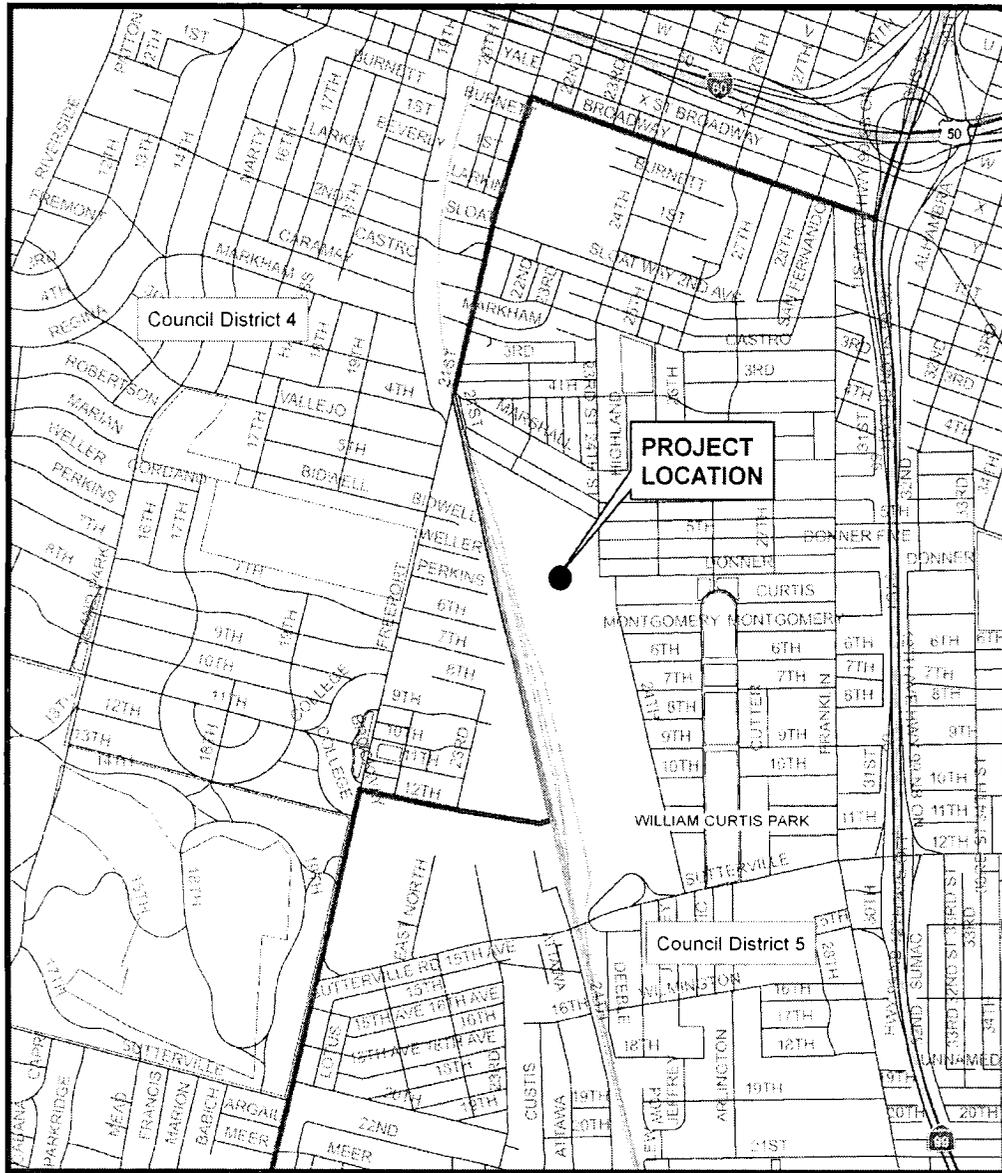
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Attachments

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| 3 | Resolution | pg. 6-7 |
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| 4. | Resolution | pg. 18 |
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Attachment 1

Location Map
Curtis Park Village Regional
Combined Sewer Storage Project



Map Prepared By
City of Sacramento
Department of Utilities



Attachment 2

Background

Areas of the City serviced by the combined sewer system (CSS) have historically been subject to flooding or sewer outflows during heavy storm events due to insufficient piping conveyance capacity and relatively low elevations. In 1995, City Council adopted a Combined Sewer System Improvement Plan (CSSIP) that included the construction of facilities intended to temporarily store peak combined sewage and storm drainage flow, reduce impacts on downstream components of the CSS, and to obtain rescission of the Combined Sewer System Cease and Desist Order. To date the City has constructed two off-line storage projects (42nd Street and UCD Medical Center), several in-line storage projects (Tahoe Park/Broadway Parallel Sewer, Land Park Relief Sewer, and East End Project Relief Sewer), and reconstruction of the system's two pump stations, Sump 1 and Sump 2.

The subject Project represents a continuation of the CSSIP that will reduce flooding in the Curtis Park and nearby Land Park areas. Facilities to be constructed are expected to include new 36 and 54 inch combined sewer pipes within 21st Street from Markham Way to Pelham Way and from Pelham Way to the project site, an approximately 325,000 cubic foot underground storage structure located in the future Curtis Park Village project site, a weir structure, and a pump station to empty the storage structure. The total construction and delivery cost for the project is estimated to be \$10 million.

In August, 2005, the Department of Utilities (DOU) issued a Request for Proposals from qualified engineering consultants to provide design services for the Project. Based on the proposals submitted, West Yost Associated (WYA) was selected to provide this service. The DOU subsequently decided to proceed in a phased manner, and on January 5, 2006 the City Council authorized a Professional Services Agreement with WYA to provide planning and pre-design services to locate the proposed storage facility and develop preliminary Project details. Several alternatives were developed by WYA for review by City staff. Based on cost, coordination with the proposed Curtis Park Development Village, ease of maintenance, and accessibility considerations, staff has selected a storage facility consisting of two large reinforced concrete vaults straddling the 114 inch diameter Donner Interceptor pipe that crosses east-west through the north-central portion of the future Curtis Park Village development. The storage facility will be situated entirely below a planned landscaped parkway located along a future extension of Donner Avenue.

The planning and pre-design services are now complete. In order to maintain the Project schedule, a Supplemental Agreement is required for WYA to complete the design, provide bid services, and provide engineering services during construction. Supplemental Agreement No. 1 will authorize payment for these additional professional services for a not-to-exceed fee of \$497,650.

Attachment 3

RESOLUTION NO. 2009-

Adopted by the Sacramento City Council

**ADOPTING MITIGATED NEGATIVE DECLARATION AND MITIGATION
MONITORING PROGRAM FOR THE CURTIS PARK VILLAGE COMBINED SEWER
REGIONAL STORAGE PROJECT (X14010001)**

BACKGROUND

- A. The Curtis Park Village Combined Sewer Regional Storage project (the "Project") is a component of the City's Combined Sewer System Improvement Plan (CSSIP) approved by the City Council in October 1995, and will reduce flooding in the Curtis Park and nearby Land Park areas.
- B. Project facilities to be constructed will include new 36 and 54 inch combined sewer pipes in 21st Street between Markham Way and Pelham Way and from Pelham Way to the project site, approximately 325,000 cubic foot underground storage vaults located below a planned landscaped parkway in the future Curtis Park Village project site, a weir structure, and a pump station to empty the storage structure.
- C. The Project initial study identified potentially significant environmental effects. Revisions to the Project before the proposed mitigated negative declaration and initial study were released for public review were determined by City's Environmental Planning Services to avoid or reduce the potentially significant effects to a less than significant level, and, therefore, there was no substantial evidence that the Project as revised and conditioned would have a significant effect on the environment. A Mitigated Negative Declaration (MND) for the Project was then completed, noticed and circulated in accordance with the requirements of the California Environmental Quality Act (CEQA), the State CEQA Guidelines and the Sacramento Local Environmental Procedures as follows:
 - 1. On October 1, 2008 a Notice of Intent (NOI) to adopt the MND dated September 24, 2008 was circulated for public comment for 30 days. The NOI was sent to those public agencies that have jurisdiction by law with respect to the proposed project and to other interested parties and agencies, including property owners within 500 feet of the boundaries of the proposed project. The comments of such persons and agencies were sought.
 - 2. On October 1, 2008 the NOI was published in the Daily Recorder, a newspaper of general circulation, and the NOI was posted in the office of the Sacramento County Clerk.

3. All components of the project were evaluated in the MND. No substantial revision to the MND is required, and recirculation is not required pursuant to the CEQA Guidelines Section 15073.5.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The City Council has reviewed and considered the information contained in the MND, including the initial study, the revisions and conditions incorporated into the Project, the comments received during the public review process and all information and evidence presented to the City Council, and determined that the MND constitutes an adequate, accurate, objective and complete review of the environmental effects of the proposed Project.
- Section 2. Based on its review of the MND and on the basis of the whole record, the City Council finds that the MND reflects the City's independent judgment and analysis and that there is no substantial evidence that the Project will have a significant effect on the environment.
- Section 3. The City Council adopts the MND for the Project.
- Section 4. Pursuant to CEQA section 21081.6 and CEQA Guidelines section 15074, and in support of its approval of the Project, the City Council adopts a Mitigation Monitoring Program to require mitigation measures be implemented as set forth in the Mitigation Monitoring Program.
- Section 5. Upon approval of the Project, the City's Environmental Planning Services shall file or cause to be filed a Notice of Determination with the Sacramento County Clerk and, if the Project requires a discretionary approval from any state agency, with the State Office of Planning and Research, pursuant to section 21152(a) of the Public Resources Code and section 15075 of the CEQA Guidelines.
- Section 6. Pursuant to CEQA Guidelines section 15091(e), the documents and other materials that constitute the record of proceedings upon which the City Council has based its decision are located in and may be obtained from, the Office of the City Clerk at 915 I Street, Sacramento, California.

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Exhibit A: Mitigation Monitoring Program

Exhibit A

**Curtis Park Village Combined Sewer Regional Storage
Mitigation Monitoring Program**

– July 2009

The California Environmental Quality Act (CEQA) and CEQA Guidelines require Lead Agencies to adopt a program for monitoring the mitigation measures required to avoid significant environmental impacts of a project. The Mitigation Monitoring Program ensures that mitigation measures imposed by the City are completed at the appropriate time in the development process.

The mitigation measures identified in the Initial Study / Mitigated Negative Declaration for the Curtis Park Village Combined Sewer Regional Storage project are listed below along with the party responsible for implementation of the mitigation measure, the party responsible for monitoring implementation of the mitigation measure, the milestones for implementation and monitoring, and a sign off that the mitigation measure has been implemented.

<u>Curtis Park Village Combined Sewer Regional Storage</u>					
Mitigation Monitoring Program					
Impact	Mitigation Measures	Implementing Party	Monitoring Agency	Implementation Schedule	Sign-Off
4. Water					
4.(c)	<i>MM-1. Prior to the issuance of grading permits, the contractor shall obtain and comply with the NPDES general permit including the submittal of a Notice of Intent (NOI) and associated fee to the SWRCB and the preparation of a Stormwater Pollution Prevention Plan (SWPPP) that includes both construction stage and permanent stormwater pollution prevention practices to be submitted to the Department of Utilities for review.</i>	<i>Project Contractor</i>	Department of Utilities State Water Resources Control Board (SWRCB)	Prior to issuance of grading permits	
5. Air Quality					
5.(a, b)	<i>MM-2. Prior to issuance of a grading permit, the City shall incorporate the following measures into the construction contract documents, which shall be submitted for the review and approval of the Sacramento Department of Utilities:</i> <ul style="list-style-type: none"> • <i>Enclose, cover, or water twice daily all soil piles;</i> • <i>Water all exposed soil twice daily;</i> • <i>Water all haul roads twice daily; and</i> • <i>Maintain at least two feet of freeboard (i.e., the minimum required space between the top of the load and the top</i> 	City of Sacramento	Sacramento Department of Utilities	Prior to issuance of grading permit	

Curtis Park Village Combined Sewer Regional Storage

Mitigation Monitoring Program

Impact	Mitigation Measures	Implementing Party	Monitoring Agency	Implementation Schedule	Sign-Off
	<i>of the trailer) or cover loads.</i>				
6. Transportation and Circulation					
6.(a)	<i>MM-3. Prior to the start of construction, the project contractor shall submit a construction traffic management plan that ensures adequate emergency access and maintains circulation to neighboring properties during construction, for the review and approval of the City Engineer. The plan shall include detour routes, appropriate signage, and construction personnel to facilitate the safe flow of traffic. The construction traffic management plan shall be reviewed by other affected agencies such as Caltrans and Regional Transit.</i>	Project Contractor	City Engineer Caltrans Regional Transit	Prior to the start of construction	
7. Biological Resources					
7.(a)	<i>MM-4. Prior to construction, the contractor shall arrange for surveys for burrowing owls to be conducted during the height of the nesting season, between April 15 and July 15 in accordance with the survey requirements detailed in CDFG's 1995 Staff Report on Burrowing Owl and the California Burrowing Owl Consortium's (CBOC) Survey Protocol (1997). The survey shall be conducted by a qualified biologist to determine the number of burrowing owls present during the nesting season and to delineate the extent of burrowing</i>	Project Contractor	California Department of Fish and Game (CDFG) Community Development Department	Prior to construction	

<u>Curtis Park Village Combined Sewer Regional Storage</u>					
Mitigation Monitoring Program					
Impact	Mitigation Measures	Implementing Party	Monitoring Agency	Implementation Schedule	Sign-Off
	<p><i>adjacent to the impact areas for raptor nests.</i></p> <p><i>If the above survey does not identify any nesting raptor species on the project site, further mitigation is not required. However, should any raptor species be found nesting on the project site, Mitigation Measures 7 and 8 shall be implemented.</i></p> <p><i>MM-9. Prior to the issuance of grading permits, the following mitigation measures shall be completed for the review and approval of CDFG. The project applicant, in consultation with CDFG, shall avoid all birds of prey nest sites located in the project site during the breeding season while the nest is occupied with adults and/or eggs or young. The occupied nest shall be monitored by a qualified raptor biologist to determine when the nest is no longer used. Avoidance shall include the establishment of a nondisturbance buffer zone around the nest site. The size of the buffer zone shall be determined in consultation with CDFG. Highly visible temporary construction fencing shall delineate the buffer zone.</i></p> <p><i>MM-10. If a legally protected species nest is located in a</i></p>	Project Contractor	CDFG Community Development Department	Prior to issuance of grading permits	

Curtis Park Village Combined Sewer Regional Storage

Mitigation Monitoring Program

Impact	Mitigation Measures	Implementing Party	Monitoring Agency	Implementation Schedule	Sign-Off
	<i>tree designated for removal, the removal shall be deferred until after August 30th, or until the adults and young are no longer dependent on the nest site, as determined by a qualified biologist.</i>	Project Contractor	Community Development Department CDFG	Prior to issuance of grading permits	
9. Hazards and Hazardous Materials					
9.(a, c, d)	<i>MM-11. Prior to any ground disturbing activities, the Contractor and Department of Utilities shall have on file a copy of a clearance letter from the Department of Toxic Substance Control (DTSC) verifying that remediation of the site has been completed in compliance with the Remediation Action Plan (RAP).</i>	Project Contractor	Sacramento Department of Utilities Department of Toxic Substances Control (DTSC)	Prior to any ground disturbing activities	
10. Noise					
10.(a, b)	<i>MM-12. Noise impacts due to construction activities would be reduced by implementing the noise performance standards in Section 8.68.080 of the Sacramento Noise Ordinance which seeks to limit construction noise to between the hours of 7:00 a.m. and 6:00 p.m. Monday through Saturday and 9:00 a.m. and 6:00 p.m. on Sunday.</i>	Project Contractor	Community Development Department	Prior to approval of construction contract agreements	

Curtis Park Village Combined Sewer Regional Storage
 Mitigation Monitoring Program

Impact	Mitigation Measures	Implementing Party	Monitoring Agency	Implementation Schedule	Sign-Off
	<p><i>However, because of the project's proximity to noise sensitive receptors, construction activities shall be further restricted by incorporating the following conditions in related construction contract agreements:</i></p> <ul style="list-style-type: none"> • <i>Properly muffle and maintain all construction equipment powered by internal combustion engines;</i> • <i>Prohibit unnecessary idling of internal combustion engines. Equipment shall be turned off when not in use;</i> • <i>Locate all stationary noise-generation construction equipment such as air compressors as far as practical from existing nearby residences and other noise-sensitive land uses. Acoustically shield such equipment;</i> • <i>Select quiet construction equipment, particularly air compressors, whenever possible; and</i> • <i>Designate a "noise disturbance coordinator" who shall be responsible for responding to any local complaints about construction noise. This individual would most likely be the contractor or a contractor's representative. The</i> 				

<u>Curtis Park Village Combined Sewer Regional Storage</u>					
Mitigation Monitoring Program					
Impact	Mitigation Measures	Implementing Party	Monitoring Agency	Implementation Schedule	Sign-Off
	<p><i>disturbance coordinator shall determine the cause of the noise complaint and would require that reasonable measures warranted the correct the problem be implemented. A telephone number for the disturbance coordinator shall be conspicuously posted at the construction site and shall be included in the notice sent to neighbors regarding the construction schedule.</i></p> <p><i>MM-13. If a pumping station is included in the project, prior to approval of Improvement Plans the Plans shall indicate, for the review and approval of the City Engineer, that an enclosure shall be constructed around the entire pumping station, sufficient to reduce the operational noise levels to within the normally acceptable residential level (60 dB Ldn) at the nearest residence.</i></p>	Project Contractor	City Engineer	Prior to approval of Improvement Plans	
14. Cultural Resources					
14.(a, b)	<p><i>MM-14. If subsurface archaeological historical remains (including unusual amounts of bones, stones or shells) are discovered during excavation or construction of the site, work shall stop immediately and a qualified archaeologist shall be</i></p>	Project Contractor	Community Development Department	During construction	

Curtis Park Village Combined Sewer Regional Storage

Mitigation Monitoring Program

Impact	Mitigation Measures	Implementing Party	Monitoring Agency	Implementation Schedule	Sign-Off
	<p><i>consulted to develop, if necessary, further mitigation measures to reduce any archaeological impacts to a less than significant level.</i></p> <p><i>MM-15. Pursuant to State Health and Safety Code Section 7050.5(c), State Public Resources Code Section 5097.98, if human bone or bone of unknown origin is found during construction, all work shall stop in the vicinity of the find and the Sacramento County Coroner shall be contacted immediately. If the remains are determined to be Native American, the coroner shall notify the Native American Heritage Commission, which shall notify the person believed to be the most likely descendant. The most likely descendant shall work with the contractor to develop a program for re-internment of the human remains and any associated artifacts. Additional work is not to take place within the immediate vicinity of the find until the identified appropriate actions have been implemented.</i></p>	Project Contractor	Sacramento County Coroner Native American Heritage Commission Community Development Department	During construction	

Attachment 4

RESOLUTION NO.

Adopted by the Sacramento City Council

**SUPPLEMENTAL AGREEMENT NO. 1 WITH WEST YOST ASSOCIATES FOR
DESIGN SERVICES FOR THE CURTIS PARK VILLAGE COMBINED SEWER
REGIONAL STORAGE PROJECT (X14010001)**

BACKGROUND

- C. The Curtis Park Village Combined Sewer Regional Storage project is a component of the City's Combined Sewer System Improvement Plan (CSSIP) approved by the City Council in October 1995, and will reduce flooding in the Curtis Park and nearby Land Park areas.
- D. Facilities to be constructed will include new 36 and 54 inch combined sewer pipes in 21st Street between Markham Way and Pelham Way and from Pelham Way to the project site, approximately 325,000 cubic foot underground storage vaults located below a planned landscaped parkway in the future Curtis Park Village project site, a weir structure, and a pump station to empty the storage structure.
- E. Following the issuance of a Request for Proposals to design the project and provide related engineering services, West Yost Associates (WYA) was selected, and on January 5, 2006, the City Council authorized a Professional Services Agreement with WYA to complete planning and pre-design services for the proposed facilities. The planning and pre-design services are complete.
- D. The Supplemental Agreement No. 1 would authorize WYA to complete the final project design, provide bid services, and provide engineering services during construction.

**BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL
RESOLVES AS FOLLOWS:**

- 1. The City Manager is authorized to execute Supplemental Agreement No. 1 with West Yost Associates for design services for the Curtis Park Village Combined Sewer Regional Storage Project (PN: X14010001), for an amount not-to-exceed \$497,650, bringing the total not-to-exceed contract amount to \$642,609.

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Attachment 5: Comment Letters



Department of Toxic Substances Control



Linda S. Adams
Secretary for
Environmental Protection

Maureen F. Gorsen, Director
8800 Cal Center Drive
Sacramento, California 95826-3200



Arnold Schwarzenegger
Governor

October 24, 2008

Mr. Scott Johnson
Associate Planner
City of Sacramento
Development Services Department
300 Richards Boulevard, 3rd Floor
Sacramento, California 95811

NOTICE OF AVAILABILITY/INTENT TO APPROVE – DRAFT MITIGATED NEGATIVE DECLARATION FOR THE CURTIS PARK VILLAGE COMBINED SEWER REGIONAL STORAGE PROJECT (X14010001), STATE CLEARINGHOUSE NUMBER (SCH #2008102004)

Dear Mr. Johnson:

The Department of Toxic Substances Control (DTSC) has reviewed the Draft Mitigated Negative Declaration (DMND) and the initial Study (IS) prepared for the Curtis Park Village Combined Sewer Regional Storage Project. The proposed project consists of the construction of various sewer segments and, potentially, a pumping station, as well as the construction of a large underground storage facility that would be located under the Park/Open Space area of the proposed Curtis Park Village project site. DTSC is the lead agency overseeing the investigation and remediation of hazardous substances releases at the Union Pacific Railroad Company, Curtis Park Railyard Site. The remediation is being conducted pursuant to an Enforceable Agreement issued in March 1987 by DTSC to Union Pacific Railroad Company (UP). In 2003, Curtis Park Village LLC (CPV), purchased the Inactive Portion of the Railyard from UP and is currently implementing the remediation in accordance with 1995 Remedial Action Plan (RAP). Soil and groundwater have been impacted by railyard operations at the Site. A groundwater extraction system has been operating at the Site since 1997 to remove and control migration of contaminated groundwater. Soil remediation has been conducted since 2003 in accordance the approved 1995 RAP. In July, CPV notified DTSC of their intention to amend the approved RAP by including evaluation of remedial alternative that allows consolidation and capping of waste onsite. CPV estimated the amount of contaminated soil remaining at the site is greater than originally estimated in the 1995 RAP therefore making the approved remedy unfeasible to implement. CPV is working to amend the RAP.

Mr. Scott Johnson
October 24, 2008
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The IS indicated the proposed project would include installing sewer lines, and a large underground storage facility (approximately 300,000 cubic feet) in the area being remediated by CPV for release of hazardous substances. CPV is performing the remediation pursuant to an Enforceable Agreement on the Site and is responsible for securing the Site, provide contractor oversight and coordinate all site activities with DTSC. The project applicant will need to coordinate their activities because the area for the proposed project may still contain impacted soils and measures need to be developed to protect public health and the environment. Currently, CPV is evaluating other remedial alternatives to address the unanticipated amount of impacted soil found during implementation of the 1995 RAP. The project applicant will be required to develop a Soil Management Plan (SMP) through CPV for DTSC's review and approval. It is the project applicant's responsibility to ensure the proposed project does not spread the contamination or exacerbate the problem at the Site. Any contaminated soils brought to the surface by grading, excavation, trenching or backfilling shall be managed in accordance with all applicable provisions of state and federal law. The SMP shall include a Health and Safety Plan (HSP) to protect the community and onsite workers. The HSP shall be prepared in accordance with federal (29 CFR 1910.120) and state (Title 8 CCR Section 5192) regulations.

If you have any questions regarding the comments, please contact me at (916) 255-3643.

Sincerely,



Thomas Tse
Project Manager
Sacramento Office
Brownfields and Environmental Restoration Program

cc: Mr. Philip J. Harvey
Director of Development
Petrovich Development Company
5046 Sunrise Blvd, Suite One
Fair Oaks, California 95628

State Clearinghouse
Office of Planning and Research
1400 10th Street, Room 121
Sacramento, California 95814-0613

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cc: Mr. Benjamin P. Leslie-Bole, Principal
Environmental Resources Management
1777 Botelho Drive, Suite 260
Walnut Creek, California 94596

Mr. Gary Gulseth, P.E., G.E.
City of Sacramento
1395 35th Avenue
Sacramento, California 95822

Mr. Fernando Amador, P.E. **(sent via email)**
Supervising Hazardous Substances Engineer
Brownfields and Environmental Restoration Program
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, California 95826-3200

Ms. Nancy Ritter **(sent via e-mail)**
Planning & Environmental Analysis Section (PEAS)
CEQA Tracking Center
Department of Toxic Substances Control
P.O. Box 806
Sacramento, California 95812-0806



Technology in balance with nature

10545 Armstrong Avenue
Mather, CA 95655
Tele: [916] 876-6000
Fax: [916] 876-6160
Website: www.srcsd.com

October 9, 2008

Scott Johnson, Associate Planner
City of Sacramento, Development Services Dept.
300 Richards Boulevard, 3rd Floor
Sacramento, CA 95811

Board of Directors
Representing:

- County of Sacramento
- County of Yolo
- City of Citrus Heights
- City of Elk Grove
- City of Folsom
- City of Rancho Cordova
- City of Sacramento
- City of West Sacramento

Dear Mr. Johnson:

Subject: Notice of Availability/Intent to Approve – Draft Mitigated Negative Declaration for the Curtis Park Village Combined Sewer Regional Storage Project (X14010001)

Sacramento Regional County Sanitation District (SRCSD) has reviewed the subject document and has the following comments:

The proposed project consists of the construction of various sewer segments and, potentially, a pumping station, as well as the construction of a large underground storage facility. The proposed project would store approximately 300,000 cubic feet of stormwater during heavy rainfall periods.

Local sanitary sewer service for the proposed project site will be provided by the City of Sacramento's local sewer collection system. Ultimate conveyance to the Sacramento Regional Wastewater Treatment Plant (SRWTP) for treatment and disposal will be provided via the City Interceptor. Cumulative impacts of the proposed development will need to be quantified by the developer to ensure adequate wet weather and dry weather capacity within the City Interceptor.

In November 1980, the Operations and Maintenance Agreement between SRCSD and the City of Sacramento regarding the Combined Wastewater Control System (CWCS) was executed.

Section 3.F. Responsibilities of District in Operation of CWCS states:

1. *The District agrees to accept flows via the City Interceptor from the following City service areas up to the maximum instantaneous flow rates indicated:*

<u>Service Area</u>	<u>Maximum Flow Rate</u>
Sump 2	60 MGD

Mary K. Snyder
District Engineer

Stan R. Dean
Plant Manager

Wendell H. Kido
District Manager

Marcia Maurer
Chief Financial Officer

Mr. Scott Johnson
October 9, 2008
Page 2

The parties to this Agreement acknowledge and agree that the 60 MGD maximum flow rate supersedes the 70 MGD figure specified in Section 29 of the Master Interagency Agreement.

<i>Sump 21, 55 and 119</i>	<i>38 MGD</i>
<i>Gravity intercepts to City Interceptor at or downstream of the North Meadowview Intercept Structure</i>	<i>10.5 MGD</i>
<i>Total to City Interceptor</i>	<i>108.5 MGD</i>

- 2. Up to the design flow capacity limit of the City Interceptor upstream of the North Meadowview Intercept Structure, estimated at 98 MGD, the Wastewater Treatment Superintendent (or a designated representative) may authorize flows from Sump 2 for stipulated time periods in excess of the 60 MGD limit above noted. It is the intent here to accommodate higher levels of treatment for combined wastewater flows during periods when SRWTP secondary treatment capacity is available due to lag in receipt of inflow from other District service areas or when the City Interceptor influent flows from Sumps 21, 55 and 119 are less than 38 MGD.*

As stated in the table above the total amount of flow that can be discharged to the City Interceptor is 108.5 MGD. It is the City of Sacramento's responsibility to ensure that the additional flow from this project does not exceed the limits established for the three locations listed above.

If you have any questions or concerns regarding these comments, please feel free to contact me at (916) 876-5608 or by e-mail at obonel@sacsewer.com.

Sincerely,



Elizabeth Obon
Sacramento Regional County Sanitation District

EO:eo (eo)

Cc: SRCSD Development Services
SASD Development Services