

RESOLUTION NO. 23-468

A RESOLUTION OF THE BOARD FOR DIRECTORS OF THE SAN SIMEON COMMUNITY SERVICES DISTRICT TO EXPRESS ITS SUPPORT FOR THE RELOCATION OF THE EXISTING WASTEWATER TREATMENT PLANT TO A LOCATION THAT IS NOT RESIDENTIALLY ZONED.

WHEREAS, San Simeon Community Service District ("District") currently owns and operates a wastewater treatment plant ("WWTP") located on coastal bluffs that are within the coastal hazards area; and

WHEREAS, since at least 1983, the California Coastal Commission ("Coastal Commission") has authorized the District to undertake various structural and component upgrades to the WWTP to ensure its structural integrity and reliability; and

WHEREAS, on July 18, 2019, the Coastal Commission issued Coastal Development Permit ("CDP") 3-19-0020 ("Permit") to the District, which, in part, required the decommissioning of the WWTP within ten (10) years due to the WWTP's location in the coastal hazards area;

WHEREAS, the Permit further requires the District, in consultation with San Luis Obispo County ("County"), to prepare and submit a Coastal Hazards Response Plan ("CHRP") to the Coastal Commission for approval;

WHEREAS, on April 22, 2021, the District and the County entered into an agreement to provide management of the Coastal Commission's Local Coastal Program ("LCP") grant for the Project ("LCP Grant Agreement");

WHEREAS, the LCP Grant Agreement reaffirms the District's duty to prepare a draft CHRP ("Draft CHRP") in consultation with the County and sets forth specific tasks related to the District's preparation of the Draft CHRP, including stakeholder engagement;

WHEREAS, in preparing the Draft CHRP, the District is required to identify various landward locations and a preferred site for the relocation of the WWTP;

WHEREAS, following public outreach meetings regarding the Draft CHRP on November 14, 2022 and on March 8, 2023, the District received comments from several landowners within the District's service area ("Public Comments");

WHEREAS, the more than a majority of the Public Comments oppose relocating the WWTP to a residentially zoned area, identifying reasonably foreseeable consequences associated with relocating the WWTP to a residentially zoned area, including noise and air quality impacts;

WHEREAS, adopting and implementing the CHRP is a multi-agency effort contingent on both County and Coastal Commission approvals

WHEREAS, the District expresses its support for relocation of the WWTP outside of residentially zoned areas and commits to taking the following acts as described below.

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE SAN SIMEON COMMUNITY SERVICES DISTRICT DOES RESOLVE AS FOLLOWS:

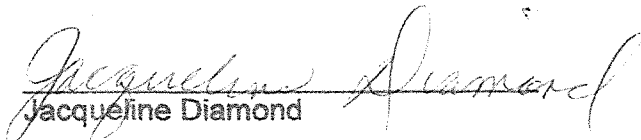
1. After careful consideration of the Public Comments, the District expresses its support for the view that the WWTP should not be relocated to a residentially zoned area. Siting the WWTP in a residential area may compromise orderly development within the San Simeon community.
2. In preparing the Draft CHRP, the District shall consult with the County and all appropriate agencies to express the District's support for considering relocation options for the WWTP that are outside of residentially zoned areas.
3. In preparing Draft CHRP, the District shall take all reasonable actions to reflect its support for the WWTP being relocated outside of a residentially zoned area.
4. In preparing the Draft CHRP, the District shall document the public comments received in opposition to relocating the WWTP in a residentially zoned area.
5. The District's obligations to present the above recommendations and findings in the Draft CHRP are subject to all applicable Permit requirements, LCP Grant Agreement Requirements, and all applicable law.
6. If, after the required CHRP consultation with the County, the County recommends relocation of the WWTP to a residentially zoned area, SSCSD, may request that the Coastal Commission reconsider the issue.

Upon motion of Diamond, seconded by Donahue, and on the following roll call vote to wit:

AYES: Diamond, Donahue, Tiwana
NOES: Kulas, De la Rosa
ABSTAIN: none
ABSENT: none

The foregoing Resolution is hereby adopted this 28 day of March, 2023

ATTEST:


Jacqueline Diamond

Chairperson of the Board of Directors

ATTEST:



Charles Grace
District Secretary