

**RESOLUTION NO. \_\_\_\_\_ (CM)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE AUTHORIZING PAYMENT TO THE COUNTY OF SANTA CRUZ FOR THE COST SHARE OF THE LANDFILL GAS MINI FLARE CONSTRUCTION AND INSTALLATION PROJECT IN THE AMOUNT OF \$305,451.12, AND AUTHORIZING BUDGET APPROPRIATION OF \$200,451.12 FROM THE LANDFILL CLOSURE FUND [0741]**

**WHEREAS**, on November 26, 2002, the City Council adopted Resolution No. 288-02 (CM), approving the Landfill Gas Management Services Agreement between the City of Watsonville and the County of Santa Cruz; and

**WHEREAS**, the provisions of the Landfill Gas Management Service Agreement include cost shares, and the City of Watsonville's share is 33.33% for the flare facility; and

**WHEREAS**, in 2020 an additional flare was needed to maintain compliance for air quality requirements; and

**WHEREAS**, it was agreed that the County of Santa Cruz will install a mini flare at the Buena Vista Landfill and the City of Watsonville will pay its proportionate share of the cost, which amounts to \$305,451.12.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WATSONVILLE, CALIFORNIA, AS FOLLOWS:**

1. This action is not subject to review under the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21000, et seq. and the CEQA Guidelines (14 Cal. Code Regs. §§ 15000 et. seq.), including without limitation, Public Resources Code section 21065 and California Code of Regulations 15378 as this is not a "project" that may cause a direct, or reasonably foreseeable indirect, physical

change in the environment and because the action constitutes organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment. Additionally, even if a “project,” the action would be exempt under the “common sense” exception (14 Cal. Code Regs. § 15061(b)(3)) because it can be seen with certainty that there is no possibility that this action may have a significant effect on the environment.

2. That the Council hereby authorizes payment to the County of Santa Cruz for the cost share of the Landfill Gas Mini Flare Construction and Installation Project in the amount of \$305,451.12.

3. That the budget appropriation of \$200,451.12 from the Landfill Closure Fund [0741] is hereby authorized.

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