

Exhibit 11

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

August 29, 2000

FROM: EMIL A. MARZULLO, Director
Special Districts Department

SUBJECT: ADOPT THE NEGATIVE DECLARATION FOR WELL NO. 14; FILE NOTICE OF DETERMINATION, COUNTY SERVICE AREA 70, IMPROVEMENT ZONE L (PINON HILLS)

RECOMMENDATION: Acting as the governing body of County Service Area 70, Improvement Zone L (Pinon Hills):

1. Adopt Resolution No. 00-201 adopting the Negative Declaration (CEQA Requirement) for the environmental review of Well No. 14.
2. File Notice of Determination with Clerk of the Board of Supervisors and the State Office of Planning and Research, State Clearinghouse.
3. Accept "De Minimis Impact Finding" and file "Certificate of Fee Exemption".
4. Adopt the mitigation monitoring and reporting program.
5. ^o Approve plans and specifications for drilling test well and authorize advertisement for bids.

BACKGROUND INFORMATION: The Special Districts Department operates County Service Area 70-L in Pinon Hills. This District provides water service to the residents of this region. The Special Districts Department, through a study conducted in March 2000 has determined that additional water well capacity is required for system growth and increased water production capacity.

Per California and Federal Environmental Regulations, the project requires compliance with the CEQA environmental review process. County Service Area 70-L, retained Tom Dodson and Associates, by purchase order at a cost of \$5,000, to conduct an initial environmental study and review. This study was submitted to the State and Clerk of the Board on May 22, 2000, for public and government review and comment period. That period concluded June 30, 2000. No comments were received.

Following the thirty-day review period of the State Clearinghouse, Special Districts will solicit bids from Contractors for drilling a 1,100 foot deep test hole for hydrological surveys and samplings. Upon completion of the test hole, and hydrological study, a report will be issued establishing a water production rate for the proposed well. A RFQ for a "Design & Build" will be issued to construct the well and booster station facility.

(Page 1 Of 2)

cc: SDD-Marzullo
CSA 70-L
County Counsel
ED/PSG
File

ch

Record of Action of the Board of Supervisors
RESOLUTION NO. 2000-201

**APPROVED BOARD OF SUPERVISORS
COUNTY OF SAN BERNARDINO**

MOTION	<u>SECOND</u>	<u>AYE</u>	<u>AYE</u>	<u>MOVE</u>
	1	4	4	5

EARLENE SPROUT, CLERK OF THE BOARD

BY _____

DATED: August 29, 2000

ITEM 035

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
ADOPT THE NEGATIVE DECLARATION FOR WELL NO. 14; FILE NOTICE
OF DETERMINATION, COUNTY SERVICE AREA 70, IMPROVEMENT ZONE L (PINON HILLS)
AUGUST 29, 2000
PAGE 2**

REVIEW BY OTHERS: This item has been reviewed by County Counsel (L. Thomas Krahelski) and coordinated with the First Supervisorial District. This item has also been reviewed by County Administrative Office (Norm Kanold, Deputy Administrative Officer).

FINANCIAL IMPACT: The test well construction is budgeted in fiscal year 2000/2001 capital improvement fund in the amount of \$300,000.

SUPERVISORIAL DISTRICT(S): First

PRESENTER: EMIL A. MARZULLO

1 RESOLUTION NO. 00- 201

2
3 RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN
4 BERNARDINO, STATE OF CALIFORNIA, ACTING IN ITS CAPACITY AS THE
5 GOVERNING BODY OF COUNTY SERVICE AREA 70, IMPROVEMENT ZONE
L (PINON HILLS), ADOPTING NEGATIVE DECLARATION AND MITIGATION
MONITORING AND REPORTING PROGRAM

6 On Tuesday, August 29, 2000, on motion of Supervisor Eaves, duly seconded by
7 Supervisor Davis, and carried, the following resolution is adopted:

8 SECTION 1. The Board of Supervisors of the County of San Bernardino hereby
9 finds and determines:

10 a) That County Service Area 70, Improvement Zone L (the "District")
11 operates a water distribution system;

12 b) That an operations review has determined that additional well
13 capacity is needed and that Well No.14 will provide such capacity;

14 c) That staff has conducted the necessary environmental review on
15 the project.

16 SECTION 2. The Board of Supervisors of the County of San Bernardino, acting
17 in its capacity as the governing body of the District, therefore, hereby resolves and
18 orders:

19 a) That the negative declaration for the project is hereby adopted;

20 b) That the "De Minimus Impact Finding" is hereby accepted;

21 c) That the Mitigation Monitoring and Reporting Program for the
22 project is hereby adopted;

23 d) That the Clerk of this Board is hereby directed to file the necessary
24 notice of determination and certificate of fee exemption with the State Office of Planning
25 and Research.

26 PASSED AND ADOPTED by the Board of Supervisors of San Bernardino
27 County, State of California, by the following vote:

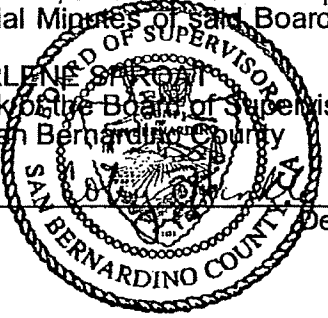
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AYES: SUPERVISORS: Davis, Hansberger, Aguiar, Eaves, Mikels
NOES: SUPERVISORS: None
ABSENT: SUPERVISORS: None

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) ss.

I, EARLENE SPROAT, Clerk of the Board of Supervisors of San Bernardino County, California, hereby certify the foregoing to be a full, true and correct copy of the record of the action as the same appears in the Official Minutes of said Board at its meeting of August 29, 2000.

EARLENE SPROAT
Clerk of the Board of Supervisors
of San Bernardino County
By _____ Deputy



NOTICE OF DETERMINATION

Appendix H

To: Clerk of the Board of Supervisors
County of San Bernardino
385 N. Arrowhead Ave., 2nd Floor
San Bernardino, CA 92415-0130

From: (Public Agency) Special Districts Department
157 W. Fifth St., 2nd Floor
San Bernardino, CA 92415-0450

Subject:

Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

CSA 70, Zone L, Well No. 14

Project Title

2000051096

Gary Martin

(909) 387-5964

State Clearing House Number
(If submitted to Clearinghouse)

Lead Agency
Contact Person

Area Code/Telephone/Ext.

13651 East 263rd Street, San Bernardino, CA 92729

Project Location (include County)

Project Description - Drill and equip a new water well, includes site fencing, electrical service, booster station and tank.

This is to advise that Emil Marzullo, Director of Special Districts Department, has approved the above described

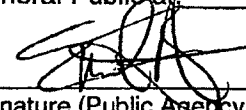
Lead Agency

Responsible Agency

Project on 11-9-99 and has made the following determinations regarding the above described project.
(Date)

1. The project [will will not] have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
 A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [were were not] made a condition of the approval of the project.
4. A statement of Overriding Considerations [was was not] adopted for this project.
5. Findings [were were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval is available to the General Public at: Clerk of the Board of Supervisors, County of San Bernardino


Signature (Public Agency)

8-15-02
Date

Director
Title

Received for filing at OPR:

CALIFORNIA DEPARTMENT OF FISH AND GAME
CERTIFICATE OF FEE EXEMPTION
De Minimis Impact Finding

Project Title/Location (including county):

San Bernardino County
Special Districts Department Water and Sanitation Division; Environmental
Review of Mitigative Negative Declaration for County Service Area 70,
Improvement Zone L, Well No. 14

Project Description:

Environmental Review of the Mitigative Negative Declaration for County Service Area
70, Improvement Zone L, Well No. 14

Findings of Exemption (attach as necessary):

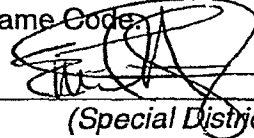
1. Name and address of project proponent:

County Water and Sanitation
12402 Industrial Blvd.
Victorville, CA 92392

2. An Initial Study has been prepared by the Special Districts Department to evaluate the potential for adverse environmental impact.
3. When considering the record as a whole, there is no evidence before Special Districts that the proposed project will have any potential for an adverse effect on wildlife resources or their habitat up which the wildlife depends.
4. The Special Districts Department has, on the basis of substantial evidence, rebutted the presumption of adverse effect contained in the Fish and Game regulations.

Certification:

I hereby certify that the public agency has made the above finding and that the project will not individually or cumulatively have an adverse effect on wildlife resources, as defined in Section 711.2 of the Fish and Game Code.



(Special District Official)

Title: Division Chief, Development Services Division

Lead Agency: County of San Bernardino

Date: 8-30-00

Section 711.4, Fish and Game Code
DFG: 12/90

**NOTICE OF INTENT
TO ADOPT NEGATIVE DECLARATION**

TO: County of San Bernardino, Clerk of the Board of Supervisors
385 North Arrowhead Avenue
San Bernardino, CA 92415

Subject: Notice of Preparation on an Initial Study

Lead Agency: County of San Bernardino Contact: Mr. Gary Martin
Office of Special Districts Phone: (909) 387-5964
157 W. Fifth Street, 2nd Floor
San Bernardino, CA 92415

COUNTY OF SAN BERNARDINO
CLERK OF SUPERVISORS
MAY 22 11:10:27 AM

The County of San Bernardino, Office of Special Districts is the Lead Agency for the Initial Study for the project described below. The Initial Study has been prepared for the project applicant by Tom Dodson & Associates. The Initial Study makes the proposed findings that with the mitigation measures provided, the project will not have a significant effect on the environment. We need to know the comments and concerns of interested and responsible agencies and the public regarding the content of the Initial Study.

Your response must be sent at the earliest possible date, but *no later than 30 days* after receipt of this notice. Please send your response to **Mr. Gary Martin** at the Office of Special Districts, 157 W. Fifth Street, 2nd Floor, San Bernardino, CA 92415. We will need the name, address, and telephone number of a contact person.

Project Title: CSA 70 ZONE L WELL #14 PROJECT

State Clearinghouse Number:

Project Location: The proposed Well #14 is located in the Southeast 1/4 of Section 25, Township 5 North, Range 8 West SBM. The project sites located at the northwest corner of 263rd Road and Avenue W-12 approximately three-quarter mile southerly of Pear Blossom Highway (State Highway 18). The site is about 500 feet northerly of the California Aqueduct. The proposed well site is situated within the area shown on the USGS Mescal Creek, California Quadrangle, 7.5 Minute Series topographic map.

Project Description: The County of San Bernardino Office of Special Districts (County) operates the County Service Area 70 (CSA 70) Improvement Zone L (Zone L) water system that provides domestic water service to customers in Zone L. Special Districts has determined that a new production well is required to supply water to the westerly portion of Zone L. Special Districts is proposing to develop Well #14 on County owned land and connect the water production facilities by pipeline to the existing Zone L W-10 facilities located northerly of the project site. The proposed pipeline will be installed in 263rd Road and extend about three quarter mile northerly to the W-10 site.

A capital improvement project such as the proposed project is a discretionary decision or "project" that requires evaluation under the California Environmental Quality Act (CEQA). This negative declaration is the proposed CEQA determination for this project.

Copies of the Initial Study are available for public review at the Office of Special Districts, 157 W. Fifth Street, 2nd Floor, San Bernardino, CA 92415. The public review period for the Initial Study will close on June 21, 2000. Any comments you have must be submitted in writing no later than that date.

Date 5-17-00

Gary L. Martin
Mr. Gary Martin
Phone: (909) 387-5964