

**EXHIBIT 12-B**

**RESOLUTION 2018-03**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT  
CERTIFYING FINDINGS OF ENVIRONMENTAL REVIEW  
ADOPTING AN ADDENDUM TO THE  
CARMEL RIVER MANAGEMENT PROGRAM  
ENVIRONMENTAL IMPACT REPORT AND APPROVING THE  
CARMEL RIVER BANK STABILIZATION PROJECT  
AT RANCHO SAN CARLOS ROAD**

WHEREAS, The Monterey Peninsula Water Management District (MPWMD) is committed to mitigating the environmental impact of diversions from the Carmel River Basin; and

WHEREAS, The MPWMD certified a Programmatic Environmental Impact Report (PEIR) for the Carmel River Management Plan on October 29<sup>th</sup>, 1984; and

WHEREAS, The MPWMD certified an Addendum on August 18, 1997 to add mitigation measures for potential effects to California red-legged frogs; and

WHEREAS, The above actions constitute the California Environmental Quality Act record for considering approval of projects in the channel of the Carmel River; and

WHEREAS, High Carmel River flows between 2011 and 2017 destabilized streambanks downstream of the Rancho San Carlos Road Bridge along approximately 400 feet of the river (the project site); and

WHEREAS, The MPWMD desires to construct a restoration project at the site in conformance with the adopted PEIR and subsequent Addendum; and

WHEREAS, The MPWMD has become aware that project activities could affect Santa Barbara sedge (*Carex barbarae*) on Assessor Parcel Numbers 157-121-027 and 157-121-028, which has been cultivated at the project site by Native American members of the Rumsen tribe for use in the traditional art of basket weaving; and

WHEREAS, The MPWMD has entered into an agreement with a qualified cultural resources consultant to perform a cultural resources study at the site and to provide assistance with compliance with Section 106 of the National Historic Preservation Act, which agreement is incorporated by reference into the Addendum; and

WHEREAS, The MPWMD staff and its cultural resources consultant met on site in January 2018 with interested stakeholders and representatives of Assessor Parcel Numbers 157-121-027 and 157-121-028, and

WHEREAS, the MPWMD will cooperate with stakeholders and the Property Owner to design and construct the project so as to avoid damage to existing Santa Barbara sedge on the site and to salvage portions of the Santa Barbara sedge that may wash away during future high river flows; and

WHEREAS, the MPWMD has completed a preliminary design for the project, which design is incorporated by reference into the Addendum; and

WHEREAS, The District has determined that none of the conditions that would require a subsequent Environmental Impact Report or Negative Declaration exist for the project site;

NOW THEREFORE, BE IT RESOLVED:

We, the Board of Directors of the Monterey Peninsula Water Management District, certify the Findings of Environmental Review as a true and accurate statement and adopt an Addendum for the project based on the facts stated above;

Approve the project, direct staff file a Notice of Determination for the Project.

AYES:

NAYS:

ABSENT:

I, David J. Stoldt, Secretary to the Board of Directors on the Monterey Peninsula Water Management District, hereby certify that the foregoing is a resolution duly adopted on the 22<sup>nd</sup> day of February, 2018.

Witness my hand and seal of the Board of Directors this \_\_\_\_ day of \_\_\_\_\_, 2018.

---

David J. Stoldt, Secretary to the Board