

**SANTA BARBARA COUNTY
BOARD AGENDA LETTER**



Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Agenda Number:
Prepared on:
Department Name: Flood Control/Public Works
Department No.: 054-04-03
Agenda Date: 06/01/04
Placement: Administrative
Estimate Time:
Continued Item: NO
If Yes, date from:

TO: Board of Directors
Santa Barbara County Flood Control and Water Conservation District

FROM: Phillip M. Demery
Public Works Director

STAFF CONTACT: Thomas Fayram, Deputy Public Works Director, Ext. 3436
Maureen Spencer, Environmental Specialist, Sr., Ext. 3445

SUBJECT: **Adopt a Resolution Accepting the Terms and Conditions of the Banking Instrument for the for the Los Carneros Mitigation Bank with the U.S. Army Corps of Engineers**

Recommendation(s):

That the Board of Directors:

- A. Adopt the attached Resolution Accepting the Terms and Conditions of the Banking Instrument for the Los Carneros Mitigation Bank from the U.S. Army Corps of Engineers (Corps); and
- B. Authorize the Public Works Director or his designee to execute the Banking Instrument for the Los Carneros Mitigation Bank and all other associated documents needed to consummate the process and establish the mitigation bank.

Alignment with Board Strategic Plan:

The recommendations align with Goal No. 5: Maintain and Enhance the Quality of Life for all Residents.

Executive Summary and Discussion:

On December 11, 2001, your Board approved the updated Flood Control Maintenance Programmatic EIR (01-EIR-01) . One element of the updated EIR was to establish a mitigation bank at Lake Los Carneros to allow flexibility of mitigation for maintenance impacts. Staff has worked for the past few years with the Corps to establish the Los Carneros Mitigation Bank.

The Corps has recently approved the mitigation bank and now requires a resolution from your Board accepting the terms and conditions of the Banking Instrument and to authorize staff to sign the banking agreement.

Staff anticipates beginning work on the mitigation bank in FY 04-05, with mitigation credits being available as early as FY 05-06. Through the Programmatic EIR, mitigation efforts are to focus first at or near the maintenance work being performed, however, there are several drainages that need

work that lack viable mitigation sites. Thus the Los Carneros Mitigation Bank would serve to provide mitigation for the work.

Mandates and Service Levels:

Mitigation is required for routine flood control maintenance work.

Fiscal and Facilities Impacts:

Costs associated with the Los Carneros Mitigation Bank are included in the proposed FY 04-05 Budget under the Environmental cost center of the Water Resources Division of the Public Works Department. Costs from the project will be paid from Dept: 054, Fund: 2610, Acct: 7706, Program: 3003.

Special Instructions:

Direct the Clerk of the Board to send a copy of the minute order and resolution to the Flood Control District office, Attn: Christina Lopez.