

RESOLUTION NO. 2021-R____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CULVER CITY, CALIFORNIA, MAKING THE NECESSASRY FINDINGS FOR CARRYING OUT THE MESMER LOW-FLOW DIVERSION PROJECT AT CENTINELA CREEK, AND ADOPTING THE MITIGATION MONITORING PROGRAM OF THE BALLONA CREEK BACTERIA TOTAL MAXIMUM DAILY LOAD PROJECT FINAL IMPACT REPORT, PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

WHEREAS, on December 28, 2012, the Los Angeles County Municipal Separate Storm Sewer System Permit (MS4 Permit) became effective in accordance with the Clean Water Act. The Los Angeles MS4 Permit covers unincorporated areas of Los Angeles County, the Los Angeles County Flood Control District, and 84 cities within Los Angeles County, including the City of Culver City. Various milestones were set for the treatment of pollutants in stormwater. The City's deadline to address dry weather bacteria and metals exceedances in storm drains was January 2016, and was extended by approval of the Los Angeles Regional Water Quality Control Board through a Time Schedule Order (TSO); and

WHEREAS, the Mesmer Low-Flow Diversion Project at Centinela Creek, Project PR-005 (Mesmer Project) is one of three projects approved in the TSO to comply with the Ballona Creek Bacteria Total Maximum Daily Load (TMDL) for dry weather bacteria flows, and is a low flow diversion system that will divert dry weather run-off from the Centinela Creek Channel into the existing decommissioned Mesmer Pump Station where the run-off will be pumped into an existing sewer main for conveyance to City of Los Angeles' Hyperion Water Reclamation Plant for treatment. The Mesmer Project is jointly funded by Cities of Los Angeles, Culver City, Inglewood, and the County of Los Angeles; and

WHEREAS, the following three regional projects (collectively, "Regional Project") collectively comply with the final water quality based effluent limitations during dry weather as specified by the Ballona Creek bacterial TMDL:

- 1. Low Flow Treatment Facility (LFTF) #1 Project at Ballona Creek;
- 2. Low Flow Treatment Facility (LFTF) #2 Project at Sepulveda Channel; and
- 3. Mesmer Low Flow Diversion Project at Centinela Creek; and

WHEREAS, Culver City is taking the lead in managing both design and construction of the Mesmer Project; however, as the Mesmer Project is the smallest of the three projects to address dry-weather bacteria in Ballona Creek, and the City of Los Angeles is managing the other two projects (LFTF #1 and LFTF #2), the City of Los Angeles led the environmental process and prepared a Final Environmental Impact Report (EIR) for the Regional Project, which includes Culver City's Mesmer Project; and

WHEREAS, on June 29, 2018, the City of Los Angeles certified the Final EIR approving the Regional Project and adopted a Mitigation Monitoring Program (MMP) and Statement of Overriding Considerations (SOC); and

WHEREAS, the MMP requires Culver City to comply with several mitigation measures during the construction of the Mesmer Project, including protection of cultural resources; protection of hydrologic and water resources; and minimization of noise impacts during construction.

NOW, THEREFORE, the City Council of the City of Culver City DOES HEREBY RESOLVE as follows:

1. Pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15091, the City Council finds that changes or alterations have been required in, or incorporated into, the Mesmer Project which avoid or substantially lessen the significant environmental effect of the Mesmer Project, as identified in the Regional Project Final EIR. Accordingly, the Mesmer Project will be carried out in strict compliance with all applicable

Mitigation/Monitoring Measures for which Culver City is the Responsible Party, as
identified in the MMP for the Regional Project Final EIR.
2. Pursuant to the foregoing findings and CEQA Guidelines Section 15097,
the City Council hereby adopts the Regional Project MMP.
APPROVED and ADOPTED this day of, 2021.
ALEX FISCH
City of Culver City, California
ATTEST: APPROVED AS TO FORM:
ATTEST: APPROVED AS TO FORM:
JEDEAN ODEEN
JEREMY GREEN City Clerk CAROL A. SCHWAB City Attorney
A21-00126