

Written materials relating to an item on this agenda that are distributed to the legislative bodies within 72 hours before the item is to be considered at its regularly scheduled meeting will be made available for public inspection at the Library, 251 South "A" Street and the City Clerk's Office, 305 West Third Street during customary business hours. Any materials to be presented at this meeting will be made available electronically 24 hours prior to the meeting. The agenda reports are on the City of Oxnard web site at www.ci.oxnard.ca.us.



AGENDA

OXNARD CITY COUNCIL

*OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY

*OXNARD FINANCING AUTHORITY

*OXNARD HOUSING AUTHORITY

Regular Meetings

City Council Chambers, 305 West Third Street, Oxnard

July 8, 2014

A. ROLL CALL/POSTING OF AGENDA

*** The Oxnard Community Development Commission Successor Agency, the Oxnard Financing Authority and the Oxnard Housing Authority will not meet because there are no items requiring consideration on this date.**

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

At this time, a person may address the legislative body only on matters appearing on the closed session agenda. The presiding officer shall limit public comments to three minutes.

C. CLOSED SESSION

D. OPENING CEREMONIES – 6:00 P.M.

Pledge of allegiance to the flag of the United States.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of the Ventura County Fair Poster

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA (30 Minutes)

At this time, the legislative body will consider public comments for a maximum of thirty minutes. A person may address the legislative body only on matters not appearing on the agenda and within the subject matter jurisdiction of the legislative body. A person not able to address the legislative body at this time because the thirty minutes expires may do so just prior to adjournment of the meeting. The legislative body cannot enter into a detailed discussion or take any action on any items presented during public comments at this time. Such items may only be referred to the City Manager/ Executive Director/Secretary for administrative action or scheduled on a subsequent agenda for discussion. Persons wishing to speak on public hearing items should do so at the time of the hearing. The presiding officer shall limit public comments to three minutes.

In compliance with the Americans with Disabilities Act, if you require special assistance to participate in a meeting, please contact the City Clerk's Office at 385-7803. Notice at least 72 hours prior to the meeting will enable the City to reasonably arrange for your accessibility to the meeting.

City of Oxnard internet address: www.ci.oxnard.ca.us.

G. TRANSMITTAL OF INFORMATION ONLY ITEMS

H. INFORMATION/CONSENT PUBLIC HEARINGS

Development Services Department

1. SUBJECT: Fee for Public Use of Bicycle Lockers. (001)
RECOMMENDATION: 1) Hold a public hearing and receive comments on the proposed fee for public use of bicycle lockers on City-owned property; 2) Adopt a resolution establishing a fee of \$50.00 for a key and damage deposit; and 3) Approve a special budget appropriation of \$500 from Air Pollution Buy-Down to operate the bicycle locker program.
Legislative Body: CC Contact: Cynthia Daniels Phone: 385-7871
2. SUBJECT: Planning and Zoning Permit (PZ) No. 14-630-01 (Specific Plan Text Amendment) to add "Public Transit Administration and Operations Facility" as an allowable use within Planning Area 2, Business Park, of the Rose-Santa Clara Corridor Specific Plan, thereby facilitating development by the Gold Coast Transit District. Located north of Highway 101 (Ventura Freeway) between the Rose Avenue and Rice Avenue Highway 101 exits. (007)
RECOMMENDATION: 1) Approve the first reading by title only and subsequent adoption of an ordinance approving PZ No. 14-630-01 for a Text Amendment to the Rose-Santa Clara Corridor Specific Plan (RSCCSP) to add "Public Transit Administration and Operations Facility" as an allowable use within the RSCCSP; and 2) Adopt Mitigated Negative Declaration (MND) No. 2014-01 and the mitigation measures contained therein, subject to certain findings and conditions.
Legislative Body: CC Contact: Kathleen Mallory Phone: 385-7858

I. PUBLIC HEARINGS

J. APPOINTMENT ITEMS

K. REPORTS

L. REPORT OF CITY MANAGER/EXECUTIVE DIRECTOR/SECRETARY

The City Manager/Executive Director/Secretary shall report on items of interest to the legislative body occurring since the last meeting. The legislative body cannot enter into detailed discussion or take action on any item presented during this report. Such items may only be referred to the City Manager/Executive Director/Secretary for administrative action or scheduled on a subsequent agenda for discussion.

M. CITY COUNCIL/HOUSING AUTHORITY/SUCCESSOR AGENCY/FINANCING AUTHORITY
BUSINESS/COMMITTEE REPORTS

N. PUBLIC COMMENTS ON REPORTS

At this time, a person may address the legislative body only on matters appearing on the reports. The presiding officer shall permit a person to address the legislative body after the staff presentation on the report and before the consideration of the report by the legislative body. The presiding officer shall limit public comments to three minutes.

O. PUBLIC COMMENTS ON STUDY SESSION

At this time, a person may address the legislative body only on matters appearing on the study session agenda. The presiding officer shall permit a person to address the legislative body after the staff presentation on the item and before the consideration of the item by the legislative body. The presiding officer shall limit public comments to three minutes.

P. STUDY SESSION**Q. REVIEW OF INFORMATION/CONSENT AGENDA**

The members of the legislative body will consider whether to remove Information/Consent Agenda items for discussion later during the meeting.

R. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

At this time, a person may address the legislative body only on matters appearing on the information/consent agenda. The presiding officer shall limit public comments to three minutes.

S. INFORMATION/CONSENT AGENDA**City Manager Department****1. SUBJECT: Agreements for City Council Review. (071)**

RECOMMENDATION: Pursuant to Ordinance 2835 and Resolution 13,932, approve and authorize the City Manager, to execute the attached agreements/contracts and change orders/amendments in amounts more than \$25,000 but no more than \$250,000, which are described on the attached list.

Legislative Body: CC

Contact: Greg Nyhoff

Phone: 385-7430

Development Services Department**2. SUBJECT: Disposal of Surplus Land and Transfer of Property at Ventura Boulevard Southeast of Santa Clara Avenue, West of Nyeland Avenue. (073)**

RECOMMENDATION: 1) Adopt a resolution declaring the planning commission will not report on the conformity with the adopted general plan for disposal of surplus land at the Rice Avenue/ Santa Clara Avenue interchange improvements at Highway 101 (the project) because the parcels are remainders of larger parcels acquired and used in part for street purposes as permitted by the California Government Code; 2) Declaring six parcels identified as Exhibits 4 through 9 at Ventura Boulevard southeast of Santa Clara Avenue and west of Nyeland Avenue are surplus land for disposal according to state and federal laws and regulations; 3) Approve and authorize the Mayor to execute a deed transferring the property described in Exhibit 10 to the owner of the Country Squire Mobile Home Park to satisfy the environmental mitigation requirement of the project; and 4) Authorize the City Manager or Director of Development Services to execute such other documents as are appropriate to implement and close the transactions.

Legislative Body: CC

Contact: Cynthia Daniels

Phone: 385-7871

3. **SUBJECT:** Project Specification No. DS14-21 for Bus Pullouts at Esplanade and Vineyard. (095)
RECOMMENDATION: Adopt plans, specifications, and working details for Project Specification No. DS14-21 to construct three improved transit stops for Gold Coast Transit at Esplanade Drive and Vineyard Avenue.
Legislative Body: CC Contact: Cynthia Daniels Phone: 385-7871
4. **SUBJECT:** Traffic Signal Modifications at the Intersection of Rice Avenue and Latigo Avenue. (097)
RECOMMENDATION: 1) Adopt Project Specification No. DS 14-10 for the modification of the existing traffic signal at the intersection of Rice Avenue and Latigo Avenue; and 2) Approve the special budget appropriation recognizing the Federal grant funding of \$149,400 from the Highway Safety Improvement Program (HSIP), federal pass-thru. funding of \$25,000 from Gold Coast, and \$20,000 from the Air Pollution Buy Down fund, and transferring existing appropriations of Circulation System Improvement Funds in the amount of \$20,655 from the Traffic Victoria Avenue Sidewalk project as local match to Rice Avenue / Latigo Avenue (Project No. 143103).
Legislative Body: CC Contact: Soher Abdelmalik Phone: 385-7873

Fire Department

5. **SUBJECT:** Adjustment of the State General Oversight Surcharge Fee, Replacement of the Existing Electronic Reporting Surcharge Fee with an Electronic Maintenance Surcharge Fee, and Addition of New Aboveground Petroleum Storage Act (APSA) Oversight Surcharge Fee for the Certified Unified Program Agency (CUPA) Services and Permits. (101)
RECOMMENDATION: Adopt a resolution to adjust the existing State General Oversight Surcharge fee, replace the existing Electronic Reporting Surcharge Fee with an Electronic Maintenance Surcharge fee, and add a new APSA Oversight Surcharge Fee.
Legislative Body: CC Contact: Miguel Trujillo Phone: 385-8364

Public Works Department

6. **SUBJECT:** First Amendment to Agreement for Professional Services with Aquatic Bioassay and Consulting Laboratories, Inc. (105)
RECOMMENDATION: Approve and authorize the Mayor to execute a First Amendment to Agreement No. A-7620 with Aquatic Bioassay and Consulting Laboratories, Inc., (A-7620) in the amount of \$454,281 for a total contract of \$662,379 for receiving water monitoring services and extend the expiration date to July 1, 2015.
Legislative Body: CC Contact: Dan Rydberg Phone: 890-1257
7. **SUBJECT:** PW14-05 Bryce Canyon North Neighborhood Street and Water Line Improvement Project. (145)
RECOMMENDATION: Approve Project Specification No. PW14-05 for the improvements of streets sidewalks, curbs, gutters, and replacement of street name signs, and the replacement of cast iron main water lines in the Bryce Canyon North Neighborhood and authorize staff to solicit bids.
Legislative Body: CC Contact: Lou Balderrama Phone: 385-7839

July 8, 2014

PAGE 5

8. SUBJECT: Blanket Purchase Orders with Granite Construction, Incorporated and Vulcan Materials Company. (149)

RECOMMENDATION: Approve and authorize the Mayor to execute a Blanket Purchase Order with Granite Construction, Incorporated (Granite) and a Blanket Purchase Order with Vulcan Materials Company (Vulcan), for a not-to-exceed amount of \$1,000,000 each for the purchase of hot mix asphalt and class 2 road base for street pavement repair and for the processing and recycling of concrete and asphalt demolition debris throughout the 2014-2015 fiscal year.

Legislative Body: CC

Contact: Phillip Gregoire

Phone: 797-8219

T. ADJOURNMENT



Meeting Date: 7/8/2014

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☐ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☒ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Cynthia Daniels *cd* Agenda Item No. *H-1*

Reviewed By: City Manager *SM* City Attorney *SMF* Finance *QC* Other _____

DATE: June 25, 2014

TO: City Council

FROM: Matthew G. Winegar, Director
Development Services Department *MA*

SUBJECT: Fee for Public Use of Bicycle Lockers

RECOMMENDATION

That City Council:

1. Hold a public hearing and receive comments on the proposed fee for public use of bicycle lockers on City-owned property.
2. Adopt a resolution establishing a fee of \$50.00 for a key and damage deposit.
3. Approve a special budget appropriation of \$500 from Air Pollution Buy-Down to operate the bicycle locker program.

DISCUSSION

Four bicycle lockers have been installed at the new park and ride lot at 2621 E. Ventura Blvd. The lockers have keyed locks. The proposal would establish a refundable deposit for the key and any damage to the locker.

FINANCIAL IMPACT

The special budget appropriation in the amount of \$500 will recognize \$200 of estimated revenue collected from the new fee and appropriate \$300 from the Air Pollution Buy-Down Fund balance for the operation and maintenance of the bicycle lockers. Revenue collected by the fee will be used to pay for the replacement of lost keys and damages. The deposit would be refundable.

CD

- Attachment #1 - Draft City Council Resolution
#2 - Summary of Fees at Other Bicycle Lockers in Transit and Commuter Facilities
#3 - Special Budget Appropriation

CITY COUNCIL OF THE CITY OF OXNARD

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OXNARD
ESTABLISHING A FEE FOR SERVICES PROVIDED BY DEVELOPMENT
SERVICES DEPARTMENT RELATED TO BICYCLE LOCKERS

WHEREAS, on July 31, 2012, the City Council adopted financial management policies ("the policies") to be followed in the development and implementation of the City budget; and

WHEREAS, subsection B of section III of the policies requires annual review of activities supported by user fees and charges to determine costs and effect adjustments sufficient to recover actual costs; and

WHEREAS, such review has been performed to establish a new fee; and

WHEREAS, the new fee attached hereto as Exhibit A and incorporated herein by reference does not exceed the estimated reasonable costs of providing the services for which the fee is charged; and

WHEREAS, the adoption of this resolution is exempt from the California Environmental Quality Act (CEQA) pursuant to the Section 15273 of the State CEQA Guidelines as the establishment of fees for the purpose of meeting operating expenses, including employee wages and fringe benefits, as shown in the fee worksheets on file with the City Clerk; and

WHEREAS, notice was given of the proposed adoption of the fee and a public hearing was held thereon as required by law.

NOW, THEREFORE, the City Council of the City of Oxnard finds that the fee adopted by this resolution as set forth in the fee schedule provided in Exhibit A is for the purpose of meeting operating expenses.

NOW THEREFORE, the City Council of the City of Oxnard resolves:

The proposed fee set forth in Exhibit A is adopted and shall take effect immediately.

PASSED AND ADOPTED THIS day of , 2014 by the following vote:

AYES:

NOES:

ABSENT:

ATTACHMENT 1
PAGE 1 OF 3

Resolution No.
Page 2

Tim Flynn, Mayor

ATTEST:

Daniel Martinez, City Clerk

APPROVED AS TO FORM:



Stephen M. Fischer, Interim City Attorney

ATTACHMENT 1
PAGE 2 OF 3

Exhibit A

Deposit for bicycle locker key and damage	\$50.00
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Bicycle Locker Fees Survey

Within Ventura County	Bicycle Lockers for Commuters	Key Deposit	Amount	Rental Charge?	
Camarillo Metrolink Station	No	No		No	
San Buenaventura	Yes	Yes	\$10*	No	
Simi Valley Metrolink	No	No		No	
Thousand Oaks	Yes	No		No	
			*Plus \$40 for damage deposit, total \$50.		
Within California					
Caltrain (Bay Area)	Yes	Yes	\$25	Yes	\$33/6 mo
LA Metro	Yes	Yes	\$50	Yes	\$24/6 mo
Laguna Niguel/Mission Viejo Metrolink Station	Yes	Yes	\$50	Yes	\$5/mo
Monterey	Yes	Yes	\$10	Yes	\$15/mo
Santa Clarita	Yes	Yes	\$30	No	
Tustin (Commuter Rail Station)	Yes	No		Yes	\$45/mo
Outside California					
Ann Arbor, MI	Yes	No		Yes	\$50-60/yr
Denver, CO	Yes	Yes	\$20	Yes	\$30/6 mo
Greater Mercer TMA (New Jersey Transit)	Yes	Yes	\$50	Yes	\$7.50/mo
Minneapolis, MN	Yes	Yes	\$10	Yes	\$50/yr
Portland, OR	Yes	Yes	\$95	Yes	\$50/3 mo
Rio Metro Regional Transit District (Albuquerque, NM)	Yes	Yes	\$50	Yes	\$25/6 mo
Seattle, WA	Yes	No		Yes	\$60/yr
University of Arizona	Yes	Yes	\$80	Yes	\$100/yr
Utah Transit Authority	Yes	Yes	\$30	Yes	\$70/yr

REQUEST FOR SPECIAL BUDGET APPROPRIATION

Department: Development Services

Date: July 8, 2014

Project/Program

Manager: Cynthia Daniels

Phone: 386-7871

Reason for Appropriation:

To recognize revenue and appropriate funds for operation of bicycle lockers

Accounts and Descriptions

AMOUNT

Fund: AIR POLLUTION BUYDOWN (118)

Revenues/Transfers In

TRANSPORTATION PLANNING (3107)

118-3107-581.75-81 MISC REVENUES / Bicycle Lockers 200

Sub-total Revenues 200

Expenditures/Transfers Out

TRANSPORTATION PLANNING (3107)

118-3107-803.83-05 MAINTENANCE SERV-OTHER EQ 500

Sub-total Expenditures 500

Net Change to Fund Balance (300)

Approvals

Department Director

Chief Financial Officer

City Manager

ATTACHMENT

PAGE 1 OF 1

SBA# (Finance Use Only) _____

BA Doc# (Finance Use Only) _____

Revised : 2/23/2012

REQUIRES CITY COUNCIL AUTHORIZATION



Meeting Date: 07/08/2014

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☐ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☒ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Kathleen Mallory, AICP, LEED Green Associate, Project Planner *K. Mallory* Agenda Item No. **H-2**

Reviewed By: City Manager *JM* City Attorney *PT* Finance *JC* Other (Specify) _____

DATE: June 30, 2014

TO: City Council

FROM: Matthew G. Winegar, Director
Development Services Department *[Signature]*

SUBJECT: Planning and Zoning Permit (PZ) No. ~~14-630~~-01 (Specific Plan Text Amendment) to add "Public Transit Administration and Operations Facility" as an allowable use within Planning Area 2, Business Park, of the Rose-Santa Clara Corridor Specific Plan, thereby facilitating development by the Gold Coast Transit District. Located north of Highway 101 (Ventura Freeway) between the Rose Avenue and Rice Avenue Highway 101 exits.

RECOMMENDATION

That City Council:

- 1) Approve the first reading by title only and subsequent adoption of an ordinance approving PZ No. 14-630-01 for a Text Amendment to the Rose-Santa Clara Corridor Specific Plan (RSCCSP) to add "Public Transit Administration and Operations Facility" as an allowable use within the RSCCSP.
- 2) Adopt Mitigated Negative Declaration (MND) No. 2014-01 and the mitigation measures contained therein, subject to certain findings and conditions.

DISCUSSION

On June 5, 2014, the Planning Commission adopted Resolution No. 2014-09 recommending that the City Council amend the RSCCSP by adding new text as Sub-Section A.7 to Section 4.2.2 under "Uses Permitted..." entitled "Public Transit Administration and Operations Facility." In 2007, a similar text amendment was approved to this same section allowing auto sales and service.

The northern half of RSCCSP Planning Area 2 is designated for Business Park land use; this land use designation allows for a range of office, industrial and commercial uses. A transit facility is not presently identified as a permitted use in Section 4.2.2, Business Park. Gold Coast Transit (GCT), a regional public transit operator^a, submitted an application for an SPA to allow a "Public Transit Administration and Operation Facility" use within the RSCCSP Business Park land use area. The

^a GCT is a joint power authority (JPA) and will become a transit district on July 1, 2014.

proposed SPA would add Sub-Section A.7 entitled “Public Transit Administration and Operations Facility” to Section 4.2.2 on pages 4 and 5 of the RSCCSP as an allowable listed use within the Business Park land use area (see Attachment 1). The future construction of a Public Transit and Administration and Operation Facility would require approval of a Development Design Review Permit (DDR) (see Attachment 2).

Section 4.2.2 of the RSCCSP lists the following land uses: Office, Limited Industrial, Heavy Retail and Heavy Service Commercial, Service Commercial, Commercial Recreation, and Auto Sales and Service. The proposed SPA will add the proposed Public Transit Administration and Operations Facility use that is deemed compatible with the character of the project site vicinity which consists of industrial, commercial, and agricultural land uses (within the County). Subsequent development of a transit facility within the Business Park land use area is a reasonable foreseeable outcome enabled by adoption of the proposed SPA.

The Oxnard 2030 General Plan land use designations for the Business Park land use area are Limited Industrial (ILM) and Regional Commercial (CR). These 2030 General Plan land use designations allow light manufacturing and warehouse uses, and major multi-tenant shopping centers that may include offices and other services. The proposed “Public Transit Administration and Operations Facility” land use would be consistent with both the ILM and CR General Plan land use designations; as such facilities would generally include office buildings, warehouse/maintenance buildings and vehicle parking. An analysis table of consistency with the 2030 General Plan is provided in the Planning Commission staff report (Attachment 3).

In accordance with Section 15070 of the California Environmental Quality Act (CEQA) Guidelines, the City of Oxnard prepared Mitigated Negative Declaration (MND) No. 2014-01 to analyze the potential environmental effects of the SPA and reasonably foreseeable development of a transit facility as a result of the SPA MND identified mitigation measures for four areas of potential concern which included: a) Air Quality - short term air quality impacts; b) Hazards - soil sampling due to historic agricultural use of the specific plan area; c) Noise - noise impacts from construction; and d) Transportation - circulation mitigations. The proposed mitigations would apply to any proposed transit facility use within the RSCCSP Business Park land use area, and would ensure that any impacts associated with transit facility use would be less than significant. No significant adverse effects are expected to result from the proposed SPA and reasonably foreseeable development of a transit facility.

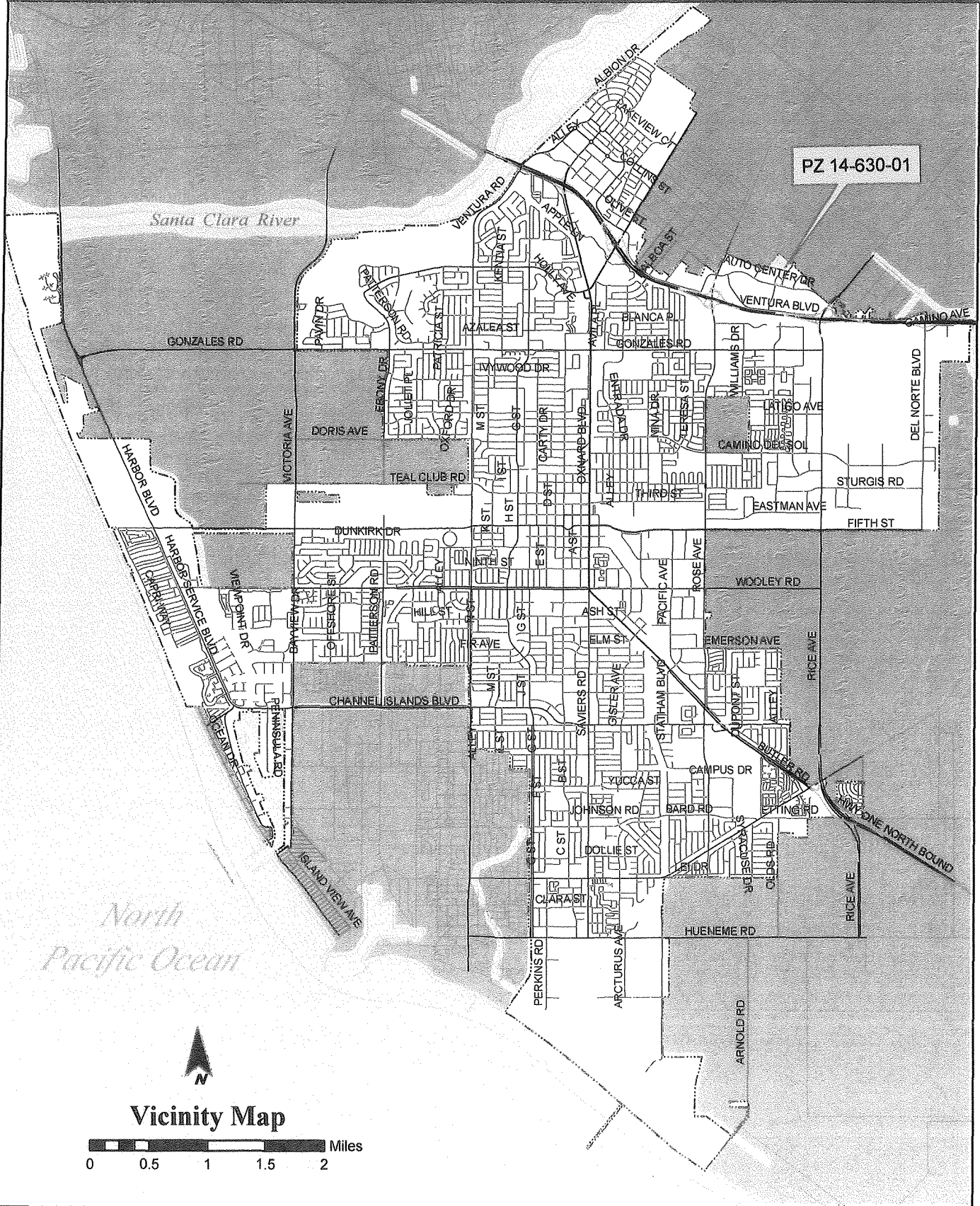
FINANCIAL IMPACT

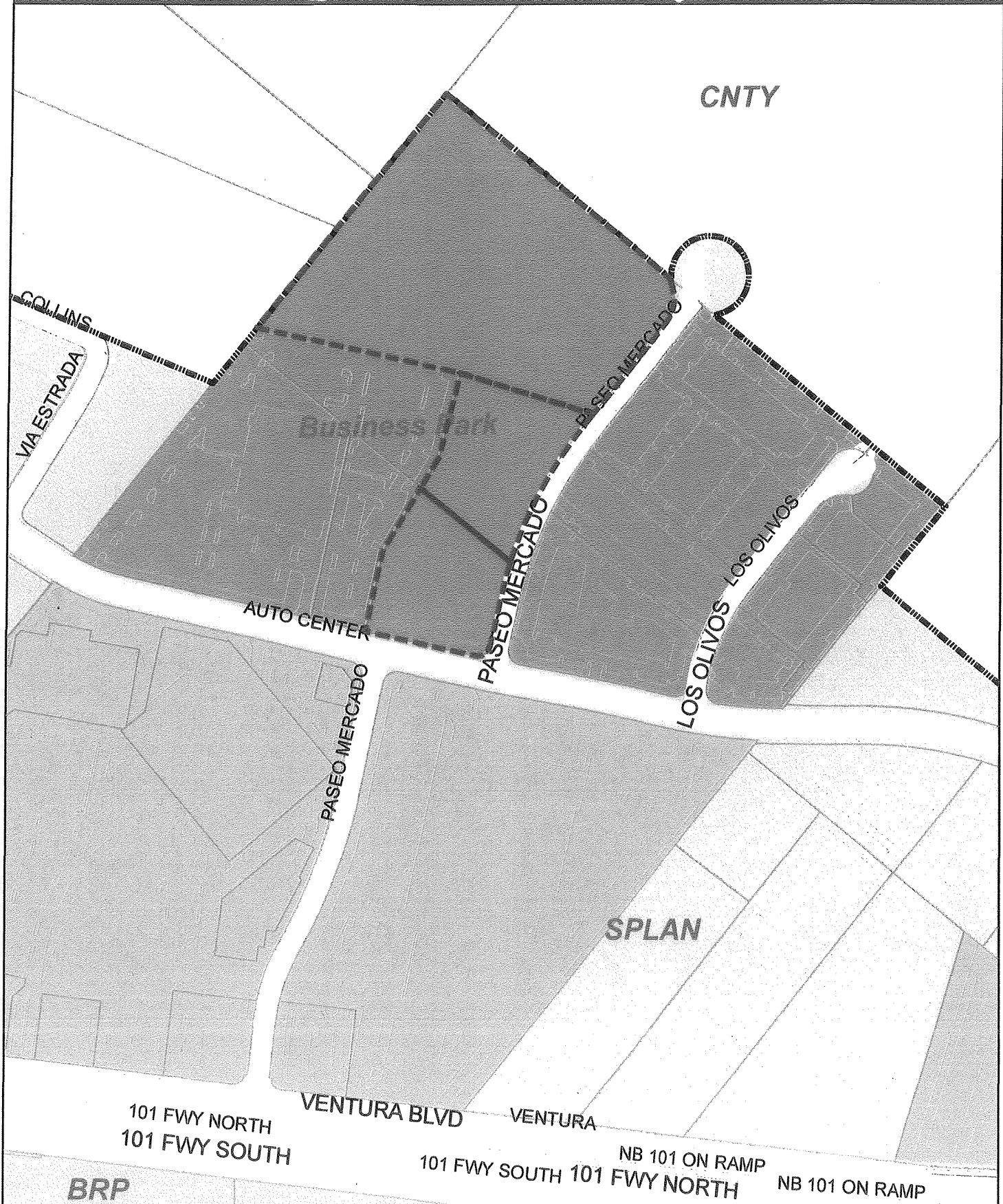
There are no financial impacts associated with this Specific Plan Text Amendment.

KM:KM

- Attachments #1 - Property Vicinity, General Plan and Zoning Maps
#2 - Proposed Ordinance
#3 - Planning Commission Staff Report and Final IS/MND
#4 – Planning Commission Resolution 2014-09

Vicinity Map



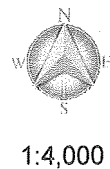


OXNARD
CALIFORNIA
Oxnard Planning
April 3, 2014

PZ 14-630-01
Location: Paseo Mercado
APN: 144014104, 144014105, 144014107
Gold Coast Transit/Rose Sta Clara Amendment
0 100 200 400 600 800 Feet

Zoning/Specific Plan Map

ATTACHMENT 1
PAGE 2 OF 3



2030 General Plan Land Use Map

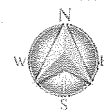


OXNARD
CALIFORNIA
Oxnard Planning
April 3, 2014

PZ 14-630-01
Location: Paseo Mercado
APN: 144014104, 144014105, 144014107
Gold Coast Transit/Rose Sta Clara Amendment
0 75 150 300 450 600 Feet

2030 General Plan Land Use Map

ATTACHMENT 1
PAGE 3 OF 3



1:4,000

CITY COUNCIL OF THE CITY OF OXNARD

ORDINANCE NO. _____

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OXNARD APPROVING PLANNING AND ZONING PERMIT NO. 14-630-01 (SPECIFIC PLAN TEXT AMENDMENT) TO AMEND SECTION 4.2.2 OF THE ROSE-SANTA CLARA CORRIDOR SPECIFIC PLAN BY ADDING SUB-SECTION A.7, ENTITLED "PUBLIC TRANSIT ADMINISTRATION AND OPERATIONS FACILITY," TO PLANNING AREA 2, BUSINESS PARK TO ADD PUBLIC TRANSIT ADMINISTRATION AND OPERATIONS AS AN ALLOWABLE USE WITHIN THE ROSE-SANTA CLARA CORRIDOR SPECIFIC PLAN; AND ADOPTING MITIGATED NEGATIVE DECLARATION NO. 2014-01 FOR THE ROSE-SANTA CLARA CORRIDOR SPECIFIC PLAN AND IMPOSE MITIGATION MEASURES IDENTIFIED WITHIN SAID MITIGATED NEGATIVE DECLARATION ON THE PARCELS KNOWN AS APN: 144-0-141-045; 055; AND 075 BASED UPON THE PROJECT DESCRIPTION EVALUATED WITHIN IS/MND NO. 2014-01. FILED BY REED CALDWELL, GOLD COAST TRANSIT, 301 EAST THIRD STREET, OXNARD, CA 93030-6048.

WHEREAS, on June 5, 2014, the Planning Commission unanimously approved Resolution No. 2014-09 recommending that the City Council adopt an ordinance approving Planning and Zoning Permit No. 14-630-01 (Text Amendment to Rose-Santa Clara Corridor Specific Plan) to amend Section 4.2.2 of the Rose-Santa Clara Corridor Specific Plan, filed by Gold Coast Transit; and

WHEREAS, in accordance with the California Environmental Quality Act, the Planning Manager provided public notice of the intent of the City to adopt a MND for this project, and the Planning Commission considered the proposed MND, together with comments received during the public review process, and found on the basis of the whole record before it (including the initial study and comments received) that with the imposition of mitigation measures as conditions of approval, there is no substantial evidence that the project and foreseeable subsequent development will have a significant effect on the environment, and further found that the MND reflects the independent judgment of the City, and recommends that the City Council adopt MND 2014-01; and

WHEREAS, the documents and other materials that constitute the record of proceedings upon which the decision to adopt the mitigated negative declaration is based is located in the Planning Division of the City of Oxnard, and the custodian of the record is the Planning Manager; and

WHEREAS, in 1986 the City Council certified Final EIR 85-03 for the Rose-Santa Clara Corridor Specific Plan; and

WHEREAS, the City Council carefully reviewed Planning Commission Resolution No. 2014-09 recommending approval of Specific Plan Text Amendment No. 14-630-01; and

WHEREAS, the City Council held a public hearing and received and reviewed written and oral comments related to the proposed Specific Plan Text Amendment No. 14-630-01.

NOW, THEREFORE, the City Council of the City of Oxnard does ordain as follows:

Part 1. Planning and Zoning Permit No. 14-630-01 (Specific Plan Text Amendment) to amend Section 4.2.2 of the *Rose-Santa Clara Corridor Specific Plan* by adding Sub-Section A.7, entitled "Public Transit Administration and Operations Facility," to Planning Area 2, Business Park as shown in Exhibit A hereto attached is hereby approved; and

Part 2. Mitigated Negative Declaration No. 2014-01 for the Rose-Santa Clara Corridor Specific Plan is hereby adopted subject to the mitigation measures identified within said Mitigated Negative Declaration on the parcels known as APN: 144-0-141-045; 055; and 075 based upon the project description evaluated within IS/MND No. 2014-01; and

Part 3. Pursuant to Government Code Section 65863.5, the City Clerk shall mail a copy of this ordinance to the Assessor of Ventura County within thirty (30) days from the adoption of this ordinance; and

Part 4. Within 15 days after passage, the City Clerk shall cause this ordinance to be published one time in a newspaper of general circulation published and circulated in the City. Ordinance No. _____ was first read on _____, and finally adopted on _____, to become effective thirty (30) days thereafter.

[SIGNATURES ON FOLLOWING PAGE]

Attachment 2
Page 2 of 6

PZ 14-630-01

Rose-Santa Clara Corridor Specific Plan Text Amendment

Page 3 of 3

PASSED AND ADOPTED this 8th day of July, 2014 by the following vote:

AYES:

NOES:

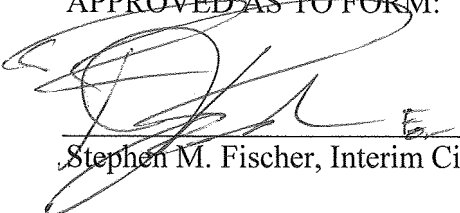
ABSENT:

Tim Flynn, Mayor

ATTEST:

Daniel Martinez, City Clerk

APPROVED AS TO FORM:



Stephen M. Fischer, Interim City Attorney

Attachment 2
Page 3 of 6

EXHIBIT A

4.2.2 Business Park

The purpose of these provisions is to regulate the development and use of the area designated for business park uses on the Rose-Santa Clara Corridor site. This is a planned office, industrial and heavy commercial area designed to provide an economic and employment base for the community and to accommodate Auto Sales and Service use on 15 acres fronting Auto Center Drive, west of Paseo Mercado.

- A. Uses permitted subject to Development Design Review Permit include, but are not limited to, the following:
1. Office
 - a. Administrative, financial, professional and other general office uses.
 2. Limited Industrial Uses including, but not limited to, the following:
 - a. Manufacturing plants and facilities.
 - b. Assembly plants and facilities.
 - c. Research laboratories and facilities.
 - d. Product development facilities. .
 - e. Testing laboratories and facilities.
 - f. Service industries including, but not limited to, the following:
 1. Repair, maintenance or servicing of appliances, component parts, motor vehicles, etc.
 2. Tooling and small machine shops.
 3. Testing shops.
 4. Photo finishing and photographic processing facilities.
 5. Blueprinting, reproduction and copying services, photoengraving printing, publishing and bookbinding.
 - g. Industries engaged in distribution, storage and warehousing.
 - h. Wholesale businesses.
 - i. Construction industries, such as general contractors and specialty contractors, etc., along with their accessory and incidental office uses.
 - j. Mini-warehouse storage facilities.
 3. Heavy retail and heavy service commercial uses including, but not limited to, the following:
 - a. Wholesale businesses, such as building, electrical and plumbing supply sales.
 - b. Equipment sales.
 - c. Tire, battery and accessory shops and accessory indoor installation facilities.
 - d. Warehouse and sales outlets for furniture, carpets, appliances, etc.
 - e. Wholesale/rental agencies for home and garden equipment.
 - f. Automobile and truck rental agencies.

4. Service commercial uses including, but not limited to, the following:
 - a. Business furniture, supplies and equipment sales computer and business machine sales and service uses.
 - b. Office supplies, stationary and card stores.
 - c. Restaurants and cafes.
 5. Commercial recreation uses including, but not limited to, the following:
 - a. Bowling alleys.
 - b. Health and athletic facilities.
 6. Vehicle dealerships, including auto, truck, motorcycle and recreational vehicle sales, leasing and service (dealerships and/or independents).
Accessory uses may include, but are not limited to, the following:
 - a. Repair, maintenance and servicing of appliances or component parts for motor vehicles.
 - b. Tooling.
 - c. Testing shops (excluding noise producing or noxious performance testing).
 - d. Repair, maintenance and servicing of above-listed items.
 - e. Diagnostic labs.
 - f. Experimental automobile assembly and fabrications.
 - g. Vehicular storage areas (exclusive of impound yards).
 - h. Paint and restoration shops.
 - i. Body shops.
 7. *Transit Facilities, including vehicle storage, vehicle maintenance, vehicle fueling, transit operations offices, transit administrative offices, and meeting rooms.*
Accessory uses may include, but are not limited to, the following:
 - a. *Repair, maintenance, and servicing of transit vehicles;*
 - b. *Transit vehicle testing facilities (excluding noise producing or noxious performance testing);*
 - c. *Electronic component diagnostic labs;*
 - d. *Transit vehicle storage areas;*
 - e. *Transit driver training and testing.*
- B. Conditionally Permitted Uses
1. Drive-through services.
 2. Uses otherwise permitted that may require incidental outdoor storage.

C. Land Use Mix

The following uses shall be limited to the percentage of area within the business park land use area listed in Table 3. The purpose of this performance standard is to allow flexibility with regard to the mix of land uses in the business park area while limiting the overall traffic generation in order to ensure the adequacy of the planned circulation system.

TABLE 3
ALLOWABLE LAND USE MIX BUSINESS PARK LAND USE AREA

<u>Use</u>	<u>Maximum Percentage of Net Area</u>
Office	40
Limited Industrial/Heavy Commercial	100
Service Commercial	20
Commercial Recreation	10
Vehicle Dealerships	50

D. Property Development Standards

1. Building site area - 10,000 square foot minimum.
2. Building site area, vehicle dealership – 20,000 square foot minimum.
3. Building site width - 90 feet minimum.
4. Building site depth - 100 feet minimum.
5. Building site depth, vehicle dealership – 80 feet minimum.
6. Building height limit - 35 feet. Additional height may be permitted when approved by the Community Development Director.
7. Building setbacks
 - a. Front yard - 30 feet minimum.
 - b. Side yard - no minimum side yard required.
 - c. Rear yard - 20% of the depth of the lot, but not to exceed 20 feet.
8. Building setbacks, vehicle dealerships.
 - a. Front yard – 65 minimum on Auto Center Drive. The front yard setback on Paseo Mercado shall be 35 feet.
 - b. Side yard - no side yard is required on interior lines. A common building wall with a zero setback may be established during the site plan and building design review process, provided that documentation exists describing the exchange and recordation of necessary documents to ensure adequate access, parking, and easements to serve the developments.
 - c. Rear yard – No rear yard setback is required.
9. Site coverage - the total ground floor of structures shall not exceed 50 percent of the total lot area.
10. Auto Sales and Service Uses (dealerships) is limited to up two sites with frontage on Auto Center Drive, west of Paseo Mercado, and totaling not more than approximately 15 net acres.

**PLANNING COMMISSION
STAFF REPORT**

TO: Planning Commission

FROM: Kathleen Mallory, AICP, LEED Green Associate, Project Planner

DATE: June 5, 2014

SUBJECT: Planning and Zoning Permit No. 14-630-01 (Specific Plan Text Amendment to Rose-Santa Clara Corridor Specific Plan), Located north of Highway 101 (Ventura Freeway) between the Rose Avenue and Rice Avenue Highway 101 exits.

- 1) Recommendation:** That the Planning Commission adopt a resolution recommending City Council approval of Planning and Zoning Permit No. 14-630-01 for a Specific Plan Text Amendment to the Rose-Santa Clara Corridor Specific Plan, adoption of Mitigated Negative Declaration No. 2014-01 for the Rose-Santa Clara Corridor Specific Plan and imposition of mitigation measures identified within said Mitigated Negative Declaration on the parcels known as APN: 144-0-141-045; 055; and 075 based upon the project description evaluated within IS/MND No. 2014-01 subject to certain findings and conditions.
- 2) Project Description and Applicant:** A request for a specific plan text amendment (SPA) to amend Section 4.2.2 of the Rose-Santa Clara Corridor Specific Plan (RSCCSP) by adding Sub-Section A.7, entitled "Public Transit Administration and Operations Facility," to Planning Area 2, Business Park. Filed by Reed Caldwell, Gold Coast Transit, 301 East Third Street, Oxnard, CA 93030-6048.
- 3) Existing & Surrounding Land Uses:** The RSCCSP comprises approximately 204 acres north of Highway 101 (Ventura Freeway) between the Rose and Rice Avenue freeway exits. Existing land use within the RSCCSP includes a mix of limited and light industrial development, new-vehicle dealerships, retail stores and commercial plazas. Planning Area 2 of the RSCCSP is centrally located within the RSCCSP and is developed with a similar mix of uses. Planning Area 2 is divided into two land use areas; Business Park and Retail/Commercial. The proposed SPA only applies to the Business Park land use area (northern portion) of RSCCSP, Planning Area 2. Maps depicting the RSCCSP planning areas and land use areas are provided in Attachment A.

The Business Park land use area of RSCCSP, Planning Area 2, comprises approximately 57 acres and is surrounded by commercial development to the west and south, light industrial development to the east, and agricultural land uses within the unincorporated County of Ventura to the north. Auto Center Drive defines the southern boundary of the Business Park land use area. U.S. Highway 101 (US-101) is located approximately 0.25 mile south. The

north side of the Business Park land use area is coterminous with the Oxnard city limits and the Oxnard City Urban Restriction Boundary (CURB), which prohibits urban development in the adjacent agricultural areas without voter approval.

LOCATION	ZONING	GENERAL PLAN	EXISTING LAND USE
Project Site (Business Park Land Use Area)	RSCCSP, Planning Area 2, Business Park	Northern portion: Limited Industrial (ILM). Southern portion: Regional Commercial (CR)	Northern portion: Multitenant Light industrial park, Vacant – 3 parcels, Light industrial park. Southern portion: Auto Dealership
North	Unincorporated	Agriculture (County of Ventura), Oxnard- Ventura Greenbelt	Agriculture
South	RSCCSP, Planning Area 2, Retail/Commercial	Regional Commercial (CR)	Auto Center Drive, Commercial - Costco, Fry's Electronics, Highway 101-
East	RSCCSP, Planning Areas 3 & 5, Commercial/ Manufacturing	Limited Industrial (ILM) & Light Industrial (ILT)	Vacant (on ILM) & light industrial – storage facility, truck rental
West	RSCCSP, Planning Area 1, Auto Sales & Services	Regional Commercial (CR)	Auto dealerships

- 4) **Background Information:** The RSCCSP was adopted by the City Council on August 5, 1986. The City Council has approved several SPAs since that time, including amendments to permit additional signage¹, create an additional land use area², and address changing land use and retail needs.

The Business Park land use area of RSCCSP Planning Area 2 allows a range of office, limited industrial and heavy commercial uses. Transit facility is not a listed use in Section 4.2.2, Business Park, of the RSCCSP. The proposed SPA will allow the Public Transit Administration and Operations Facility use within the entire Business Park land use area.

- 5) **Environmental Determination:** In accordance with Section 15070 of the California Environmental Quality Act (CEQA) Guidelines, the City of Oxnard prepared Mitigated Negative Declaration (MND) No. 2014-01 to analyze the potential environmental effects of the SPA and reasonably foreseeable development of a transit facility as a result of the SPA, if adopted. The MND identified mitigation measures for four areas of potential concern which included: a) Air Quality - short term air quality impacts; b) Hazards - soil sampling due to historic agricultural use of the specific plan area; c) Noise - noise impacts from construction;

¹ Planning and Zoning Permit Nos. 08-630-01, 10-630-01, amended sign guidelines and standards.

² Planning and Zoning Permit No. 07-630-03, created Land Use Area 4A and allowed truck and heavy equipment sales and services in Area 4A. This permit also created temporary sign regulations for auto dealerships within the specific plan area.

and d) Transportation - circulation mitigations. The proposed mitigations would apply to any proposed transit facility use within the RSCCSP Business Park land use area, and would ensure that any impacts associated with transit facility use would be less than significant. The MND was made available for public review and comment from April 21, 2014 through May 12, 2014. Comments on MND No. 2004-01 were submitted by the following agencies:

1. California Department of Transportation District 7;
2. Ventura County Local Agency Formation Commission;
3. County of Ventura Resource Management Agency, Planning Program Section;
4. County of Ventura Public Works Agency, Transportation Department;
5. County of Ventura Resource Management Agency, Planning Division;
6. Ventura County Watershed Protection District; and
7. Ventura County Air Pollution Protection District.

The comments within these letters were not considered significant nor did they change any environmental analysis or conclusion. Comment letters, the City's response to the comments and applicable text changes are included with the Final MND (see Attachment B). No significant adverse effects are expected to result from the proposed development, and staff recommends that the Planning Commission adopt the resolution recommending City Council approval of MND No. 2014-01.

6) Analysis:

- a) **General Discussion:** The northern half of RSCCSP Planning Area 2 is designated for Business Park land use; this land use designation allows for a range of office, industrial and commercial uses. A transit facility is not presently identified as a permitted use in Section 4.2.2, Business Park, of the RSCCSP. Gold Coast Transit (GCT), a joint-powers regional public transit operator³, has submitted an application for an SPA to allow a "Public Transit Administration and Operation Facility" use within the RSCCSP Business Park land use area. The proposed SPA would add Sub-Section A.7 entitled "Public Transit Administration and Operations Facility" to Section 4.2.2 on pages 4 and 5 of the RSCCSP as an allowable listed use within the Business Park land use area. The future construction of a Public Transit and Administration and Operation Facility would require approval of a Development Design Review Permit (DDR).

Business Park land use Section 4.2.2 of the RSCCSP specifically allows and lists the following land uses: Office, Limited Industrial, Heavy Retail and Heavy Service Commercial, Service Commercial and Commercial Recreation. The proposed SPA is intended to list an additional land use that is compatible with permitted uses within the Business Park land use area. The proposed Public Transit Administration and Operations Facility use is compatible with the character of the project site vicinity, which consists of industrial, commercial, and agricultural land uses. Subsequent development of a transit facility within the Business Park land use area is a reasonable foreseeable outcome enabled by adoption of the proposed SPA.

³ GCT is a joint power authority (JPA) and will become a transit district on July 1, 2014

b) General Plan Consistency: The Oxnard 2030 General Plan land use designations for the Business Park land use area are Limited Industrial (ILM) and Regional Commercial (CR). These General Plan land use designations allow light manufacturing and warehouse uses, and major multi-tenant shopping centers that may include offices and other services. The proposed "Public Transit Administration and Operations Facility" land use would be consistent with both the ILM and CR General Plan land use designations; as such facilities would generally include office buildings, warehouse/maintenance buildings and vehicle parking. Consistency with the 2030 General Plan is defined by the relationship between 2030 General Plan policies and the proposed project. The three consistency classification levels are as follows:

- I. Direct Applicability to a Proposed Project or Program (full text of the policy and an explanation).
- II. Related or Indirect Applicability to the Proposed Project or Program (policy title and an explanation for each or groups of related or indirectly related policies).
- III. No or Distant Applicability to the Proposed Project or Program (all policies not listed as Level I and II are assumed to be consistent).

POLICY	LEVEL	GENERAL PLAN POLICY OR TITLE	EXPLANATION
CD-1.2	I	Infill Development, Priority to Mixed Use: Promote the efficient use of larger vacant parcels and vacant areas of the City by encouraging infill development, with a priority to mixed uses that reduce vehicle trips and GHG emissions and promote sustainable development goals and objectives.	The SPA would facilitate future development of a transit support facility on an infill parcel, as opposed to locating such facility on farmland. Additionally, transit facilities help reduce vehicle trips and GHG emissions.
CD-5.2	I	Compatible Land Use: Ensure adequate separation between sensitive land uses (residential, educational, open space, healthcare) to minimize land use incompatibility associated with noise, odors, and air pollutant emissions.	The transit facility land use would involve warehouse/maintenance buildings and vehicle parking, which would generally be compatible with sensitive land uses. The SCCSP also requires landscaping of the rear setback and minimum of 15% landscaping. For the remaining 15 acres of vacant land within the Business Park land use area, this would equate to 2.25 acres of landscaping.
CD-8.8	I	Public Facility Service Areas: Provide appropriate service areas for existing and planned public facilities such as a museum, secondary and elementary schools, fire stations, branch libraries, community centers, parks, and Infrastructure utility for support facilities.	The SPA enables development of a public facility for current and future expansion.

POLICY	LEVEL	GENERAL PLAN POLICY OR TITLE	EXPLANATION
ICS-2.1 ICS-6.1	I	Coordinate with Regional Transportation Planning: Continue to work cooperatively with the various local, state, and federal transportation agencies and private operators in Ventura County to maintain a transportation system that is well-integrated and interconnected in terms of service, scheduling, and capacity. Transit Service Provision: Continue to participate with public transit agencies to develop bus service to major commercial, employment, school and special event destinations.	The City is working with Gold Coast Transit, a regional transit provider, to improve transit service and capacity. The proposed SPA would amend the RSCCSP to allow transit facilities, which would facilitate future development of a Public Transit Administration and Operations Facility within the RSCCSP.
SH-6.4	I	Require that proposed development projects not generate more noise than that classified as "satisfactory" based on CEQA Thresholds of significance on nearby property.	The MND acoustical study found that ambient and operations noise emissions would not exceed CEQA Thresholds or City Code.
CD-4.4 CD-14.1 CD-14.2 CD-14.3 ICS-11.10 ER-7.2 ER-10.1	II	Commercial Area Aesthetics. Design Review Process Development Advisory Committee Functions Quality of Design Water Supply Findings for Smaller Projects Design of Sound or Zone Walls Promote use of Native and Water Wise Plants	Future construction of a Public Transit and Administration and Operation Facility in the RSCCSP would require approval of a DDR Permit. The Development Advisory Committee (DAC) review of a future transit facility under a DDR would assure such project meet these Level II policies.
All others	III	All policies not listed above	No or Distant Applicability to the Proposed SPA and foreseeable subsequent development

Based on the above analysis, the proposed SPA and foreseeable development are determined to be consistent with the 2030 General Plan and the property's land use designation.

c) Conformance with RSCCSP/Zoning Development Standards:

The northern half of RSCCSP Planning Area 2 is designated for Business Park land use. Business Park land use Section 4.2.2 of the RSCCSP specifically allows and lists the following land uses: Office, Limited Industrial, Heavy Retail and Heavy Service Commercial, Service Commercial and Commercial Recreation. The proposed "Public Transit Administration and Operations Facility" land use would be consistent with these land uses, as such facilities would generally include office buildings, warehouse/maintenance buildings and vehicle parking.

The proposed SPA would amend the allowable uses within the RSCCSP, Planning Area 2, Business Park land use area. In accordance with the City Code, upon approval of the

proposed SPA, a transit facility may be permitted with a DDR permit. The potential future facility outlined within the project MND is not part of this discretionary approval request. Development on any future transit facility would be subject to future review under a DDR Permit, would be required to comply with the RSCCSP, Business Park development standards⁴, and all mitigation measures identified in MND 2014-01.

- 7) **Development Advisory Committee:** Development Advisory Committee's (DAC) review was not required for this SPA. Any future construction of the transit facility project will be subject to review by DAC and will require approval of a DDR Permit.
- 8) **Community Workshop:** Given that this project is located in a commercial area, a community workshop was not required.
- 9) **Appeal Procedure:** The Planning Commission's action is a recommendation and the matter will be considered by the City Council at a later date.

Attachments:

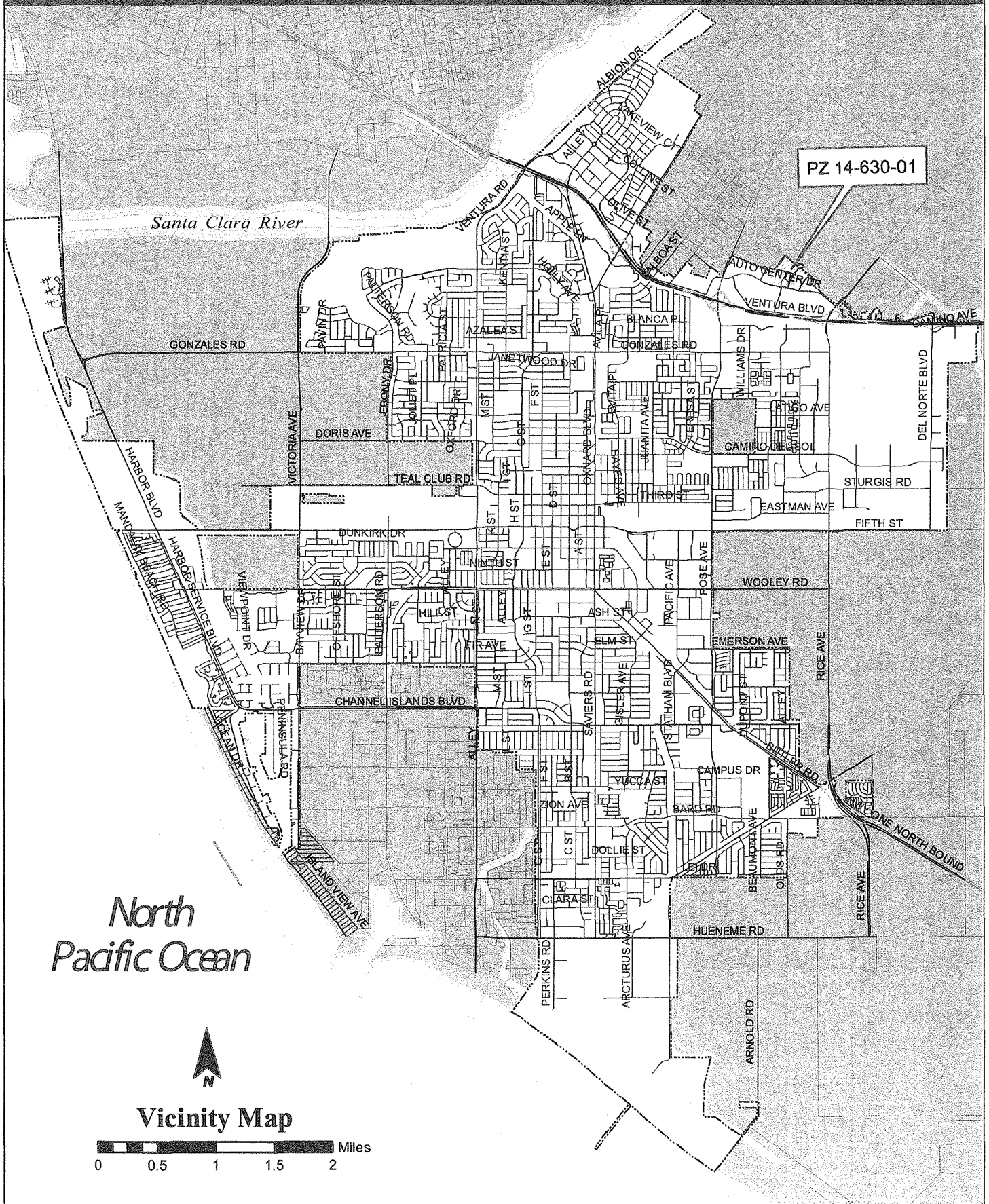
- A. Maps (Vicinity, Specific Plan, Zoning, General Plan)
- B. Final MND 2014-01
- C. Resolution

Prepared by:	<u>KM</u> KM
Approved by:	<u>CH</u> fNAG

⁴ RSCCSP, Section 4.2.2 (D) Business Park Land Use, Property Development Standards

ATTACHMENT A
Vicinity, Specific Plan/Zoning, General Plan Maps

Vicinity Map



OXNARD

Oxnard Planning
April 3, 2014

PZ 14-630-01

Location: Paseo Mercado

APN: 144014104, 144014105, 144014107

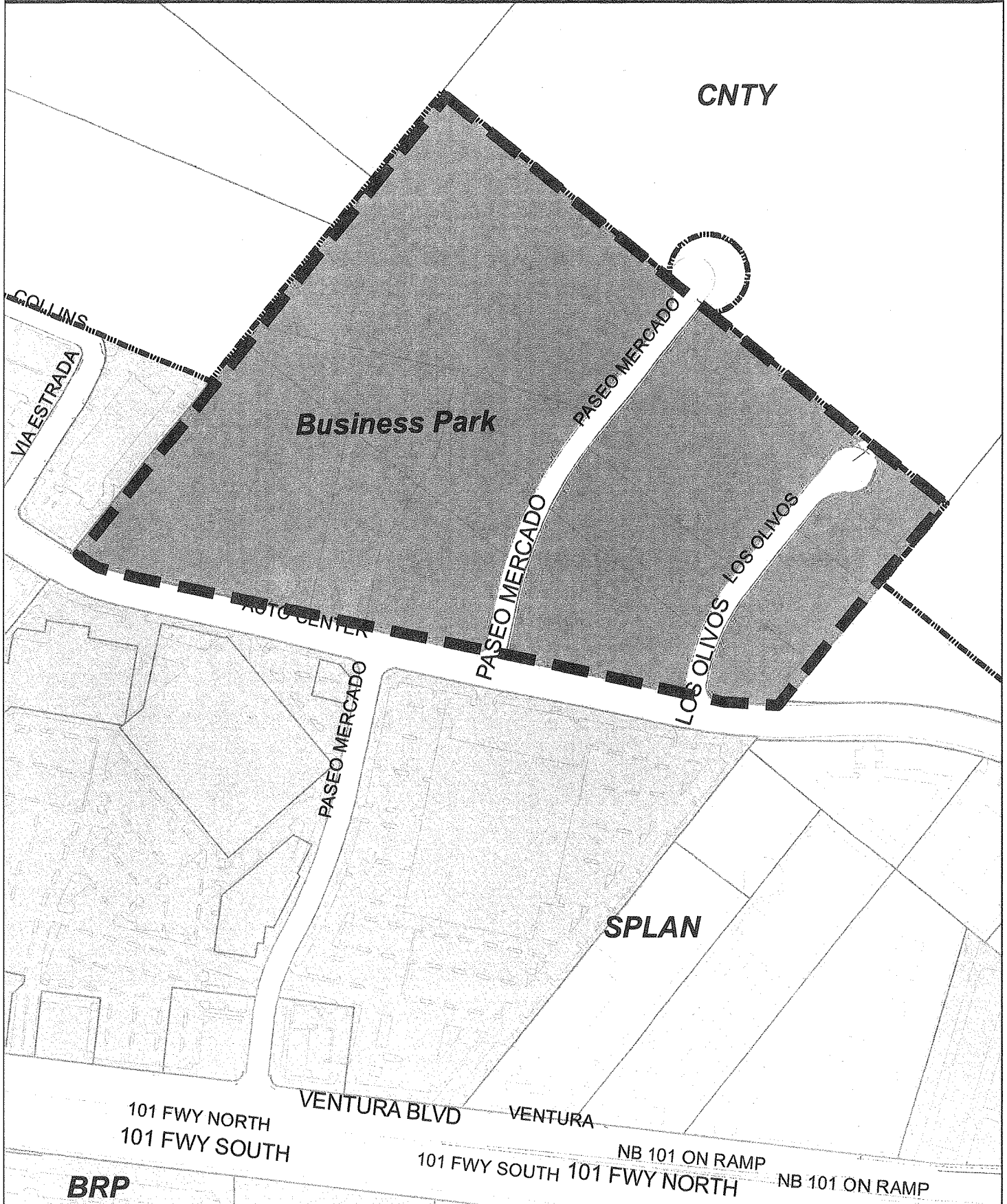
Gold Coast Transit/Rose Sta Clara Amendment

25

Attachment 3

Page 8 of 50

1:70,000



OXNARD

Oxnard Planning
April 3, 2014

PZ 14-630-01

Location: Paseo Mercado

APN: 144014104, 144014105, 144014107

Gold Coast Transit/Rose Sta Clara Amendment

0 100 200 400 600 800 Feet

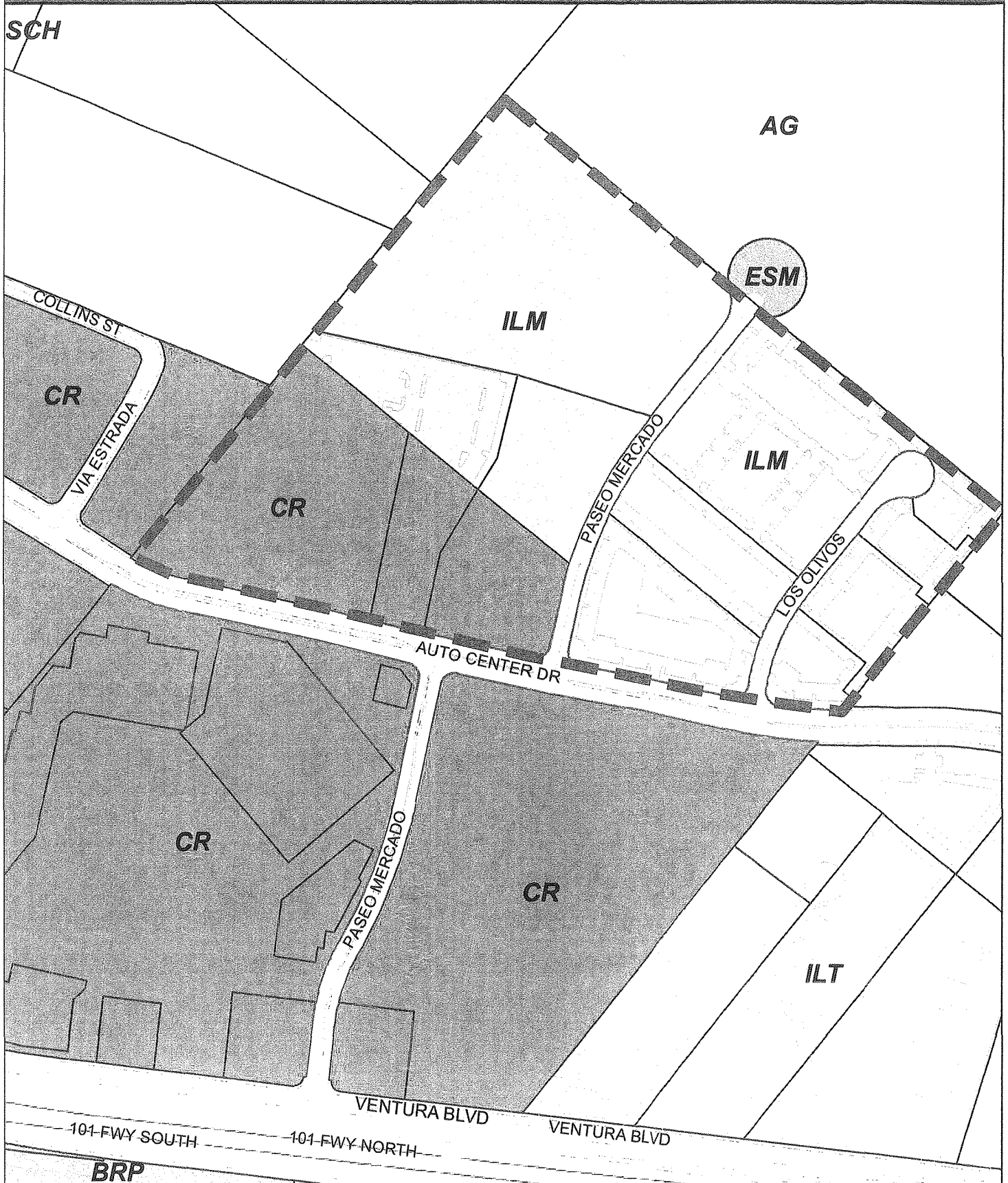
26

Zoning/Specific Plan Map

Attachment 3
Page 9 of 50



1:4,000



OXNARD

Oxnard Planning
April 3, 2014

PZ 14-630-01

Location: Paseo Mercado

APN: 144014104, 144014105, 144014107

Gold Coast Transit/Rose Sta Clara Amendment

2030 General Plan Land Use Map

Attachment 3

Page 10 of 50



1:4,000

ATTACHMENT B

Response to Comments MND Revision Pages

RESPONSES to COMMENTS on the DRAFT IS-MND

This section includes the comments received during circulation of the Draft Initial Study and Mitigated Negative Declaration (IS-MND) prepared for the Rose – Santa Clara Corridor Specific Plan Text Amendment and the City of Oxnard's responses to those comments. The Draft IS-MND was circulated for a 20-day public review period that concluded on May 12, 2014. The City received seven comment letters on the Draft IS-MND. The commenter and the page number on which each commenter's letter appears are listed below.

Letter No. and Commenter	Page No.
1. Dianna Watson, IGR/CEQA Branch Chief, Caltrans District 7	2
2. Andrea Ozdy, LAFCo Analyst, Ventura County Local Agency Formation Commission	6
3. Tricia Maier, Manager, Planning Programs Section, County of Ventura Resource Management Agency	8
4. Transportation Department, County of Ventura Public Works Agency	10
5. Shelly Sussman, Planner IV, County of Ventura Resource Management Agency, Planning Division	12
6. Sergio Vargas, P.E., Deputy Director, Ventura County Watershed Protection District	17
7. Alicia Stratton, Ventura County Air Pollution Control District	20

The comment letters and responses follow. Each comment letter has been numbered sequentially and each separate issue raised by the commenter has been assigned a number. The responses to each comment identify first the number of the comment letter, and then the number assigned to each issue (Response 1.1, for example, indicates that the response is for the first issue raised in comment Letter 1).

Following the specific responses is a listing of text changes to the Final IS-MND.



DEPARTMENT OF TRANSPORTATION
DISTRICT 7 - OFFICE OF TRANSPORTATION PLANNING
 IGR/CEQA BRANCH
 100 MAIN STREET, MS # 16
 LOS ANGELES, CA 90012-3606
 PHONE: (213) 897-9140
 FAX: (213) 897-1337



Letter 1

*Flex your power!
 Be energy efficient!*

May 9, 2014

Ms. Kathleen Mallory
 City of Oxnard - Planning Division
 214 South C Street
 Oxnard, CA 93030

Re: Rose-Santa Clara Corridor Specific Plan
Mitigated Negative Declaration (MND)
 IGR#140447/EA, Vic: VEN/101/ 20.037 – 21.185

Dear Ms. Mallory:

The California Department of Transportation (Caltrans) has reviewed the Traffic Study included in the Mitigated Negative Declaration for the proposed amendments to the Rose-Santa Clara Corridor Specific Plan. Amendments to the Rose-Santa Clara Corridor Specific Plan are necessary to accommodate the relocation of the Gold Coast Transit (GCT) Terminal. The proposed GCT would include parking for up to 125 buses, fueling areas, a 45,100 square-foot maintenance building, and a 25,700 square-foot administrative building. The project site is located north of Auto Center Drive and west of Paseo Mercado North, approximately one quarter of a mile north of US-101 highway.

Caltrans reviewed the traffic study included in the MND with special interest to potential impacts to highways US 101 and Vineyard Avenue (State Route 232) in the vicinity of the project and submits the following comments:

Table 7 of the traffic and circulation study shows the proposed project would generate 2,263 average daily trips with 153 occurring in the AM peak hour, 148 in the noon peak hour, and 78 in the PM peak hour. The trip generation estimates have been adjusted with Passenger-car equivalents for buses and are based on an increase of the bus fleet from 54 to 150 or a 2.78 increase factor. Passenger vehicle trips during the noon peak hour are estimated to be more than double the ones during the AM and PM peak hours, this seems counterintuitive please explain.

1.1

It is noted that a queue length analysis was performed for the north and southbound US-101 off-ramps from Rose Avenue and Rice Avenue. Table 15 shows that project vehicles queues are expected to be accommodated within the existing storage capacities and are not expected to reach freeway lanes. Thank you for including this queue length analysis.

1.2

Vehicle trip assignments to US-101 seem minimal during peak AM and PM peak commuting periods, only 14 vehicles are shown to exit at Rose Avenue in the southbound direction and only 10 vehicles exit at Rice Avenue in the northbound direction during the AM peak hour. Therefore, the project's vehicle trip assignments to US-101 are not considered significant. However, the US-101 freeway, through the City of Oxnard, experiences a bottleneck effect as it narrows from 4 and 5 lanes north Oxnard Boulevard to 3 lanes. Level of Service often reaches LOS "F" during the AM peak hour in the southbound direction and in the PM during the PM peak hour. Therefore, the City should beware of the potential

1.3

Ms. Kathleen Mallory

May 9, 2014

Page 2 of 2

cumulative traffic effect from relatively smaller projects. The cumulative effect from several small developments might be just as severe or more than that from a larger one. The US-101 freeway currently experiences volumes that exceed its capacity and is in need of improvements. Please include information as to the City's plans for improvements to US-101 freeway. For instance, please provide an update of future improvements to the US-101/Del Norte interchange. The Final EIR for the Sakioka Farms Specific Plan (July 2011) states the City plans to improve on and off ramps to US-101 between Oxnard Boulevard and Del Norte Boulevard as well as extend Ventura Road or Gonzales Road to Central Avenue to mitigate impacts to the freeway.

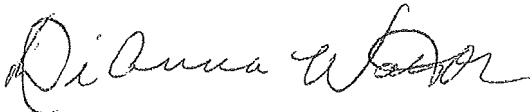
1.3
cont'd

The Sakioka Farms Final EIR also states that the project would pay City and County traffic impact fees of which a portion would be allocated toward improvements to US-101 facilities. Please inform whether the proposed GCT project would be contributing traffic impact fees to the City's or County's transportation funds to mitigate for potential cumulative traffic impacts. Caltrans recommends the proposed GCT project contribute funds proportional to its minimal impacts.

1.4

If you have any questions regarding these comments, you may contact me or project coordinator Elmer Alvarez at (213) 897 - 6696 or electronically at elmer.alvarez@dot.ca.gov. Please refer to record number 140447/EA.

Sincerely,



DIANNA WATSON
IGR/CEQA Branch Chief
Caltrans, District 7

Letter 1

COMMENTER: Dianna Watson, IGR/CEQA Branch Chief, Caltrans District 7

DATE: May 9, 2014

Response 1.1

The commenter notes that the project traffic study estimates higher peak-hour passenger vehicle trips during the noon peak hour than during the AM or PM peak hours, and requests clarification of this conclusion. The trip generation estimates were developed by applying an increase ratio (existing fixed route bus fleet size vs. future fixed route bus fleet size) to the traffic currently generated by the existing facility. Project data shows that staff levels are expected to grow with the bus fleet increase (see Table 4 in the traffic study). Because the existing facility generates higher passenger vehicle trips during the Noon peak hour than during either the AM or PM peak period (see Table 5 in the traffic study), it follows that passenger car traffic is expected to be higher under future conditions as well.

Response 1.2

The commenter notes that vehicle queues at the Rose Avenue and Rice Avenue off-ramps are not expected to reach freeway lanes and thanks the City for the queue analysis. This is correct. No response is necessary.

Response 1.3

The commenter requests an update of future improvements to the US-101/Del Norte interchange. The U.S. 101/Del Norte Interchange will be reconstructed when the Sakioka Farms Specific Plan develops. The Sakioka Farms Specific Plan traffic and circulation study indicates that both ramp intersections will be improved as part of Phase I development of the site, with the remainder of interchange improvements to be implemented during Phase 2 development. Similarly, other improvements to the regional roadway network identified in the Sakioka Farms Specific Plan Final EIR will be constructed during the applicable development phase identified in the EIR.

The commenter notes the potential for cumulative projects to cause cumulative impacts to freeway mainline operations on US-101. Cumulative impacts on mainline operations are discussed on page 32 of the project traffic study (see Appendix E to the Initial Study) as follows:

The freeway segments within the study area are forecast to operate in the LOS E-F range during the AM peak hour, assuming the existing six-lane geometry. During the PM peak hour, the northbound direction from Rice Avenue to Vineyard Avenue is forecast to operate in the LOS E-F range. The project's traffic additions would result in an increase of a maximum of 0.5 passenger car/mile/lane or less under all conditions, which is not considered significant. The project would not generate [impacts] at the study freeway segments under cumulative conditions.



Response 1.4

The commenter requests clarification as to whether the project would be required to pay traffic impact fees to City or County transportation funds. The project applicant would be required to contribute applicable fees to the both the City's and County's traffic impact fee program.



Doug Brown

Subject:

FW: PZ 14-630-01 (Rose-Santa Clara Specific Plan Amendment)

Letter 2

From: Kathleen Mallory [<mailto:Kathleen.Mallory@ci.oxnard.ca.us>]

Sent: Thursday, May 08, 2014 10:14 PM

To: KMallory@PandES.net

Subject: Fwd: PZ 14-630-01 (Rose-Santa Clara Specific Plan Amendment)

>>> "Ozdy, Andrea" <Andrea.Ozdy@ventura.org> 05/08/14 9:38 AM >>>

Hello Kathleen,

Thank you for sending the City's Mitigated Negative Declaration for PZ 14-630-01 (MND 2014-01) to LAFCo for review. There are no LAFCo issues related to the Specific Plan amendment that would allow public transit facilities (in this case, for Gold Coast Transit) within the area currently designated for business park development.

Please let me know if you have any questions.

Thanks,
Andrea

Andrea Ozdy
LAFCo Analyst
Local Agency Formation Commission
800 S. Victoria Avenue
Ventura, CA 93009-1850
(805) 654-2866
www.ventura.lafco.ca.gov

Letter 2

COMMENTER: Andrea Ozdy, LAFCo Analyst, Ventura County Local Agency Formation Commission

DATE: May 8, 2014

The commenter states that there are no LAFCo issues related to the proposed project. No response is necessary.



April 29, 2014

Letter 3

City of Oxnard
Planning Division
Kathleen Mallory
214 South C Street
Oxnard, CA 93030

E-mail: Kathleen.mallory@ci.oxnard.ca.us

Subject: A request for a text amendment to allow public transit facilities on 15.04-acre parcel north of Auto Center Drive in City of Oxnard.

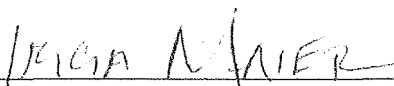
Dear Ms. Mallory:

Thank you for the opportunity to review and comment on the subject document. Attached are the comments that we have received resulting from intra-county review of the subject document. Additional comments may have been sent directly to you by other County agencies.

Your proposed responses to these comments should be sent directly to the commenter, with a copy to Laura Hocking, Ventura County Planning Division, L#1740, 800 S. Victoria Avenue, Ventura, CA 93009.

If you have any questions regarding any of the comments, please contact the appropriate respondent. Overall questions may be directed to Laura Hocking at (805) 654-2443.

Sincerely,


Tricia Maier, Manager
Planning Programs Section

Attachments

County RMA Reference Number 14-009



Letter 3

COMMENTER: Tricia Maier, Manager, Planning Programs Section, County of Ventura
Resource Management Agency

DATE: April 29, 2014

The commenter indicates that comments resulting from intra-county review of the IS-MND are attached to her letter. Individual County comments are addressed in the responses to Letters 4-7.





**PUBLIC WORKS AGENCY
TRANSPORTATION DEPARTMENT
Traffic, Advance Planning & Permits Division
M E M O R A N D U M**

DATE: April 29, 2014

Letter 4

TO: RMA – Planning Division
Attention: Laura Hocking

FROM: Transportation Department *GB, L, BE*

SUBJECT: REVIEW OF DOCUMENT 14-009 Notice of Intent (NOI) to Adopt Mitigated Negative Declaration (MND)
Specific Plan Amendment to Rose Santa Clara Corridor Specific Plan (Project PZ 14-630-01)
Text amendment to allow public transit facilities on 15.04-acre parcel north of Auto Center Drive in City of Oxnard.
Lead Agency: **City of Oxnard (city)**
APNs 144-0-141-04x, 05x, and 07x

Pursuant to your request, the Public Works Agency Transportation Department has completed its review of the NOI/MND for the Specific Plan Amendment to Rose Santa Clara Corridor Specific Plan (Project PZ 14-630-01).

The "project" is a text amendment to the Rose–Santa Clara Corridor Specific Plan to allow public transit facilities within an area currently designated under the specific plan for business park development. Gold Coast Transit (GCT) plans to relocate their bus operations from 301 East 3rd Street to the 15.04-acre project site with frontage on Auto Center Drive, a city roadway. Future development of the site would be subject to further environmental review. Mitigation measures for the project include modifications to the entrance driveway (two exit lanes, a 200-foot eastbound left-turn lane on Auto Center Drive, and modifications to a traffic signal for four-way operations), pavement widening and striping modifications at Rose Avenue and Auto Center Drive to accommodate two northbound dedicated right-turn lanes, and a fair-share contribution to the intersection modifications at Rose Avenue and Auto Center Drive.

We offer the following comment:

The cumulative impact of the project, when considered with the cumulative impact of all other approved (or anticipated) development projects in the County is potentially significant, therefore a condition for paying a Traffic Impact Mitigation Fee (TIMF) to the County shall be included as a mitigation measure for the project in accordance with the Reciprocal Traffic Agreement between the City of Oxnard and the County of Ventura.

Our review is limited to the impacts this project may have on the County's Regional Road Network.

T:\Planning\Land Development\Non_County\14-009 (OXN).doc

Letter 4

COMMENTER: Transportation Department, County of Ventura Public Works Agency

DATE: April 29, 2014

This commenter notes that the project applicant would be required to pay County Traffic Impact Mitigation Fees, pursuant to the Reciprocal Traffic Agreement between the City of Oxnard and the County of Ventura. Payment of these fees would be a condition of project approval.





Memorandum

County of Ventura • Resource Management Agency • Planning Division
800 S. Victoria Avenue, Ventura, CA 93009-1740 • (805) 654-2478 • ventura.org/rma/planning

Letter 5

May 5, 2014

To: Laura Hocking, RMA Planning Technician
From: Shelley Sussman, Planner IV *Shelley Sussman*
Subject: RMA Ref. #14-009 City of Oxnard -- Notice of Intent to Adopt a Mitigated Negative Declaration MND 2014-01

Thank you for the opportunity to comment on the subject project. The Planning Division recommends that the project be modified to expand the proposed 70 foot buffer with adjacent, active agriculture located within unincorporated Ventura County to a minimum of 300 feet (or as recommended by the Agricultural Commissioner). Additional details on agricultural buffers are provided within the analysis section below. The Planning Division also recommends that the Mitigated Negative Declaration (MND) be updated to address potentially significant impacts to agriculture within the unincorporated County and offers the following comments.

Background

The City of Oxnard (City) has issued a Notice of Intent to adopt a MND for a proposed revision to the Rose-Santa Clara Corridor Specific Plan. The revision is intended to allow an additional land use in its "Business Park" classification to accommodate Gold Coast Transit, which wants to move some of its operations to a new location. Anticipated operations include bus parking (for 125 buses), fueling, bus maintenance, and administration.

In order to approve this, the City needs to modify its use matrix and plans to add, "Public Transit Administration and Operations Facility" as an allowable use for Business Parks. The site in question is a 15-acre vacant parcel within the City's boundary, but directly adjacent to the unincorporated area and agricultural land.

Planning Division Analysis

There are two issues discussed below, both of which relate to potential impacts to agricultural resources. The first relates to appropriate distances for agricultural buffers in cases of adjacent land use incompatibilities and the other relates to potential impacts to agricultural land within unincorporated Ventura County that is adjacent to Collins Street.

Agricultural Buffer

The Initial Study checklist prepared by Rincon Consultants for this project states the following:

*“The project site is located in an urbanized area that is not zoned for agriculture or commercial farming. Nearby agricultural land outside city limits would not be impacted by the proposed development. A screen wall is proposed around the perimeter of the project site and structures would be set back 70 feet from agricultural operations. **No impact** related to agricultural land uses would occur.”* (Initial Study, pg. 13)

While urban development is located adjacent to the project site within the City of Oxnard, the project site is also located **directly adjacent to** (not “nearby” as noted in the Initial Study) agricultural land within unincorporated Ventura County. This land is actively farmed and is classified by the Important Farmland Inventory as land of “Statewide Importance.” According to the County’s Initial Study Assessment Guidelines (ISAGs), a non-agricultural project, such as the one anticipated for this site, should be located a minimum of 150 feet from adjacent classified farmland if the project has adequate vegetative screening and 300 feet from adjacent classified farmland if the project does not include vegetative screening. (Since the City’s Initial Study does not specify the material planned for wall construction, the Planning Division assumed the wall did not include vegetative screening.)

5.1

Based on the information provided in the Initial Study, it appears that project structures, including a large maintenance building, bus service bays, trash enclosures, and fueling stations, would be set back only 70 feet from adjacent farmland. This distance is less than 25 percent of the required distance specified in the County’s ISAGs. We recommend that the City work with the County’s Agricultural Commissioner’s Office to determine an appropriate distance between the project and adjacent agriculture.

Use of Collins Street for emergency access

The Project Description for the Initial Study prepared by Rincon Consultants for this project states the following:

“If required by the Oxnard Fire Department, an emergency exit would be provided from Collins Street through the adjacent auto dealerships to the southeast corner of the GCT Facility. Figure 4 shows the proposed GCT Facility access and circulation plan....For purposes of CEQA, both the RSCCSP text amendment and the expected subsequent development of the vacant 15-acre site with the GCT Facility are defined as the “Project”. (Initial Study, pg. 4)

5.2

The only reference to the potential use of Collins Street for emergency access by the Oxnard Fire Department is in the project description cited above. It is not shown in the Circulation Plan for the proposed project (Figure 4), or discussed in either the Transportation/Traffic section or the Public Services section. Due to this lack of information and analysis, it is impossible to determine whether the potential use of Collins Street for emergency access has the potential to impact the agricultural land that is directly adjacent (e.g., due to impacts of any necessary road widening). Please note that according to the County's ISAGs, the loss of five acres of agricultural land with an IFI designation of "Statewide Importance" constitutes a significant impact.

5.2
cont'd

Given that the GCT Facility is part of the project description, the Planning Division contends that the MND should include an analysis of the use of Collins Street for emergency access, especially if use of Collins Street is considered a mitigation measure for potential impacts related to public services. If potentially significant impacts are identified, appropriate mitigation measures should be developed in consultation with the County.

Thank you again for the opportunity to comment. Please contact me at 654-2493 or shelley.sussman@ventura.org if you have any questions.

Copy to: Rosemary Rowan, Planning Manager, Long Range Planning Section

Letter 5

COMMENTER: Shelly Sussman, Planner IV, County of Ventura Resource Management Agency, Planning Division

DATE: May 5, 2014

Response 5.1

This commenter notes that the proposed setbacks from adjacent agricultural lands are less than are recommended in the Ventura County Initial Study Assessment Guidelines (ISAGs) and recommends that the City work with the Ventura County Agricultural Commissioner's Office to determine an appropriate distance between project site development and adjacent agriculture.

The City of Oxnard is the lead agency for the IS-MND; therefore, County guidelines and recommendations do not apply. Further, the Board of Supervisors has not codified the County of Ventura Agricultural/Urban Buffer Policy; therefore, its provisions are recommendations only even for projects in unincorporated Ventura County.

It is also important to note that development anticipated for the site involves a Gold Coast Transit Administration and Operations Facility that would include parking for up to 125 buses, fueling areas for several types of fuel, a 45,140-square-foot maintenance building, and a 25,704-square-foot administrative building. These types of uses generally have less potential for conflicts than residences, schools, and other "sensitive" uses. Moreover, the proposed site plan places the least sensitive uses (bus parking, fuel building, maintenance building, bus wash building) in the northern portion of the site, closest to the adjacent agricultural land, while the proposed administration building and outdoor areas where employees may congregate (courtyard, employee parking) are more than 800 feet from the adjacent agricultural property. Finally, it should be noted that the County of Ventura Agricultural/Urban Buffer Policy specifically states that parking lots, storage sheds, open storage are acceptable within 300 feet of agriculture and that single-use facilities for government are acceptable within 150 feet of agriculture with a vegetative screen. The uses proposed for the site generally fall into these categories.

With respect to the provision of landscape buffers, the Rose – Santa Clara Corridor Specific Plan requires that at least 15% of individual parcels within the plan area must be landscaped in addition to required parking lot landscaping. For the 15-acre project site, this amounts to 2.25 acres (98,010 square feet) of landscaping. The Specific Plan also requires landscaping of rear setbacks. Based on these requirements, the Gold Coast Transit facility would include a landscape buffer along the northern property line. The City and Gold Coast Transit will consult with the Agricultural Commissioner regarding the landscape palette for this buffer area, working within applicable provisions of the City's landscape requirements. In addition, Gold Coast Transit intends to construct a solid block wall along the northern property line between the project site and the adjacent agricultural property, thus further enhancing the buffer between agricultural activity and onsite activities.



Based on the above, significant impacts related to the interface between the proposed Gold Coast Transit facility and adjacent agriculture are not anticipated.

Response 5.2

The commenter states concerns about the potential for use of Collins Street as an emergency access route to adversely affect adjacent agricultural lands. Emergency access to the project site would be provided via Auto Center Drive and Paseo Mercado. Reference to the use of Collins Street as an emergency access point has been removed from the Initial Study. Specifically, the reference to the emergency exit on page 4 of the Initial Study has been deleted.





VENTURA COUNTY WATERSHED PROTECTION DISTRICT
PLANNING AND REGULATORY DIVISION
800 South Victoria Avenue, Ventura, California 93009
Sergio Vargas, Deputy Director – (805) 650-4077

M E M O R A N D U M

Letter 6

DATE: May 8, 2014

TO: Kathleen Mallory, Project Planner
City of Oxnard

FROM: Sergio Vargas, P.E., Deputy Director

SUBJECT: Notice of Intent (NOI) to Adopt a Mitigated Negative Declaration
(MND): PZ 14-630-01 Amendment to the Rose-Santa Clara
Corridor Specific Plan
APN 144-0-141-045, 10.32 Acres, Wallace Properties Inc.
APN 144-0-141-055, 2.48 Acres, Wallace Properties Inc.
APN 144-0-141-075, 2.24 Acres, Wallace Properties Inc.
Oxnard, Zone 2

Pursuant to your request, this office has reviewed the Notice of Intent (NOI) to adopt a Mitigated Negative Declaration (MND) for the Rose-Santa Clara Corridor Specific Plan, as prepared and signed by the City of Oxnard Interim Planning Manager on April 16, 2014, and a Mitigation Monitoring and Reporting Plan for the Rose-Santa Clara Corridor Specific Plan as prepared by the City of Oxnard Planning Division (not dated).

PROJECT LOCATION

The 15.04 acre Rose-Santa Clara Corridor Specific Plan area is located immediately adjacent to and north of Auto Center Drive, immediately adjacent to and west of Paseo Mercado, and easterly of the Via Estrada & E. Collins Street intersection.

PROJECT DESCRIPTION

The project involves a text amendment to the Rose-Santa Clara Corridor Specific Plan to allow for the development of public transit facilities within a designated business park. Gold Coast Transit (GCT) proposes to vacate their existing facility at 301 East 3rd Street and relocate their bus operations to the project site. Other proposed development includes bus parking and fueling areas, a maintenance building, and an administration building.

WATERSHED PROTECTION DISTRICT PROJECT COMMENTS:

The Ventura County Watershed Protection District (District) requests that the following comments be included and addressed in the environmental document and the Rose-Santa Clara Corridor Specific Plan:

May 8, 2014

Notice of Intent (NOI) to Adopt a Mitigated Negative Declaration (MND): PZ 14-630-01 Amendment to the Rose-Santa Clara Corridor Specific Plan

Page 2 of 2

- | | |
|--|-----|
| 1. The nearest Ventura County Watershed Protection District jurisdictional red line channels and facilities to the project site include Nyeland Drain which is approximately 3,621 feet northeasterly, and Nyeland Drain Tributary which is approximately 3,871 feet northeasterly of the site. Please include and label these Ventura County Watershed Protection District jurisdictional red line channels and facilities on all maps and exhibits. | 6.1 |
| 2. Please provide written clarification if development of the site will result in a new direct connection to Nyeland Drain, Nyeland Drain Tributary or any other District jurisdictional red line channel or facility. If applicable, please illustrate all existing and proposed drainage connections on all maps and exhibits. | 6.2 |
| 3. Please state in the environmental document and the Rose-Santa Clara Corridor Specific Plan that existing District channels and facilities within the vicinity of the site have inadequate capacity to accommodate any increase in stormwater volume resulting from the proposed development. Please state that it is the District's standard that there should be no increase in runoff from the proposed development to District channels and facilities. Further, please provide a discussion on how development within the Rose-Santa Clara Corridor Specific Plan area will mitigate any increase in impervious area in order to ensure that the peak flow runoff after development will not exceed the peak flow under existing conditions for any frequency of event. | 6.3 |
| 4. Please state in the environmental document and the Rose-Santa Clara Corridor Specific Plan that a written permit from the District is required for any new change in stormwater flow to a Ventura County Watershed Protection District jurisdictional channel or facility. Please also state that in accordance with District Ordinance WP-2 effective October 10, 2013, no person shall impair, divert, impede or alter the characteristics of the flow of water running in a watercourse without first obtaining a written permit from the Ventura County Watershed Protection District. | 6.4 |

Should any changes in project description be made, the project should be returned to the District for a subsequent review and opportunity to comment.

Thank you for the opportunity to comment and feel free to contact me for any further information or if you have further questions.

END OF TEXT

Letter 6

COMMENTER: Sergio Vargas, P.E., Deputy Director, Ventura County Watershed Protection District

DATE: May 8, 2014

Response 6.1

The commenter notes drainage channels and facilities in the area and requests that they be shown on maps and exhibits. These facilities are acknowledged, but no IS-MND exhibits show a wide enough area to include the facilities mentioned.

Response 6.2

The commenter requests clarification of whether development of the site would result in a new direct connection to Nyeland Drain, Nyeland Drain Tributary, or any other District jurisdictional red line channel. As the commenter notes in Comment 1 of his letter, the facilities mentioned are more than 3,000 feet from the project site. The proposed project would not include any direct connection to these facilities.

Response 6.3

The commenter notes that the District standard is that there should be no increase in runoff to District channels and facilities and asks how increases in impervious surface area will be mitigated such that peak flow runoff does not exceed peak flow under existing conditions. The City of Oxnard's stormwater detention standard is to allow release of 1 cubic foot per second (cfs) per acre during a 100-year (1%) chance event. Per the requirements of Ventura County NPDES Municipal Stormwater (MS4) Permit, Gold Coast Transit would be required to implement a variety of specific Low Impact Development (LID) approaches (including onsite filtration of up to a ¾" storm) and Best Management Practices (BMPs) for the treatment of stormwater utilizing source control, site design, and structural treatment control.

As discussed in Item IX of the Draft IS-MND, compliance with City standards would reduce impacts related to surface runoff to a less than significant level.

Response 6.4

The commenter states that a written permit from the Watershed Protection District is needed for any change in stormwater flow and suggests that District Ordinance WP-2 applies to the project. The project site is within the City of Oxnard and is subject to City regulations, including regulations pertaining to stormwater runoff. As noted in the Draft IS-MND and Response 6.3, the project would comply with applicable City requirements. The project site is more than 3,000 feet from the nearest District channels and the project would have no direct impact to District channels or facilities.



**VENTURA COUNTY
AIR POLLUTION CONTROL DISTRICT**
Memorandum

Letter 7

TO: Laura Hocking/Lori Gregory, Planning

DATE: May 14, 2014

FROM: Alicia Stratton

SUBJECT: Request for Review of Mitigated Negative Declaration for PZ 14-630-01
Specific Plan Amendment to Rose-Santa Clara Corridor Specific Plan,
City of Oxnard (Reference No. 14-009)

Air Pollution Control District staff has reviewed the subject mitigated negative declaration, which is a request for a text amendment to the Rose-Santa Clara Corridor Specific Plan to allow for the development of public transit facilities within an area currently designated for business park development. The project location is the northwest corner of Auto Center Drive and Paseo Mercado on a 15-acre parcel. Gold Coast Transit proposes to vacate their existing facility at 301 E. 3rd St. and relocate their bus operations to the project site. Environmental review will include the foreseeable development of bus parking and fueling areas, a maintenance building, and an administrative building within the site. Development on the project site would be subject to future discretionary development.

Because the text amendment does not generate air quality emissions, an air quality analysis is not part of this review; however, we concur that future discretionary development would need to undergo air quality analysis. We note that a Mitigation Monitoring and Reporting Plan is included in the subject mitigated negative declaration. This Plan includes an air quality component. Measures AQ-1 through AQ-5 describe activities assigned to the Oxnard Planning Division, Development Services Department, for monitoring and reporting as part of the plan check, project construction, and issuance of Final Certificate of Occupancy procedures. This pertains to future development of the project. In addition to these measures, we recommend the following condition be added to future development projects on the site:

Signs displaying the APCD Complaint Line Telephone number for public complaints shall be posted in a prominent location visible off the site: (805) 645-1400 during business hours and (805) 654-2797 after hours.

If you have any questions, please call me at (805) 645-1426.

Letter 7

COMMENTER: Alicia Stratton

DATE: May 14, 2014

The commenter suggests adding a condition to the IS-MND requiring the posting of signs displaying the APCD's complaint line during construction. It is not anticipated that nearby uses would be adversely affected by project construction. Nevertheless, in response to this comment, the requested measure has been added to the Final IS-MND.



CHANGES TO THE FINAL IS-MND TEXT

The changes identified below have been made to the text of the Rose-Santa Clara Corridor Specific Plan Amendment IS-MND. Deleted text is shown in ~~strike through~~ and added text is shown in underline.

Page 4, paragraph under “Reasonably Foreseeable Development” has been revised to read as follows:

The subsequent development of the transit facility with subsequent approval of a DDR Permit is a reasonable foreseeable development enabled by the RSCCSP text amendment. The proposed GCT Administration and Operations Facility (GCT Facility) would include outside parking for up to 125 buses, fueling areas for several types of fuel, a 45,140-square-foot maintenance building, and a 25,704-square-foot administrative building. The proposed project would provide 228 onsite parking spaces for an estimated 346 employees. The project applicant may pursue LEED (Leadership in Energy Efficiency and Design) certification. Figure 3 shows the proposed site plan for the GCT Facility. GCT Facility employees and visitors would use access points off of Paseo Mercado, while GCT buses and emergency vehicles would use a driveway off of Auto Center Drive or a secondary driveway on Paseo Mercado. ~~If required by the Oxnard Fire Department, an emergency exit would be provided from Collins Street through the adjacent auto dealerships to the southeast corner of the GCT Facility.~~ Figure 4 shows the proposed GCT Facility access and circulation plan. A screen wall would surround the northern portion of the GCT Facility, including all bus parking, fueling, and maintenance areas. GCT Facility employee parking would be surrounded by a perimeter fence. The southeastern and southwestern portions of the GCT Facility would be developed with landscaped areas that provide stormwater retention.

Page 15, first paragraph under “Consistency with the 2007 Air Quality Management Plan (AQMP)” has been revised to read as follows:

The Ventura County Air basin is currently a non-attainment area for both the Federal and State standards for ozone, and the State standards for PM10. Exceeding the air quality standards is the result of past and ongoing urban and rural development that has caused emissions to exceed the air basin’s capacity for dispersal and removal of air pollutants. It should be noted, however, that the goal of the Ventura County Air Quality Management Plan (AQMP), which was most recently revised in 2007, is to reduce ambient ozone concentrations below the National Ambient Air Quality Standards (NAAQS) through the implementation of air pollutant emissions controls. The plan predicts attainment of the Federal 8-hour ozone standard by the year 2013. Air quality in Ventura County has improved dramatically since 1990, the 1994 AQMP base year. In 1990, the air quality exceeded the now revoked federal 1-hour ozone standard 18 times. However, in 2003 there were only two days over the federal 1-hour standard, and none in 2004 and 2005. Likewise, all areas of the county have enjoyed similar reductions in federal 8-hour ozone levels. In 1990 there were 117 violations countywide of the federal 8-hour ozone standard, but only 25 in 2009, 13 in 2010, and 8 in 2011. These improvements have occurred despite 29 percent increase in Ventura County’s population since 1990. Ventura County attained

both the federal 1-hour and the 1997 8-hour ozone standards in 2003 and 2012, respectively. Consequently, on May 27, 2009 the U. S. Environmental Protection Agency issued an attainment finding officially recognizing that Ventura County had attained the federal 1-hour ozone standard, and has proposed a similar attainment finding for the 1997 federal 8-hour ozone standard. That finding ~~is expected to be~~ was finalized by the end of on November 19, 2012. Cumulative air basin air quality impacts were analyzed by the 2030 General Plan PEIR and found to be significant for which an overriding consideration was adopted. The 2030 General Plan PEIR is incorporated by reference, specifically Chapter 5.7, Draft PEIR, February 2009, page 5-35.

Page 16, the introductory paragraph under "Mitigation Measures" has been revised to read as follows:

The following mitigation measures shall apply to the ~~proposed project~~ GCT Administration and Operations Facility currently contemplated for the 15-acre site at assessor parcels 144-0-141-04 (3001 Paseo Mercado), 144-0-141-05 (no address), and 144-0-141-07 (1901 Auto Center Drive):

Page 17, the following has been added:

- AQ-6** Signs displaying the APCD Complaint Line Telephone number for public complaints shall be posted in a prominent location visible off-site.

Page 25, the discussion under "Mitigation Measures" has been revised to read as follows:

The following mitigation measures shall apply to the ~~proposed project~~ GCT Administration and Operations Facility currently contemplated for the 15-acre site at assessor parcels 144-0-141-04 (3001 Paseo Mercado), 144-0-141-05 (no address), and 144-0-141-07 (1901 Auto Center Drive). With incorporation and monitoring of the above mitigation measures, hazardous material impacts would be considered less than significant.

- HAZ-1** Due to the historic use of the subject property for agricultural purposes, there is a potential that the subject property could be affected with pesticides, or other chemicals used routinely in agricultural production. To determine if soil contamination has occurred, shallow soil samples shall be collected from the subject property and analyzed for the presence of pesticides. If contamination levels exceeding applicable regulatory action levels are identified, soil removal or treatment shall be undertaken to reduce contamination levels to below action levels.

- HAZ-2** To determine if the natural gas line located on the subject property has adversely affected soil beneath the subject property, soil gas samples shall be collected in the vicinity of the pipeline on the subject property and analyzed for the presence of methane and volatile organic compounds (VOCs). If contamination levels exceeding applicable regulatory action levels are identified, soil removal or treatment shall be undertaken to reduce contamination levels to below action levels.



Page 32, the introductory paragraph under “Mitigation” has been revised to read as follows:

The following mitigation measures shall apply to the ~~proposed project~~ GCT Administration and Operations Facility currently contemplated for the 15-acre site at assessor parcels 144-0-141-04 (3001 Paseo Mercado), 144-0-141-05 (no address), and 144-0-141-07 (1901 Auto Center Drive) :
Appendix A:

Page 39, the introductory paragraph under “Mitigation Measures” has been revised to read as follows:

The following mitigation measures shall apply to the ~~proposed project~~ GCT Administration and Operations Facility currently contemplated for the 15-acre site at assessor parcels 144-0-141-04 (3001 Paseo Mercado), 144-0-141-05 (no address), and 144-0-141-07 (1901 Auto Center Drive) :

Appendix A:

Exhibit A was revised slightly to reflect the current proposal for the project site. The revised exhibit is provided below.

Appendix E:

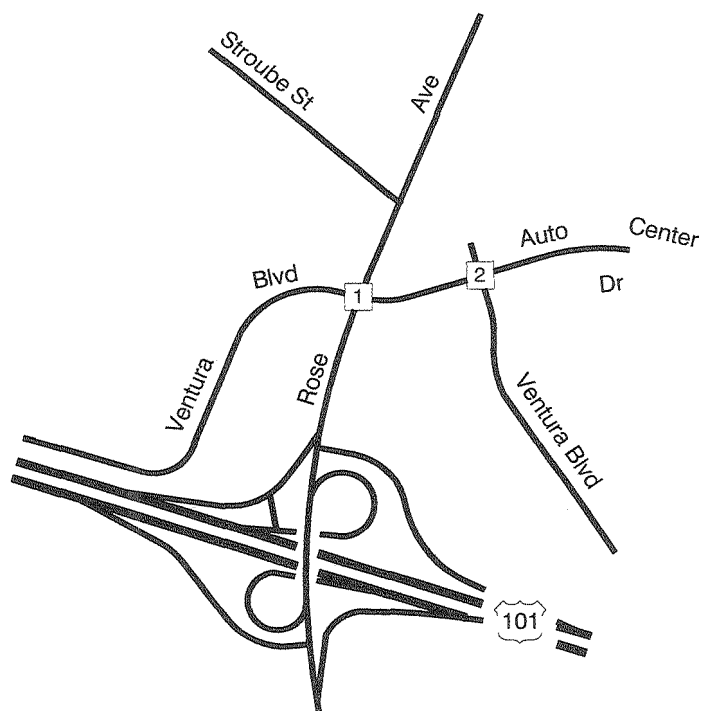
Exhibit 16 was inadvertently omitted from the project traffic study. This exhibit is provided below.



LEGEND

XX - Noon Peak Hour Volume

↓ - Traffic Movement



EXISTING NOON VOLUMES

1	2
12 356 134 131 81 780	30 4 3 14 496 32
6 92 104 128 373 838	19 504 523 436 4 37

EXISTING + PROJECT NOON VOLUMES

1	2
12 356 137 134 84 822	30 4 3 14 545 32
6 92 104 128 373 870	19 541 523 436 4 37

CUMULATIVE NOON VOLUMES

1	2
13 398 150 144 89 858	30 4 3 14 550 35
8 123 142 140 399 897	19 560 592 511 4 43

CUMULATIVE + PROJECT NOON VOLUMES

1	2
13 398 153 148 92 900	30 4 3 14 629 35
8 125 142 140 399 929	19 597 592 511 4 43



EXHIBIT 16 EXISTING AND CUMULATIVE NOON PEAK HOUR TRAFFIC VOLUMES



Penfield & Smith

Engineers • Surveyors • Planners
• Construction Management •

111 East Victoria Street, Santa Barbara, CA 93101
Phone: (805) 963-9532 Fax: (805) 966-9801

EXHIBIT A

4.2.2 Business Park

The purpose of these provisions is to regulate the development and use of the area designated for business park uses on the Rose-Santa Clara Corridor site. This is a planned office, industrial and heavy commercial area designed to provide an economic and employment base for the community and to accommodate Auto Sales and Service use on 15 acres fronting Auto Center Drive, west of Paseo Mercado.

- A. Uses permitted subject to Development Design Review Permit include, but are not limited to, the following:
1. Office
 - a. Administrative, financial, professional and other general office uses.
 2. Limited Industrial Uses including, but not limited to, the following:
 - a. Manufacturing plants and facilities.
 - b. Assembly plants and facilities.
 - c. Research laboratories and facilities.
 - d. Product development facilities. .
 - e. Testing laboratories and facilities.
 - f. Service industries including, but not limited to, the following:
 1. Repair, maintenance or servicing of appliances, component parts, motor vehicles, etc.
 2. Tooling and small machine shops.
 3. Testing shops.
 4. Photo finishing and photographic processing facilities.
 5. Blueprinting, reproduction and copying services, photoengraving printing, publishing and bookbinding.
 - g. Industries engaged in distribution, storage and warehousing.
 - h. Wholesale businesses.
 - i. Construction industries, such as general contractors and specialty contractors, etc., along with their accessory and incidental office uses.
 - j. Mini-warehouse storage facilities.
 3. Heavy retail and heavy service commercial uses including, but not limited to, the following:
 - a. Wholesale businesses, such as building, electrical and plumbing supply sales.
 - b. Equipment sales.
 - c. Tire, battery and accessory shops and accessory indoor installation facilities.
 - d. Warehouse and sales outlets for furniture, carpets, appliances, etc.
 - e. Wholesale/rental agencies for home and garden equipment.
 - f. Automobile and truck rental agencies.

4. Service commercial uses including, but not limited to, the following:
 - a. Business furniture, supplies and equipment sales computer and business machine sales and service uses.
 - b. Office supplies, stationary and card stores.
 - c. Restaurants and cafes.
5. Commercial recreation uses including, but not limited to, the following:
 - a. Bowling alleys.
 - b. Health and athletic facilities.
6. Vehicle dealerships, including auto, truck, motorcycle and recreational vehicle sales, leasing and service (dealerships and/or independents).
Accessory uses may include, but are not limited to, the following:
 - a. Repair, maintenance and servicing of appliances or component parts for motor vehicles.
 - b. Tooling.
 - c. Testing shops (excluding noise producing or noxious performance testing).
 - d. Repair, maintenance and servicing of above-listed items.
 - e. Diagnostic labs.
 - f. Experimental automobile assembly and fabrications.
 - g. Vehicular storage areas (exclusive of impound yards).
 - h. Paint and restoration shops.
 - i. Body shops.
7. *Transit Facilities, including vehicle storage, vehicle maintenance, vehicle fueling, transit operations offices, transit administrative offices, and meeting rooms.*
Accessory uses may include, but are not limited to, the following:
 - a. *Repair, maintenance, and servicing of transit vehicles;*
 - b. *Transit vehicle testing facilities (excluding noise producing or noxious performance testing);*
 - c. *Electronic component diagnostic labs;*
 - d. *Transit vehicle storage areas;*
 - e. *Transit driver training and testing.*

B. Conditionally Permitted Uses

1. Drive-through services.
2. Uses otherwise permitted that may require incidental outdoor storage.

C. Land Use Mix

The following uses shall be limited to the percentage of area within the business park land use area listed in Table 3. The purpose of this performance standard is to allow flexibility with regard to the mix of land uses in the business park area while limiting the overall traffic generation in order to ensure the adequacy of the planned circulation system.

TABLE 3
ALLOWABLE LAND USE MIX BUSINESS PARK LAND USE AREA

<u>Use</u>	<u>Maximum Percentage of Net Area</u>
Office	40
Limited Industrial/Heavy Commercial	100
Service Commercial	20
Commercial Recreation	10
Vehicle Dealerships	50

D. Property Development Standards

1. Building site area - 10,000 square foot minimum.
2. Building site area, vehicle dealership – 20,000 square foot minimum.
3. Building site width - 90 feet minimum.
4. Building site depth - 100 feet minimum.
5. Building site depth, vehicle dealership – 80 feet minimum.
6. Building height limit - 35 feet. Additional height may be permitted when approved by the Community Development Director.
7. Building setbacks
 - a. Front yard - 30 feet minimum.
 - b. Side yard - no minimum side yard required.
 - c. Rear yard - 20% of the depth of the lot, but not to exceed 20 feet.
8. Building setbacks, vehicle dealerships.
 - a. Front yard – 65 minimum on Auto Center Drive. The front yard setback on Paseo Mercado shall be 35 feet.
 - b. Side yard - no side yard is required on interior lines. A common building wall with a zero setback may be established during the site plan and building design review process, provided that documentation exists describing the exchange and recordation of necessary documents to ensure adequate access, parking, and easements to serve the developments.
 - c. Rear yard – No rear yard setback is required.
9. Site coverage - the total ground floor of structures shall not exceed 50 percent of the total lot area.
10. Auto Sales and Service Uses (dealerships) is limited to up two sites with frontage on Auto Center Drive, west of Paseo Mercado, and totaling not more than approximately 15 net acres.

RESOLUTION NO. 2014-[PZ 14-630-01]

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF OXNARD RECOMMENDING THAT CITY COUNCIL ADOPT AN ORDINANCE APPROVING PLANNING AND ZONING PERMIT NO. 14-630-01 (SPECIFIC PLAN TEXT AMENDMENT) TO AMEND SECTION 4.2.2 OF THE ROSE-SANTA CLARA CORRIDOR SPECIFIC PLAN BY ADDING SUB-SECTION A.7, ENTITLED "PUBLIC TRANSIT ADMINISTRATION AND OPERATIONS FACILITY," TO PLANNING AREA 2, BUSINESS PARK, RECOMMENDING THAT CITY COUNCIL ADOPT MITIGATED NEGATIVE DECLARATION NO. 2014-01 FOR THE ROSE-SANTA CLARA CORRIDOR SPECIFIC PLAN AND RECOMMENDING THAT CITY COUNCIL IMPOSE MITIGATION MEASURES IDENTIFIED WITHIN SAID MITIGATED NEGATIVE DECLARATION ON THE PARCELS KNOWN AS APN: 144-0-141-045; 055; AND 075 BASED UPON THE PROJECT DESCRIPTION EVALUATED WITHIN IS/MND NO. 2014-01. FILED BY REED CALDWELL, GOLD COAST TRANSIT, 301 EAST THIRD STREET, OXNARD, CA 93030-6048.

WHEREAS, the Planning Commission of the City of Oxnard has considered a proposed text amendment to Section 4.2.2 of the Rose-Santa Clara Corridor Specific Plan; and

WHEREAS, in 1986 the City Council certified Final EIR 85-03 for the Rose-Santa Clara Corridor Specific Plan; and

WHEREAS, the Planning Division has determined that the proposed Specific Plan Text Amendment and the subsequent development of the vacant 15-acre site with the Gold Coast Transit Administration and Operations Facility (GCT Facility) are subject to environmental review pursuant to Section 15070 of Title 14 of the California Code of Regulations; and

WHEREAS, in accordance with the California Environmental Quality Act, the Planning Manager provided public notice of the intent of the City to adopt a mitigated negative declaration (MND) for this project, and the Planning Commission considered the proposed MND, together with comments received during the public review process, finds on the basis of the whole record before it (including the initial study and comments received) that with the imposition of mitigation measures as conditions of approval, there is no substantial evidence that the project and foreseeable subsequent development will have a significant effect on the environment, and further finds that the MND reflects the independent judgment of the City, and recommends that the City Council adopt MND 2014-01; and

WHEREAS, the documents and other materials that constitute the record of proceedings upon which the decision to adopt the mitigated negative declaration is based is located in the Planning Division of the City of Oxnard, and the custodian of the record is the Planning Manager; and

WHEREAS, the Planning Commission finds, after due study, deliberation and public hearing that the following circumstances exist:

1. As outlined in Section 6b of the Planning Commission Staff report, the proposed Specific Plan Text Amendment is in conformance with the 2030 General Plan and other adopted policies of the City of Oxnard;
2. As outlined in Section 6c of the Planning Commission Staff report, the proposed Specific Plan Text Amendment is a logical refinement and internally consistent with the *Rose-Santa Clara Corridor Specific Plan*;
3. As determined in MND 2014-01, the proposed Specific Plan Text Amendment will not adversely affect or be materially detrimental to adjacent land uses, buildings or structures or to the public health, safety or general welfare; and
4. As outlined in Section 6c of the Planning Commission Staff report, the proposed Specific Plan Text Amendment conforms with adopted City standards and constitutes good City planning.

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission, of the City of Oxnard recommends that the City Council: (i) adopt an ordinance approving Planning and Zoning Permit No. 14-630-01 (Specific Plan Text Amendment) to amend Section 4.2.2 of the *Rose-Santa Clara Corridor Specific Plan* by adding Sub-Section A.7, entitled "Public Transit Administration and Operations Facility," to Planning Area 2, Business Park as shown in Exhibit A hereto attached; (ii) adopt Mitigated Negative Declaration No. 2014-01 for the Rose-Santa Clara Corridor Specific Plan; and (iii) impose mitigation measures identified within said Mitigated Negative Declaration on the parcels known as APN: 144-0-141-045; 055; and 075 based upon the project description evaluated within IS/MND No. 2014-01.

PASSED and ADOPTED by the Planning Commission of the City of Oxnard on this 5th day of June 2014 by the following vote:

AYES: Commissioners:

NOES: Commissioners:

ABSENT: Commissioners:

Vincent R. Stewart, Chairman

ATTEST: _____
Ashley Golden, Secretary

EXHIBIT A

4.2.2 Business Park

The purpose of these provisions is to regulate the development and use of the area designated for business park uses on the Rose-Santa Clara Corridor site. This is a planned office, industrial and heavy commercial area designed to provide an economic and employment base for the community and to accommodate Auto Sales and Service use on 15 acres fronting Auto Center Drive, west of Paseo Mercado.

- A. Uses permitted subject to Development Design Review Permit include, but are not limited to, the following:
1. Office
 - a. Administrative, financial, professional and other general office uses.
 2. Limited Industrial Uses including, but not limited to, the following:
 - a. Manufacturing plants and facilities.
 - b. Assembly plants and facilities.
 - c. Research laboratories and facilities.
 - d. Product development facilities.
 - e. Testing laboratories and facilities.
 - f. Service industries including, but not limited to, the following:
 1. Repair, maintenance or servicing of appliances, component parts, motor vehicles, etc.
 2. Tooling and small machine shops.
 3. Testing shops.
 4. Photo finishing and photographic processing facilities.
 5. Blueprinting, reproduction and copying services, photoengraving printing, publishing and bookbinding.
 - g. Industries engaged in distribution, storage and warehousing.
 - h. Wholesale businesses.
 - i. Construction industries, such as general contractors and specialty contractors, etc., along with their accessory and incidental office uses.
 - j. Mini-warehouse storage facilities.
 3. Heavy retail and heavy service commercial uses including, but not limited to, the following:
 - a. Wholesale businesses, such as building, electrical and plumbing supply sales.
 - b. Equipment sales.
 - c. Tire, battery and accessory shops and accessory indoor installation facilities.
 - d. Warehouse and sales outlets for furniture, carpets, appliances, etc.
 - e. Wholesale/rental agencies for home and garden equipment.
 - f. Automobile and truck rental agencies.

4. Service commercial uses including, but not limited to, the following:
 - a. Business furniture, supplies and equipment sales computer and business machine sales and service uses.
 - b. Office supplies, stationary and card stores.
 - c. Restaurants and cafes.

5. Commercial recreation uses including, but not limited to, the following:
 - a. Bowling alleys.
 - b. Health and athletic facilities.

6. Vehicle dealerships, including auto, truck, motorcycle and recreational vehicle sales, leasing and service (dealerships and/or independents).
 Accessory uses may include, but are not limited to, the following:
 - a. Repair, maintenance and servicing of appliances or component parts for motor vehicles.
 - b. Tooling.
 - c. Testing shops (excluding noise producing or noxious performance testing).
 - d. Repair, maintenance and servicing of above-listed items.
 - e. Diagnostic labs.
 - f. Experimental automobile assembly and fabrications.
 - g. Vehicular storage areas (exclusive of impound yards).
 - h. Paint and restoration shops.
 - i. Body shops.

7. *Transit Facilities, including vehicle storage, vehicle maintenance, vehicle fueling, transit operations offices, transit administrative offices, and meeting rooms.*
Accessory uses may include, but are not limited to, the following:
 - a. *Repair, maintenance, and servicing of transit vehicles;*
 - b. *Transit vehicle testing facilities (excluding noise producing or noxious performance testing);*
 - c. *Electronic component diagnostic labs;*
 - d. *Transit vehicle storage areas;*
 - e. *Transit driver training and testing.*

- B. Conditionally Permitted Uses
 1. Drive-through services.
 2. Uses otherwise permitted that may require incidental outdoor storage.

C. Land Use Mix

The following uses shall be limited to the percentage of area within the business park land use area listed in Table 3. The purpose of this performance standard is to allow flexibility with regard to the mix of land uses in the business park area while limiting the overall traffic generation in order to ensure the adequacy of the planned circulation system.

TABLE 3
ALLOWABLE LAND USE MIX BUSINESS PARK LAND USE AREA

<u>Use</u>	<u>Maximum Percentage of Net Area</u>
Office	40
Limited Industrial/Heavy Commercial	100
Service Commercial	20
Commercial Recreation	10
Vehicle Dealerships	50

D. Property Development Standards

1. Building site area - 10,000 square foot minimum.
2. Building site area, vehicle dealership – 20,000 square foot minimum.
3. Building site width - 90 feet minimum.
4. Building site depth - 100 feet minimum.
5. Building site depth, vehicle dealership – 80 feet minimum.
6. Building height limit - 35 feet. Additional height may be permitted when approved by the Community Development Director.
7. Building setbacks
 - a. Front yard - 30 feet minimum.
 - b. Side yard - no minimum side yard required.
 - c. Rear yard - 20% of the depth of the lot, but not to exceed 20 feet.
8. Building setbacks, vehicle dealerships.
 - a. Front yard – 65 minimum on Auto Center Drive. The front yard setback on Paseo Mercado shall be 35 feet.
 - b. Side yard - no side yard is required on interior lines. A common building wall with a zero setback may be established during the site plan and building design review process, provided that documentation exists describing the exchange and recordation of necessary documents to ensure adequate access, parking, and easements to serve the developments.
 - c. Rear yard – No rear yard setback is required.
9. Site coverage - the total ground floor of structures shall not exceed 50 percent of the total lot area.
10. Auto Sales and Service Uses (dealerships) is limited to up two sites with frontage on Auto Center Drive, west of Paseo Mercado, and totaling not more than approximately 15 net acres.

MITIGATION MONITORING AND REPORTING PROGRAM

The California Environmental Quality Act (CEQA) requires public agencies to adopt a monitoring and reporting program for ensuring compliance with required mitigation measures applied to proposed projects. As stated in Section 21081.6 of the Public Resources Code:

... the public agency shall adopt a reporting or monitoring program for the changes made to the project or conditions of project approval, adopted in order to mitigate or avoid significant effects on the environment.

Public Resources Code Section 21081.6 provides general guidelines for implementing mitigation monitoring programs and specifies that reporting and/or monitoring requirements, to be enforced during project implementation, are to be defined as part of adopting a mitigated negative declaration.

The mitigation monitoring table lists those mitigation measures that are included in the Final Initial Study-Mitigated Negative Declaration (IS-MND) for the proposed Rose-Santa Clara Corridor Specific Plan Text Amendment. The measures included in the IS-MND supplement the mitigation measures in the Rose-Santa Clara Corridor Specific Plan EIR that was certified in 1986 and apply to the specific development (Gold Coast Transit Administration and Operations Facility) contemplated in the Rose-Santa Clara Corridor Specific Plan Text Amendment IS-MND. Any other future development contemplated on the 15-acre site at assessor parcels 144-0-141-04 (3001 Paseo Mercado), 144-0-141-05 (no address), and 144-0-141-07 (1901 Auto Center Drive) considered in the IS-MND may be subject to additional environmental review and different mitigation requirements.

To ensure that the mitigation measures are implemented, the monitoring program identifies the monitoring actions required as well as the timing and responsibility for monitoring of each measure. The project applicant will be responsible for implementing the measures, and various City of Oxnard departments will have primary responsibility for monitoring implementation.

Attachment 3
Page 45 of 50



**Rose-Santa Clara Corridor Specific Plan Text Amendment
Mitigation Monitoring and Reporting Program**

Mitigation Measure	Responsible Department	Monitoring Action	Implementation Timing	Verification of Completion	
				Check Box	Date
AIR QUALITY					
AQ-1 All construction equipment shall be maintained and tuned to meet applicable EPA and CARB emissions requirements. At such time as new emission control devices or operational modifications are found to be effective, such devices or operational modifications shall be required on all construction equipment operating pursuant to City permits.	On-site construction manager, Development Services Department	Field verification of implementation during grading and construction.	Periodically throughout grading and construction.		
AQ-2 The following dust suppression measures shall be incorporated into the project: a. Watering all excavated material to prevent wind erosion while it is on-site or being moved; b. Periodic watering of construction sites or use of APCD approved dust suppression compounds that bind with the surface layers of soil and prevent soil particles from being eroded; c. Controlling the number and activity of vehicles on site at any given time; d. Seeding areas to be left inactive for a long enough period to secure the soil, limiting the area excavated at any given time; e. Limiting on-site vehicle traffic to 15 miles per hour; and f. Sweeping streets adjacent to the construction site to remove dust caused by the construction activities.	On-site construction manager, Development Services Department	Field verification of implementation during grading and construction.	Periodically throughout grading and construction.		
AQ-3 All clearing, grading, earth moving, or excavation activities shall cease during periods of high winds (i.e., greater than 15 miles per hour averaged over one hour) to prevent excessive amounts of fugitive dust.	On-site construction manager, Development Services Department	Field verification of implementation during grading and construction.	Periodically throughout grading and construction.		
AQ-4 All trucks hauling excavated or graded	On-site	Field verification of	Periodically		

**Rose-Santa Clara Corridor Specific Plan Text Amendment
 Mitigation Monitoring and Reporting Program**

Mitigation Measure	Responsible Department	Monitoring Action	Implementation Timing	Verification of Completion	
				Check Box	Date
material off-site shall comply with State Vehicle Code Section 23114, with special attention to Sections 23114(b)(F), (e)(2) and (e)(4) as amended, regarding the prevention of such material spilling onto public streets and roads.	construction manager, Development Services Department	implementation during grading and construction.	throughout grading and construction.		
AQ-5 Prior to issuance of grading permit, the applicant and/or contractors shall contact the VCAPCD for more specific guidelines as applicable to the project construction activities, and provide the Planning Manager, or designee, with a memorandum as to the date, contact person, and applicable provisions of Rule 55 which may include (but are not limited to) the following provisions: 1) visible dust from an applicable source is prohibited or limited, 2) Measures must be taken to reduce or prevent track-out onto paved public roadways, 3) track-out must be removed from roadways, 4) visible dust exceeding 100 feet in length from earth-moving equipment is prohibited, 5) outbound trucks with soil must either be tarped or a 6-inch freeboard below the truck rim, or be wetted to minimize loss of material due to wind or spillage.	Applicant, Development Services Department	Verification that the applicant has obtained guidelines from the VCAPCD.	Prior to issuance of grading permit.		
AQ-6 Signs displaying the APCD Complaint Line Telephone number for public complaints shall be posted in a prominent location visible off-site.	Applicant, Development Services Department	Verification that the APCD Complaint Line number has been posted.	At the beginning of grading and periodically thereafter throughout grading and construction.		
HAZARDS AND HAZARDOUS MATERIALS					
HAZ-1 Due to the historic use of the subject property for agricultural purposes, there is a potential that the subject property could be affected with pesticides, or other chemicals used routinely in agricultural production. To determine if soil contamination has occurred, shallow soil samples shall be collected from the subject property and analyzed for the presence of pesticides. If contamination levels exceeding	Applicant, Development Services Department	Verification that soil sampling has been conducted and, as necessary, remediation of any contamination exceeding regulatory action levels has been implemented.	Prior to issuance of grading permit.		



**Rose-Santa Clara Corridor Specific Plan Text Amendment
Mitigation Monitoring and Reporting Program**

Mitigation Measure	Responsible Department	Monitoring Action	Implementation Timing	Verification of Completion	
				Check Box	Date
applicable regulatory action levels are identified, soil removal or treatment shall be undertaken to reduce contamination levels to below action levels.					
HAZ-2 To determine if the natural gas line located on the subject property has adversely affected soil beneath the subject property, soil gas samples shall be collected in the vicinity of the pipeline on the subject property and analyzed for the presence of methane and volatile organic compounds (VOCs). If contamination levels exceeding applicable regulatory action levels are identified, soil removal or treatment shall be undertaken to reduce contamination levels to below action levels.	Applicant, Development Services Department	Verification that soil sampling has been conducted and, as necessary, remediation of any contamination exceeding regulatory action levels has been implemented.	Prior to issuance of grading permit.		
NOISE					
NOISE-1 During all excavation and grading on site, the project contractors shall equip all construction equipment, fixed or mobile, with properly operating and maintained mufflers, consistent with manufacturers' standards.	On-site construction manager, Development Services Department	Field verification of implementation during grading and construction.	Periodically throughout grading and construction.		
NOISE-2 Construction times shall be limited to 7 a.m. to 7 p.m. daily or in accordance with City Ordinances restricting construction times at the time of construction, whichever is more restrictive.	On-site construction manager, Development Services Department	Field verification of implementation during grading and construction.	Periodically throughout grading and construction.		

**Rose-Santa Clara Corridor Specific Plan Text Amendment
Mitigation Monitoring and Reporting Program**

Mitigation Measure	Responsible Department	Monitoring Action	Implementation Timing	Verification of Completion	
				Check Box	Date
TRANSPORTATION/TRAFFIC					
TRAF-1 The ultimate site plan should incorporate bus turning templates to confirm that the driveway would accommodate bus turning movements.	Development Services Department	Review and approval of final site plans to verify compliance.	Prior to issuance of building permits.		
TRAF-2 The main driveway should contain two exit lanes (a left-turn and shared through/right-turn lane) to accommodate traffic movements.	Development Services Department	Review and approval of final site plans to verify compliance.	Prior to issuance of building permits.		
TRAF-3 Project frontage improvements would include construction of an eastbound left-turn lane on Auto Center Drive and conversion of the existing three-way traffic signal to a four-way traffic signal. Modifications to the existing traffic signal would include protected eastbound left-turn phasing and new signal mast arms for the northbound and southbound approaches. The length of the eastbound left-turn lane on Auto Center Drive should be a minimum of 200 feet to provide queuing storage for buses and passenger vehicles.	Development Services Department	Verification that required frontage improvements have been implemented.	Prior to issuance of occupancy permits.		
TRAF-4 To mitigate the project's cumulative impact during the Noon peak hour, additional capacity northbound right-turn movement on Rose Avenue at Auto Center Drive would be required. Two mitigation options have been identified: 1. Widening of the northbound approach to provide two dedicated right-turn lanes. The roadway would have to be widened a minimum of 11 feet to the east to accommodate an additional lane, which may require additional right-of-way and relocation of utilities. 2. Restripe of the northbound no. 2 through lane to a shared through/right-turn lane. The restripe option may require removal of the overlap arrow signal indication and removal of the existing bike lane striping.	Development Services Department	Verification that fair share fees have been paid.	Prior to issuance of occupancy permits.		

**Rose-Santa Clara Corridor Specific Plan Text Amendment
 Mitigation Monitoring and Reporting Program**

Mitigation Measure	Responsible Department	Monitoring Action	Implementation Timing	Verification of Completion	
				Check Box	Date
The applicant shall pay its fair share contribution, as determined by the City, toward the implementation of mitigation for the Auto Center Drive/Rose Avenue intersection.					

RESOLUTION NO. 2014-09 [PZ 14-630-01]

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF OXNARD RECOMMENDING THAT CITY COUNCIL ADOPT AN ORDINANCE APPROVING PLANNING AND ZONING PERMIT NO. 14-630-01 (SPECIFIC PLAN TEXT AMENDMENT) TO AMEND SECTION 4.2.2 OF THE ROSE-SANTA CLARA CORRIDOR SPECIFIC PLAN BY ADDING SUB-SECTION A.7, ENTITLED "PUBLIC TRANSIT ADMINISTRATION AND OPERATIONS FACILITY," TO PLANNING AREA 2, BUSINESS PARK, RECOMMENDING THAT CITY COUNCIL ADOPT MITIGATED NEGATIVE DECLARATION NO. 2014-01 FOR THE ROSE-SANTA CLARA CORRIDOR SPECIFIC PLAN AND RECOMMENDING THAT CITY COUNCIL IMPOSE MITIGATION MEASURES IDENTIFIED WITHIN SAID MITIGATED NEGATIVE DECLARATION ON THE PARCELS KNOWN AS APN: 144-0-141-045; 055; AND 075 BASED UPON THE PROJECT DESCRIPTION EVALUATED WITHIN IS/MND NO. 2014-01. FILED BY REED CALDWELL, GOLD COAST TRANSIT, 301 EAST THIRD STREET, OXNARD, CA 93030-6048.

WHEREAS, the Planning Commission of the City of Oxnard has considered a proposed text amendment to Section 4.2.2 of the Rose-Santa Clara Corridor Specific Plan; and

WHEREAS, in 1986 the City Council certified Final EIR 85-03 for the Rose-Santa Clara Corridor Specific Plan; and

WHEREAS, the Planning Division has determined that the proposed Specific Plan Text Amendment and the subsequent development of the vacant 15-acre site with the Gold Coast Transit Administration and Operations Facility (GCT Facility) are subject to environmental review pursuant to Section 15070 of Title 14 of the California Code of Regulations; and

WHEREAS, in accordance with the California Environmental Quality Act, the Planning Manager provided public notice of the intent of the City to adopt a mitigated negative declaration (MND) for this project, and the Planning Commission considered the proposed MND, together with comments received during the public review process, finds on the basis of the whole record before it (including the initial study and comments received) that with the imposition of mitigation measures as conditions of approval, there is no substantial evidence that the project and foreseeable subsequent development will have a significant effect on the environment, and further finds that the MND reflects the independent judgment of the City, and recommends that the City Council adopt MND 2014-01; and

WHEREAS, the documents and other materials that constitute the record of proceedings upon which the decision to adopt the mitigated negative declaration is based is located in the Planning Division of the City of Oxnard, and the custodian of the record is the Planning Manager; and

WHEREAS, the Planning Commission finds, after due study, deliberation and public hearing that the following circumstances exist:

1. As outlined in Section 6b of the Planning Commission Staff report, the proposed Specific Plan Text Amendment is in conformance with the 2030 General Plan and other adopted policies of the City of Oxnard;
2. As outlined in Section 6c of the Planning Commission Staff report, the proposed Specific Plan Text Amendment is a logical refinement and internally consistent with the *Rose-Santa Clara Corridor Specific Plan*;
3. As determined in MND 2014-01, the proposed Specific Plan Text Amendment will not adversely affect or be materially detrimental to adjacent land uses, buildings or structures or to the public health, safety or general welfare; and
4. As outlined in Section 6c of the Planning Commission Staff report, the proposed Specific Plan Text Amendment conforms with adopted City standards and constitutes good City planning.

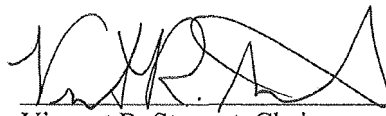
NOW, THEREFORE, BE IT RESOLVED that the Planning Commission, of the City of Oxnard recommends that the City Council: (i) adopt an ordinance approving Planning and Zoning Permit No. 14-630-01 (Specific Plan Text Amendment) to amend Section 4.2.2 of the *Rose-Santa Clara Corridor Specific Plan* by adding Sub-Section A.7, entitled "Public Transit Administration and Operations Facility," to Planning Area 2, Business Park as shown in Exhibit A hereto attached; (ii) adopt Mitigated Negative Declaration No. 2014-01 for the Rose-Santa Clara Corridor Specific Plan; and (iii) impose mitigation measures identified within said Mitigated Negative Declaration on the parcels known as APN: 144-0-141-045; 055; and 075 based upon the project description evaluated within IS/MND No. 2014-01.

PASSED and ADOPTED by the Planning Commission of the City of Oxnard on this 5th day of June 2014 by the following vote:

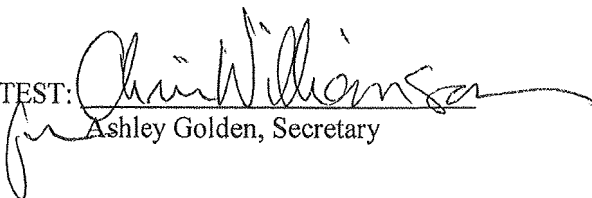
AYES: Commissioners:

NOES: Commissioners:

ABSENT: Commissioners:



Vincent R. Stewart, Chairman

ATTEST: 

Ashley Golden, Secretary



Meeting Date: 07/08/2014

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☒ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Greg Nyhoff, City Manager

Agenda Item No. 5-1

Reviewed By: City Manager JM

City Attorney SMF

Finance JC

Other (Specify)

DATE: July 1, 2014

TO: City Council

FROM: Greg Nyhoff, City Manager
City Manager's Office

SUBJECT: Agreements for City Council Review

RECOMMENDATION

That City Council, pursuant to Ordinance 2835, and Resolution No. 13,932, approve and authorize the City Manager, to execute the agreements/contracts and change orders/amendments in amounts more than \$25,000 but no more than \$250,000, which are described on the attached list.

DISCUSSION

On November 16, 2010, the City Council approved changes to the City's Purchasing Procedures reducing the threshold for City agreements/contracts and change orders/amendments requiring City Council approval to \$25,000. The agreements/contract and change orders/amendments described on the attached list involve amounts above \$25,000 and up to \$250,000.

FINANCIAL IMPACT

Funding information is included on the attached list.

Attachment - #1 – List of Agreements/Contracts and/or Change Orders/Amendments

NOTE: Copies of the agreement/contracts and change orders/amendments on the list are available in the City Clerk's Office prior to the Council meeting.

City Manager Contract List for 07/08/2014

Item	Type	Department/Contact	Vendor/Agreement Number	Description/Purpose	Amount
A	Original Agreement	Development Services/Planning Chris Williamson 385-8156	Pacific Municipal Consultants Agreement No. 6639-14-DS	Preparation of the 2013-2021 Housing Element Pacific Municipal Consultants (PMC) was retained previously by the City to finish the 2006-2014 Housing Element (HE) and guide it through the California Department of Housing and Community Development (HCD) certification process. The HE will be completed for a not to exceed amount of \$47,265 within six to nine months. To ensure the continuity of this project, staff is requesting that PMC be retained as a sole source vender. Total Contract Amount: \$47,265 FundingSource: General Plan Maintenance Fee Revenue	\$47,265
B	Amendment	General Services Michael Henderson 385-7950	Ventura Regional Sanitation District Agreement No. 5421-11-CM Amendment 3	Consulting Services for the Santa Clara and Coastal Landfills Provide gas monitoring, storm water monitoring and reporting for the Santa Clara and Coastal Landfills to comply with the California Water Quality Control Board, California Integrated Waste Management Board and Solid Waste Local Enforcement Agency. This is the third year of a three year contract. Total Contract Amount: \$249,404 FundingSource: Golf Course Fund	\$79,514
C	Purchase Order	Public Works/Street Maintenance Phil Gregoire 797-8219	Diversified Minerals, Inc. Purchase Order No. 1647	Concrete Material On May 12, 2014 the Purchasing Division and the Street's Division solicited an RFB for Concrete Material. Two bids were received and Diversified Minerals, Inc. was the lowest bidder. Concrete material is to be used for maintenance and repair of sidewalks, curbs and gutters, and other concrete street infrastructure. Total Contract Amount: \$50,000 FundingSource: State Gas Tax	\$50,000
D	Task Order	Public Works Lou Balderrama 340-5358	Earth Systems, Inc. Agreement No. 6387-13-CM Task Order 2	On-Call Soils and Materials Testing Compaction testing, laboratory testing, concrete batch plant inspection, and aggregate testing for the Hueneme Road Widening Project. The City entered into an agreement with Earth Systems, Inc. to provide on-call services through the Request for Proposal (RFP) process, in accordance with the City's procurement policy. The contract amount is unchanged. Total Contract Amount: \$250,000 FundingSource: Gax Tax Funds	\$30,100

ACTION	TYPE OF ITEM
☐ Approved Recommendation	X Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Cynthia Daniels *CD* Agenda Item No. **5-2**Reviewed By: City Manager *JM* City Attorney *SMF* Finance *JK* Other (Specify) _____

DATE: June 25, 2014

TO: City Council

FROM: Matthew G. Winegar, Director
Development Services Department *[Signature]*SUBJECT: Disposal of Surplus Land and Transfer of Property at Ventura Boulevard
Southeast of Santa Clara Avenue, West of Nyeland Avenue**RECOMMENDATION**

That City Council:

1. Adopt a resolution declaring the planning commission will not report on the conformity with the adopted general plan for disposal of surplus land at the Rice Avenue/Santa Clara Avenue interchange improvements at Highway 101 (the project) because the parcels are remainders of larger parcels acquired and used in part for street purposes as permitted by the California Government Code, and
2. Declaring six parcels identified as Exhibits 4 through 9 at Ventura Boulevard southeast of Santa Clara Avenue and west of Nyeland Avenue are surplus land for disposal according to state and federal laws and regulations.
3. Approve and authorize the Mayor to execute a deed transferring the property described in Exhibit 10 to the owner of the Country Squire Mobile Home Park to satisfy the environmental mitigation requirement of the project.
4. Authorize the City Manager or Director of Development Services to execute such other documents as are appropriate to implement and close the transactions.

DISCUSSION

Seven parcels were created by the March 2013 dedication of the realigned Ventura Boulevard (between Santa Clara Avenue and Nyeland Avenue, adjacent to the Nyeland Acres neighborhood). The combined size of the seven parcels is 0.99 acres. The properties were acquired with federal-aid highway funds between 2002 and 2005. The parcel described in Exhibit 10 is an environmental mitigation of the project. Staff recommends six parcels (Exhibits 4 through 9) be declared surplus land and offered for sale or lease in accordance with state and federal law. Five of the surplus parcels are exempt (Exhibits

4-7, and 9) and one surplus parcel is not exempt (Exhibit 8) from the rules for surplus land described in California Government Code Section 54221(e) (2). The five exempt surplus land lots must be sold to an owner of contiguous land, otherwise each is not considered exempt.

Caltrans required the city to provide the parcel described in Exhibit 10 as an environmental mitigation parcel for open space for the adjacent mobile home park (Country Squire Mobile Home Park). The mitigation parcel was landscaped with turf grass in anticipation of its being granted to the mobile home park. The mobile home park owner is willing to accept the parcel. The plant establishment period for the new turf lot ends in September 2014. The parcel could be transferred at the end of the plant establishment period.

The other six parcels described in Exhibits 4-9 are unimproved. The city would reserve an easement for irrigation recently installed for Project Specification No. DS 13-03 across Exhibit 4's lot. A property owner adjacent to the parcel described in Exhibit 7 expressed interest in acquiring the parcel. The property owners adjacent to the parcel described in Exhibit 4 have first right of refusal to purchase the parcel under the terms of the settlement of their eminent domain case no. CIV 227421.

State law requires the planning commission to report upon parcels to be offered for sale for conformity with the adopted general plan unless the legislative body adopts a resolution providing that the state law does not apply to the disposition of property related to street alignment projects. Because these parcels are small lots created by the realignment of Ventura Boulevard, a planning commission report is not required.

State law requires non-exempt surplus land be offered for sale or lease in writing first to several public or public-purpose entities for developing low- and moderate-income housing, for park and recreational purposes or open-space purposes, and to schools for open-space. There is a 60-day deadline to respond to the city's written offer to sell or lease the non-exempt land to the identified entities. The city's consultant, Overland Pacific & Cutler Inc., would provide the technical expertise for the property transactions. Each exempt surplus parcel will be given a minimum valuation ahead of any sale or lease. The non-exempt parcels will be appraised before any sale or lease is concluded.

FINANCIAL IMPACT

The proceeds from any sales will be returned to the Rice/101 Interchange project to offset project costs.

CD

- Attachment #1 - City Council Resolution
#2 - Location Map of Surplus Parcels
#3 Table 1 of Surplus Properties
#4 Caltrans Letter for Environmental Mitigation Parcel
#5 Exhibits 10 A & 10 B

CITY COUNCIL OF THE CITY OF OXNARD

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OXNARD DECLARING PLANNING COMMISSION WILL NOT REVIEW SURPLUS LAND DISPOSITION AT RICE/HWY 101 INTERCHANGE FOR GENERAL PLAN CONFORMITY, AND DECLARING SIX PARCELS SURPLUS LAND AT VENTURA BOULEVARD SOUTHEAST OF SANTA CLARA AVENUE AND WEST OF NYELAND AVENUE

WHEREAS, City acquired right of way for street purposes for the realignment of Ventura Boulevard southeast of Santa Clara Avenue and west of Nyeland Avenue for the Rice Avenue/Santa Clara Avenue interchange improvements at Highway 101 (the project); and

WHEREAS, California Government Code Section 65402(a)(1) states the legislative body may provide by resolution that the provisions of the Government Code regarding report of the Planning Commission on conformity with the adopted general plan do not apply to the disposition of the remainder of a larger parcel that was acquired and used in part for street purposes; and

WHEREAS, property acquired for the realignment of Ventura Boulevard resulted in remainder parcels the City does not intend to use for street purposes, and those parcels are identified in Exhibits 4 through 9 attached hereto ; and

WHEREAS, disposal of surplus government property is exempt under Class 12, Section 15312 of the California Environmental Quality Act.

NOW, THEREFORE, the City Council of the City of Oxnard resolves:

1. The Planning Commission shall not determine the conformity with the adopted general plan for the disposal of surplus land at the project.
2. The properties described in Exhibits 4 through 9 attached hereto are surplus land and will be disposed in conformance with state and federal laws and regulations.

PASSED AND ADOPTED THIS _____ day of _____, 2014, by the following vote:

AYES:

NOES:

ABSENT:

ATTACHMENT 1
PAGE 1 OF 14

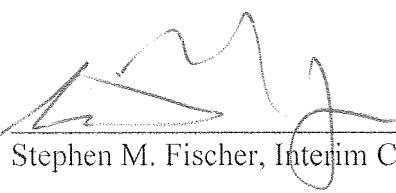
ABSTAIN:

Tim Flynn, Mayor

ATTEST:

Daniel Martinez, City Clerk

APPROVED AS TO FORM:



Stephen M. Fischer, Interim City Attorney

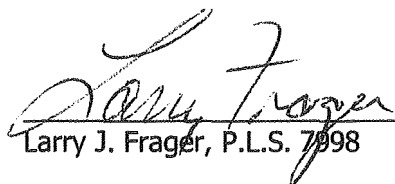
EXHIBIT "4-A"

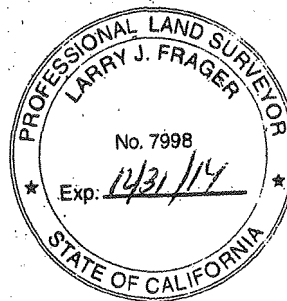
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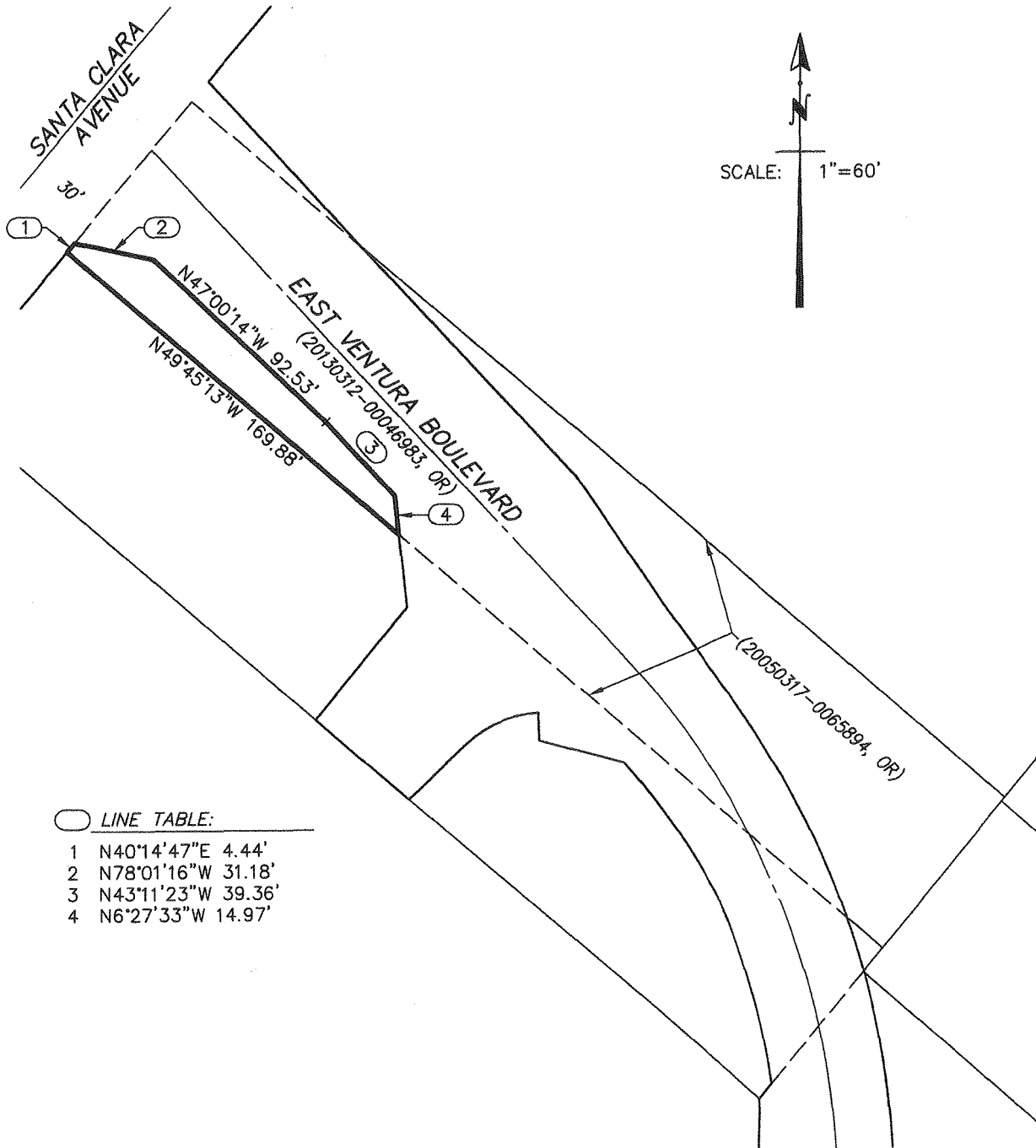
That portion of Lot 65 of the Rancho Santa Clara Del Norte, in the City of Oxnard, County of Ventura, State of California, as per map recorded in Book 3, Page 26 of Miscellaneous Records (Maps) in the office of the County Recorder of Ventura County, described as follows:

That portion of the land described in the Grant Deed recorded March 17, 2005, as Instrument No. 20050317-0065894 of Official Records of Ventura County, which lies southwesterly of East Ventura Boulevard as described in City of Oxnard Document No. 4992 (Public Street Dedication Deed), recorded March 12, 2013, as Instrument No. 20130312-00046983 of Official Records of Ventura County.

Containing 2,440 square feet (0.056 acres), more or less.


Larry J. Frager, P.L.S. 7998
5/8/14
Date





○ LINE TABLE:

- | | | |
|---|-------------|--------|
| 1 | N40°14'47"E | 4.44' |
| 2 | N78°01'16"W | 31.18' |
| 3 | N43°11'23"W | 39.36' |
| 4 | N6°27'33"W | 14.97' |

PREPARED BY:
BENNER AND CARPENTER, INC.
506 EAST MAIN STREET
SANTA PAULA, CA 93060
(805) 525-3396

EXHIBIT '4-B'
SKETCH TO ACCOMPANY
LEGAL DESCRIPTION

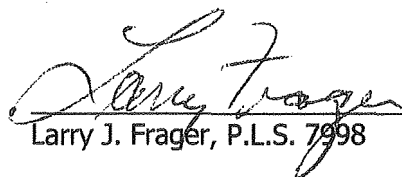
EXHIBIT "5-A"

LEGAL DESCRIPTION

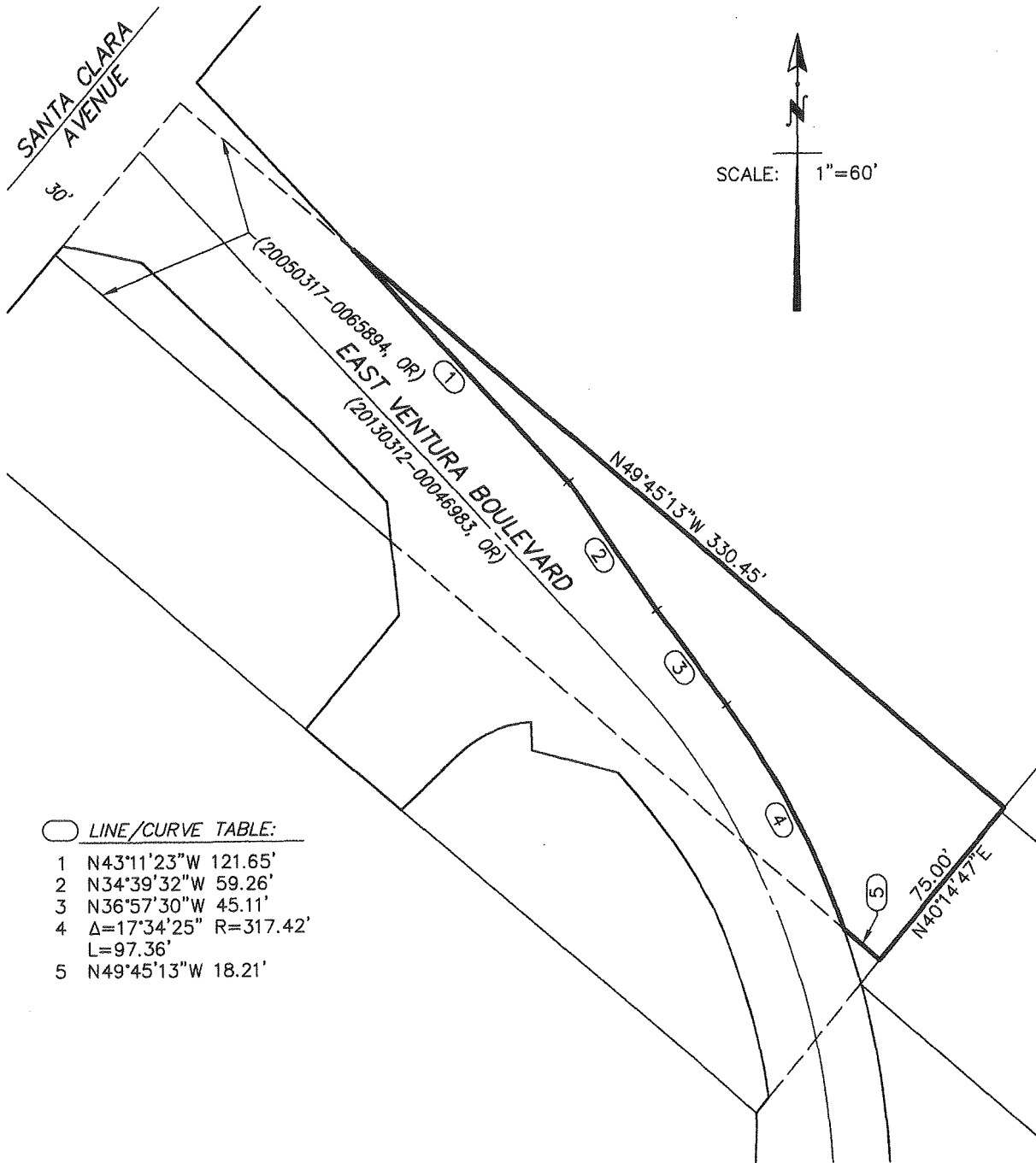
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Containing 9,868 square feet (0.227 acres) more or less.


Larry J. Frager, P.L.S. 7998
5/8/14
Date





○ LINE/CURVE TABLE:

1	N43°11'23"W	121.65'
2	N34°39'32"W	59.26'
3	N36°57'30"W	45.11'
4	Δ=17°34'25" R=317.42'	
	L=97.36'	
5	N49°45'13"W	18.21'

PREPARED BY:
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506 EAST MAIN STREET
SANTA PAULA, CA 93060
(805) 525-3396

EXHIBIT '5-B'
SKETCH TO ACCOMPANY
LEGAL DESCRIPTION

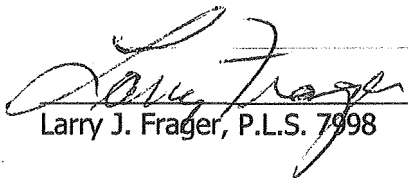
EXHIBIT "6-A"

LEGAL DESCRIPTION

That portion of Lot 65 of the Rancho Santa Clara Del Norte, in the City of Oxnard, County of Ventura, State of California, as per map recorded in Book 3, Page 26 of Miscellaneous Records (Maps) in the office of the County Recorder of Ventura County, described as follows:

That portion of the land described in Parcel 4 of the Order of Prejudgment Possession recorded July 21, 2004, as Instrument No. 20040721-0201589 of Official Records of Ventura County, which lies northeasterly of East Ventura Boulevard as described in City of Oxnard Document No. 4992 (Public Street Dedication Deed), recorded March 12, 2013, as Instrument No. 20130312-00046983 of Official Records of Ventura County.

Containing 102 square feet (0.002 acres), more or less.

 5/7/14
Larry J. Frager, P.L.S. 7998 Date



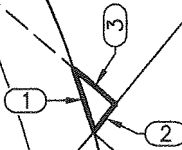
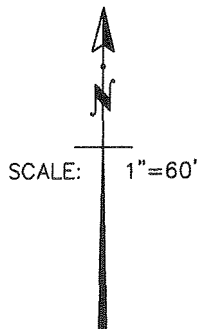
SANTA CLARA
AVENUE
S.C.

EAST VENTURA BOULEVARD
(20130312-00046985, OR)

20040721-0201589, OR
(PARCEL 4)

○ LINE/CURVE TABLE:

- 1 $\Delta=3^{\circ}53'27''$ $R=317.42'$
 $L=21.55'$
- 2 $N40^{\circ}14'47''E$ 11.52'
- 3 $N49^{\circ}45'13''W$ 18.21'



PREPARED BY:
BENNER AND CARPENTER, INC.
506 EAST MAIN STREET
SANTA PAULA, CA 93060
(805) 525-3396

EXHIBIT "6-B"
SKETCH TO ACCOMPANY
LEGAL DESCRIPTION

EXHIBIT "7-A"

LEGAL DESCRIPTION

That portion of Lot 65 of the Rancho Santa Clara Del Norte, in the City of Oxnard, County of Ventura, State of California, as per map recorded in Book 3, Page 26 of Miscellaneous Records (Maps) in the office of the County Recorder of Ventura County, described as follows:

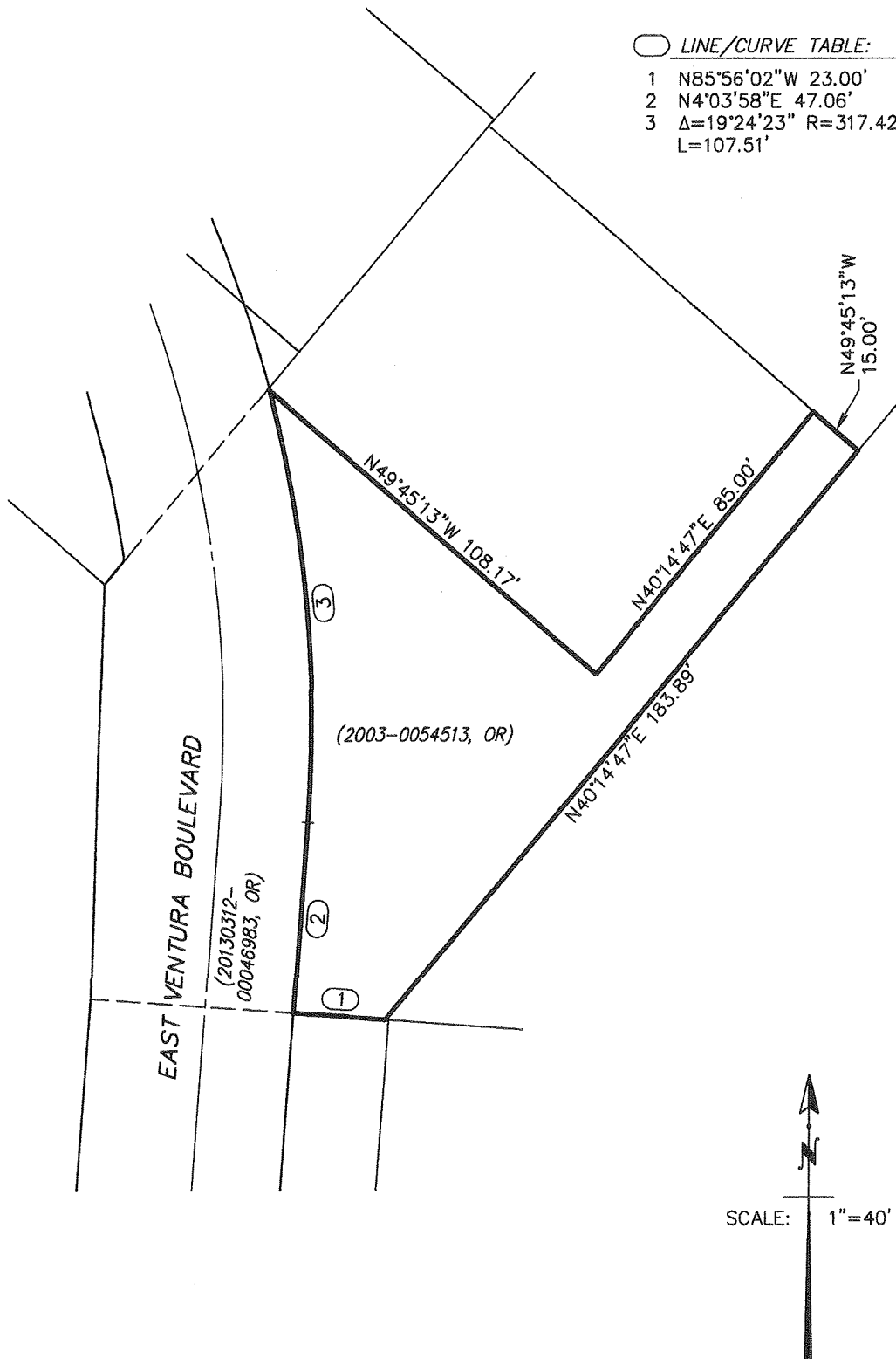
That portion of the land described in the Grant Deed recorded February 18, 2003, as Instrument No. 2003-0054513 of Official Records of Ventura County, which lies easterly of East Ventura Boulevard as described in City of Oxnard Document No. 4992 (Public Street Dedication Deed), recorded March 12, 2013, as Instrument No. 20130312-00046983 of Official Records of Ventura County.

Containing 8,371 square feet (0.192 acres), more or less.


Larry J. Frager, P.L.S. 1998

5/9/14
Date





PREPARED BY:
BENNER AND CARPENTER, INC.
506 EAST MAIN STREET
SANTA PAULA, CA 93060
(805) 525-3396

EXHIBIT "7-B"
SKETCH TO ACCOMPANY
LEGAL DESCRIPTION

EXHIBIT "8-A"

LEGAL DESCRIPTION

That portion of Lot 65 of the Rancho Santa Clara Del Norte, in the City of Oxnard, County of Ventura, State of California, as per map recorded in Book 3, Page 26 of Miscellaneous Records (Maps) in the office of the County Recorder of Ventura County, described as follows:

That portion of the land described in the Final Order of Condemnation recorded May 25, 2006, as Instrument No. 20060525-0112844 of Official Records of Ventura County, which lies northeasterly of the following described line:

Beginning at the intersection of the centerline of Santa Clara Avenue, 60.00 feet wide, and the centerline of Old Conejo Road, 60.00 feet wide, as shown on the Record of Survey filed in Book 38, Page 64 of Records of Survey in the office of the County Recorder of Ventura County; thence along said centerline of Old Conejo Road South 85°56'02" East 1217.04 feet (370.955 meters); thence South 4°03'58" West 20.00 feet (6.096 meters); thence North 81°03'40" West 135.00 feet (41.150 meters); thence North 79°54'55" West 98.44 feet (30.006 meters); thence North 81°03'40" West 76.55 feet (23.334 meters) to the beginning of a non-tangent curve, concave northerly and having a radius of 830.05 feet (253.000 meters), a radial to said point bears South 12°53'08" West; thence westerly along said curve an arc distance of 335.36 feet (102.218 meters) through a central angle of 23°08'56" to a point herein-after referred to as "Point A"; thence North 21°03'40" West 68.03 feet (20.735 meters) to the intersection with the easterly line of the land described in said Final Order of Condemnation and the True Point of Beginning of this description; thence continuing along said last described line,

- 1st: North 21°03'40" West 222.07 feet (67.688 meters) to a point which bears North 21°03'40" West 290.10 feet (88.423 meters) to the beginning of a tangent curve, concave southwesterly and having a radius of 661.74 feet (201.700 meters); thence,
- 2nd: Northwesterly along said curve an arc distance of 39.41 feet (12.013 meters) through a central angle of 3°24'45" to the intersection with the northeasterly line of the land described in said Final Order of Condemnation.

Containing 11,733 square feet (0.269 acres), more or less.

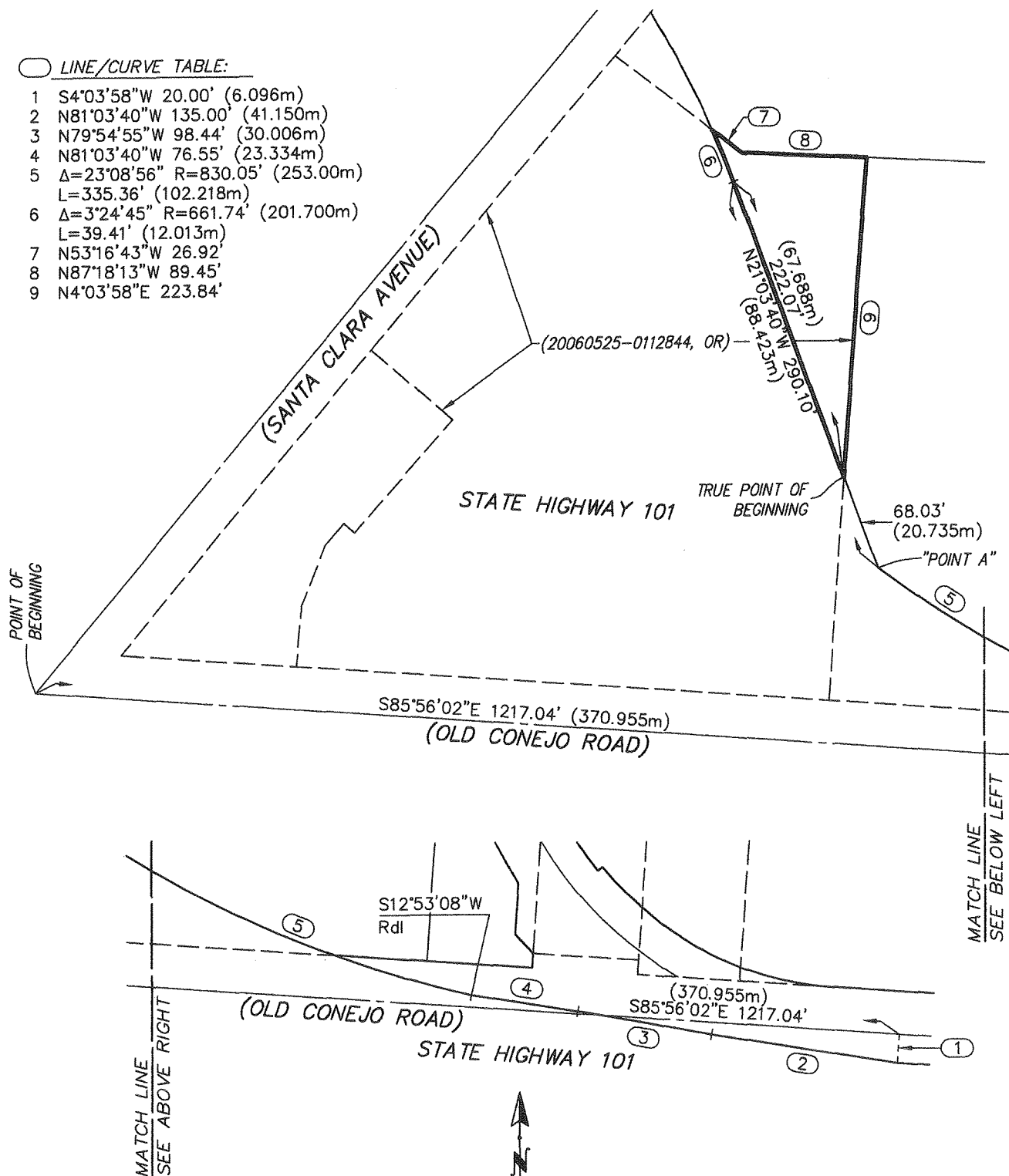

Larry J. Frager, P.L.S. 7998
5/9/14
Date



ATTACHMENT 1
PAGE 11 OF 14

○ LINE/CURVE TABLE:

- 1 S4°03'58"W 20.00' (6.096m)
- 2 N81°03'40"W 135.00' (41.150m)
- 3 N79°54'55"W 98.44' (30.006m)
- 4 N81°03'40"W 76.55' (23.334m)
- 5 $\Delta=23^{\circ}08'56''$ R=830.05' (253.00m)
L=335.36' (102.218m)
- 6 $\Delta=3^{\circ}24'45''$ R=661.74' (201.700m)
L=39.41' (12.013m)
- 7 N53°16'43"W 26.92'
- 8 N87°18'13"W 89.45'
- 9 N4°03'58"E 223.84'



PREPARED BY:
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506 EAST MAIN STREET
SANTA PAULA, CA 93060
(805) 525-3396

EXHIBIT '8-B'
SKETCH TO ACCOMPANY
LEGAL DESCRIPTION

EXHIBIT "9-A"

LEGAL DESCRIPTION

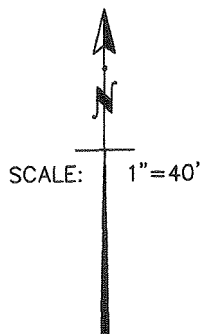
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That portion of the land described in the Grant Deed recorded October 9, 2003, as Instrument No. 20031009-0387438 of Official Records of Ventura County, which lies easterly of East Ventura Boulevard as described in City of Oxnard Document No. 4992 (Public Street Dedication Deed), recorded March 12, 2013, as Instrument No. 20130312-00046983 of Official Records of Ventura County.

Containing 3,172 square feet (0.073 acres), more or less.

Larry J. Frager 5/9/14
Larry J. Frager, P.L.S. 7998 Date





(20130312-
00046983, OR)

N4°03'58"E
62.53'

N40°03'58"E 166.96'

(2)

EAST VENTURA BOULEVARD

(20031009-
0387438, OR)

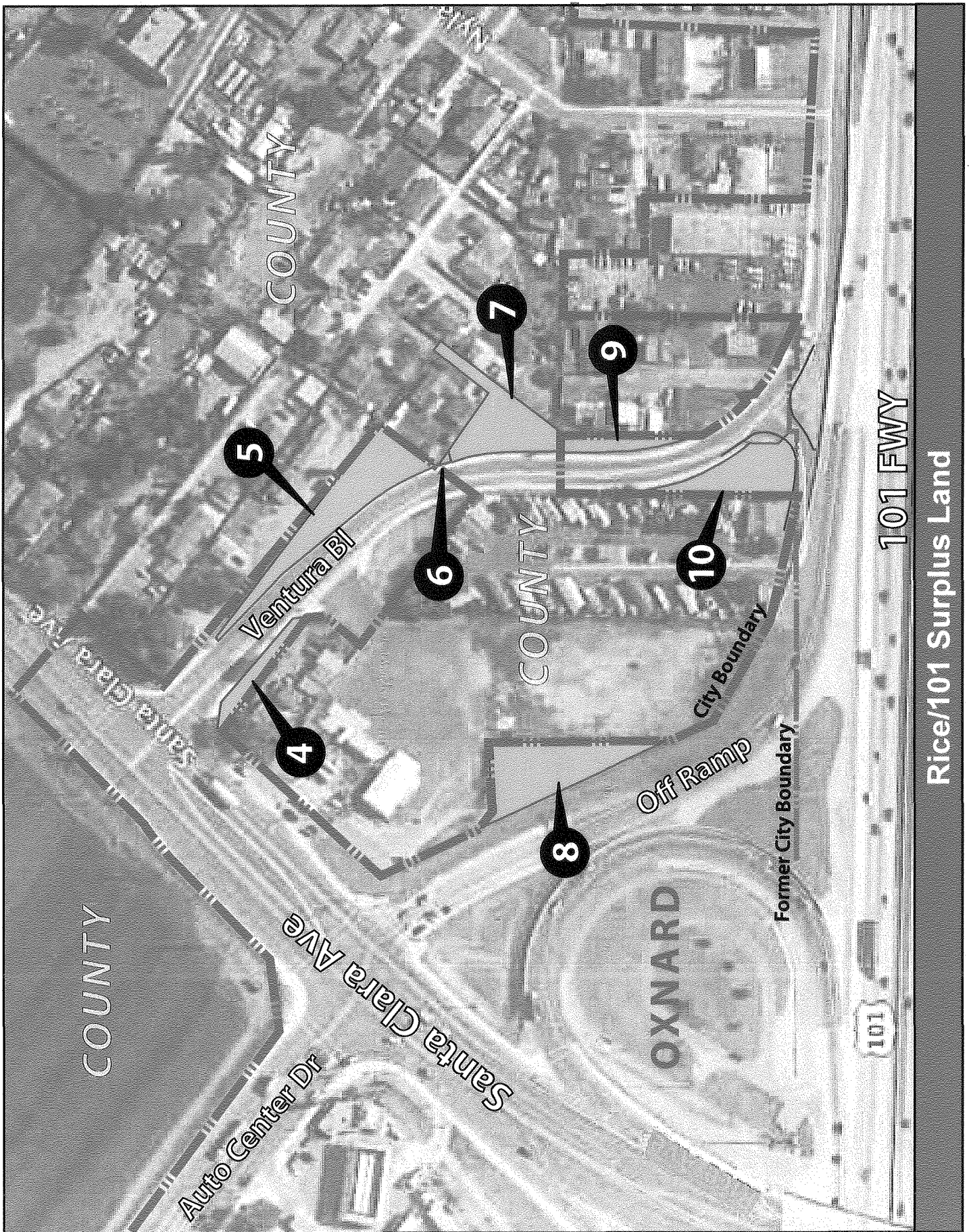
STATE HIGHWAY 101

○ LINE/CURVE TABLE:

1	N85°56'02"W	23.87'
2	Δ=25°45'31" R=240.32'	L=108.04'

PREPARED BY:
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506 EAST MAIN STREET
SANTA PAULA, CA 93060
(805) 525-3396

EXHIBIT '9-B'
SKETCH TO ACCOMPANY
LEGAL DESCRIPTION



CITY OF OXNARD
SURPLUS LAND AT VENTURA BLVD.

TABLE 1 SURPLUS PROPERTIES								
	Last Known APN	How Acquired?	Court Case Name or Original Property Owner Name	Unique Parcel Number for Legal Description (labeled as "Exhibit")	Area of Lot	Exempt Surplus Land?	Jurisdiction	Min. Residential Lot Size
1	149-0-091-08	Condemnation	Nunez, Moraga	New 4-A & 4-B, New 5-A & 5-B, New 6-A & 6-B,	4 = 2,440 sq. ft. 5 = 9,868 sq. ft. 6 = 102 sq. ft.	Yes Yes Yes	City County County	6,000 sq. ft. 10,000 sq. ft. 10,000 sq. ft.
2	149-0-100-28	Purchase	Kubesh (property owner)	New 7-A & 7-B	8,371 sq. ft.	Yes	County	Rural Exclusive Residential- 10,000 (RE-10,000 sq.ft.)
3	149-0-100-315	Condemnation	Paymard	New 8-A & 8-B	11,733 sq.ft.	No	City	6,000 sq. ft. No record access to street, but parcel is over 10,000 sq. ft.
4	149-0-100-350	Purchase	Tom Harvey	New 9-A & 9-B, New 10-A & 10-B (new mitigation parcel to be given free)	9 = 3,172 sq.ft. 10 = 7,309 sq. ft.	Yes No	County City	Commercial Planned Development (CPD); single family residential lot size is 6,000 sq. ft. 6,000 sq. ft.
Total Sq. Feet					42,995			
					0.987	Acres		

ATTACHMENT 3
PAGE 1 OF 1

File Name: Exhibit for city council Properties by APN for Excess Lands 7.8.14, Tab: Table 3 Excess Properties
File Location: C:\Users\dscynd\Documents\Rice-Hwy 101\Right of Way Acquisition\Excess Land\
Prepared: 6/17/2014

DEPARTMENT OF TRANSPORTATION**DISTRICT 7**

100 MAIN STREET, SUITE 100
LOS ANGELES, CA 90012-3606
PHONE (213) 897-0362
FAX (213) 897-0360
TTY (213) 897-4937



*Flex your power!
Be energy efficient!*

Cynthia Daniels
Project Manager
City of Oxnard
Cynthia.Daniels@ci.oxnard.ca.us

Rice I/C Project
PM 31.4/33.0
EA 003431
SCH# 2001061129

April 11, 2013

Dear Ms. Daniels:

Pursuant to FHWA NEPA Regulation 23 CFR 771, CEQA Statute 15164, and Public Resource Code 21002 it has been determined that an Environmental Reevaluation/ Environmental Addendum is required for the VEN 101/Rice Avenue Interchange Improvement Project. Minor project changes have occurred and therefore the reevaluation process has been initiated to address these changes.

As the result of the interchange modifications identified in the Finding of No Significant Impact and Mitigated Negative Declaration, there were impacts identified with housing and relocation, disruption of community cohesiveness, and impacts to low-income minority populations. Specifically, the Owl Mobile Home Park located at 2535 Ventura Boulevard was acquired, and the County Squire Mobile Home Park was not acquired. The two mobile home parks were located directly adjacent to one another; and it was identified that community cohesiveness was lost when the residents were relocated from the Owl Mobile Home Park as a result of the project.

During the environmental revalidation in 2009, the City of Oxnard and Caltrans discussed converting an excess parcel (APN 149-0-100-350) near the County Squire Mobile Home Park to provide open space. The open space parcel was offered to the adjacent mobile home park property owner and subject to a deed restriction preventing development (including expansion of the mobile home park) or parking on the parcel as long as the mobile home park subsists. The City inquired about the property owners' interest because the pending public road dedication created an excess parcel for the potential open space. It was identified as an opportunity to provide an open space for the remaining mobile home park community to help maintain the community cohesiveness that was diminished during construction of the interchange. The property owner was notified of the city's deal and all the arrangements set forth in this letter would be subject to Oxnard's City Council review and approval. This letter will serve to notify the City of Oxnard that this conversion to open space is a component of the Rice Avenue Project as a measure to reduce the impact of project.

If you have any further questions regarding the Rice Avenue Interchange project, please feel free to contact Carlos Montez at 213-897-9116. Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Ron Kosinski".

RON KOSINSKI,

Deputy Director, Division of Environmental Planning

"Caltrans improves mobility across California"

ATTACHMENT 4

PAGE 1 OF 1

EXHIBIT "10-A"

LEGAL DESCRIPTION

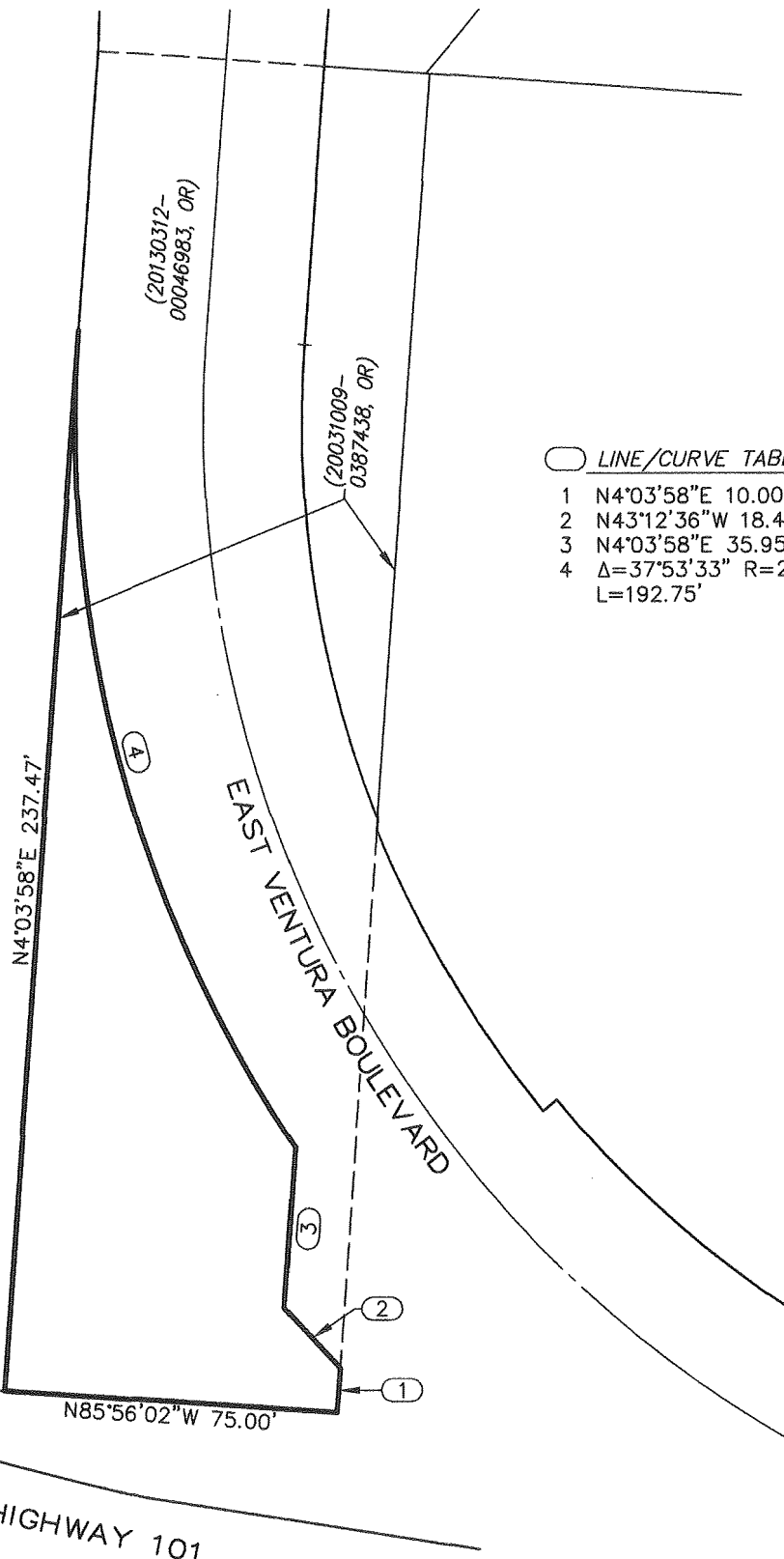
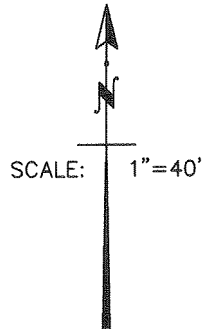
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Containing 7,309 square feet (0.168 acres), more or less.

Larry J. Frager 5/2/14
Larry J. Frager, P.L.S. 7998 Date





○ LINE/CURVE TABLE:

1	N4°03'58"E 10.00'
2	N43°12'36"W 18.45'
3	N4°03'58"E 35.95'
4	Δ=37°53'33" R=291.45' L=192.75'

PREPARED BY:
BENNER AND CARPENTER, INC.
506 EAST MAIN STREET
SANTA PAULA, CA 93060
(805) 525-3396

EXHIBIT "10-B"
SKETCH TO ACCOMPANY
LEGAL DESCRIPTION



Meeting Date: 7/8/2014

ACTION	TYPE OF ITEM
☐ Approved Recommendation	X Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Cynthia Daniels *CD*Agenda Item No. **S-3**Reviewed By: City Manager *JM*City Attorney *SMF*Finance *JC*

Other _____

DATE: June 25, 2014

TO: City Council

FROM: Matthew G. Winegar, Director
Development Services Department *[Signature]***SUBJECT: Project Specification No. DS14-21 for Bus Pullouts At Esplanade and Vineyard****RECOMMENDATION**

That City Council adopt plans, specifications, and working details for Project Specification No. DS14-21 to construct three improved transit stops for Gold Coast Transit at Esplanade Drive and Vineyard Avenue.

DISCUSSION

The capital improvement project includes enhancements to three existing transit stops to provide a pullout area for Gold Coast Transit. Two stops are on the eastbound side of Esplanade Drive west of Vineyard Avenue, and one stop is on the southbound side of Vineyard Avenue near the corner of Esplanade Drive. Each stop will have a passenger shelter with lighting, a bus bench, trash can, and bicycle rack. The bus stops will be modified to accommodate a turn-out area to move the bus out of the traffic lanes when loading and unloading passengers. The city was awarded a competitive grant for transit stops from the Ventura County Transportation Commission in April 2013. Federal funds of \$271,768 require a match of \$35,210 for a total project estimate of \$306,978. On July 2, 2013, the City Council approved the Five-Year Capital Improvement Program for Fiscal Years 2013-14 to 2017-18, which included the project budget for project number 133110 "Miscellaneous Transit Stops 2012-2015." This work will be coordinated with the reconstruction of the shopping center at the southwest corner of Vineyard Avenue and Esplanade Drive.

FINANCIAL IMPACT

The transit stops will be funded by Project No. 133110. After the project bids are received and evaluated, staff will return to City Council to recommend award to the lowest responsive and responsible bidder.

CD



ACTION	TYPE OF ITEM
☐ Approved Recommendation	☒ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By Soher Abdelmalik, Traffic Engineering S Agenda Item No. 5-4
 Reviewed By: City Manager [Signature] City Attorney 308 Finance [Signature] Public Works

DATE: June 19, 2014

TO: City Council

FROM: Matthew Winegar, AICP, Director
 Development Services Department [Signature]

SUBJECT: Traffic Signal Modifications at the Intersection of Rice Avenue and Latigo Avenue

RECOMMENDATION

That City Council:

1. Adopt Project Specification No. DS 14-10 for the modification of the existing traffic signal at the intersection of Rice Avenue and Latigo Avenue.
2. Approve the special budget appropriation recognizing the Federal grant funding of \$149,400 from the Highway Safety Improvement Program (HSIP), federal pass-thru. funding of \$25,000 from Gold Coast, and \$20,000 from the Air Pollution Buy Down fund, and transferring existing appropriations of Circulation System Improvement Funds in the amount of \$20,655 from the Traffic Victoria Avenue Sidewalk project as local match to Rice Avenue/Latigo Avenue (Project No. 143103).

DISCUSSION

In 2012, the City applied for and received Federal Grant Funds in the amount of \$166,500 from the Highway Safety Improvement Program (HSIP) for the modification of the existing traffic signal at the intersection of Rice Avenue and Latigo Avenue. At that time, \$17,100 of the grant and matching funds of \$18,500 from Circulation System Improvement Funds were appropriated. The project, when completed, will provide a dedicated left turn phasing in all directions. The modifications will eliminate right of way conflict between left turning and opposing through traffic. The project will also provide bicycle detection loops and Emergency Vehicles detection system to enhance the safety of the bicycle riders and reduce the emergency vehicles response time, it will modify the existing access ramps to be

compatible with the new American With Disability Act (ADA) requirements, and it will install new crosswalks and new pedestrian signal with countdown devices and pedestrians push buttons.

FINANCIAL IMPACT

The total estimated cost of this project is \$250,665, which includes \$166,500 of Federal grant funding, \$25,000 Federal pass-thru from Gold Coast, \$20,000 of Air Pollution Buy Down fund, and \$39,155 of the Circulation System Improvement Funds. These amounts include the \$17,100 of the federal grant funding and the \$18,500 the Circulation System Improvement Funds previously appropriated to the project for the preliminary engineering and design phases. This recommendation appropriates the remaining funds required to construct the project.

MGW/SA

Attachment #1 – Special Budget Appropriation

REQUEST FOR SPECIAL BUDGET APPROPRIATION

Department: Development Services

Date: July 8, 2014

Project/Program

Manager: Soher Abel-Malik

Phone: 385-7873

Reason for Appropriation:

Recognize Federal pass through grant funding from Gold Coast Transit. Recognize federal funding authorized for Construction Contract and Construction Engineering on 4/15/14 per. E-76 federal project no. HSIPL-5129(082) and provide matching funds from Air Pollution Buydown and Circulation System Imprv. Fees

Accounts and Descriptions

AMOUNT

Fund: 118 - AIR POLLUTION BUYDOWN FEE

Expenditures/Transfers Out

RICE & LATIGO AVE (Project 143103)

118-3080-826.86-05 CAPITAL OUTLAY / IMPROV NOT BUILD-MAJOR RE 20,000

Sub-total Expenditures 20,000

Net Change to Fund Balance (20,000)

Fund: 261 - FEDERAL TERM GRANTS FUND

Revenues /Transfers In

TRANSPORTATION CIP (3080)

261-3080-531.72-01 FEDERAL & STATE SOURCES / FEDERAL GRANT REV. 25,000

Sub-total Revenues 25,000

Expenditures/Transfers Out

RICE & LATIGO AVE (Project 143103)

261-3080-826.86-05 CAPITAL OUTLAY / IMPROV NOT BUILD-MAJOR RE 25,000

Sub-total Expenditures 25,000

Net Change to Fund Balance 0

Fund: 275 - FED.TRANSPORT. MY GRANTS

Revenues /Transfers In

TRANSPORTATION CIP (3080)

275-3080-531.72-01 FEDERAL & STATE SOURCES / FEDERAL GRANT REV. 149,400

Sub-total Revenues 149,400

Expenditures/Transfers Out

RICE & LATIGO AVE (Project 143103)

275-3080-826.84-51 OTHER SERVICES / SERVICES FROM OTHER PROG 4,000

275-3080-826.86-05 CAPITAL OUTLAY / IMPROV NOT BUILD-MAJOR RE 145,400

Sub-total Expenditures 149,400

Net Change to Fund Balance 0

Fund: 354 - CIRCULATION SYS.IMPR.FEES

Expenditures/Transfers Out

VICTORIA AVE. SIDEWALK (Project 083139)

354-3061-826.86-05 CAPITAL OUTLAY / IMPROV NOT BUILD-MAJOR RE (20,655)

RICE & LATIGO AVE (Project 143103)

354-3080-826.84-51 OTHER SERVICES / SERVICES FROM OTHER PROG 7,500

354-3080-826.86-05 CAPITAL OUTLAY / IMPROV NOT BUILD-MAJOR RE 13,155

Sub-total Expenditures 0

Net Change to Fund Balance 0

Net Appropriation Change 194,400

Approvals

Department Director

Chief Financial Officer

City Manager

REQUIRES CITY COUNCIL AUTHORIZATION



Meeting Date: 07/08/2014

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☒ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

5-5

Prepared By: Miguel Trujillo, CUPA Coordinator *MT* Agenda Item No. _____Reviewed By: City Manager *JM* City Attorney *PT* Finance *JC* Other (Specify) _____

DATE: June 16, 2014

TO: City Council

FROM: James A. Williams, Fire Chief
Fire Department

SUBJECT: Adjustment of the State General Oversight Surcharge Fee, Replacement of the Existing Electronic Reporting Surcharge Fee with an Electronic Maintenance Surcharge Fee, and Addition of New Aboveground Petroleum Storage Act (APSA) Oversight Surcharge Fee for the Certified Unified Program Agency (CUPA) Services and Permits

RECOMMENDATION

That the City Council adopt a resolution to adjust the existing State General Oversight Surcharge fee, replace the existing Electronic Reporting Surcharge Fee with an Electronic Maintenance Surcharge fee, and add a new APSA Oversight Surcharge fee.

DISCUSSION

The City of Oxnard is a Certified Unified Program Agency (CUPA) with the responsibility and authority to implement and enforce the requirements of six hazardous materials and hazardous waste regulatory programs within the City's jurisdiction. The City maintains the CUPA fund, which is a special revenue fund requiring full cost recovery for services provided. Program costs and operating expenses are recovered through establishment of fees, which includes the collection of the State General Oversight Surcharge (SGOS) fees and annual maintenance fees for electronic reporting requirements as detailed under Health and Safety Code section 25404. These fees are set by the California Environmental Protection Agency (Cal EPA)

Cal EPA recently reduced the SGOS to \$35.00 from the current \$49.00. Cal EPA adjusted the SGOS to account for a change in the surcharges including elimination of the State Electronic Reporting Surcharge fee.

In order to meet statewide electronic reporting requirements a new Electronic Maintenance Surcharge fee is recommended using the \$14.00 difference between the current and new SGOS in place of the Electronic Reporting Surcharge fee. This will meet AB 2286 requirements and provide all regulated

businesses and the Oxnard CUPA the ability to use the Internet to file required program information, which is no longer being filed by paper forms.

The State recently approved Health and Safety Code section 25270.4.5 requiring all Certified Unified Program Agencies to collect an APSA State surcharge fee of \$26.00 per year as published in the California Notice of Register with the Office of Administrative Law. This increase is an assessment on each tank facility regulated under the APSA program. The new APSA fee will cover the necessary and reasonable costs incurred by the Office State Fire Marshal (OSFM) to perform duties and responsibilities to implement, maintain and oversee the APSA program.

FINANCIAL IMPACT

The SGOS will continue to be collected and remitted to CalEPA and the new APSA surcharge will be collected under CUPA and remitted to the Office of the State Fire Marshal (OSFM). The \$14.00 Electronic Maintenance Surcharge fee will support ongoing software maintenance costs that support the required statewide electronic reporting program.

Attachment #1 – Resolution
Attachment #2 – Exhibit A

CITY COUNCIL OF THE CITY OF OXNARD

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OXNARD
ADJUSTING AND ESTABLISHING FEES FOR CERTIFIED UNIFIED PROGRAM
AGENCY SERVICES AND PERMITS

WHEREAS, the City of Oxnard ("City") is the Certified Unified Program Agency ("CUPA") within the territorial limits of the City of Oxnard; and

WHEREAS, the City, acting as the CUPA, has the responsibility and authority to administer the requirements of Chapter 6.5 of the California Health & Safety Code; and

WHEREAS, the CUPA has the responsibility and authority to implement and enforce the requirements of Chapter 6.67 of the California Health & Safety Code; and

WHEREAS, the City Council examines the costs associated with such administration and enforcement and sets surcharge fees for CUPA services and permits.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the City Council of the City of Oxnard that the adjusted and newly established surcharge fees set forth in Exhibit A, attached hereto and made a part hereof, are adopted as the fees for CUPA services and permits as of July 1, 2014.

PASSED AND ADOPTED this ____ day of _____, 2014, by the following vote:

AYES:

NOES:

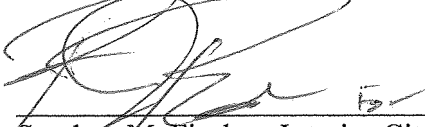
ABSENT:

Tim Flynn, Mayor

ATTEST:

Daniel Martinez, City Clerk

APPROVED AS TO FORM:



Stephen M. Fischer, Interim City Attorney

ATTACHMENT 1
Page 1 of 1

EXHIBIT A
FY 2014-2015
CUPA General Oversight Surcharge Fee Adjustment

FIRE/CERTIFIED UNIFIED PROGRAM AGENCY (CUPA)

Adjustment of existing State General Oversight Surcharge fee.

Annual Aboveground Petroleum Storage Act (APSA) general oversight surcharge fee adjustment for all regulated hazardous materials storage facilities. The City of Oxnard currently has 74 regulated facilities subject to this fee (Health and Safety Code, Chapter 6.67, Section 25270.4.5)

Annual electronic reporting maintenance surcharge for all regulated hazardous materials storage facilities (Health and Safety Code, Chapter 6.66, Section 25402)

Type of service	Current Fee	Additional fee	Adjusted fee
Surcharges			
State General Oversight/per site (includes Electronic Reporting Surcharge)	\$49.00	-\$14.00	\$35.00
CUPA Electronic reporting maintenance surcharge/per site	0.00	\$14.00	\$14.00
State General APSA only sites (currently 74 sites)	0.00	\$26.00	\$26.00



Meeting Date: 07/08/14

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☒ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Daniel Rydberg, Utilities and Engineering Manager *dm* Agenda Item No. **5-6**Reviewed By: City Manager *JM* City Attorney *SMF* Finance *FL* Public Works

DATE: June 25, 2014

TO: City Council

FROM: Rob Roshanian, Interim Public Works Director *u.h.*
Public Works

SUBJECT: First Amendment to Agreement for Professional Services with Aquatic Bioassay and Consulting Laboratories, Inc. (Agreement No. A-7620)

RECOMMENDATION

That City Council approve and authorize the Mayor to execute a First Amendment to Agreement No. A-7620 with Aquatic Bioassay and Consulting Laboratories, Inc., in the amount of \$454,281 for a total contract of \$662,379 for receiving water monitoring services and extend the expiration date to July 1, 2015.

DISCUSSION

On November 5, 2013, the City Council approved Agreement No. A-7620 for water monitoring services in the amount \$211,098 for the first nine-month period, including the option to renew the agreement for five (5) additional one-year terms at approximately \$450,000 per year for basic services excluding special studies required by the Los Angeles Regional Water Quality Control Board. The recommended amendment includes additional work to complete special studies required by City's National Pollutant Discharge Elimination System (NPDES) Permit No. CA00054097, Order NO. R4-2013-0094 (Attachment No. 2).

The Oxnard Wastewater Treatment Plant discharges treated wastewater to the Pacific Ocean via an ocean outfall structure. This discharge is regulated by both federal and state laws, and is permitted by the California Regional Water Quality Control Board via a National Pollutant Discharge Elimination System (NPDES) permit. The permit requires the City to monitor the quality of the treated wastewater, as well as monitor the Pacific Ocean in the vicinity of the outfall structure (Santa Clara River Mouth to Point Mugu). The ocean monitoring includes both chemical and biological sampling & analyses.

The City's NPDES permit requires that the City utilize only laboratories which are certified by the California Environmental Laboratories Accreditation Program (ELAP). Aquatic Bioassay & Consulting Laboratories, Incorporated (ABC Laboratories) was selected through a City request for proposals (RFP).

First Amendment to Agreement for Professional Services with Aquatic Bioassay and Consulting Laboratories, Inc. (Agreement No. A-7620)

June 25, 2014

Page 2

FINANCIAL IMPACT

Sufficient funds are budgeted in FY14-15 in the Wastewater Treatment Operating Account Number 621-6201-842-8209 to cover the cost of anticipated expenses. No additional appropriations are requested with this Agreement.

Attachment #1 - First Amendment to Agreement No. A-7620

#2 - NPDES Permit No.CA0054097 Order No. R4-2013-0094

Attachment E – Monitoring and Reporting Program

CCRC
REVIEWED

Agreement No. A-7620

FIRST AMENDMENT TO AGREEMENT FOR CONSULTING SERVICES

This First Amendment ("First Amendment") to the Agreement for Consulting Services ("Agreement") is made and entered into in the County of Ventura, State of California, this ____ day of July, 2014, by and between the City of Oxnard, a municipal corporation ("City"), and Aquatic Bioassay & Consulting Laboratories, Inc. ("Consultant"). This First Amendment amends the Agreement entered into on October 22, 2013, by City and Consultant.

City and Consultant agree as follows:

1. In Section 12 of the Agreement, the date "July 1, 2014" is deleted and replaced with the date "July 1, 2015".
2. Section 14a of the Agreement is amended to read as follows: "City agrees to pay Consultant in an amount not to exceed \$662,379 for services provided under this Agreement until June 30, 2015 at rates provided in Exhibit B attached hereto and incorporated by this reference in full herein."
3. Exhibit A is supplemented with Exhibit A1, attached hereto, and incorporated herein by reference.
4. As so amended, the Agreement remains in full force and effect.

CITY OF OXNARD

CONSULTANT

Tim Flynn, Mayor

Thomas Mikel, Aquatic Bioassay and
Consulting Laboratories, Inc.

ATTEST:

APPROVED AS TO INSURANCE:

Daniel Martinez, City Clerk

James Cameron, Risk Manager

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Stephen M. Fischer, Interim City Attorney

Greg Nynhoff, City Manager

APPROVED AS TO CONTENT:

Rob Roshanian, Interim Public Works Director

**EXHIBIT A1
SCOPE OF WORK (FY 2014-15)**

Consultant shall conduct all of the following activities in accordance with Attachment E of the City of Oxnard Wastewater Treatment Plant NPDES No. CA0054097 Order No. R4-2013-0094 (Monitoring and Reporting Program (MRP)):

1. Core monitoring, regional monitoring and special studies as described in the General Monitoring Provisions.
2. Receiving Water Monitoring Requirements – Surface Water and Groundwater Section VII. Parts A, B, C, D, and E.
3. Other Monitoring Requirements Section VIII. A. Special Study and B. Outfall and Diffuser Inspection.
4. Reporting Requirements Section IX D. 2. Receiving Water Monitoring Report and 3. Outfall Inspection Report.

Task 1 – Receiving Water Monitoring - \$170,966

Consultant shall continue to provide receiving monitoring to include four (4) quarterly reports, one (1) annual Report, Data Management and analysis and Regional Monitoring in accordance with the Wastewater Treatment Plant National Pollutant Discharge Elimination System (NPDES) Permit for Fiscal Year 2014-15.

Deliverables	• Four (4) Quarterly Receiving Water Field Surveys: (Aug, Nov, Feb, May) • Four (4) Quarterly Sets of Laboratory Analyses: Bacti & Ammonia • Monthly Program Management including (4) Quarterly Receiving Water Monitoring Reports, Regional Monitoring & Annual Report
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Task 2 – Benthic Sediments Monitoring - \$100,671

Consultant shall continue to provide Benthic Sediments Monitoring services to include data management , analysis , reporting, and Regional Monitoring in accordance with the City's NPDES Permit.

Deliverables	• Field Sampling: Benthic Sediments • Laboratory Analyses: chemistry, infauna, toxicity • Monthly Program Management, Regional Monitoring and Annual Report
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Task 3 – Fish & Macroinvertebrate Monitoring - \$66,124

Consultant shall continue to provide fish and macroinvertebrate monitoring services to include data management, population trawls for fish and invertebrates, bioaccumulation monitoring using bagged mussel arrays (drop trawl and dive caught bioaccumulation per permit agreement) and including 12 tissue analyses..

Deliverables	• Field Sampling: trawled populations, mussel arrays • Laboratory Analyses: tissue chemistry • Monthly Program Management, Regional Monitoring and Annual Report
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Task 4 – Seafood Safety Monitoring - \$54,820

Consultant will begin monitoring seafood contamination levels in 2014, 2015 and 2017 following the workplan approved by the Los Angeles Regional Water Quality Control Board.

Deliverables	• Field Sampling: rig, fishing, caging, spearfishing • Laboratory Analyses: tissue chemistry • Monthly Program Management, Regional Monitoring and Annual Report
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Task 5 – Special Studies - \$35,480.00

Special studies are focused on refined questions regarding specific effects or development of monitoring techniques and are anticipated to be of short duration and/or small scale, although multiyear studies may also be needed. Questions regarding effluent or receiving water quality, discharge impacts, ocean processes in the area of the discharge, or development of techniques for monitoring the same, arising out of the results of core or regional monitoring, may be pursued through special studies. These studies are by nature ad hoc and cannot be typically anticipated in advance of the five-year permit cycle.

Consultant shall represent the Discharger and annually consult with the Los Angeles Regional Water Quality Control Board (LARWQCB) to determine the need for special studies. Each year, the Discharger shall submit proposals for any proposed special studies to the LARWQCB by December 15th, for the following year's monitoring effort (July through June). The following year, detailed scopes of work for proposals, including reporting schedules, shall be presented by the Discharger at a Spring Regional Water Quality Control Board meeting, to obtain approval of its proposed special study or studies and to inform the public. Upon approval by the Regional Water Control Board, the Consultant shall implement its special study or studies.

Task 5.1 Constituents of Emerging Concerns (CECs) Special Studies Work Plan Approval

Consultant shall assist the City of Oxnard (City) in obtaining LARWQCB approval for the CECs special studies work plan prepared in the spring of 2014. The work plan combines two sub-provisions into a single special study and attempts to assess if CECs measured in the City's Wastewater Treatment Plant effluent are bio accumulated in mussels deployed in arrays near to, and far from, the outfall terminus for a period of three months. Following LARWQCB approval, consultant shall assist the City in the implementation of the work plan between June and November, 2014. At the conclusion of the special study, the consultant shall prepare a report for Regional Board submittal detailing the findings of the approved CECs Special Studies Work Plan.

Task 5.2 Constituents of Emerging Concerns (CECs) Monitoring in the Effluent

Upon LARQCB work plan approval, samples of the City's Wastewater Treatment Plant effluent will be collected by City personnel and analyzed by Aquatic Bioassay and Consulting Laboratories, Inc. (Aquatic Bioassay), and PHYSIS Environmental Laboratories for the suite of CECs specified on page E-26 and E-27 of Attachment E – Monitoring and Reporting Program. Wastewater Treatment Plant effluent samples will be collected so that both short and longer term variability in effluent CEC concentrations can be accounted for. Shorter term variability in

effluent CEC concentrations will be accounted for by collecting three 24 hour composite samples, over a three day period during the same week (e.g. Sunday, Wednesday, and Friday). To account for longer term variability, another set of three 24 hour composite effluent samples will be collected during a second week-long sampling event that coincides with the half-way point of the mussel deployment (approximately 1.5 months after the mussels are deployed).

Task 5.3 Constituents of Emerging Concerns (CECs) Monitoring in Bagged Mussel Arrays

Consultant shall deploy mussel arrays in duplicate at three locations offshore of the City of Oxnard on the same depth contour as that of the outfall terminus (mussel array design and deployment locations to be specified in the study work plan approved by the LAWQCB. The arrays will be attached to an anchored line approximately three meters from the bottom and will be deployed during the summer/fall for three months. After three months, consultant shall retrieve the mussel arrays and mussel tissues will be dissected and analyzed for the legacy contaminant and CEC analytic suites specified in the City's NPDES permit.

Deliverables	Constituents of Emerging Concerns (CECs) Special Studies Report
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Task 6 – Kelp Bed Monitoring - \$8,200

Consultant shall continue to participate in the Central Coast Kelp Consortium for FY 2014-15.

Deliverables	Participation in Central Region Kelp Survey Consortium as Required
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Task 7 – Annual Outfall & Diffuser Inspection - \$15,020

Consultant shall inspect the City's Outfall and Diffuser and provide a report to the City on their condition.

Deliverables	• Field work: outfall dive video • Laboratory: video review and editing • Monthly Program Management and Annual Report
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City of Oxnard

**Wastewater
Treatment Plant**

**NPDES PERMIT NO.
CA0054097
ORDER NO. R4-2013-0094**

Attachment E – Monitoring and Reporting Program

ATTACHMENT E – MONITORING AND REPORTING PROGRAM (MRP)

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ATTACHMENT E – MONITORING AND REPORTING PROGRAM (MRP), CI-2022

Title 40 of the Code of Federal Regulations (40 CFR) part 122.48 requires that all NPDES permits specify monitoring and reporting requirements. CWC sections 13267 and 13383 also authorize the Regional Water Quality Control Board (Regional Water Board) to require technical and monitoring reports. This MRP establishes monitoring and reporting requirements, which implement the federal and California law and regulations.

I. GENERAL MONITORING PROVISIONS

A. Principles, Framework, and Design of Monitoring Program

1. NPDES compliance monitoring focuses on the effects of a specific point source discharge. Generally, it is not designed to assess impacts from other sources of pollution (e.g., nonpoint source runoff, aerial fallout) or to evaluate the current status of important ecological resources in the waterbody. The scale of existing compliance monitoring programs does not match the spatial and, to some extent, temporal boundaries of the important physical and biological processes in the ocean. In addition, the spatial coverage provided by compliance monitoring programs is less than ten percent of the nearshore ocean environment. Better technical information is needed about status and trends in ocean waters to guide management and regulatory decisions, to verify the effectiveness of existing programs, and to shape policy on marine environmental protection.
2. The Regional Water Board and the United States Environmental Protection Agency (USEPA), working with other groups, have developed a comprehensive basis for effluent and receiving water monitoring appropriate to large publicly owned treatment works (POTWs) discharging to waters of the Southern California Bight. This effort has culminated in the publication by the Southern California Coastal Water Research Project (SCCWRP) of the Model Monitoring Program guidance document (Schiff, K.C., J.S. Brown and S.B. Weisberg. 2001. *Model Monitoring Program for Large Ocean Dischargers in Southern California*. SCCWRP Tech. Rep #357. Southern California Coastal Water Research Project, Westminster, CA. 101 pp.). This guidance provides the principles, framework and recommended design for effluent and receiving water monitoring elements that have guided development of the monitoring program described below.
3. The conceptual framework for the Model Monitoring Program has three components that comprise a range of spatial and temporal scales: (1) core monitoring; (2) regional monitoring; and (3) special studies.
 - a. Core monitoring is local in nature and focused on monitoring trends in quality and effects of the point source discharge. This includes effluent monitoring as well as some aspects of receiving water monitoring. In the monitoring program described below these core components are typically referred to as local monitoring.
 - b. Regional monitoring is focused on questions that are best answered by a region-wide approach that incorporates coordinated survey design and sampling techniques. The major objective of regional monitoring is to collect information required to assess how safe it is to swim in the ocean, how safe it is to eat seafood from the ocean, and whether the marine ecosystem is being protected. Key components of regional monitoring include elements to address pollutant mass emission estimations, public health concerns, monitoring of trends in natural resources, assessment of regional impacts from all

contaminant sources, and protection of beneficial uses. The final design of regional monitoring programs is developed by means of steering committees and technical committees comprised of participating agencies and organizations, and is not specified in this permit. Instead, for each regional component, the degree and nature of participation of the Discharger is specified. For this permit, these levels of effort are based upon past participation of the City of Oxnard in regional monitoring programs.

The Discharger shall participate in regional monitoring activities coordinated by the SCCWRP or any other appropriate agency approved by the Regional Water Board. The procedures and time lines for the Regional Water Board approval shall be the same as detailed for special studies, below.

- c. Special studies are focused on refined questions regarding specific effects or development of monitoring techniques and are anticipated to be of short duration and/or small scale, although multiyear studies may also be needed. Questions regarding effluent or receiving water quality, discharge impacts, ocean processes in the area of the discharge, or development of techniques for monitoring the same, arising out of the results of core or regional monitoring, may be pursued through special studies. These studies are by nature ad hoc and cannot be typically anticipated in advance of the five-year permit cycle.

The Discharger and the Regional Water Board shall consult annually to determine the need for special studies. Each year, the Discharger shall submit proposals for any proposed special studies to the Regional Water Board by December 15, for the following year's monitoring effort (July through June). The following year, detailed scopes of work for proposals, including reporting schedules, shall be presented by the Discharger at a Spring Regional Water Board meeting, to obtain the Regional Water Board approval and to inform the public. Upon approval by the Regional Water Board, the Discharger shall implement its special study or studies.

4. In an attempt to bridge the foregoing gap in information, this monitoring program for the City of Oxnard is comprised of requirements to demonstrate compliance with the conditions of the NPDES permit, ensure compliance with state water quality standards, and mandate participation in regional monitoring and/or area-wide studies.
5. Discharger participation in regional monitoring programs is required as a condition of this permit. The Discharger shall complete collection and analysis of samples in accordance with the schedule established by the Steering Committee directing the bight-wide regional monitoring surveys. The level of participation shall be similar to that provided by the Discharger in previous regional surveys conducted in 1994, 1998, 2003 and 2008. The regional programs which must be conducted under this permit include:
 - a. Future Southern California Bight regional surveys, including benthic infauna, sediment chemistry, fish communities and fish predator risk;
 - b. Central Region Kelp Monitoring Program – coordinated by the Regional Water Board; and,
 - c. Central Bight Water Quality Cooperative Program – coordinated monitoring conducted by the Orange County Sanitation District, County Sanitation Districts of Los Angeles County, the City of Los Angeles and the City of Oxnard through appropriate agencies for water quality monitoring.

6. Future Southern California Bight Regional Surveys

Regular regional monitoring for the Southern California Bight has been established, occurring at four- to five-year intervals, and coordinated through SCCWRP with discharger agencies and numerous other entities. The fourth regional monitoring program (Bight '08) took place during 2008 and 2009. The fifth regional monitoring program is expected to begin during 2013. While participation in regional programs is required under this Order, revisions to the Discharger's monitoring program at the direction of the Regional Water Board may be necessary to accomplish the goals of regional monitoring or to allow the performance of special studies to investigate regional or site-specific water issues of concern. These revisions may include a reduction or increase in the number of parameters to be monitored, the frequency of monitoring, or the number and size of samples to be collected. Such changes may be authorized by the Executive Officer upon written notification to the Discharger.

7. Central Region Kelp Monitoring Program

The Regional Water Board has helped to establish the Central Region Kelp Survey Consortium to conduct regional kelp bed monitoring. This program is designed to require ocean dischargers in the Regional Water Board's jurisdiction to undertake a collaborative program (which may include participation by Orange County ocean dischargers) to monitor kelp beds in the Southern California Bight, patterned after the successful program implemented by the San Diego Regional Water Board since 1985. Data collected in this regional survey will be used to assess status and trends in kelp bed health and spatial extent. The regional nature of the survey will allow the status of beds local to specific dischargers to be compared to regional trends. The regional kelp monitoring survey was initiated during 2003.

The regional survey will consist primarily of quarterly aerial overflights to assess the size and health of existing kelp beds. The Discharger shall participate in the management and technical committee's responsibility for the final survey design and shall provide appropriate financial support to help fund the survey (share base) on the number of participants in the study, but not to exceed a maximum of \$10,000 per year.

- B. All samples shall be representative of the waste discharge under conditions of peak load. Quarterly effluent analyses shall be performed during the months of February, May, August, and November. Semiannual analyses shall be performed during the months of February and August. Annual analyses shall be performed during the month of August. Should there be instances when monitoring could not be done during these specified months, the Discharger must notify the Regional Water Board, state the reason why monitoring could not be conducted, and obtain approval from the Executive Officer for an alternate schedule. Results of quarterly, semiannual, and annual analyses shall be reported in the monthly monitoring report following the analyses.
- C. Pollutants shall be analyzed using the analytical methods described in 40 CFR parts 136.3, 136.4, and 136.5; or where no methods are specified for a given pollutant, by methods approved by this Regional Water Board or the State Water Board. Laboratories analyzing effluent samples and receiving water samples shall be certified by the California Department of Public Health (CDPH) Environmental Laboratory Accreditation Program (ELAP) or approved by the Executive Officer and must include quality assurance/quality control (QA/QC) data in their reports. A copy of the laboratory certification shall be provided each time a new certification and/or renewal of the certification is obtained from ELAP.

- D. Water/wastewater samples must be analyzed within allowable holding time limits as specified in 40 CFR part 136.3. All QA/QC analyses must be run on the same dates that samples are actually analyzed. The Discharger shall retain the QA/QC documentation in its files and make available for inspection and/or submit them when requested by the Regional Water Board. Proper chain of custody procedures must be followed and a copy of that documentation shall be submitted with the monthly report.
- E. The Discharger shall calibrate and perform maintenance procedures on all monitoring instruments and to ensure accuracy of measurements, or shall ensure that both equipment activities will be conducted.
- F. For any analyses performed for which no procedure is specified in the USEPA guidelines, or in the MRP, the constituent or parameter analyzed and the method or procedure used must be specified in the monitoring report.
- G. Each monitoring report must affirm in writing that "all analyses were conducted at a laboratory certified for such analyses by the California Department of Public Health or approved by the Executive Officer and in accordance with current USEPA guideline procedures or as specified in this Monitoring and Reporting Program."
- H. The monitoring report shall specify the USEPA analytical method used, the Method Detection Limit (MDL), and the Reporting Level (RL) [the applicable minimum level (ML) or reported Minimum Level (RML)] for each pollutant. The MLs are those published by the State Water Board in the 2009 Ocean Plan, Appendix II. The ML represents the lowest quantifiable concentration in a sample, based on the proper application of all method-based analytical procedures and the absence of any matrix interference. When all specific analytical steps are followed and after appropriate application of method specific factors, the ML also represents the lowest standard in the calibration curve for that specific analytical technique. When there is deviation from the method analytical procedures, such as dilution or concentration of samples, other factors may be applied to the ML depending on the sample preparation. The resulting value is the reported ML.
- I. The Discharger shall select the analytical method that provides an ML lower than the permit limit established for a given parameter, unless the Discharger can demonstrate that a particular ML is not attainable, in accordance with procedures set forth in 40 CFR part 136, and obtains approval for a higher ML from the Executive Officer, as provided for in section K. below. If the effluent limitation is lower than all the MLs in Appendix II of the 2009 Ocean Plan, the Discharge must select the method with the lowest ML for compliance purposes. The Discharger shall include in the Annual Summary Report a list of the analytical methods employed for each test.
- J. The Discharger shall instruct its laboratories to establish calibration standards so that the ML (or its equivalent if there is differential treatment of samples relative to calibration standards) is the lowest calibration standard. At no time is the Discharger to use analytical data derived from extrapolation beyond the lowest point of the calibration curve. In accordance with section K. below, the Discharger's laboratory may employ a calibration standard lower than the ML in Appendix II of the 2009 Ocean Plan.
- K. In accordance with section III.C.5.b of the 2009 Ocean Plan, the Regional Water Board Executive Officer, in consultation with the State Water Board's Quality Assurance Program Manager, may establish an ML that is not contained in Appendix II of the 2009 Ocean Plan to be included in the discharger's permit in any of the following situations:

1. When a pollutant under consideration is not listed in Appendix II;
 2. When the discharger and the Regional Water Board agree to include in the permit a test method that is more sensitive than those specified in 40 CFR part 136;
 3. When the discharger agrees to use an ML that is lower than those listed in Appendix II;
 4. When the discharger demonstrates that the calibration standard matrix is sufficiently different from that used to establish the ML in Appendix II and proposes an appropriate ML for the matrix; or,
 5. When the discharger uses a method, which quantification practices are not consistent with the definition of the ML. Examples of such methods are USEPA-approved method 1613 for dioxins, and furans, method 1624 for volatile organic substances, and method 1625 for semi-volatile organic substances. In such cases, the discharger, the Regional Water Board, and the State Water Board shall agree on a lowest quantifiable limit and that limit will substitute for the ML for reporting and compliance determination purposes.
- L. If the Discharger samples and performs analyses (other than for process/operational control, startup, research, or equipment testing) on any influent, effluent, or receiving water constituent more frequently than required by this program using approved analytical methods, the results of those analyses shall be included in the report. These results shall be reflected in the calculation of the average used in demonstrating compliance with average effluent, receiving water, etc., limitations.
- M. The Discharger shall develop and maintain a record of all spills and bypasses of raw or partially treated sewage from its collection system or treatment plant according to the requirements in the WDR section of this Order. This record shall be made available to the Regional Water Board upon request and a spill summary shall be included in the Annual Summary Report.
- N. For all bacteriological analyses, sample dilutions should be performed so the expected range of values is bracketed (for example, with multiple tube fermentation method or membrane filtration method, 2 to 16,000 per 100 ml for total and fecal coliform, at a minimum, and 1 to 1000 per 100 ml for enterococcus). The detection methods used for each analysis shall be reported with the results of the analyses.
1. Detection methods used for coliforms (total and fecal) shall be those presented in Table 1A of 40 CFR part 136, unless alternate methods have been approved in advance by the USEPA pursuant to 40 CFR part 136.
 2. Detection methods used for enterococcus shall be those presented in Table 1A of 40 CFR part 136 or in the USEPA publication EPA 600/4-85/076, Test Methods for Escherichia coli and Enterococci in Water By Membrane Filter Procedure, or any improved method determined by the Regional Water Board to be appropriate.

O. Laboratory Certification

Laboratories analyzing monitoring samples shall be certified by the CDPH, in accordance with the provision of CWC section 13176, and must include QA/QC data with their reports.

II. MONITORING LOCATIONS

The Discharger shall establish the following monitoring locations to demonstrate compliance with the effluent limitations, discharge specifications, and other requirements in this Order:

The City of Oxnard is currently constructing a permanent sampling facility to incorporate a sampling location that enables complete mixing of the secondary-treated effluent and the brine waste from the AWWP. This sampling facility is expected to be completed by December 2013. This sampling point is referred to as monitoring location EFF-001B. Once this permanent sampling facility becomes operable, the interim monitoring location EFF-001A shall be automatically superseded by monitoring location EFF-001B, which will become the final effluent point of compliance.

Table 1. Monitoring Station Locations

Influent and Effluent Monitoring Stations								
Discharge Point Name		Monitoring Location Name		Monitoring Location Description				
		INF-001		Sampling stations shall be established at each point of inflow to the sewage treatment plant and shall be located upstream of any in-plant return flows and where representative samples of the influent can be obtained.				
001		EFF-001A		The interim effluent sampling station shall consist of sampling stations at: (1) a location that will represent the secondary-treated effluent before mixing with the brine waste, and (2) a location that will represent the total brine waste discharged to the outfall. The samples collected from (1) and (2) will be combined proportionate to the flow, and shall conduct the required testing analysis on a single, blended sample.				
001		EFF-001B		The effluent sampling station shall be located downstream of any in-plant return flows and after the brine waste produced from the AWWP has commingled with the final secondary effluent, where representative samples of the effluent can be obtained.				
Receiving Water Column Monitoring Stations								
Station	RWC-4101 RWC-4102 RWC-4102 RWC-4104 RWC-4105 RWC-4106	RWC-4201 RWC-4202 RWC-4203 RWC-4204 RWC-4205 RWC-4206	RWC-4301 RWC-4302 RWC-4303 RWC-4304 RWC-4305 RWC-4306	RWC-4391 RWC-4392 RWC-4393 RWC-4394 RWC-4395 RWC-4396	RWC-4401 RWC-4402 RWC-4403 RWC-4404 RWC-4405 RWC-4406	RWC-4501 RWC-4502 RWC-4503 RWC-4504 RWC-4505 RWC-4506	RWC-4601 RWC-4602 RWC-4603 RWC-4604 RWC-4605 RWC-4606	RWC-4701 RWC-4702 RWC-4703 RWC-4704 RWC-4705 RWC-4706
Latitude	34°03'54.4" 34°02'57.1" 34°01'68.8" 33°59'22.2" 33°57'15.4" 33°54'65.2"	34°06'18.4" 34°05'43.9" 34°04'70.3" 34°02'75.6" 34°00'42.3" 33°57'66.7"	34°09'35.8" 34°08'61.2" 34°06'62.8" 34°04'71.9" 34°03'02.1" 34°00'90.5"	34°07'57.5" 34°07'29.8" 34°06'59.7" 34°06'02.8" 34°04'17.2" 34°03'10.2"	34°13'50.6" 34°12'22.5" 34°10'87.1" 34°09'25.3" 34°07'94.1" 34°06'68.7"	34°15'65.9" 34°15'16.7" 34°14'80.7" 34°13'99.2" 34°12'87.6" 34°11'83.9"	34°23'06.5" 34°22'73.2" 34°22'16.6" 34°21'45.2" 34°20'63.7" 34°19'53.1"	34°27'12.3" 34°26'35.0" 34°25'55.7" 34°24'85.3" 34°24'05.4" 34°23'30.3"
Longitude	118°90'77.3" 118°91'23.5" 118°91'68.5" 118°92'71.3" 118°93'64.5" 118°94'70.6"	119°00'71.6" 119°01'03.5" 119°01'41.3" 119°02'27.3" 119°03'31.4" 119°04'53.2"	119°09'77.4" 119°10'06.0" 119°11'03.1" 119°11'95.5" 119°12'65.9" 119°13'77.9"	119°11'25.6" 119°11'53.6" 119°12'10.0" 119°12'44.9" 119°13'40.6" 119°14'10.3"	119°19'02.0" 119°20'38.1" 119°21'82.7" 119°23'64.3" 119°25'04.3" 119°26'41.1"	119°22'99.3" 119°24'17.8" 119°25'16.1" 119°27'19.9" 119°30'29.9" 119°32'96.8"	119°26'73.0" 119°27'85.0" 119°29'41.3" 119°31'48.3" 119°33'99.7" 119°37'20.7"	119°31'04.1" 119°32'90.9" 119°35'09.1" 119°37'05.8" 119°39'23.9" 119°41'25.7"

Station	10	12	28	11	12	10	10	10
Depth (m)	49	30	60	30	30	20	11	20
	60	60	149	30	60	20	30	20
	100	100	100	60	100	20	30	23
	450	100	325	134	205	30	30	30
	788	782	525	333	282	81	30	30
Dist. From Outfall Transect (km)	24.3	16.0	8.3	0.1	0.1	4.9	10.0	15.4

Receiving Water Benthic Monitoring Stations							
Station	RWS-001	RWS-002	RWS-003	RWS-004	RWS-005	RWS-006	RWS-007
Latitude	34°07'65.01"	34°07'39.59"	34°07'37.21"	34°07'36.52"	34°07'34.20"	34°07'28.00"	34°05'34.15"
Longitude	119°02'84.87"	119°11'45.75"	119°11'42.33"	119°11'41.34"	119°11'36.24"	119°11'25.20"	119°11'32.25"
Station Depth (m)	15.0	15.0	15.3	15.0	15.3	15.3	15.3
Dist. From Outfall Transect (m)	1000	150	18	18	150	500	4000

Receiving Water Trawl Stations			
Station	RWT-001	RWT-002	RWT-003
Latitude	34°07'56.79"	34°07'26.96"	34°05'31.73"
Longitude	119°11'40.42"	119°11'33.32"	119°09'35.22"
Station Depth (m)	15.6	15.6	15.6
Dist. From Outfall Transect (m)	380	380	4000

Ventura County Shoreline Bacteriological Monitoring Stations			
Ventura County ID	Location	Latitude	Longitude
35000	Hollywood Beach, Los Robles St	34°09'45"	119°13'48"
37000	Channel Islands Harbor Beach	34°09'34"	119°13'19"
38000	Silverstrand Beach, San Nicholas Ave	34°09'26"	119°13'31"
39000	Silverstrand Beach, Santa Paula Ave	34°09'09"	119°13'11"
40000	Silverstrand Beach, Sawtell, Ave	34°08'51"	119°12'59"
41000	Port Hueneme Beach Park	34°08'30"	119°11'40"
42000	Ormond Beach, J Street Drain	34°08'20"	119°11'20"
43000	Ormond Beach, Industrial Drain	34°08'09"	119°11'03"
44000	Ormond Beach, Arnold Rd	34°07'11"	119°09'36"

III. INFLUENT MONITORING REQUIREMENTS

Influent monitoring is required to:

- Determine compliance with NPDES permit conditions.
- Assess treatment plant performance.
- Assess effectiveness of the Pretreatment Program.

A. Monitoring Location INF-001

1. The Discharger shall monitor influent to the facility at INF001 as follows:

Table 2. Influent Monitoring

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test/Method
Flow	mgd	Recorder/totalizer	Continuous ¹	²
pH	pH units	Grab	Daily	²
TSS	mg/L	24-hr composite	Daily	²
BOD ₅ 20°C	mg/L	24-hr composite	Daily	²
Oil and grease	mg/L	Grab ³	Weekly	²
Benzidine	µg/L	24-hr composite	Quarterly	²
Heptachlor epoxide	µg/L	24-hr composite	Quarterly	²
PCBs	µg/L	24-hr composite	Quarterly	²
TCDD equivalents	ng/L	24-hr composite	Quarterly	²
Remaining pollutants in Table B of the 2009 Ocean Plan (excluding residual chlorine, acute and chronic toxicity, and ammonia)	µg/L	24-hr composite, or grab, as applicable according to 40 CFR part 136	Semiannually	²
Pesticides	µg/L	24-hr composite	Semiannually	²

IV. EFFLUENT MONITORING REQUIREMENTS

Effluent monitoring is required to:

- Determine compliance with NPDES permit conditions and water quality standards.
- Assess plant performance, identify operational problems and improve plant performance.

¹ When continuous monitoring of flow is required, total daily flow and peak daily flow (24-hr basis) should be reported.

² Pollutants shall be analyzed using the analytical methods described in 40 CFR part 136; where no methods are specified for a given pollutant, by methods approved by this Regional Water Board or State Water Board. For any pollutant whose effluent limitation is lower than all the MLs specified in Appendix II of the Ocean Plan, the analytical method with the lowest ML must be selected.

³ Oil and grease monitoring in the influent and effluent shall consist of a single grab sample at peak flow over a 24-hour period.

- Provide information on wastewater characteristics and flows for use in interpreting water quality and biological data.

A. Monitoring Location EFF-001A or EFF-001B

1. The Discharger shall monitor effluent at EFF-001A (interim location) or EFF-001B (upon becoming operable) as follows. If more than one analytical test method is listed for a given parameter, the Discharger must select from the listed methods and corresponding ML:

Table 3. Effluent Monitoring

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
Total waste flow	mgd	Continuous ¹	---	---
Total residual chlorine	mg/L	Continuous ¹	---	2
Turbidity	NTU	Continuous ¹	---	2
Temperature	°C	Grab	---	2
pH	pH unit	Grab	Daily	2
Settleable solids	mL/L	Grab	Daily	2
Suspended solids	mg/L	24-hr composite	Daily	2
Oil and grease	mg/L	Grab	Daily	2
BOD ₅ 20°C	mg/L	24-hr composite	Daily	2
Total coliform	MPN/ 100mL or CFU/100ml	Grab	Daily	2
Fecal coliform	MPN/ 100mL or CFU/100ml	Grab	5 times/month	2
Enterococcus	MPN/ 100mL or CFU/100ml	Grab	5 times/month	2
Ammonia nitrogen	mg/L	24-hr composite	Monthly	2
Nitrate nitrogen	mg/L	24-hr composite	Monthly	2
Nitrite nitrogen	mg/L	24-hr composite	Monthly	2
Organic nitrogen	mg/L	24-hr composite	Monthly	2
Chronic toxicity	TUc	24-hr composite	Monthly	2
Benzidine	ng/L	24-hr composite	Quarterly	2
Heptachlor epoxide	ng/L	24-hr composite	Quarterly	2
PCBs	µg/L	24-hr composite	Quarterly	2
TCDD equivalents	pg/L	24-hr composite	Quarterly	2
Remaining pollutants in Table B of the 2009 Ocean Plan (excluding acute toxicity)	µg/L	24-hr composite, or grab, as applicable according to 40 CFR part 136	Semiannually	2
Radioactivity ⁴				

⁴ Analyze these radiochemicals by the following USEPA methods: method 900.0 for Gross alpha and Gross beta, method 903.0 or 903.1 for Radium-226, method 904.0 for Radium-228, method 906.0 for Tritium, method 905.0 for Strontium-90, and method 908.0 for Uranium. Analysis for combined Radium-226 & 228

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
(Including gross alpha, gross beta, combined radium-226 and radium-228, tritium, strontium-90 and uranium)	pCi/L	24-hr composite	Semiannually	²
Pesticides ⁵	µg/L	24-hr composite	Semiannually	²

V. WHOLE EFFLUENT TOXICITY TESTING REQUIREMENTS

A. Chronic Toxicity Testing

1. **Methods and test species.** The Discharger shall conduct critical life stage chronic toxicity tests on 24-hour composite, 100 percent effluent samples in accordance with USEPA's *Short Term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to West Coast Marine and Estuarine Organisms*, (EPA/600/R-95/136, 1995). Pursuant to the 2009 California Ocean Plan, upon the approval of the Executive Officer of the Regional Water Board, the Discharger may use a second tier organism (e.g., silverside) if first tier organisms (e.g., topsmelt) are not available. However, the Discharger is required to immediately resume the chronic toxicity test using the original testing organism as soon as this organism becomes available.
2. **Frequency**
 - a. **Screening** - The Discharger shall conduct the first chronic toxicity test screening for three consecutive months in 2014. Re-screening is required every 24 months. The Discharger shall re-screen with a marine vertebrate species, a marine invertebrate species, and a marine alga species and continue to monitor with the most sensitive species. If the first suite of re-screening tests demonstrate that the same species is the most sensitive, then the re-screening does not need to include more than one suite of tests. If a different species is the most sensitive or if there is ambiguity, then the Discharger shall proceed with suites of screening tests for a minimum of three, but not to exceed five, suites.
 - b. **Regular toxicity tests** - After the screening period, monitoring shall be conducted monthly using the most sensitive species.
3. **Toxicity Units.** The chronic toxicity of the effluent shall be expressed and reported in Chronic Toxic Units, TU_c, where,

$$TU_c = \frac{100}{NOEC}$$

The No Observable Effect Concentration (NOEC) is expressed as the maximum percent effluent concentration that causes no observable effect on test organisms, as determined by the results of a critical life stage toxicity test.

shall be conducted only if Gross alpha results for the same sample exceed 15 pCi/L or Beta greater than 50 pCi/L. If Radium-226 & 228 exceeds the stipulated criteria, analyze for Tritium, Strontium-90 and Uranium.

⁵ Pesticides are, for purposes of this order, those six constituents referred to in 40 CFR part 125.58(p) (Methoxychlor, Demeton, Guthion, Malathion, Mirex, and Parathion).

B. Quality Assurance

1. Concurrent testing with a reference toxicant shall be conducted. Reference toxicant tests shall be conducted using the same test conditions as the effluent toxicity tests (e.g., same test duration, etc).
2. If either the reference toxicant test or effluent test does not meet all test acceptability criteria (TAC) as specified in the test methods manual (EPA-821-R-02-012 and/or EPA/600/R-95/136), then the Discharger must re-sample and re-test within 14 days.
3. Control and dilution water should be laboratory water, as appropriate, as described in the manual. If the dilution water used is different from the culture water, a second control using culture water shall be used.
4. A series of at least five dilutions and a control shall be tested. The dilution series shall include the instream waste concentration (IWC), and two dilutions above and two below the IWC. The chronic IWC for Discharge Serial No. 001 is 0.01% effluent. (0.01% is the result of 1 divided by 99, which is sum of dilution credit 98 plus 1).
5. Following paragraph 10.2.6.2 of USEPA's chronic freshwater test methods manual (EPA/821/R-02/013, 2002, as specified in CFR part 136), the Discharger shall review the concentration-response relationship for each multi-concentration test to ensure that calculated test results are interpreted appropriately. All WET test results should be reviewed and reported following *Method Guidance and Recommendations for WET Testing* (EPA/821/B-00-004, 2000).
6. Because this permit requires sublethal hypothesis testing endpoints from the 1995 West Coast marine and estuarine WET test methods manual and the 2002 East Coast marine and estuarine WET test methods manual, within test variability must be reviewed and variability criteria [e.g., Minimum Significance Difference (MSD) bound, Percent, Minimum Significance Difference (PMSD) bounds] must be applied, as specified in the test methods manuals. The calculated MSD (or PMSDs) for both reference toxicant test and effluent toxicity test results must meet the MDS bound (or PMSD bounds) variability criteria specified in the test methods manuals.
7. pH drift during the toxicity test may contribute to artifactual toxicity when pH-dependent toxicants (e.g., ammonia, metals) are present in an effluent. To determine whether or not pH drift during the toxicity test is contributing to artifactual toxicity, the Discharger shall conduct three sets of parallel toxicity tests, in which the pH of one treatment is controlled at the pH of the effluent and the pH of the other treatment is not controlled, as described in section 11.3.6.1 of the test methods manual, *Short-term Methods for Estimating the Chronic Toxicity of Effluents and Receiving Waters to Freshwater Organisms* (EPA/821/R-02/013, 2002). Toxicity is confirmed to be artifactual and due to pH drift when no toxicity above the chronic WET permit limit or trigger is observed in the treatments controlled at the pH of the effluent. If toxicity is confirmed to be artifactual and due to pH drift, then following written approval by the permitting authority, the Discharger may use the procedures outlined in section 11.3.6.2 of the test methods manual to control sample pH during the toxicity test.

C. Accelerated Monitoring

If the effluent toxicity test result exceeds the limitation, then the Discharger shall immediately implement accelerated toxicity testing that consists of six additional tests, approximately every two

weeks, over a 12-week period. Effluent sampling for the first test of the six additional tests shall commence within five working days of receipt of the test results exceeding the toxicity limitation.

1. If all the results of the six additional tests are in compliance with the toxicity limitation, the Discharger may resume regular monthly testing.
2. If the result of any of the six additional tests exceeds the limitation, then the Discharger shall continue to monitor once every two weeks until six consecutive biweekly tests are in compliance. At that time, the Discharger may resume regular monthly testing.
3. If the results of any two of the six tests (any two tests in a 12-week period) exceed the limitation, the Discharger shall initiate a Toxicity Identification Evaluation (TIE) and implement the initial investigation Toxicity Reduction Evaluation (TRE) work plan.
4. If implementation of the initial investigation TRE work plan (see item E below) indicates the source of toxicity (e.g., a temporary plant upset, etc.), then the Discharger shall return to the regular testing frequency.

D. Preparation of an Initial Investigation TRE Work Plan

The Discharger shall prepare and submit a copy of the Discharger's initial investigation TRE (TRE) work plan to the Executive Officer of the Regional Water Board for approval within 90 days of the effective date of this permit. If the Executive Officer does not disapprove the work plan within 60 days, the work plan shall become effective. The Discharger shall use USEPA manual EPA/833B-99/002 (municipal) as guidance, or most current version. At a minimum, the TRE work plan must contain the provisions in Attachment G. This work plan shall describe the steps the Discharger intends to follow if toxicity is detected, and should include the following, at a minimum:

1. A description of the investigation and evaluation techniques that will be used to identify potential causes and sources of toxicity, effluent variability, and treatment system efficiency.
2. A description of the facility's methods of maximizing in-house treatment efficiency and good housekeeping practices, and a list of all chemicals used in the operation of the facility; and,
3. If a TIE is necessary, an indication of the person who would conduct the TIEs (i.e., an in-house expert or an outside contractor). See MRP section V.E.3 below for guidance manuals.

E. Steps in TRE and TIE

1. If results of the implementation of the facility's initial investigation TRE work plan indicate the need to continue the TRE/TIE, the Discharger shall expeditiously develop a more detailed TRE work plan for submittal to the Executive Officer within 15 days of completion of the initial investigation TRE. The detailed work plan shall include, but not be limited to the following:
 - a. Further actions to investigate and identify the cause of toxicity;
 - b. Actions the Discharger will take to mitigate the impact of the discharge and prevent the recurrence of toxicity; and,
 - c. A schedule for these actions.

2. The following section summarizes the stepwise approach used in conducting the TRE:
 - a. Step 1 includes basic data collection.
 - b. Step 2 evaluates optimization of the treatment system operation, facility housekeeping, and selection and use of in-plant process chemicals.
 - c. If Steps 1 and 2 are unsuccessful, Step 3 implements a TIE and employment of all reasonable efforts using currently available TIE methodologies. The objective of the TIE shall be to identify the substance or combination of substances causing the observed toxicity.
 - d. Assuming successful identification or characterization of the toxicant(s), Step 4 evaluates final effluent treatment options.
 - e. Step 5 evaluates in-plant treatment options.
 - f. Step 6 consists of confirmation once a toxicity control method has been implemented.

Many recommended TRE elements parallel source control, pollution prevention, and storm water control program best management practices (BMPs). To prevent duplication of efforts, evidence of compliance with those requirements may be sufficient to comply with TRE requirements. By requiring the first steps of a TRE to be accelerated testing and review of the facility's TRE work plan, a TRE may be ended in its early stages. All reasonable steps shall be taken to reduce toxicity to the required level. The TRE may be ended at any stage if monitoring indicates there are no longer toxicity violations.

3. The Discharger may initiate a TIE as part of the TRE process to identify the cause(s) of toxicity. The Discharger shall use the USEPA acute manual, chronic manual, EPA/600/R-96-054 (Phase I), EPA/600/R-92/080 (Phase II), and EPA-600/R-92/081 (Phase III), as guidance.
4. If a TRE/TIE is initiated prior to completion of the accelerated testing required in section V.C. of this program, then the accelerated testing schedule may be terminated, or used as necessary in performing the TRE/TIE, as determined by the Executive Officer.
5. The Regional Water Board recognizes that toxicity may be episodic and identification of causes of and reduction of sources of toxicity may not be successful in all cases. Consideration of enforcement action by the Board will be based, in part, on the Discharger's actions and efforts to identify and control or reduce sources of consistent toxicity.

F. Ammonia Removal

1. Except with prior approval from the Executive Officer of the Regional Water Board, ammonia shall not be removed from bioassay samples. The Discharger must demonstrate the effluent toxicity is caused by ammonia because of increasing test pH when conducting the toxicity test. It is important to distinguish the potential toxic effects of ammonia from other pH sensitive chemicals, such as certain heavy metals, sulfide, and cyanide. The following may be steps to demonstrate that the toxicity is caused by ammonia and not other toxicants before the Executive Officer would allow for control of pH in the test.

- a. There is consistent toxicity in the effluent and the maximum pH in the toxicity test is in the range to cause toxicity due to increased pH.
 - b. Chronic ammonia concentrations in the effluent are greater than 4 mg/L total ammonia.
 - c. Conduct graduated pH tests as specified in the TIE methods. For example, mortality should be higher at pH 8 and lower at pH 6.
 - d. Treat the effluent with a zeolite column to remove ammonia. Mortality in the zeolite treated effluent should be lower than the non-zeolite treated effluent. Then add ammonia back to the zeolite-treated samples to confirm toxicity due to ammonia.
2. When it has been demonstrated that toxicity is due to ammonia because of increasing test pH, pH may be controlled using appropriate procedures which do not significantly alter the nature of the effluent, after submitting a written request to the Regional Water Board, and receiving written permission expressing approval from the Executive Officer of the Regional Water Board.

G. Reporting

The Discharger shall submit a full report of the toxicity test results, including any accelerated testing conducted during the month, as required by this permit. Test results shall be reported in Chronic Toxicity Units (TUc), as required, with the self-monitoring report (SMR) for the month in which the test is conducted.

If an initial investigation indicates the source of toxicity and accelerated testing is unnecessary, pursuant to section V.C.4, then those results also shall be submitted with the SMR for the period in which the investigation occurred.

1. The full report shall be received by the Regional Water Board by the 15th day of the second month following sampling.
2. The full report shall consist of (1) the results; (2) the dates of sample collection and initiation of each toxicity test; (3) the toxicity limit.
3. Test results for toxicity tests also shall be reported according to the appropriate manual chapter on Report Preparation and shall be attached to the SMR. Routine reporting shall include the following, at a minimum, as applicable, for each test, as appropriate:
 - a. sample date(s)
 - b. test initiation date
 - c. test species
 - d. end point values for each dilution (e.g. number of young, growth rate, percent survival)
 - e. LC₅₀ value(s) in percent effluent
 - f. TUa value(s) $\left(TU_a = \frac{100}{LC50} \right)$

g. NOEC value(s) in percent effluent

h. TUC values $\left(TU_c = \frac{100}{NOEC} \right)$

i. Mean percent mortality (+standard deviation) after 96 hours in 100% effluent (if applicable)

j. IC/EC₂₅ values(s) in percent effluent

Inhibition Concentration (IC_p) is a point estimate of the toxicant concentration that causes a given percent reduction (p) in a non-quantal biological endpoint (e.g., reproduction, growth) calculated from a continuous model (e.g., EPA Interpolation Model).

Effective Concentration (EC_p) is a point estimate of the toxicant concentration that causes a given percent reduction (p) in a quantal biological measurement (e.g., development, survival) calculated from a continuous model (e.g., Probit).

k. NOEC and LOEC (Lowest Observable Effect Concentration) values for reference toxicant test(s)

l. Available water quality measurements for each test (e.g., pH, D.O., temperature, conductivity, hardness, salinity, ammonia).

4. The Discharger shall provide a compliance summary that includes a summary table of toxicity data from at least eleven of the most recent samples.
5. The Discharger shall notify this Regional Water Board immediately of any toxicity exceedance and in writing 14 days after the receipt of the results of an effluent limit. The notification will describe actions the Discharger has taken or will take to investigate and correct the cause(s) of toxicity. It may also include a status report on any actions required by the permit, with a schedule for actions not yet completed. If no actions have been taken, the reasons shall be given.

VI. RECLAMATION MONITORING REQUIREMENTS

The reuse of the reclaimed water is regulated under a separate WDRs and Water Recycling Requirements (WRRs) for City of Oxnard Groundwater Recovery, Enhancement, and Treatment Program – Non Potable Reuse Phase 1 Project (GREAT Program – Phase 1 Project), Order No. R4-2008-0083 as amended by Order No. R4-2011-0079, File No. 64-104 and File No. 08-070, CI-9456.

VII. RECEIVING WATER MONITORING REQUIREMENTS – SURFACE WATER AND GROUNDWATER

A. Offshore Water Quality Monitoring

This survey addresses the compliance questions: "Are Ocean Plan and Basin Plan objectives for parameters listed in Tables 4a and 4b being met?" Data collected provide the information necessary to demonstrate compliance with the standards for local monitoring. In addition, data

collected by the Discharger contribute to the Central Bight Cooperative Water Quality Survey. This regionally coordinated survey provides integrated water quality surveys on a quarterly basis. These surveys cover 200 kilometers of coast in Ventura, Los Angeles, and Orange Counties, from the nearshore to approximately 10 kilometers offshore. This cooperative program contributes to a regional understanding of seasonal patterns in nearshore water column structure. The regional view provides context for determining the significance and causes of locally observed patterns in the area of wastewater outfalls.

1. The Discharger shall monitor receiving water quality at 48 Receiving Water Column Monitoring Stations from RWC-4101 to RWC-4706 (See Table 1) as follows:

Table 4a. Receiving Water Monitoring Requirements – 1

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
Dissolved oxygen	mg/L	continuous profile	quarterly	2
Water temperature	°C	continuous profile	quarterly	2
Light transmittance	% transmittance	continuous profile	quarterly	6
Salinity	ppt	continuous profile	quarterly	2
pH	pH units	continuous profile	quarterly	2
Chlorophyll a	µg/L	continuous profile	quarterly	2
Visual observations			quarterly	7

Sampling techniques shall follow protocols described in the most current edition of the *Field Operations Manual for Marine Water-Column, Benthic, and Trawl Monitoring in Southern California, SCCWRP*. Data shall be analyzed to approximate the typical wastewater plume movement and data from 1998 and forward shall be analyzed to determine and map out the wastewater plume movement under different seasonal and weather conditions.

2. The Discharger shall monitor bacteria and ammonia at 18 receiving water column monitoring stations of RWC-4301 to RWC-4306, and RWC-4391 to RWC-4396, and RWC-4401 to RWC-4406 (See Table 1) as follows:

⁶ Light transmittance (transmissivity) shall be measured with a transmissometer, using equipment and procedure similar to that described by L.V. Whitney [*Transmission of Solar Energy and the Scattering Produced by Suspensoids in Lake Waters*, Transactions of the Wisconsin Academy of Sciences, Arts, and Letters, Vol. 31 (1938)]. Results shall be expressed as the percent of light transmittance. Path length of transmissometer should be noted.

⁷ Observations of wind (direction and speed), weather (e.g., cloudy, sunny, or rainy), current (e.g., direction), and tidal conditions (e.g., high or low tide) shall be made and recorded (every four hours during offshore sampling) at the time samples of the waters of the Pacific Ocean (shore, nearshore, and all offshore stations) are collected.

Observations of water color, discoloration, oil and grease, turbidity, odor, materials of sewage origin in the water or on the beach, and unusual or abnormal amounts of floating or suspended matter in the water or on the beach, rocks and jetties, or beach structures shall also be made and recorded at stations or while in transit. The character and extent of such matter shall be described. The dates, times and depths of sampling and these observations shall also be reported.

Table 4b. Receiving Water Monitoring Requirements – 2

Parameter	Units	Sample Type	Minimum Sampling Frequency	Required Analytical Test Method
Total coliform	MPN or CFU/100 mL	grab, surface and mid-depth and near bottom ⁸	quarterly	²
Fecal coliform	MPN or CFU/100 mL	grab, surface and mid-depth and near bottom ⁸	quarterly	²
Enterococcus	MPN or CFU/100 mL	grab, surface and mid-depth and near bottom ⁸	quarterly	²
Ammonia nitrogen	mg/L	grab, surface and mid-depth and near bottom ⁸	quarterly	²

B. Benthic Monitoring

Benthic monitoring includes Infauna and sediment. The Discharger shall annually monitor Infauna and sediment at 7 receiving water benthic monitoring stations of RWS-001 to RWS-007 (See Table E-1).

1. **Local Benthic Survey** – This survey addresses the question: "Are benthic conditions under the influence of the discharge changing over time?" The data collected are used for regular assessment of trends in sediment contamination and biological response along a fixed grid of sites within the influence of the discharge.

a. Local Benthic Trends Survey

- (1) **Infaunal Community Survey** – The benthic stations shall be conducted for benthic infaunal sampling⁹. These stations shall be sampled during late summer (August/September). Bottom samples for benthic infaunal analyses shall be taken at each benthic station prior to trawl sampling. The following determinations shall be made at each station, where appropriate:

- i. Identification of all organisms to lowest possible taxon (usually species); and,
- ii. Total biomass of:
 - Mollusks;
 - Echinoderms;
 - Annelids/polychaetes;
 - Crustaceans; and,
 - All other macroinvertebrates.

⁸ Bottom sampling shall be done 2.0 m (6.6 ft) above the seabed.

⁹ These bottom samples shall be taken by means of a 0.1 m² (1.1 ft²) modified Van Veen sediment grab sampler. The entire contents of each sample shall be passed through a 1.0 mm (0.039 in.) mesh screen to retrieve the benthic organisms. These organisms shall be fixed in 10% buffered formalin and transferred to 70% ethanol within two to seven days for storage. Organisms can be strained with Rose Bengal to facilitate sorting. All specimens retrieved shall be archived.

- iii. Community structure analysis for benthic infaunal¹⁰ for each station and each replicate.

Mean, median, range, standard deviation, and 95% confidence limits, if appropriate, for values determined above in iii. The Discharger may be required to conduct additional "statistical analyses" to determine temporal and spatial trends in the marine environment.

- (2) Sediment Chemistry Survey – All benthic sediment samples shall be taken at each station by means of a 0.1 m² (1.1 ft²) modified Van Veen sediment grab sampler. Sub-samples (upper two centimeters) of sediment from each sample shall be collected and analyzed separately for the following parameters at each station:
- Total organic carbon (TOC) (mg/kg dry wt);
 - Dissolved sulfides (water soluble) (mg/kg dry wt);
 - Total Kjeldahl nitrogen (mg/kg dry wt);
 - Grain size (sufficiently detailed to calculate percent weight in relation to phi size); and,
 - Arsenic; Cadmium; Chromium (total); Copper; Lead; Mercury; Nickel; Silver; Zinc; Cyanide; Phenolic compounds (non-chlorinated); Phenolic compounds (chlorinated); Total halogenated organic compounds; Aldrin and Dieldrin; Endrin; HCH; Chlordane and related compounds; Total DDT; DDT derivatives; Total PCB; PCB derivatives; Toxaphene; Total PAH; PAH derivatives. The data for these parameters shall be expressed in µg/kg dry weight.

Annual testing shall be required for these parameters during late summer (August/September). Bottom samples for sediment chemistry analyses shall be taken at each benthic station prior to trawl sampling.

In August/September of the third year of the permit, full priority pollutant scans shall be performed on sediment samples from all stations.

- (3) Sediment Toxicity Survey – Sediment toxicity testing shall be conducted annually (August/September) at two receiving water sediment monitoring stations of RWS-003 and RWS-007. Three replicate samples shall be collected for testing at each station. Sub-samples (upper two centimeters) shall be taken from each sediment sample and tested with amphipod *Eohaustorius* - survival end point; using standard protocols approved by the Executive Officer of this Regional Water Board.

¹⁰ Community structure analysis of benthic infauna shall include number of species, number of individuals per species, total numerical abundance, species abundance per grab, species richness, species diversity (e.g., Shannon-Wiener), species evenness and dominance per station and replicate, similarity analyses (e.g., Bray-Curtis, Jaccard or Sorensen), cluster analyses (using unweighted pair-group method) or other appropriate multivariate statistical techniques approved by the Executive Officer of this Regional Water Board and USEPA Region IX, and the Infaunal Index.

2. Regional Benthic Survey

- a. This regional survey addresses the questions: 1) What is the extent, distribution, magnitude and trend of ecological change in soft-bottom benthic habitats within the Southern California Bight? and 2) What is the relationship between biological response and contaminant exposure? The data collected will be used to assess the condition of the sea-floor environment and the health of the biological resources in the Bight.
- b. Sampling Design - A regional survey of benthic conditions within the Southern California Bight took place in 2008 (Bight'08). The final survey design was determined cooperatively by the participants represented on the Regional Steering Committee. The Discharger provided support to the Bight'08 benthic survey by participating in or performing the following activities:
 - (1) Participation on the Steering Committee;
 - (2) Participation on the relevant Technical Committees (e.g., Information Management, Field Methods & Logistics, Benthos, and Chemistry);
 - (3) Field sampling at sea;
 - (4) Infaunal sample analysis;
 - (5) Sediment chemistry analysis; and,
 - (6) Data management

This level of participation in the 2008 survey was consistent with that provided by the Discharger during the 1994, 1998 and 2003 Regional Benthic Surveys. The next regional survey is expected to take place in 2013 and the Discharger's level of participation shall be consistent with that provided in previous survey.

C. Fish and Macroinvertebrate Monitoring

1. **Local Fish and Macroinvertebrate Survey** – This survey addresses two questions: 1) "Are the health of demersal fish and epibenthic invertebrate communities?" and 2) "Are fish tissue contamination levels in the vicinity of the discharge changing over time?" The data collected are used for regular assessment of temporal trends in community structure and bioaccumulation along an array of sites within the influence of the discharge. Data will also be collected on trash and debris to contribute to the Santa Monica Bay Restoration Project (SMBRP's) Sources and Loadings program. The Discharger shall monitor fish and macroinvertebrate at three receiving water trawling stations of RWT-001 to RWT-003 (See Table 1) as follows:
 - a. **Local Fish and Macroinvertebrate Population Survey**
 - (1) The offshore trawling stations shall be sampled annually (August/September) for demersal fish and epibenthic macroinvertebrates.
 - (2) Trawling methods shall follow the protocols described in the most current edition of the *Field Operations Manual for Marine Water-Column, Benthic, and Trawl Monitoring in Southern California, SCCWRP*.

- (3) Fish and macroinvertebrates collected by trawls shall be identified to the lowest taxon possible. At all stations and for each replicate, community structure analysis for fish and macroinvertebrates¹¹ shall be conducted for fish and macroinvertebrates for each station.
- (4) Mean, range, standard deviation, and 95% confidence limits, if appropriate, shall be reported for the values determined in the community analysis. The Discharger may be required to conduct additional "statistical analyses" to determine temporal and spatial trends in the marine environment.
- (5) Abnormalities and disease symptoms shall be described and recorded (e.g., fin erosion, external lesions, tumors, ectoparasites, and color anomalies). The frequency of abnormalities and incidence of disease shall be compared between the Zone of Initial Dilution (ZID) boundary and the reference station, and trends in these values shall be measured over time. The results of this inspection shall be included in the monitoring report.

b. Local Fish and Macroinvertebrate Tissue Survey

Fish and macroinvertebrate tissues shall be obtained from fish collected by trawls and from invertebrates collected by trawls or SCUBA at the trawling stations.

Annually, tissues of two species (one demersal fish and one macroinvertebrate) of importance to commercial and/or sport fishers or of obvious ecological significance shall be analyzed for priority pollutants (i.e., for bioaccumulation of toxic pollutants). If possible, for the duration of this permit and order, the same species shall be used at all stations.

(1) Fish Tissues

- i. Tissue, as applied to the analysis of priority pollutants, signifies separate analyses for muscle and liver. All tissue samples shall be analyzed for wet weight and percent lipid.
- ii. Annual testing shall be required in late summer (August/September) and shall include analysis for: Arsenic; Cadmium; Chromium (total); Copper; Lead; Mercury; Nickel; Silver; Zinc; Cyanide; Phenolic compounds (non-chlorinated); Phenolic compounds (chlorinated); Total halogenated organic compounds; Aldrin and Dieldrin; Endrin; HCH; Chlordane and related compounds; Total DDT; DDT derivatives; Total PCB; PCB derivatives; Toxaphene; Total PAH; PAH derivatives.
- iii. The data for these parameters shall be expressed in $\mu\text{g/kg}$ dry weight.

¹¹ Community structure analysis of fish and macroinvertebrates shall include wet weight of fish and macroinvertebrate species (when combined weight of individuals of one species exceeds 0.2 kg), standard length of each individual, number of species, number of individuals per species, total numerical abundance per station, number of individuals in each 1-cm size class for each species of fish, species abundance per trawl and per station, species richness, species diversity (e.g., Shannon-Wiener), species evenness, similarity analyses (e.g., Bray-Curtis, Jaccard or Sorensen), cluster analyses (using unweighted pair-group method) or other appropriate multivariate statistical techniques approved by the Executive Officer of the Regional Water Board and USEPA Region IX.

- iv. In August/September of the third year of the permit, full priority pollutant scans shall be performed on fish tissue samples from all offshore trawling stations.
- v. For fish tissue analysis, individuals of the species of interest shall be combined from the trawls to form a single pooled sample at a station¹². Three composite samples shall be analyzed for each of the tissue types. Each composite sample shall consist of tissues¹³ taken from fish of one species and include at least six individuals. In order to obtain the required number of individuals, additional trawls may be necessary.
- vi. Reference specimens for tissue analysis may be collected at a different depth or area beyond the reference station (RWT-003), if necessary. If areas other than RWT-003 are sampled for reference material, data on the location and depth of the sampling point(s) shall be provided to this Regional Board and the USEPA Region IX.
- vii. The following fish species are recommended for the tissue analysis of priority pollutants: White Croaker (*Genyonemus lineatus*) and Speckled sanddab (*Citharichthys stigmaeus*).

(2) Macroinvertebrate Tissues

- i. Tissue, as applied to the analysis of priority pollutants in macroinvertebrates, signifies analyses for muscle or other tissue, if muscle is impractical. All tissue samples shall be analyzed for wet weight and percent lipid.
- ii. Annual testing shall be required in late summer (August/September) and shall include analysis for: Arsenic; Cadmium; Chromium (total); Copper; Lead; Mercury; Nickel; Silver; Zinc; Cyanide; Phenolic compounds (non-chlorinated); Phenolic compounds (chlorinated); Total halogenated organic compounds; Aldrin and Dieldrin; Endrin; HCH; Chlordane and related compounds; Total DDT; DDT derivatives; Total PCB; PCB derivatives; Toxaphene; Total PAH; PAH derivatives.
- iii. The data for these parameters shall be expressed in $\mu\text{g/kg}$ dry weight.
- iv. In August/September of the third year of the permit, full priority pollutant scans shall be performed on macroinvertebrate tissue samples from all offshore trawling stations.
- v. For macroinvertebrate tissue analysis, individuals of the species of interest shall be combined from the trawls to form a single pooled sample at a station. Three composite samples shall be analyzed for each of the tissue types. Each composite sample shall consist of sufficient tissue taken from at least three individual organisms of one species. In order to obtain the required number of individuals, additional trawls may be necessary. When feasible, tissues from

¹² Where appropriate, individuals (from trawls) comprising the smallest 10 percent by weight shall not be used as part of the composite sample. Individuals for tissue analysis shall be randomly selected from the remaining organisms.

¹³ Tissue samples removed from individuals shall be of uniform weight. To the extent feasible, individual fish selected for analysis should be of the same sex.

organisms of the same species should be analyzed from year to year to facilitate comparability.

- vi. Reference specimens for tissue analysis may be collected at a different depth or area beyond the reference station (RWT-003), if necessary. If areas other than RWT-003 are sampled for reference material, data on the location and depth of the sampling point(s) shall be provided to the LA Regional Board and USEPA Region IX.
- vii. The following macroinvertebrate species are recommended for the tissue analysis of priority pollutants: Sandstar (*Astropecten* spp), Shrimp (*Crangon* spp), and Crab (*Cancer* spp).

(3) Bagged Mussel Tissue

- i. The City of Oxnard currently is conducting a special study using bagged bivalves to assess bioaccumulation of contaminants in mussel tissue. If the results of this special study support a change, the City of Oxnard may request written approval from the Executive Officer to substitute mussels in lieu of the fish and invertebrate species identified above.

2. Regional Fish and Macroinvertebrate Survey

- a. This survey addresses the questions: 1) What is the extent, distribution, magnitude and trend of ecological change in demersal fish and epibenthic communities within the Southern California Bight? and 2) What is the relationship between biological response and contaminant exposure? The data collected will be used to assess the condition of the seafloor environment and health of biological resources in the Bight.
- b. A regional survey of trawl-caught demersal fish and epibenthic invertebrates within the Southern California Bight took place in 2008 (Bight'08). The final survey design was determined cooperatively by the participants as represented on the Regional Steering Committee. The Discharger provided support to the Bight'08 surveys by participating in or performing the following activities:
 - i. Participation on the Steering Committee;
 - ii. Participation on the relevant Technical Committees (e.g., Information Management, Field Methods and Logistics, Fish and Invertebrates);
 - iii. Field sampling at sea;
 - iv. Trawl sample analysis; and,
 - v. Data management

The level of participation in the 2008 survey was consistent with that provided by the Discharger during the 1998 and 2003 Regional Surveys. The next regional survey is expected to take place in 2013 and the Discharger's level of participation shall be consistent with that provided in previous surveys.

D. Seafood Safety Monitoring

1. Local Seafood Safety Survey

- a. This survey addresses two questions: 1) Where seafood consumption advisories exist locally, do tissue concentrations of contaminants continue to exceed the Advisory Tissue Concentration (ATC)? and 2) What are the tissue contaminant trends relative to the ATC in other species not currently subject to local consumption advisories? The data collected will be used to provide information necessary for the management of local seafood consumption advisories.
- b. One species from each of five groups of fish (rockfish, kelpbass, sandbass, surfperches and croakers) shall be sampled from each of the three zones in years one, three and five of the permit. For rockfishes, scorpionfish (*Scorpaena guttata*) is the preferred species, followed by bocaccio (*Sebastes paucispinis*) and then by any other abundant and preferably benthic rockfish species. For surfperches, black surfperch (*Embiotoca jacksoni*) is the preferred species, followed by white surfperch (*Phanerodon furcatus*) and then by walleye surfperch (*Hyperprosopon argenteum*).
- c. For fish tissue analysis, one composite sample of ten individuals of each target shall be collected within each of the three zones. Sampling should take place within the same season of the year (preferably late summer/early fall) and should focus upon a consistent size class of fish. All tissue samples shall be analyzed for: Mercury, DDTs, PCBs, Aldrin, Dieldrin, Endrin and Chlordane.

2. Regional Seafood Safety Survey

- a. This regional survey addresses the question: "Are seafood tissue levels within the Southern California Bight below levels that ensure public safety?" The data collected will be used to assess levels of contaminants in the edible tissue of commercial or recreationally important fish within the Bight relative to Advisory Tissue Concentrations.
- b. Sampling Design - A regional survey of edible tissue contaminant levels in fish within the Southern California Bight shall be conducted at least once every ten years, encompassing a broader set of sampling sites and target species than those addressed in the local seafood survey. The objective is to determine whether any unexpected increases or decreases in contaminant levels have occurred in non-target species and/or at unsampled sites. The final survey design may be determined cooperatively by participants represented on a Regional Steering Committee or by the State of California's Office of Environmental Health and Hazard Assessment. A regional seafood safety survey within the Southern California Bight took place in 2009 (Bight'08). The final survey design was determined cooperatively by participants represented on the Regional Steering Committee and the Surface Water Ambient Monitoring Program (SWAMP). The Discharger provided support to the Bight'08 Seafood Safety Survey by participating in or performing the following activities:
 - i. Participation on the Steering Committee;
 - ii. Participation on relevant Technical Committees (e.g., Information Management, Field Methods & Logistics, and Chemistry); and,
 - iii. Tissue chemical analysis.

This level of participation in the Bight'08 survey was consistent with that provided by the Discharger to the previous surveys. The next regional survey is expected to occur in 2013 and the Discharger's level of participation shall be consistent with that provided in previous surveys.

E. Kelp Bed Monitoring

1. This regional survey is to address the question: "Is the extent of kelp beds in the Southern California Bight changing over time and are some beds changing at rates different than others?" The data collected in this regional survey will be used to assess status and trends in kelp bed health and spatial extent. The regional nature of the survey will allow the status of beds local to the discharge to be compared to regional trends.
2. The Discharger shall participate in the Central Region Kelp Survey Consortium (CRKSC) to conduct regional kelp bed monitoring in Southern California coastal waters. The CRKSC design is based upon quarterly measures of kelp canopy extent using aerial imaging. The Discharger shall provide up to \$10,000 per year in financial support to the CRKSC (annual level of support will depend on the number of participants in the program). The Discharger shall participate in the regional management and technical committees responsible for the development of the survey design and implementation of the assessment of kelp bed resources in the Bight. This support is intended to ensure that kelp beds in Ventura County are included in the quarterly surveys of kelp beds in the Bight, and that these beds are included in any data products resulting from those surveys.
3. In the event that Ventura County kelp beds are found to deviate from the broader regional pattern, the Discharger will carry out special studies to address unexplained deterioration of local beds.

F. Sampling, Analysis, and Reporting Notes for Receiving Water Monitoring

1. Receiving water monitoring shall be performed during daylight hours.
2. In addition to reporting the actual concentration of bacterial organisms obtained in each sample collected from shoreline, nearshore, and offshore stations, the running median of the latest 6-month period shall also be determined and reported each month. Bacterial data obtained at shoreline stations during or within 48 hours following a major storm event shall not be used in determining medians.
3. Reports regarding receiving water monitoring shall be transmitted with the corresponding effluent monitoring reports. Ocean water quality monitoring (shoreline, nearshore, and offshore components) reports shall be submitted with the effluent reports by the fifteenth day of the second month following the sampling period. The offshore sediment and biological monitoring data shall be submitted with the annual report.
4. Currently, Ventura County monitors nine shoreline stations for bacteriological indicators in the area of Oxnard's previous shoreline monitoring program (see Table 1 in section II).
5. Ventura County shoreline bacteriological monitoring data from these stations shall be included with the bacteriological data from Oxnard's water quality sampling in monthly reports and the annual assessment report.

6. If Ventura County reduces the shoreline bacteriological monitoring program in frequency (less often than weekly) or seasonally, or reduces the number of stations in the area defined by these stations, then the Discharger shall initiate a weekly shoreline bacteriological monitoring program to replace the Ventura County's effort. This program shall be submitted to this Regional Water Board for approval by the Executive Officer.
7. If Ventura County restores the shoreline bacteriological monitoring program, the Discharger shall inform this Regional Water Board for authorization to rescind the shoreline bacteriological monitoring program conducted by the Discharger.

VIII. OTHER MONITORING REQUIREMENTS

A. Special Study

1. CEC Monitoring in the Effluent

In recent years, the Los Angeles Regional Water Board has incorporated monitoring of a select group of man-made chemicals, particularly pesticides, pharmaceuticals and personal care products, known collectively as CECs, into permits issued to publicly-owned treatment works (POTWs) to better understand the propensity, persistence and effects of CECs in our environment. Recently adopted permits in this region contain requirements for CEC effluent monitoring and submittal of a work plan identifying the CECs to be monitored in the effluent, sample type, sampling frequency and sampling methodology. Based on feedback we have received from permittees and our review of the results of a recent CEC-related study by the Southern California Coastal Water Research Project (SCCWRP) and the State Water Board, we have modified our CEC monitoring program to respond to feedback while proceeding to fill identified data gaps without overly burdening any one permittee.

The Discharger shall conduct a special study to investigate the CECs in the effluent discharge as listed in the Table below. These constituents shall be monitored annually for at least 2 years. The Regional Water Board has determined that 2 years is an appropriate time period to determine those CECs that are present in POTW effluent. Monitoring results shall be reported as part of the annual report. Within six months of the effective date of this Order, the Discharger shall submit to the Executive Officer a CECs special study work plan for approval. Upon approval, the Discharger shall implement the work plan.

Table 5. CEC Monitoring Requirements

Parameter	Unit	Sample Type	Minimum Sampling Frequency	Analytical Test Method and (Minimum Level, units)
17 α -Ethinyl Estradiol	ng/L	To be proposed	Annually	To be proposed
17 β -Estradiol	ng/L	To be proposed	Annually	To be proposed
Estrone	ng/L	To be proposed	Annually	To be proposed
Bisphenol A	ng/L	To be proposed	Annually	To be proposed
Nonylphenol & Nonylphenol polyethoxylates	ng/L	To be proposed	Annually	To be proposed
Octylphenol & octylphenol polyethoxylates	ng/L	To be proposed	Annually	To be proposed
Polybrominated diphenyl ethers	ng/L	To be proposed	Annually	To be proposed

Parameter	Unit	Sample Type	Minimum Sampling Frequency	Analytical Test Method and (Minimum Level, units)
Acetaminophen	ng/L	To be proposed	Annually	To be proposed
Amoxicillin	ng/L	To be proposed	Annually	To be proposed
Azithromycin	ng/L	To be proposed	Annually	To be proposed
Carbamazepine	ng/L	To be proposed	Annually	To be proposed
Caffeine	ng/L	To be proposed	Annually	To be proposed
Ciprofloxacin	ng/L	To be proposed	Annually	To be proposed
N,N-Diethyl-m-toluamide (DEET)	ng/L	To be proposed	Annually	To be proposed
Dilantin	ng/L	To be proposed	Annually	To be proposed
Gemfibrozil	ng/L	To be proposed	Annually	To be proposed
Ibuprofen	ng/L	To be proposed	Annually	To be proposed
Lipitor (Atorvastatin)	ng/L	To be proposed	Annually	To be proposed
Iodinated contrast media (iopromide)	ng/L	To be proposed	Annually	To be proposed
Sulfamethoxazole	ng/L	To be proposed	Annually	To be proposed
Trimethoprim	ng/L	To be proposed	Annually	To be proposed
Salicylic acid	ng/L	To be proposed	Annually	To be proposed
TCEP, TCPP and TDCPP	ng/L	To be proposed	Annually	To be proposed
Triclosan	ng/L	To be proposed	Annually	To be proposed
Bifenthrin	ng/L	To be proposed	Annually	To be proposed
Permethrin	ng/L	To be proposed	Annually	To be proposed
Chlorpyrifos	ng/L	To be proposed	Annually	To be proposed
Galaxolide	ng/L	To be proposed	Annually	To be proposed
Diclofenac	ng/L	To be proposed	Annually	To be proposed
Butylbenzyl Phthalate	ng/L	To be proposed	Annually	To be proposed
Perfluorooctane Sulfonate (PFOS)	ng/L	To be proposed	Annually	To be proposed
Fipronil	ng/L	To be proposed	Annually	To be proposed
Meprobamate	ng/L	To be proposed	Annually	To be proposed

B. Outfall and Diffuser Inspection

An annual survey shall be performed in October or November. This shall consist of:

1. An examination of the outfall and diffuser port system for plugs, leaks, rotation, and flow distribution. A detailed structural analysis of the pipes every five years submitted with the Report of Waste Discharge (ROWD) shall be conducted using underwater television/videotape and submarine visual inspection, where appropriate, to provide a

comprehensive report on the discharge pipe systems from shallow water to their respective termini. The annual visual inspection shall be conducted on the external condition of the outfall, diffuser, and ballast systems. A written report documenting conditions shall be prepared and submitted with the Annual Summary Report to this Regional Water Board.

2. A visual inspection at and in the vicinity of the outfall and diffuser port system to determine thickness of any "cloud" of unsettled solids, bottom flora and fauna, and any other biological and physical conditions. Inspections shall include general observations and photographic records of the outfall pipe and the surrounding ocean bottom. A report (including photographs) discussing the above information shall be submitted with the Annual Summary Report to this Regional Water Board.

C. Sludge Monitoring and Reporting

1. The Discharger must comply with all requirements of 40 CFR parts 257, 258, 501, and 503, including all applicable monitoring, record keeping, and reporting requirements.
2. The Discharger must comply with the monitoring and reporting requirements outlined in Attachment I in this Order, [Biosolids/Sludge Management].
3. A monthly report shall be provided, noting the moisture content, weight, and volume of screenings, sludges, grit, and other solids removed from the wastewater. The point(s) from which these wastes were obtained and the disposal sites to which waste solids are transported shall be specified in the monthly reports.

IX. REPORTING REQUIREMENTS

A. General Monitoring and Reporting Requirements

1. The Discharger shall comply with all Standard Provisions (Attachment D) related to monitoring, reporting, and recordkeeping.
2. If there is no discharge during any reporting period, the report shall so state.
3. Each monitoring report shall contain a separate section titled "Summary of Non-Compliance" which discusses the compliance record and the corrective actions taken or planned that may be needed to bring the discharge into full compliance with waste discharge requirements. This section shall clearly list all non-compliance with discharge requirements, as well as all excursions of effluent limitations.
4. The Discharger shall inform the Regional Water Board well in advance of any proposed construction activity that could potentially affect compliance with applicable requirements.

B. Self-Monitoring Reports (SMRs)

1. At any time during the term of this permit, the State or Regional Water Board may notify the Discharger to electronically submit Self-Monitoring Reports (SMRs) using the State Water Board's California Integrated Water Quality System (CIWQS) Program website (<http://www.waterboards.ca.gov/ciwqs/index.html>). Until such notification is given, the Discharger shall submit hard copy SMRs. The CIWQS website will provide additional directions for SMR submittal in the event there will be service interruption for electronic submittal.

2. The Discharger shall report in the SMR the results for all monitoring specified in this MRP under sections III through VIII. The Discharger shall submit monthly, quarterly, semiannual, annual SMRs including the results of all required monitoring using USEPA-approved test methods or other test methods specified in this Order. If the Discharger monitors any pollutant more frequently than required by this Order, the results of this monitoring shall be included in the calculations and reporting of the data submitted in the SMR.
3. Monitoring periods and reporting for all required monitoring shall be completed according to the following schedule:

Table 6. Monitoring Periods and Reporting Schedule

Sampling Frequency	Monitoring Period Begins On...	Monitoring Period	SMR Due Date
Continuous	Permit effective date	All	Submit with monthly SMR
Hourly	Permit effective date	Hourly	Submit with monthly SMR
Daily	Permit effective date	(Midnight through 11:59 PM) or any 24-hour period that reasonably represents a calendar day for purposes of sampling.	Submit with monthly SMR
Weekly	Sunday following permit effective date or on permit effective date if on a Sunday	Sunday through Saturday	Submit with monthly SMR
Monthly	First day of calendar month following permit effective date or on permit effective date if that date is first day of the month	1 st day of calendar month through last day of calendar month	By the 15 th day of the second month after the month of sampling
Quarterly	Closest of January 1, April 1, July 1, or October 1 following (or on) permit effective date	January 1 through March 31 April 1 through June 30 July 1 through September 30 October 1 through December 31	May 15 August 15 November 15 February 15
Semiannually	Closest of January 1 or July 1 following (or on) permit effective date	January 1 through June 30 July 1 through December 31	August 15 February 15
Annually	January 1 following (or on) permit effective date	January 1 through December 31	April 15

4. The Discharger shall submit SMRs in accordance with the following requirements:
 - a. The Discharger shall arrange all reported data in a tabular format. The data shall be summarized to clearly illustrate whether the facility is operating in compliance with interim and/or final effluent limitations. The Discharger is not required to duplicate the submittal of data that is entered in a tabular format within CIWQS. When electronic submittal of data is required and CIWQS does not provide for entry into a tabular format within the system, the Discharger shall electronically submit the data in a tabular format as an attachment.
 - b. The Discharger shall attach a cover letter to the SMR. The information contained in the cover letter shall clearly identify violations of the WDRs; discuss corrective actions taken or planned; and the proposed time schedule for corrective actions. Identified violations must include a description of the requirement that was violated and a description of the violation.

- c. SMRs must be submitted to the Regional Water Board, signed and certified as required by the Standard Provisions (Attachment D). Paper SMRs should be converted to a Portable Document Format (PDF). Documents that are less than 10 megabytes (MB) should be emailed to losangeles@waterboards.ca.gov. Documents that are 10 MB or larger should be transferred to a disk and mailed to the address listed below: (Reference the reports to **Compliance File No. 2022** to facilitate routing to the appropriate staff and file.)

California Regional Water Quality Control Board
Los Angeles Region
320 West 4th Street, Suite 200
Los Angeles, CA 90013
Attention: Information Technology Unit

Dischargers who have been certified to only submit electronic SMRs to CIWQS should continue doing so, as previously required.

C. Discharge Monitoring Reports (DMRs)

1. As described in section IX.B.1 above, at any time during the term of this permit, the state or Regional Water Board may notify the Discharger to electronically submit SMRs that will satisfy federal requirements for submittal of Discharge Monitoring Reports (DMRs). Until such notification is given, the Discharger shall submit DMRs in accordance with the requirements described below.
2. DMRs must be signed and certified as required by the standard provisions (Attachment D). The Discharger shall submit the original DMR and one copy of the DMR to the address listed below:

Standard Mail	FedEx/UPS/ Other Private Carriers
State Water Resources Control Board Division of Water Quality c/o DMR Processing Center PO Box 100 Sacramento, CA 95812-1000	State Water Resources Control Board Division of Water Quality c/o DMR Processing Center 1001 I Street, 15 th Floor Sacramento, CA 95814

3. All discharge monitoring results must be reported on the official USEPA pre-printed DMR forms (USEPA Form 3320-1). Forms that are self-generated will not be accepted unless they follow the exact same format of USEPA Form 3320-1.

D. Other Reports

1. Annual Summary Report

By April 15 of each year, the Discharger shall submit an annual summary report containing a discussion of the previous year's influent/effluent analytical results and receiving water bacterial monitoring data. The annual summary report shall also contain an overview of any plans for upgrades to the treatment plant's collection system, the treatment processes, or the outfall system, and sewer and plant maintenance activities. The Discharger shall submit an electronic annual report to the Regional Water Board in accordance with the requirements described in subsection B.4 above.

Each annual monitoring report shall contain a separate section titled "Reasonable Potential Analysis" which discusses whether or not reasonable potential was triggered for pollutants which do not have a final effluent limitation in the NPDES permit. This section shall contain the following statement: "The analytical results for this sampling period did/ did not trigger reasonable potential." If reasonable potential was triggered, then the following information should also be provided:

- a. A list of the pollutant(s) that triggered reasonable potential;
- b. The Basin Plan or CTR criteria that was exceeded for each given pollutant;
- c. The concentration of the pollutant(s);
- d. The test method used to analyze the sample; and,
- e. The date and time of sample collection.

The Discharger shall submit to the Regional Water Board, together with the first monitoring report required by this permit, a list of all chemicals and proprietary additives which could affect this waste discharge, including quantities of each. Any subsequent changes in types and/or quantities shall be reported promptly.

2. Receiving Water Monitoring Report

An annual summary of the receiving water monitoring data collected during each sampling year (January-December) shall be prepared and submitted so that it is received by the Regional Water Board by August 15 of the following year.

A detailed receiving water monitoring biennial assessment report of the data collected during the two previous calendar sampling years (January-December) shall be prepared and submitted so that it is received by the Regional Water Board by August 15 of every other year. This report shall include an annual data summary and shall also include an in-depth analysis of the biological and chemical data following recommendations in the Model Monitoring Program guidance document (Schiff, K.C., J.S. Brown and S.B. Weisberg. 2001. Model Monitoring Program for Large Ocean Dischargers in Southern California. SCCWRP Tech. Rep #357. SCCWRP, Westminster, CA. 101 pp.). Data shall be tabulated, summarized, and graphed where appropriate, analyzed, interpreted, and generally presented in such a way as to facilitate ready understanding of its significance. Spatial and temporal trends shall be examined and compared. The relation of physical and chemical parameters to biological parameters shall be evaluated. See, also, section V.G. of this MRP. All receiving water monitoring data shall be submitted in accordance with the data submittal formats developed for the Southern California Bight Regional Monitoring Surveys.

The first assessment report shall be due August 15, 2015, and cover the sampling periods of January-December 2013 and January-December 2014. Subsequent reports shall be due August 1, 2017, and August 1, 2019, to cover sampling periods of January 2015-December 2016 and January 2017-December 2018, respectively.

3. Outfall Inspection Report

A summary report of the Outfall Inspection findings shall be provided annually. This written report, augmented with videographic and/or photographic images, shall provide a

description of the observed external condition of the discharge pipes from shallow water to their respective termini. This report shall be submitted so that it is received by August 15 of the following year.



Meeting Date: 07/08/14

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☒ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Lou Balderrama, City Engineer

Agenda Item No. **S-7**

Reviewed By: City Manager *[Signature]*

City Attorney *JDB*

Finance *[Signature]*

Public Works

DATE: June 25, 2014

TO: City Council

FROM: Rob Roshanian, Interim Public Works Director
Public Works *S.R.*

SUBJECT: PW14-05 Bryce Canyon North Neighborhood Street and Water Line Improvement Project

RECOMMENDATION

That City Council approve Project Specification No. PW14-05 for the improvements of streets, sidewalks, curbs, gutters, and replacement of street name signs, and the replacement of cast iron main water lines in the Bryce Canyon North Neighborhood and authorize staff to solicit bids.

DISCUSSION

The Bryce Canyon North Neighborhood Street and Water Line Improvement Project is bounded eastward to Saviers Road, westward to "J" Street, northward to Channel Islands Boulevard, and southward to West Yucca Street as shown in Attachment No. 1. The specific work includes; the furnishing of all materials, tools, equipment, and labor required to improve the streets from curb to curb, milling of existing pavement and placement of asphalt, excavation and reconstruction of failed pavement, sidewalk, curb, and gutter repairs, adjust utility covers to finished grade, removal and replacement of street name signs, and traffic markings. The project plans and specifications are designed to provide a useful life cycle of approximately 20 years to the streets, and over 20 years to curbs, gutters and sidewalks in the Bryce Canyon North Neighborhood. The project specifications are in compliance with the Americans with Disabilities Act.

In addition to the street improvements, the project specifications include the replacement of cast iron main water lines with PVC water lines. Street resurfacing of the Bryce Canyon North Neighborhood can begin once the replacement of the water lines is completed.

FINANCIAL IMPACT

Funding has been approved from Measure "O" ½ Cent Sales Tax for street maintenance & repairs to cover the costs of street resurfacing, concrete repairs, traffic marking and signage for this project. In addition, the Capital Improvement Program budget approved by City Council includes funding for cast iron pipe replacement from the Water Enterprise Fund for the water line replacement. After the project

PW14-05 Bryce Canyon North Neighborhood Street and Water Line Improvement Project

June 25, 2014

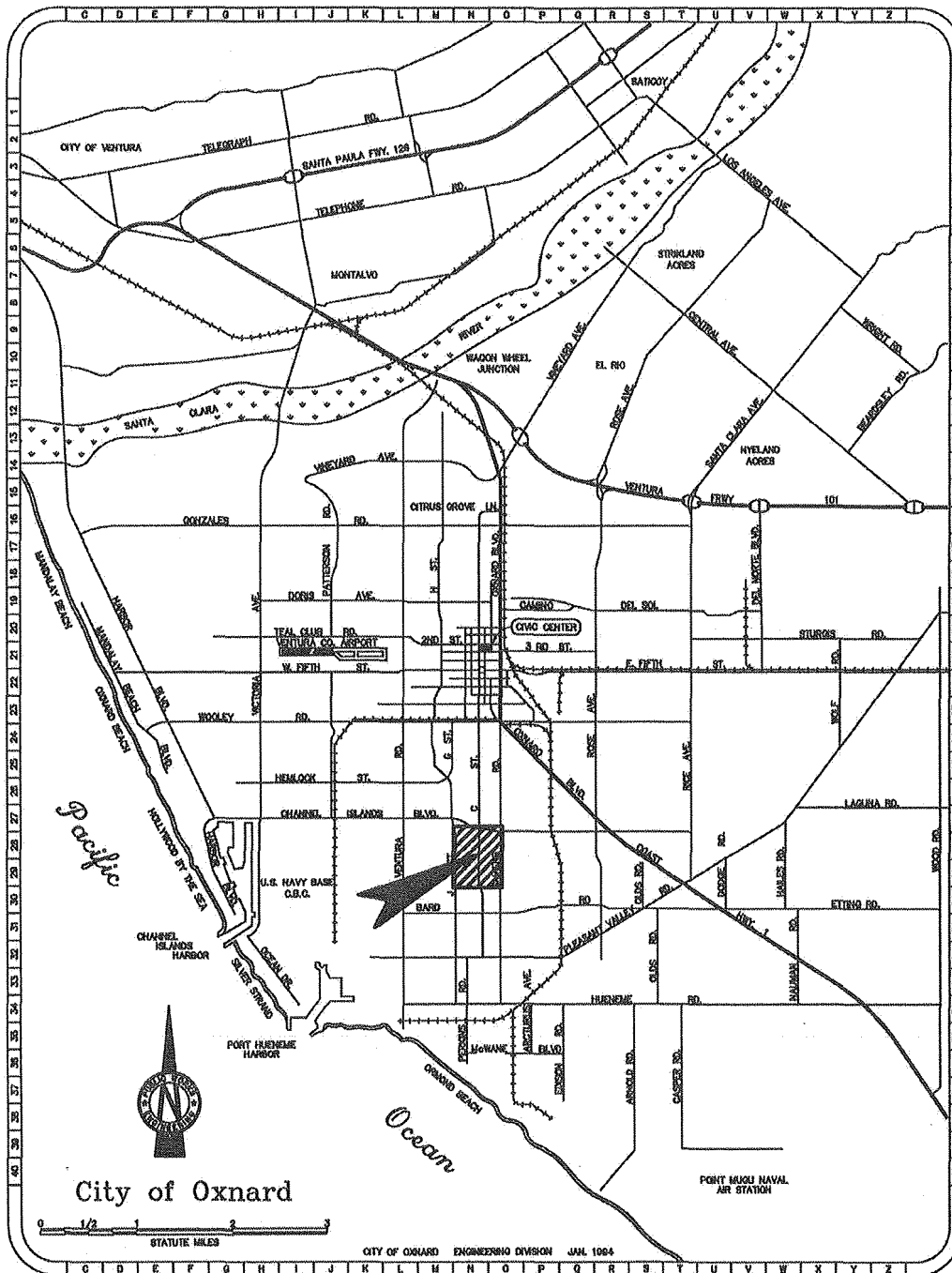
Page 2 of 2

bids are received and evaluated, staff will return to City Council to recommend approval of the lowest responsible bidder.

Attachment #1 - Project Site Map

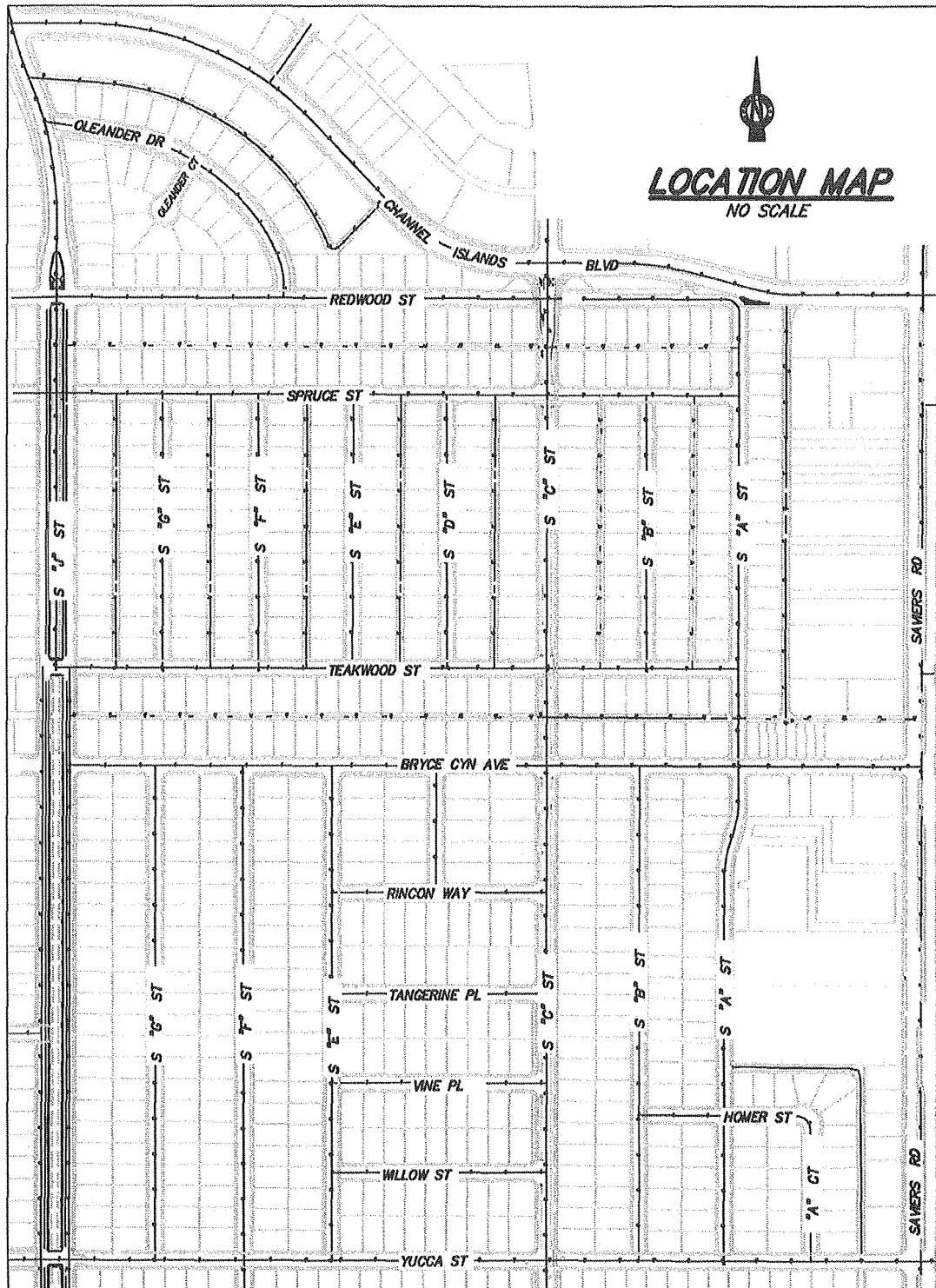
Note: Plans and specifications for PW14-05 for the Bryce Canyon North Neighborhood Street and Water Line Improvement Project are available for review at the Capital Improvement Projects Management Office located at the City Hall Building, 305 West Third Street - East Wing, Second Floor after 8:00 a.m. on Monday prior to the City Council meeting.

BRYCE CANYON NORTH STREET IMPROVEMENT PROJECT



LOCATION MAP
NO SCALE

BRYCE CANYON NORTH STREET IMPROVEMENT PROJECT



Meeting Date: 07/01/14

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☒ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By Phillip Gregoire, Streets Manager *BAL* Agenda Item No. S-8Reviewed By: City Manager *JM* City Attorney *SME* Finance *JE* Public Works

DATE: June 11, 2014

TO: City Council

FROM: Rob Roshanian, Interim Public Works Director *RR*
Public Works

SUBJECT: Blanket Purchase Orders with Granite Construction, Incorporated and Vulcan Materials Company

RECOMMENDATION

That City Council approve and authorize the Mayor to execute a Blanket Purchase Order with Granite Construction, Incorporated (Granite) and a Blanket Purchase Order with Vulcan Materials Company (Vulcan), for a not-to-exceed amount of \$1,000,000 each for the purchase of hot mix asphalt and class 2 road base for street pavement repair and for the processing and recycling of concrete and asphalt demolition debris throughout the 2014-2015 fiscal year.

DISCUSSION

Hot mix asphalt is produced by heating asphalt binder to decrease its viscosity, drying the aggregate to remove moisture, and then mixing the two components. The material is used for street repairs throughout the City of Oxnard. The working life of hot mix asphalt is limited because paving and compaction must be performed while the asphalt is sufficiently hot. This makes the importation of this material from outside the County impractical.

Granite and Vulcan are the only two companies that produce hot mix asphalt in Ventura County. Periodically, hot-mix asphalt can become unavailable to the City at either Granite or Vulcan, due to their commitment to supply material to large-scale resurfacing projects in the region, leaving no material for smaller projects, such as those performed by the City. Having blanket purchase orders with both Granite and Vulcan helps to ensure an alternative source from which to purchase hot-mix asphalt for City maintenance projects. If both companies have supply available, the Streets Division will purchase from the company providing the lowest price.

Granite and Vulcan recycle concrete and asphalt debris from construction and demolition projects by converting the debris into reusable pavement material. This provides an opportunity for the Environmental Resources Division to deliver collected concrete and asphalt debris to either company. Diverting this material from the landfill complies with waste diversion requirements of State Assembly Bill 939.

FINANCIAL IMPACT

The recommended budget for FY 2014-15 provides sufficient funding to cover the estimated cost under the Blanket Purchase Orders in the Street Maintenance and Repairs Division from the Measure O 1/2 Cent Sales Tax, State Gas Tax, Water Operating Fund, and Solid Waste Operating Fund.

Attachment #1 - Blanket Purchase Order for Granite Construction Company and
Vulcan Materials Company



BLANKET ORDER
CITY OF OXNARD
300 WEST 3RD STREET
OXNARD, CA 93030

**PURCHASE
ORDER NO.
004913**

DATE: 6/24/2014

VENDOR PHONE: (831)768-4002

VENDOR FAX: () -

VENDOR #: 2111

VENDOR ADDRESS: GRANITE CONSTRUCTION CO.
P.O. BOX 742478
LOS ANGELES, CA 90074-2478

SHIP TO: VARIOUS LOCATIONS
VARIOUS LOCATIONS
SEE DESCRIPTION
OXNARD, CA 93030

Our P.O. # MUST Appear on ALL Invoices, Packages and Correspondence

DELIVER BY		REQUISITION #	REQUISITION DATE	CONFIRMED BY	
06/30/2015				R C ALLBRITTON-VICE PRES	
FOB		ACCOUNT NUMBER		AUTHORIZED BY	
				MIKE MORE	
ITEM #	QUANTITY/ UNIT	DESCRIPTION ARTICLE OR SERVICE		UNIT COST	EXTENDED COST

ROAD CONSTRUCTION MATERIAL FOR STREET MAINTENANCE

Effective date: 06/04/2014

Expiration date: 06/30/2015

Not to exceed: 1,000,000.00

ROAD CONSTRUCTION MATERIALS

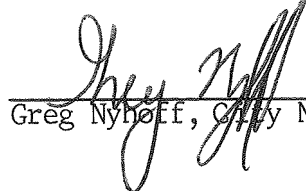
TOTAL PURCHASE AMOUNT

\$0.00

Send Original and One Copy of Invoice to:
PURCHASING
300 W. THIRD ST, #202
OXNARD, CA 93030

AUTHORIZED SIGNATURE. _____

APPROVED AS TO AMOUNT:



Greg Nyhoff, City Manager

By acceptance of this purchase order, you agree to the attached terms and conditions of the City of Oxnard

PURCHASE ORDERS
TERMS AND CONDITIONS

The City Purchasing Officer and the Vendor agree as follows:

1. Vendor shall furnish to City the labor, materials, equipment, supplies and/or services described in the Purchase Order preceding this page.
2. City shall pay to Vendor the price, or prices, specified in the Purchase Order upon delivery of the labor, materials, equipment, supplies and/or services, and acceptance thereof by the City Purchasing Officer, or upon the completion of the services to be performed and acceptance thereof.
3. If the Purchase Order is continuing in nature, City shall pay to Vendor the amount due Vendor for labor, materials, equipment or supplies furnished, or services completed and accepted.
4. Vendor shall deliver the labor, materials, equipment or supplies, or cause the services to be performed, within the time and in the manner specified in the Purchase Order. Vendor shall be excused in performance for delays resulting from causes beyond the control of Vendor.
5. If services are performed or labor furnished to City under the Purchase Order, Vendor agrees to indemnify, hold harmless and defend City, its City Council, and each member thereof, and every officer, employee, representative or agent of City, from any and all liability claims, demands, actions, damages (whether in contract or tort, including personal injury, death at any time, or property damage), costs and financial loss, including all costs and expenses and fees of litigation or arbitration, that arise directly or indirectly from any acts or omissions related to this Agreement performed by Vendor or its agents, employees, subcontractors, consultants and other persons acting on Vendor's behalf. This agreement to indemnify, hold harmless and defend shall apply whether such acts or omissions are the product of active negligence, passive negligence, willfulness or acts for which Vendor or its agents, employees, subcontractors, consultants and other persons acting on Vendor's behalf would be held strictly liable. Vendor's obligation to defend shall arise when a claim, demand or action is made or filed, whether or not such claim, demand or action results in a determination of liability or damages as to which Vendor is obligated to indemnify and hold harmless.
6. Insurance
 - a) Vendor shall obtain and maintain during the performance of any services under this Agreement the following insurance coverage issued by a company satisfactory to the Risk Manager, unless the Risk Manager waives, in writing, the requirement that Vendor obtain and maintain such insurance coverage.
 - i. Commercial general liability insurance, including a contractual liability endorsement, in an amount not less than \$1,000,000 combined single limit for bodily injury and property damage for each claimant for general liability with coverage equivalent to Insurance Services Office Commercial General Liability coverage (Occurrence Form CG0001ED, November 1988);
 - ii. Business automobile liability insurance in an amount not less than \$1,000,000 combined single limit for bodily injury and property damage for each claimant for automobile liability with coverage equivalent to Auto Liability Insurance Services Office coverage (Occurrence Form CA000TED, June 1992) covering Code No. 1, "any auto";
 - iii. Workers' compensation insurance in compliance with the laws of the State of California, including employer's liability insurance in an amount not less than \$1,000,000 per claimant.
7. Vendor, in the performance of any services or the furnishing of any labor under this Purchase Order, shall be considered an independent contractor, and Vendor and Vendor's agents and employees shall not be considered officers or employees of the City.
8. Vendor, without the written consent of the City Purchasing Officer, shall not:
 - a) Assign the Purchase Order, or any interest therein, or any money due thereunder; or
 - b) Make any changes, alterations or variations in the terms of the Purchase Order.
9. The cost of inspection on deliveries, or offers to make deliveries that do not meet specifications, will be paid by Vendor or deducted by City from amounts due Vendor.
10. Vendor shall indemnify and hold harmless City, its officers and employees, from liability, claims, loss or expense of any kind or nature on account of any copyrighted or uncopyrighted composition, patented or unpatented process or invention, article or appliance furnished or used under this Purchase Order.
11. Vendor shall comply with all applicable federal, state and local ordinance, laws and regulations and shall obtain and pay for all required licenses and permits, including a City of Oxnard business license.
12. Return or exchange of materials, equipment or supplies will not be permitted without written approval by the City Purchasing Officer.
13. All materials, supplies and equipment furnished under the Purchase Order shall, where applicable, be in full compliance with the Safety Orders and Regulations of the Division of Industrial Safety of the State of California and the Williams-Steiger Federal Occupational Health and Safety Act of 1970.
14. City may terminate this Purchase Order at any time by giving written notice of termination to Vendor. If termination is for cause, termination shall become effective on the date of the notice or at a later date, specified in the notice. If termination is without cause, termination shall become effective five days after the date of the notice or at a later date specified in the notice.
15. Vendor shall comply with all applicable equal employment opportunity requirements of the California Department of Fair Employment and Housing in performing or contracting for any services under this Purchase Order.
16. For public projects, Vendor shall pay prevailing wages in accordance with Labor Code Sections 1720 et seq.

ADDITIONAL REQUIREMENTS FOR GRANT-FUNDED PROJECTS

17. The following requirements apply to any Purchase Order funded in whole or in part by federal grant funds.
 - a) Upon expiration of the time specified on the reverse side, this Purchase Order shall terminate unless City and Vendor have mutually agreed in writing to an extension of time.
 - b) If legal action is brought by either party because the other has failed to comply with terms or conditions of this Purchase Order, the prevailing party shall be awarded its attorney's fees and costs in addition to its damages and/or equitable relief.
 - c) Vendor shall comply with all applicable requirements of Executive Order 11246 as amended by Executive Order 11375 and the regulations adopted pursuant thereto (41 CFR Chapter 60), which provide that no person shall be discriminated against on the basis of race, color, religion, sex or national origin.
 - d) Vendor shall insure that the grantee (City), the Federal Grantor Agency, the Comptroller General of the United States, or any duly authorized representative, shall have access to any books, records, documents and papers, specifically relating to this Purchase Order, for the purpose of making audit, examination, excerpts and transcriptions for not less than three years after completion of the project and/or until the completion of the final project audit as required by the Federal Grants Agency.



BLANKET ORDER
CITY OF OXNARD
300 WEST 3RD STREET
OXNARD, CA 93030

**PURCHASE
ORDER NO.
004912**

DATE: 6/24/2014

VENDOR PHONE: (805)647-2212
VENDOR FAX: (805)647-6780
VENDOR #: 8184
VENDOR ADDRESS: VULCAN MATERIALS COMPANY SHIP TO: VARIOUS LOCATIONS
6029 VINEYARD AVENUE VARIOUS LOCATIONS
OXNARD, CA 93030 SEE DESCRIPTION
OXNARD, CA 93030

Our P.O. # MUST Appear on ALL Invoices, Packages and Correspondence

DELIVER BY		REQUISITION #	REQUISITION DATE	CONFIRMED BY	
06/30/2015					
FOB		ACCOUNT NUMBER		AUTHORIZED BY	
				MIKE MORE	
ITEM #	QUANTITY/ UNIT	DESCRIPTION ARTICLE OR SERVICE		UNIT COST	EXTENDED COST

ROAD CONSTRUCTION MATERIAL & CONCRETE DISPOSAL

Effective date: 06/04/2014
Expiration date: 06/30/2015
Not to exceed: 1,000,000.00

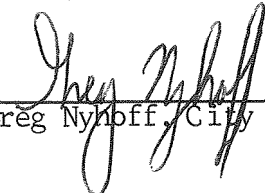
ROAD CONSTRUCTION MATERIALS

TOTAL PURCHASE AMOUNT	\$0.00
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Send Original and One Copy of Invoice to:
PURCHASING
300 W. THIRD ST, #202
OXNARD, CA 93030

AUTHORIZED SIGNATURE. _____

APPROVED AS TO AMOUNT:



Greg Nyhoff, City Manager

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3. If the Purchase Order is continuing in nature, City shall pay to Vendor the amount due Vendor for labor, materials, equipment or supplies furnished, or services completed and accepted.
4. Vendor shall deliver the labor, materials, equipment or supplies, or cause the services to be performed, within the time and in the manner specified in the Purchase Order. Vendor shall be excused in performance for delays resulting from causes beyond the control of Vendor.
5. If services are performed or labor furnished to City under the Purchase Order, Vendor agrees to indemnify, hold harmless and defend City, its City Council, and each member thereof, and every officer, employee, representative or agent of City, from any and all liability claims, demands, actions, damages (whether in contract or tort, including personal injury, death at any time, or property damage), costs and financial loss, including all costs and expenses and fees of litigation or arbitration, that arise directly or indirectly from any acts or omissions related to this Agreement performed by Vendor or its agents, employees, subcontractors, consultants and other persons acting on Vendor's behalf. This agreement to indemnify, hold harmless and defend shall apply whether such acts or omissions are the product of active negligence, passive negligence, willfulness or acts for which Vendor or its agents, employees, subcontractors, consultants and other persons acting on Vendor's behalf would be held strictly liable. Vendor's obligation to defend shall arise when a claim, demand or action is made or filed, whether or not such claim, demand or action results in a determination of liability or damages as to which Vendor is obligated to indemnify and hold harmless.
6. Insurance
 - a) Vendor shall obtain and maintain during the performance of any services under this Agreement the following insurance coverage issued by a company satisfactory to the Risk Manager, unless the Risk Manager waives, in writing, the requirement that Vendor obtain and maintain such insurance coverage.
 - i. Commercial general liability insurance, including a contractual liability endorsement, in an amount not less than \$1,000,000 combined single limit for bodily injury and property damage for each claimant for general liability with coverage equivalent to Insurance Services Office Commercial General Liability coverage (Occurrence Form CG0001ED, November 1988);
 - ii. Business automobile liability insurance in an amount not less than \$1,000,000 combined single limit for bodily injury and property damage for each claimant for automobile liability with coverage equivalent to Auto Liability Insurance Services Office coverage (Occurrence Form CA000TED, June 1992) covering Code No. 1, "any auto";
 - iii. Workers' compensation insurance in compliance with the laws of the State of California, including employer's liability insurance in an amount not less than \$1,000,000 per claimant.
7. Vendor, in the performance of any services or the furnishing of any labor under this Purchase Order, shall be considered an independent contractor, and Vendor and Vendor's agents and employees shall not be considered officers or employees of the City.
8. Vendor, without the written consent of the City Purchasing Officer, shall not:
 - a) Assign the Purchase Order, or any interest therein, or any money due thereunder; or
 - b) Make any changes, alterations or variations in the terms of the Purchase Order.
9. The cost of inspection on deliveries, or offers to make deliveries that do not meet specifications, will be paid by Vendor or deducted by City from amounts due Vendor.
10. Vendor shall indemnify and hold harmless City, its officers and employees, from liability, claims, loss or expense of any kind or nature on account of any copyrighted or uncopyrighted composition, patented or unpatented process or invention, article or appliance furnished or used under this Purchase Order.
11. Vendor shall comply with all applicable federal, state and local ordinance, laws and regulations and shall obtain and pay for all required licenses and permits, including a City of Oxnard business license.
12. Return or exchange of materials, equipment or supplies will not be permitted without written approval by the City Purchasing Officer.
13. All materials, supplies and equipment furnished under the Purchase Order shall, where applicable, be in full compliance with the Safety Orders and Regulations of the Division of Industrial Safety of the State of California and the Williams-Steiger Federal Occupational Health and Safety Act of 1970.
14. City may terminate this Purchase Order at any time by giving written notice of termination to Vendor. If termination is for cause, termination shall become effective on the date of the notice or at a later date, specified in the notice. If termination is without cause, termination shall become effective five days after the date of the notice or at a later date specified in the notice.
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16. For public projects, Vendor shall pay prevailing wages in accordance with Labor Code Sections 1720 et seq.

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 - b) If legal action is brought by either party because the other has failed to comply with terms or conditions of this Purchase Order, the prevailing party shall be awarded its attorney's fees and costs in addition to its damages and/or equitable relief.
 - c) Vendor shall comply with all applicable requirements of Executive Order 11246 as amended by Executive Order 11375 and the regulations adopted pursuant thereto (41 CFR Chapter 60), which provide that no person shall be discriminated against on the basis of race, color, religion, sex or national origin.
 - d) Vendor shall insure that the grantee (City), the Federal Grantor Agency, the Comptroller General of the United States, or any duly authorized representative, shall have access to any books, records, documents and papers, specifically relating to this Purchase Order, for the purpose of making audit, examination, excerpts and transcriptions for not less than three years after completion of the project and/or until the completion of the final project audit as required by the Federal Grants Agency.