

IMPACT STATEMENT

Legislation title: Accept report to present draft administrative rules to implement new Bull Run protections for Council review prior to adoption by Water Bureau Administrator (Report)

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Purpose of proposed legislation and background information:

The Report to Council summarizes draft administrative rules that implement parts of the revised Water Code adopted by City Council in December 2020. (Ordinance No. 190228). The ordinance codifies, in part, protections added to the City Charter by voters in 2019 for the Bull Run Closure Area. The ordinance also directs the Water Bureau to draft administrative rules to implement the new Bull Run protections and bring the draft rules to Council for Council review prior to the Water Bureau Administrator's adoption of the rules.

The rules define which Water Bureau projects must follow a new process to evaluate potential environmental impacts and which types of routine projects are exempt. The rules identify questions staff must answer to identify the potential impacts. The rules then delineate how bureau staff will document actions to avoid or reduce those impacts. Finally, the rules define key terms and provide templates for the Project Impact Assessment and Mitigation Summary.

The Report brings the draft administrative rules to Council for Council review prior to the Water Bureau Administrator's adoption of the rules. The ordinance directs the Water Bureau Administrator to adopt the rules by December 31, 2021.

Financial and budgetary impacts:

Neither the Report to Council nor the adoption of the administrative rules creates a budgetary or financial impact. Future budget impacts will be evaluated on a Water Bureau project-by-project basis.

Community impacts and community involvement:

The Water Bureau held a 30-day public comment period and a public hearing to receive input from stakeholders and community members on the administrative rules. The feedback, received in one joint letter from five environmental advocacy groups, centered mainly on questions and suggested amendments to the bureau's consideration of sensitive fish, wildlife and plant species. The bureau considered the feedback in its revision of the draft rules.

The Water Bureau also coordinated with the City's Tribal Relations program to hold a meeting with members of tribal staffs to hear their questions, priorities, and input on the

draft rules. The bureau heard requests to be kept in the loop as the rules are adopted and implemented, and the bureau is committed to maintaining open communication with the tribes.

The Water Bureau anticipates that a representative of one of the five environmental organizations will want to testify in front of Council.

100% Renewable Goal:

N/A

Budgetary Impact Worksheet

Does this action change appropriations?

YES: Please complete the information below.

NO: Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount