

Attachment A

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HF 3-5 as written and approved in the EIR

HF-3

The County shall avoid the potential impacts to the existing CAWD outfall and sewer force main by phasing construction of the Proposed Project so that the Undergrounding Project is complete prior to any Proposed Project changes to the existing floodplain conditions. The Proposed Project shall include the following measures to protect the CAWD outfall and sewer force main pipelines from any negative impacts from the Proposed Project:

1. The existing south bank river levee will remain intact until the Undergrounding Project is complete and CAWD has provided timely written notification to the County of completion.
2. The temporary State Route 1 detour road, which will be constructed to an elevation equal to the existing State Route 1 embankment to function as a barrier to maintain flows equal to the existing condition during a flood event, shall remain intact until the Undergrounding Project is complete and CAWD has provided timely written notification to the County of completion.

HF-4

If the Proposed Project proceeds, the Undergrounding Project is necessary to avoid potentially significant impacts to CAWD's infrastructure. The County shall negotiate in good faith for an agreement with CAWD to address funding and implementation of the Undergrounding Project in order to avoid potential impacts of the Proposed Project.

HF-5

The County shall not issue a Notice to Proceed to commence construction of the Proposed Project until all of the following have occurred:

- A. The County has received in writing the following assurances from CAWD:
 1. CAWD has obtained all required governmental approvals to proceed with the Undergrounding Project; and
 2. CAWD has awarded a construction contract to construct the Undergrounding Project; and
- B. The County shall not issue a Notice to Proceed to commence construction of the Proposed Project unless and until CAWD has provided written assurance that, in its opinion, the necessary funding for the Undergrounding Project has been secured in order for CAWD to proceed, and the County has concurred.
- C. The agreement referenced in HF-4 between CAWD and County has been fully executed.

(As used herein, "Notice to Proceed" means authorization to the contractor to commence construction.)

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