

RESOLUTION NO. 2025-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRENTWOOD APPROVING THE ADDENDUM TO THE MITIGATED NEGATIVE DECLARATION FOR THE WASTEWATER TREATMENT PLANT – PHASE II EXPANSION PROJECT, CIP PROJECT NO. 592-59140

WHEREAS, the City of Brentwood operates a wastewater treatment plant (“WWTP”), a 5.0 million gallon per day (“MGD”) extended aeration/activated sludge facility that was designed and built to facilitate an expansion to an average dry weather flow of 10 MGD; and

WHEREAS, the Wastewater Treatment Plant Expansion Phase II Project (“Project”) was developed to expand the facility, as well as to, among other things, construct a biosolids dryer building and storage silo as a means of producing Class A biosolids; and

WHEREAS, the City prepared an Initial Study (“IS”) to evaluate potential environmental impacts from the Project pursuant to the California Environmental Quality Act (“CEQA,” codified at Public Resources Code §§ 21000, *et seq.*, as further governed by the State CEQA Guidelines, found at 14 CCR §§ 15000, *et seq.*); and

WHEREAS, on August 9, 2016, by Resolution No. 2016-109, the City Council adopted a Mitigated Negative Declaration (“MND”) and Mitigation Monitoring and Reporting Program (“MMRP”) for the Project (the “2016 IS/MND”); and

WHEREAS, those facilities were to be located within the existing footprint of the WWTP, located at 2201 Elkins Way, Brentwood, California; and

WHEREAS, in 2023, the City decided to use different technology and proposed placing the biosolids drying facilities at a different location; and

WHEREAS, the City proposed a revised Project scope to construct these components on four (4) acres of City-owned property immediately adjacent to the east boundary of the current WWTP footprint; and

WHEREAS, to analyze the revisions to the Project scope under CEQA, the City prepared a Supplemental IS/MND, and MMRP; and

WHEREAS, on November 14, 2023, by Resolution No. 2023-138, the City Council adopted the Supplemental MND and MMRP for the Project (the “2023 Supplemental IS/MND”); and

WHEREAS, based on estimated total cost of the revised Project scope, the City ultimately decided to revert to the original Project scope addressed in the 2016 IS/MND, which had all facilities located within the WWTP footprint, but with the

biosolids drying and pyrolysis technology addressed in the 2023 Supplemental IS/MND; and

WHEREAS, the proposed revisions to the Project required preparation of environmental documentation in accordance with CEQA to confirm that the revisions to the Project will not result in any new significant environmental effects and will not substantially increase the severity of previously identified significant effects; and

WHEREAS, pursuant to 14 CCR §§ 15162 and 15164, the City has thus prepared an Addendum to the 2016 IS/MND and 2023 Supplemental IS/MND (“Addendum”); and

WHEREAS, the City Council considered the Addendum, the comments of the public, both oral and written, and all written materials in the record connected therewith, at its meeting of December 9, 2025.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Brentwood does hereby:

1. In the exercise of its independent judgment, and as the decision-making body for the City of Brentwood as Lead Agency, make and adopt the following findings and certifications in compliance with the requirements of CEQA:
 - a. the City Council has independently reviewed and considered the Addendum for the Project, with the 2016 IS/MND and 2023 Supplemental IS/MND; and
 - b. the mitigation measures from the 2016 IS/MND and 2023 Supplemental IS/MND for the Project remain applicable to the Project, and no new mitigation measures are required; and
 - c. determine that, pursuant to 14 CCR § 15162, there is no substantial evidence in the record to demonstrate that one or more of the following have occurred with regard to the Project:
 - i. Substantial changes are proposed in the Project which will require major revisions of the 2016 IS/MND or 2023 Supplemental IS/MND due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects;
 - ii. Substantial changes occur with respect to the circumstances under which the Project is undertaken which will require major revisions of the 2016 IS/MND and 2023 Supplemental IS/MND due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects; or
 - iii. New information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the 2016 IS/MND and 2023 Supplemental IS/MND were adopted, shows any of the following:
 - a. The Project will have one or more significant effects not discussed in the 2016 IS/MND or 2023 Supplemental IS/MND;

- b. Significant effects previously examined will be substantially more severe than shown in the 2016 IS/MND and 2023 Supplemental IS/MND;
 - c. Mitigation measures or alternatives previously found not to be feasible would in fact be feasible and would substantially reduce one or more significant effects of the Project, but the City declines to adopt the mitigation measure or alternative; or
 - d. Mitigation measures or alternatives which are considerably different from those analyzed in the 2016 IS/MND and 2023 Supplemental IS/MND would substantially reduce one or more significant effects on the environment, but the City declines to adopt the mitigation measure or alternative.
- d. the City Council finds that the Project is consistent with the City's General Plan and existing policies, including General Plan Goal IF 3 ("Provide adequate wastewater collection and treatment capacity") inasmuch as the Project will expand the City's WWTP treatment capacity from 5 million gallons per day (MGD) average dry weather flow (ADWF) to 6.4 MGD ADWF in accordance with the General Plan's projections for future population build-out estimates; and
 - e. the City Council does hereby find and certify that the Addendum to the 2016 IS/MND and 2023 Supplemental IS/MND for the Project has been prepared and completed in compliance with CEQA;
 - f. the City Council does hereby find and certify that the Addendum to the 2016 IS/MND and 2023 Supplemental IS/MND for the Project reflects the City Council's independent judgment and analysis; and
 - g. the City Council confirms that no new or additional environmental analysis is required for the Project, as the Addendum to the 2016 IS/MND and 2023 Supplemental IS/MND for the Project adequately address the environmental impacts of the Project, consistent with CEQA and the CEQA Guidelines.
- 2. Designate the Director of Public Works as the custodian of records for the Addendum. Such records may be accessed at 150 City Park Drive, Brentwood, California 94513.
 - 3. Approve the Addendum to the Mitigated Negative Declaration for the Wastewater Treatment Plant – Phase II Expansion Project, CIP Project No. 592-59140.
 - 4. Direct staff to file a Notice of Determination with the County Clerk within five (5) working days.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Brentwood at a regular meeting held on the 9th day of December 2025, by the following vote: