FLOOD CONTROL ZONE NINE ADVISORY BOARD

A RESOLUTION REQUESTING THE BOARD OF SUPERVISORS OF THE MARIN COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO MODIFY THE DESIGN AND COMPLETE THE FEDERAL FLOOD CONTROL PROJECT ON CORTE MADERA CREEK

WHEREAS, Marin County Flood Control Zone Nine was formed within the Marin County Flood Control and Water Conservation District (DISTRICT) for the sole purpose of sponsoring an Army Corps of Engineers (CORPS), project on Corte Madera Creek; and

WHEREAS, said project was partially completed (Units I, II and III) and the portion of the project that was completed by the CORPS has performed significantly below the CORPS’ originally stated design parameters; and

WHEREAS, correction of Units II and III of the project and completion of Unit IV of the project are necessary in order to provide a desired level of flood protection; and

WHEREAS, the Superior Court of the County of Marin has directed the DISTRICT to complete Unit IV of the project; and

WHEREAS, the CORPS has presented numerous alternatives for both correction and completion of the project for consideration by the Zone; and

WHEREAS, the various alternatives have significant environmental and financial implications, including, but not limited to, severe environmental impacts unacceptable to the community if the original level of flood protection is to be achieved; and

WHEREAS, the DISTRICT has committed to and participated in numerous public hearings with the affected communities to consider and discuss the above alternatives and implications;

NOW, THEREFORE, BE IT RESOLVED that the Advisory Board of Flood Control Zone Nine recommends that the Board of Supervisors of the Marin County Flood Control and Water Conservation District, to the extent legally authorized, take appropriate actions to obtain a lower level of design protection as specified below, which will meet the environmental concerns of the community in connection with a redesign of Units II and III and provide a greater level of flood protection on completion of Unit IV than currently exists.

In pursuing this goal, the Advisory Board recommends the following:

1. That the DISTRICT take appropriate action with the CORPS and any other appropriate state or local agencies or bodies to achieve this goal.

2. That said actions ultimately be submitted for approval by the Superior Court of Marin County in the action entitled City of Larkspur v. Marin County Flood Control, et al., Marin Superior Court No. 107111.

3. That the redesign of the project be consistent with the public hearings and input on these matters, and that it reflect the desires of the involved communities and be accomplished in part as follows:

   a. The project will provide an approximate 40-year level of protection or the maximum possible while retaining the Lagunitas Road Bridge.

   b. The design will minimize the use of concrete by utilizing alternative methods of bank stabilization and creek water containment wherever feasible.
c. Development of side channels, pumps, or other appropriate facilities to mitigate local drainage problems exacerbated by implementation of the project, to be defined by each community in consultation with the Corps of Engineers.

d. Design the project in an environmentally sensitive manner to include native plants and improve riparian and fish spawning habitat while providing the required level of flood protection.

e. The communities of Ross and Kentfield will retain final design approval for the project through their jurisdictions.

f. The sediment basin behind the Ross Town Hall will be no larger than currently exists and shall use vegetation for bank stabilization to the maximum extent practicable. Other locations for an additional sediment basin shall be explored such as below the transition structure near the Tennis Courts. If possible, this might allow the transition structure to be moved farther downstream.

g. The multi-use pathway and other recreational facilities will be preserved.

4. The repair and maintenance of the currently existing project shall proceed.

5. The Scope of the Zone Nine Advisory Board should be expanded to include side drainage issues.

PASSED AND ADOPTED at regular meeting of the Advisory Board of Flood Control Zone Nine held on the First day of February, 1996, by the following vote:

AYES: Lundstrom, Lubamersky, Goodman, Roxon, Keast

NOES: None

ABSENT: None

ABSTAINING:

[Signature]

Chairman of the Board