CALIFORNIA RIVER PARKWAYS GRANT PROGRAM

FUNDED BY

**WATER SECURITY, CLEAN DRINKING WATER,
COASTAL AND BEACH PROTECTION
ACT OF 2002**

PROPOSITION 50

GRANT GUIDELINES & APPLICATION

STATE OF CALIFORNIA

THE RESOURCES AGENCY

JULY 2005

Technical Assistance Workshops

Two workshops will be held to provide applicants with assistance in preparing grant applications.

Santa Clarita:
Tuesday, August 2, 2005, 1:00 p.m. – 4:30 p.m.
Santa Clarita Sports Complex Banquet Room
20880 Centre Pointe Pkwy
Santa Clarita, CA 91355

Redding:
Thursday, August 4, 2005, 1:00 p.m. – 4:30 p.m.
Humanities Lecture Hall, Room 400
Shasta Community College
11555 Old Oregon Trail
Redding, CA 96049
(Use South Parking Lot)

RSVP for Technical Assistance workshops to (916) 654-9923 by July 28, 2005.

Applications

All applications must be received by 4:00 p.m. on Tuesday, October 18, 2005

Send applications to:

California River Parkways Grant Program
The Resources Agency
Attn: Bonds and Grants Unit
1416 Ninth Street, Suite 1311
Sacramento, CA 95814

If you have any questions, contact us at:
Phone: (916) 654-9923
Email: rp50@resources.ca.gov
Website: http://www.resources.ca.gov/bonds_prop50riverparkway.html

TABLE OF CONTENTS

I. INTRODUCTION 1

Eligible Applicants 1
Statutory Requirements 1
Application Timeframe 2
Contact Information 2

II. RIVER PARKWAY PROJECTS 3

III. GRANT SELECTION PROCESS 4

IV. EVALUATION CRITERIA 4

V. PREPARING YOUR GRANT APPLICATION 4

VI. PROJECT PROPOSAL NARRATIVE 5

A. Statutory Conditions (30 points) 5
B. Statewide Resource Priorities (30 points) 8
C. Access and Location (15 points) 9
D. Project Readiness (15 points) 9
E. Organizational Capacity and Sustainability (10 points) 10
F. Community and Regional Impacts (10 points) 11
G. Other Sources of Funds (5 points) 12
H. Water Quality and Watershed Protection (Optional) (5 Points) 13

VII. WHAT TO SUBMIT: REQUIREMENTS FOR A COMPLETE APPLICATION 13

VIII. RIVER PARKWAY PROJECT ADMINISTRATION 15

General Overview of Grant Process 15
Changes to Approved River Parkway Project 16
Time Extensions 16
Eligible Costs 16
Payment of Grant Funds 16
Site Visits 17
Loss of Funding (Not a complete list) 17

IX. STATE AUDIT AND ACCOUNTING REQUIREMENTS 17

X. IMPORTANT POINTS TO REMEMBER 18

XI. APPENDICES 20

APPENDIX A - IMPLEMENTING STATUTE 20
APPENDIX B - ENVIRONMENTAL COMPLIANCE 22
APPENDIX C - WATER QUALITY & WATERSHED PROTECTION 23
APPENDIX D - CALFED SOLUTION AREA, SAN GABRIEL AND LOS ANGELES RIVER WATERSHEDS 24
APPENDIX E - DISADVANTAGED COMMUNITIES 25
APPENDIX F - LAND TENURE REQUIREMENTS 29
APPENDIX G - MEMORANDUM OF UNRECORDED GRANT AGREEMENT 30
APPENDIX H - SIGN GUIDELINES 31
APPENDIX I - RESOLUTION TEMPLATE 32
APPENDIX J - CERTIFICATION LETTER TEMPLATE 33
APPENDIX K - ELIGIBLE COSTS 34
APPENDIX L - APPLICATION CHECK LIST 36
APPENDIX M - APPLICATION FORM 37
APPENDIX N - COST ESTIMATE FORM FOR DEVELOPMENT RIVER PARKWAY PROJECTS 39
APPENDIX O - LAND ACQUISITIONS FORM 40
APPENDIX P - DEFINITIONS 42

I. INTRODUCTION

- California voters passed the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 (Proposition 50) on November 5, 2002. It added to the California Water Code, Section 79541, authorizing the Legislature to appropriate $100 million for the Acquisition, Restoration, protection and Development of River Parkways.
- Chapter 240, Statutes of 2003, imposed specific requirements on Proposition 50 implementing departments.
- Chapter 230, Statutes of 2004, created the California River Parkways Program (Program) within the Office of the Secretary for Resources (see Appendix A). These guidelines establish the process that will be used to solicit applications, evaluate proposals and award grants under this competitive program.

Note: Capitalized words in the document have specific meanings – see Appendix P.

Eligible Applicants

Grant Funds will be awarded to Public Agencies and Nonprofit Organizations.

Statutory Requirements

River Parkway Projects must meet at least <u>two</u> of the following five statutory conditions:

1. <u>Recreation</u> - Provide Compatible Recreational Opportunities including trails for strolling, hiking, bicycling and equestrian uses along rivers and streams.
2. <u>Habitat</u> - Protect, improve, or Restore Riverine or Riparian Habitat, including benefits to wildlife habitat and water quality.
3. <u>Flood Management</u> - Maintain or Restore the open-space character of lands along rivers and streams so that they are compatible with periodic flooding as part of a flood management plan or project.
4. <u>Conversion to River Parkways</u> - Convert existing developed riverfront land into uses consistent with River Parkways.
5. <u>Conservation and Interpretive Enhancement</u> - Provide facilities to support or interpret river or stream Restoration or other conservation activities.

Other statutory requirements:

- Projects must provide Public Access or be a component of a Larger Parkway Plan that provides Public Access.
- Projects must comply with the California Environmental Quality Act (CEQA), Division 13 (commencing with Section 21000).
- Real property must be acquired from a willing seller.
- Projects must comply with Labor Code Section 1771.8 regarding the labor compliance program and prevailing wages.
- Additional requirements must be met if the Project is located in the CALFED solution area, or the San Gabriel or Los Angeles River watersheds (see Appendix D).

Priority will be given to River Parkway Projects that are implemented pursuant to approved Watershed Plans and include water quality and watershed protection benefits as required by Water Code (WC) 79541.

Application Timeframe

The application is due 90 days from the date the Guidelines are released. The Solicitation Notice is posted at: **http://www.resources.ca.gov/bonds_prop50riverparkway.html**.

Applications must be received at the Office of the Secretary by 4:00 p.m. on Tuesday, October 18, 2005. Hand delivered applications will be accepted no later than 4:00 p.m. of the deadline workday.

Contact Information

Direct all inquires, correspondence and grant applications to:

California River Parkways Grant Program
The Resources Agency
Attn: Bonds and Grants Unit
1416 Ninth Street, Suite 1311
Sacramento, CA 95814
Telephone: (916) 654-9923
FAX: (916) 653-8102
Email: rp50@resources.ca.gov

II. RIVER PARKWAY PROJECTS

Eligible River Parkway Projects - The items below provide examples of Project elements which meet statutory conditions. (This is not a comprehensive list.)	**Ineligible River Parkway Projects –** The items below provide examples of Projects and elements that will NOT be funded under this program. (This is not a comprehensive list.)
Recreation • Create or expand trails for walking, bicycling and/or equestrian activities that are compatible with other conservation objectives. • Improve existing river parkways by providing amenities such as picnic and rest areas, shade ramadas, etc. • Provide river access for non-motorized activities such as fishing, canoeing, etc. • Acquire property along a river to be used for Compatible Recreational Opportunities such as picnics, nature viewing, etc. • Relocate or reconstruct existing trails to correct environmental damage. Habitat • Convert channelized streams or rivers to a more historical flow pattern that will promote the structure, function and dynamics of Riparian and Riverine habitat. • Acquire land that will be managed to increase the size and quality of existing Riparian Habitat. • Remove exotic and/or invasive plants along stream corridors that damage habitat. Flood Management – as part of a flood management plan or flood management project • Expand existing River Parkway by acquiring adjacent lands to accommodate periodic flooding. • Restore land to natural floodplain forms, including wetland areas that will accommodate periodic flooding. • Acquire streamside parcels that have historically flooded to become a River Parkway. Conversion to River Parkways • Convert riverfront land from industrial use into multi-use areas such as floodplains, wetlands, public trails, etc. • Revitalize urban neighborhoods by removing abandoned structures along the riverfront to provide open space with river access for the public. • Acquire commercial or agricultural property along a riverfront to expand existing River Parkways. Conservation and Interpretive Enhancements • Construct an overlook area for a restored wetland with interpretive signage, where the public can observe the project benefits. • Construct a boardwalk adjacent to sensitive habitat to allow public viewing without disturbing flora or fauna. • Develop open-space areas such as demonstration gardens/basins that illustrate Restoration/conservation project benefits. • Provide informational displays, interpretive kiosks and signage to present information/maps about the River Parkway, its Restoration projects, wildlife, etc. • Construct small scale structures designed to secure kiosks and displays.	• Projects that do not meet all statutory requirements. • Projects with no river or stream linkage. • Projects that include Acquisition of property that cannot be purchased at Fair Market Value. • Operations and maintenance projects. • Planning projects. • Programmatic projects, such as education and outreach. • Projects that exclusively fulfill mitigation requirements. • Active recreation projects (including playgrounds, skateboard parks, basketball courts and ball fields). • Recreational opportunities that are not compatible with the specific environment or location in which they are being situated. • Projects that upgrade, expand or facilitate motorized use of trails (even when used by non-motorized trail users). • Projects that create or improve roads for motorized use. • Projects that will not be completed in the allotted timelines. • Projects funding primarily infrastructure, which will not result in useable amenities for the public at the conclusion of the Project Performance Period. • Parking lots or bridges. (Parking areas may be funded only as a necessary but minor component of a larger Project that makes the River Parkway accessible to the public. Small bridges that provide non-motorized access over narrow portions of rivers/streams are permissible.) • Dredging behind dams to reduce siltation, or for other purposes. • Projects that construct multiple-use buildings, educational facilities or regional community centers. • Renovation or restoration of structures on converted riverfront land.

III. GRANT SELECTION PROCESS

1. Applicants submit a complete grant application to the State by the deadline.
2. Application reviewed for completeness and eligibility.
3. Incomplete or ineligible applications will be not be evaluated or considered for funding.
4. Complete, eligible applications will be evaluated by the "River Parkways Grant Committee" (Committee), using the Evaluation Criteria.
5. Site visits may be scheduled for semi-finalists. Scores may be adjusted as a result of the site visit.
6. In evaluating applications, partial funding may be considered to fully maximize grant awards.
7. The Committee recommends Projects for funding to the Secretary for Resources.
8. The Secretary determines the final Project awards.

IV. EVALUATION CRITERIA

River Parkway Projects will be scored using the following values for each criterion – 120 points possible.

A. Statutory Conditions and Project Benefits	30 points
B. Statewide Resource Priorities	30 points
C. Access and Location	15 points
D. Project Readiness	15 points
E. Sustainability & Capacity	10 points
F. Community & Regional Impacts	10 points
G. Other Sources of Funds	5 points
H. Water Quality & Watershed Protection *(if applicable, for priority points)*	5 points

Applications that include Hardscape such as restrooms and parking lots will be subject to additional technical review to determine that engineering of Hardscape is compatible with environmental issues and geomorphic constraints and considerations.

V. PREPARING YOUR GRANT APPLICATION

Note: The titles used by Applicants to represent project elements should be consistent throughout the application, including scope, timeline and cost estimate.

The Grant Application has three sections:

1. One Page Summary – Include the following:
   - Summarize the Project and the need for it.
   - If the Project is part of a Larger Parkway Plan, describe the plan and how it incorporates this Project.
   - What specific components of the Project will be funded by this grant? Include amounts for each component.
   - Eligibility question: How does your Project provide Public Access?

2. Project Proposal Narrative – The Project Proposal Narrative should respond to the questions in Section VI (Page 5).

3. Supporting Documents – See "What to Submit" section for detailed list of Supporting Documents (Page 13).

VI. PROJECT PROPOSAL NARRATIVE

The Project Proposal Narrative is the basis for the Committee's evaluation. It provides details on the Project and should demonstrate to the committee how effectively the Project meets the goals of the California River Parkways Grant Program.

Respond to all questions in Sections A-G in order listed and clearly label each question and answer. Section H is for those seeking priority points only.

- Limit the Project Proposal Narrative to 12 numbered pages.
- Use 8 ½" x 11" paper with 12-point easy-to-read font.
- The one-page summary and the supporting documents DO NOT count as part of the 12 pages.

Note: Points will be attributed to each section and not to individual questions. If a question does not apply to your project, indicate that it is not applicable.

A. Statutory Conditions (30 points)

Every River Parkway Project must meet at least two of the five statutory conditions. **Address each of the questions listed under the conditions that apply to your River Parkway Project.** For Acquisitions, please answer the additional questions at the end of this section.

CONDITION 1: RECREATION

Provide Compatible Recreational Opportunities including trails for strolling, hiking, bicycling and equestrian uses along rivers and streams.

River Parkways provide communities with safe places for recreation such as family picnics, bicycling and hiking; areas for river access for swimming, canoeing and fishing; and other low-impact activities.

a) Describe the specific recreational goals targeted by this Project and the expected impact on the local community.

b) Describe recreational opportunities and amenities your Project will provide and explain how these amenities are compatible with the environment and location.

c) What national, State or local construction standards will be used for recreational facilities and amenities such as trails, restrooms, bike paths, etc.?

d) If the Project includes a trail, what construction materials will be used? Include any Environmentally-Friendly materials that will be used for trail construction (e.g., permeable surfaces). In addition, what percentage of the proposed trail system will be ADA accessible? Describe accommodations.
See http://www.americantrails.org/resources/accessible/FSTAG03.html for assistance.

e) If conflicts exist between recreational user groups, how do you plan to resolve them?

f) What will happen to the project site if this Project does not occur?

CONDITION 2: HABITAT

Protect, improve or Restore Riverine or Riparian Habitat, including benefits to wildlife habitat and water quality.

River Parkways protect and Restore Riverine and Riparian habitat and improve or protect the water quality in rivers and streams.

a) How much riparian/aquatic habitat will the project acquire, conserve, protect or restore? (Quantify using acres or linear feet, etc., of riparian habitat, stream course, stream bank, or similar units; miles of stream trail built; etc.)

b) How will the project benefit the targeted biological or physical elements (use either common or scientific names to identify elements)?

c) Describe specific riverine or riparian elements that your project will establish, including but not limited to:

- Structures: Channel, riparian corridor, floodplain, terrace, pools and ripples, etc.
- Functions: Transporting sediment, forming and reforming bars and pools, flooding onto the floodplain, restoring habitat for threatened or endangered species, or re-establishing wildlife corridors.
- Dynamics: Revegetate to provide shade and erosion control on floodplain, provide food for insects or remove exotic species.

d) If the Project includes the Restoration or creation of wetlands habitat, explain how you plan to employ habitat management strategies designed to reduce mosquito production.

e) Describe any Biotechnical Methods or other innovative methods you intend to use. If the Project will use conventional construction materials like manufactured block or concrete, describe how you propose to integrate these materials into the landscape in a natural way.

f) If the Project is easily affected by external events (e.g., weather, floods, fire or other disturbances), what are your contingency plans?

g) Is there an imminent threat to the habitat (i.e., are projects planned and approved in the immediate vicinity that will preclude or conflict with the maintenance of the habitat)?

h) What will happen to the existing habitat if this project does not occur? Will the habitat improve, decline, or be entirely lost? Over what time period?

CONDITION 3: FLOOD MANAGEMENT

Maintain or Restore the open space character of lands along rivers and streams so that they are compatible with periodic flooding as part of a flood management plan or project.

River Parkways provide flood protection benefits for communities through wider corridors along our waterways that help store and provide safe corridors for the passage of storm waters.

a) Where the project is located in a flood hazard area, describe how it will reduce flooding, erosion, or stabilize the watershed.

b) Explain how this project fits into a flood management plan and provide an overview of that plan.

c) How does the project supplement or extend the flood control project of which it is part?

d) Identify the local, State or federal flood management agencies involved in the project. Provide details on communications with the appropriate responsible umbrella flood agency (federal, State or local level). Have they concurred that the project is compatible with flood protection purposes?

e) Will this project result in implementation of more environmentally sensitive flood management approaches than would otherwise be implemented? Describe.

f) What will happen to the project site if this project does not occur?

CONDITION 4: CONVERSION TO RIVER PARKWAYS

Convert existing developed riverfront land uses into uses consistent with River Parkways.

River Parkways provide accessible open space that helps remedy the severe shortage of park and open-space areas that plague many urban and suburban communities, small towns and rural areas.

a) What is currently on the property? How is the property used now?

b) How will the Project convert the property into a River Parkway? Include any plans for recreational and scenic amenities.

c) How does the current use contribute to the economic, social and/or recreational life of the community? How will that change as a result of the project?

d) Is the site currently occupied? Describe the number and type of occupants. What is your relocation plan?

e) Describe any future actions needed beyond the scope of this project to fully address your goals.

CONDITION 5: CONSERVATION AND INTERPRETIVE ENHANCEMENTS

Provide facilities to support or interpret river or stream Restoration or other conservation activities.

Conservation Enhancements and interpretive amenities augment the investment of public funds by increasing public awareness, understanding and enjoyment of River Parkways. Visitor serving amenities funded under this program must communicate the significance and value of natural, historical and cultural resources in the River Parkway.

a) Describe the planned visitor serving amenities.

b) How will your visitor serving amenity communicate the significance and value of the resource?

c) Describe the project's geographic location in relation to the resources, subjects, structures, places or collection of objects to be interpreted.

d) Will the amenity address themes not interpreted in existing facilities? Describe.

e) Describe any future actions needed beyond the scope of this project to fully address your goals.

ADDITIONAL QUESTIONS FOR ACQUISITION PROJECTS

a) Does this acquisition resolve a larger resource conflict? If yes, explain.

b) If the proposal involves acquisition of land that will not be improved until a later date, why is immediate Acquisition necessary?

c) Indicate how many parties will be involved in the transaction, what their roles are and whether any party other than the Applicant owns an option to buy the real property in question.

B. Statewide Resource Priorities (30 points)

The State will also evaluate River Parkway Projects by considering factors such as, but not limited to, multiple agency collaboration, economic benefits, use of recycled and energy efficient materials, where applicable, and the geographic distribution of bond funds. Respond to the following questions and describe, where applicable, how your project addresses these and other statewide resource priorities not listed, such as Natural Community Conservation Plans, CALFED implementation, etc.

1. Collaboration with agencies and other interested parties

a) Describe partnerships with nonprofit groups and public or governmental agencies and their corresponding roles in the project.

b) Describe community involvement and support for the project, including watershed groups, appropriate business groups, landowners, local governments, environmental groups, technical experts, neighborhood associations, etc.

2. Economic Benefit

a) How will your project contribute to the economic development of the community?

b) Describe how the project is consistent with or part of a community redevelopment plan.

c) How does the project revitalize deteriorated urban neighborhoods?

d) How will this project encourage tourism in the area?

3. Use of Recycled or Reclaimed Water, Recycled Materials and/or Energy Efficiency (for non-acquisition Projects)

a) Will the project use recycled or reclaimed water? Describe how these practices will be included in the project.

b) Will the project utilize recycled-content materials? List the recycled-content materials to be used.

c) What, if any, energy efficiency measures will be incorporated into the project?

C. Access and Location (15 points)

All River Parkway Projects must provide Public Access, or be a component of a Larger Parkway Plan that provides Public Access:

1. How will the public access the project site?
2. Describe the project location and the populations to be served by the project. Address local, regional and statewide uses, if appropriate. Identify new populations served.
3. Describe how the project is in, or close to, population centers and the various transportation methods that are available for the public to access the project, including streets and highways, public transportation, non-motorized trails or routes of travel and other access routes.
4. Describe any limits to public access such as parking, hours of operation, available staffing, user fees, seasonal restrictions or other ecological considerations.
5. Describe discussions you have had with interest groups concerned with this parkway.
6. Has the issue of competing interests between public access and ecological protection been addressed? Explain.

D. Project Readiness (15 points)

River Parkway Projects must be ready to proceed and be completed within the time frame(s) set forth in the solicitation notice to be considered for funding.

1. Identify and describe the steps to be taken immediately following the award of grant funds.

2. Explain your method for estimating costs and in what way your project is cost-effective.

3. Are you aware of any toxins on the property? Has a Phase I or Phase II Toxic Report been done? If so, address timing of clean-up, type of toxins and delays to project construction that might result from toxins on the site.

4. Are there other impediments on the project site (e.g., overhead or underground utilities)? If so, explain their location and nature, including any mitigation measures planned.

5. For Acquisitions, address status of all the following:
    - CEQA compliance
    - Commitments from project partners and contractors
    - Details on sale including comparable sales data
    - Appraisal/preliminary title report or other vesting document
    - Property restrictions and/or encumbrances
    - Negotiations with a willing seller.

6. For Development Projects, explain the status of all of the following:
    - Preliminary plans
    - CEQA compliance
    - Commitments from project partners and contractors
    - Planting palette and landscape designs
    - Land access/tenure agreements
    - Applicable permits
    - Required reviews by other agencies
    - Project renderings
    - Architectural/engineering designs
    - Mitigation requirements (permits or environmental clearance)

7. What other factors may affect the project's timeline and completion? How will these factors be addressed?

E. Organizational Capacity and Sustainability (10 points)

Entities must demonstrate their ability and willingness to complete and maintain the River Parkway Project.

1. Describe your organization's experience in completing this type of project or similar projects.

2. Is the expertise needed for your project readily available within your organization? If not, how do you plan to acquire it? Will you be using experts who are appropriately licensed according to State law?

3. Describe how you will provide for long-term management and maintenance of the project over the time period indicated by the Land Tenure requirements, including:

    a) What is planned for long-term maintenance?

b) Who will perform long-term maintenance? Describe their experience in maintaining this type of project.

c) How will ongoing maintenance be funded?

4. How will the project be protected from vandalism and deterioration?

5. For Conservation Easements, describe your plan for perpetual stewardship and address the ongoing funding that will be needed to support the terms and conditions of the stewardship plan.

F. Community and Regional Impacts (10 points)

River Parkway Projects should consider local land use planning, public health, Environmental Justice and youth employment.

1. Land Use Planning and Community Involvement

a) Within the project service area, what is the current use of river frontage?

b) Estimate the acreage of park and open-space areas currently found within the community where the project is located. How much acreage will this project add?

c) How have you coordinated this project with local land use authorities?

d) What is the Project's expected impact on the local community?

e) What have you done to address potential conflicts between competing user groups?

f) Has there been any opposition to the project? If so, explain the nature of the concerns and how you have addressed them.

g) Explain how you plan to keep the community informed and involved in the project.

h) What local organizations or partnerships will be assisting with construction and on-going maintenance and operations of the River Parkway?

2. Public Health

a) Describe how your project may increase physical activity levels and fitness among users. What measurements (i.e., surveys) do you have, or plan to have, to support these projections?

b) Describe how you plan to use the River Parkway to encourage children's contact with nature (e.g., interpretive displays, partnerships with youth programs or schools, etc.).

c) Describe how the parkway connects to local parks that support active recreation, schools or other public facilities that encourage walking.

d) How will you provide appropriate security and safety on your River Parkway?

e) How will your project impact local/regional energy or land use, air pollution or auto emissions? Will your project be used as an alternative transportation mode? Describe.

f) How will you attract people to use the parkway? What ongoing efforts will be used to maintain and develop usage? If your project is part of a larger community-wide health coalition, provide details. Who are you partnering with in your community to encourage use (e.g., creating walking groups, community gardens)? Describe efforts to include local volunteers to build the River Parkway and develop community support.

g) Describe any other public health benefits provided by your project.

3. Environmental Justice

a) How does your project address Environmental Justice concerns?

b) Describe efforts to reach out to the community potentially affected by this Project and how their concerns were addressed.

c) How did you bring people from diverse cultural backgrounds and incomes into the planning process?

d) How does your project promote and/or encourage use from diverse cultural backgrounds and incomes?

4. Youth Employment

Describe how the River Parkway Project will use State or local youth employment programs (e.g., California Conservation Corps, local conservation corps or similar youth employment programs) and how the youth employment element will be integrated into the program.

G. Other Sources of Funds (5 points)

1. Funding from other sources is not required to receive a grant. <u>However</u>, River Parkway Projects that include Other Sources of Funds will be more competitive. Both monetary and In-Kind support will be considered.

   a) Identify the source and amount of funds already committed to the project and expected timing of funds. Cite specific dollar amounts for cash contributions, in-kind services, volunteer effort, donated labor and materials, technical expertise, etc.

   b) If funding is not received from other sources, is the requested grant amount sufficient to complete the project? Explain.

2. <u>Disadvantaged Communities</u> – Projects assisting a Disadvantaged Community will receive full points in this category -- even if no other funding sources have been secured.

   a) Describe the disadvantaged community and the basis for concluding the community is disadvantaged (see Appendix E for tools to determine if your community meets the definition of disadvantaged).

   b) Is the project located in the disadvantaged community?

c) How does your project benefit the community?

d) In what way did members of the disadvantaged community participate in the development of the project?

H. Water Quality and Watershed Protection (Optional) (5 Points)

Priority will be given to River Parkway Projects that are implemented pursuant to applicable approved Watershed Plans and include water quality and watershed protection benefits (see Appendix C).

1. Explain how the project conforms to a Regional Water Quality Control Plan and is part of an applicable adopted watershed management plan recognized by the Regional Water Quality Control Board (RWQCB) (http://www.swrcb.ca.gov/regions.html).
2. Describe the measurable and demonstrable water quality benefits that will result from this project.
3. If the project includes a monitoring plan, explain how it integrates with **The Surface Water Ambient Monitoring Program (SWAMP)**, coordinated with the RWQCB and with local watershed partnerships, if available (http://www.swrcb.ca.gov/swamp/).

The Applicant may be requested to submit a letter from the RWQCB confirming the Project is consistent with both the regional and local plans (if a local plan exists).

VII. WHAT TO SUBMIT: REQUIREMENTS FOR A COMPLETE APPLICATION

The Grant Application is composed of three (3) sections: Summary, Project Proposal Narrative and Supporting Documents. Materials should be presented in the order indicated below. Clearly number and label each item and number all pages in sequential order. Do not submit additional materials that have not been specifically requested (i.e., letters of support, press clippings or brochures) as they will not be considered during the evaluation (see Appendix L for checklist).

Submit one unbound original and six copies of items 1-13:

1. Completed Application Form – (see Appendix M)
2. One-page Summary
3. Project Proposal Narrative
4. Proof of Environmental Compliance – (see Appendix B)
5. Project Location Map – Directional map, with enough detail to allow a person unfamiliar with the area to locate the project site. Include a Thomas Brothers Guide map if project is in an urban area. Include other maps or aerial photographs that demonstrate the location and need for the Project. Streets and other notable landmarks should be clearly marked to allow easy identification. Maps or images must fit into an 8½" X 11" binder.
6. Assessor's Parcel Map – Photocopy from Assessor's Office (not annotated).
7. Site Plans – All site plans should contain specific property details of the property as described in the grant application including exterior boundaries, public access points and proposed signage (both required acknowledgement signage and any interpretive

signage). Indicate the location of rivers, creeks or streams that abut or cross the property, other natural/geologic features, as well as any existing buildings and/or impediments (wells, storm drains, power lines, etc.).

For Development projects, include the details regarding the location of the improvements described in the grant application (trails, vegetation, restrooms, amenities, etc.). Plan should be specific enough to allow someone unfamiliar with the project to visualize it in detail.

8. Operations & Maintenance – If operations and maintenance will be performed by another entity, explain and provide evidence of concurrence from that entity, which includes operational agreements, letters of intent, memoranda of understanding/agreement signed by all parties (see Appendix F).

9. Stewardship Plan – If acquiring a Conservation Easement, provide a plan describing the proposed restrictions and reservations for the easement and the funding mechanism available to support the plan.

10. Flood Agency Concurrence – For flood management projects, provide evidence that the responsible umbrella flood agency (federal, state, local level) has concurred that the project is compatible with flood protection purposes and is part of a flood management plan or project.

11. Cost Estimate – For development projects, provide a detailed cost estimate reflecting all costs associated with the project. Identify costs included in the grant request and costs covered by other funding sources. Show all costs by type, unit, quantity and total dollar amount. Projects using in-house services must also detail the labor, materials and equipment costs as separate line items for the Project (see Appendix K for Eligible Costs and Appendix N for required format). Cost estimates must include Proposition 50 acknowledgement signage costs as an individual line item.

12. Project Timeline – Provide an estimated timeline for all major tasks detailed in the Project Scope and Cost Estimate. The timeline must demonstrate that the project will be completed within the prescribed timeframes on the solicitation letter.

13. Photographs – Provide up to five (5) labeled photographs of different views of the project site reflecting current conditions at the site (color photocopies are acceptable). Pictures should be no larger than 8 ½ by 11 inches.

Submit two (2) copies (one unbound original and one copy) of items 14 - 24:

14. Signed Authorizing Resolution from governing body.
    - See Appendix I for required Resolution format and content.
    - For agencies without a governing board, see Appendix J for Certification Letter from Chief Executive Officer.
    - Resolution may be submitted later if the board meeting schedule prohibits Applicant from obtaining a signed resolution before the filing deadline. Submit the draft resolution and indicate the board meeting date when the resolution will be adopted.

15. Land Acquisitions Form (see Appendix O)

16. Legal description of property – This can be obtained from recorded deeds, title reports, etc.

17. Restrictions/Encumbrances - Copies of any Easements, mineral rights, or other conditions that may affect the proposed parcel.

18. USGS 1:24,000 scale Quad map - Parcel(s) should be clearly marked.

19. Evidence of willing seller – For Acquisitions, provide letter from landowner indicating they are a willing participant in the proposed real property transaction. The letter should clearly indicate that should grant funds be awarded, seller is willing to enter into an agreement for the sale of the real property and for a purchase price not to exceed Fair Market Value.

20. Adequate Land Tenure – For Development Projects, provide copies of all recorded deeds that indicate ownership of all property included in the Project. If Applicant does not own the property in fee simple, also provide copies of leases, joint powers agreements, easements, and/or other documents that show long-term access and interest in the property and that authorize the Applicant to develop the Project (see Appendix F for minimum Land Tenure Requirements).

21. Other Sources of Funds – List all Other Sources of Funds appearing in the Project Cost Estimate or on the Land Acquisitions Form. Include cash contributions, In-Kind services, volunteer efforts, donated labor and materials, technical expertise, etc. Cite specific dollar amounts and the percentages of the total project funding provided from all sources. Indicate if funds have been committed or requested; provide evidence of funds committed, including copies of award letters or other written documents.

22. Local Support – If the Applicant is not a city or county, provide evidence of support from the applicable local jurisdiction.

23. Eligibility for Nonprofit Applicants - Provide evidence that corporation is qualified under Section 501(c) (3) of the Internal Revenue Service Code and formed pursuant to the Nonprofit Public Benefit Corporation Law (Division 2 (commencing with Section 5000) of Title 1 of the Corporations Code).

24. Disadvantaged Community – Provide documentation to support Disadvantaged Community determination (see Appendix E).

VIII. RIVER PARKWAY PROJECT ADMINISTRATION

General Overview of Grant Process

1. Applicant submits a complete grant application with supporting documents by specified deadline.
2. Committee evaluates proposals, performs site visits on semi-finalists and recommends projects for funding to Secretary for Resources.
3. Secretary for Resources awards grants.
4. State sends Grant Agreement and materials for project grant administration to Grantee.
5. Grantee signs and returns all required copies back to the State (a fully executed copy will be returned to the Grantee).
6. Grantee submits appraisal, purchase documents, etc., for Department of General Services review (*acquisition projects only*).
7. Grantee commences preliminary work (planning/design/CEQA, etc.) on the Project and submits requests for reimbursements, as applicable.

8. Grantee submits final site plan, timeline and Cost Estimate (as applicable) for State review prior to commencing with construction.
9. Grantee submits CEQA compliance documentation.
10. Grantee posts signs acknowledging source of Funds.
11. Grantee commences construction work on the project and may submit payment requests for reimbursement of project expenditures.
12. The State may schedule periodic on-site visits and request periodic progress reports from the Grantee.
13. Grantee completes Project and submits project completion packet (to be provided under separate cover).
14. The State makes final project inspection and approves final payment.
15. The grant may be audited as frequently as annually during the course of the project and for three years after the project is completed.

Changes to Approved River Parkway Project

Prior to making changes or amendments to an approved Project, a Grantee shall submit the proposed change in writing to the State for prior approval. Any changes to the Project must continue to meet all the objectives and be consistent with the intent cited in the original application or they will not be approved.

Time Extensions

Grantee shall complete the River Parkway project within the Project Performance Period unless an extension has been formally approved by the State under the terms and conditions of the Grant Agreement. Extensions should be requested 60 days in advance and will be considered in the event of circumstances beyond the control of the Grantee, subject to statutory limitations.

Eligible Costs

Only direct project-related costs incurred during the Project Performance Period specified in the Grant Agreement will be eligible for reimbursement. All eligible costs must be supported by appropriate documentation. Costs incurred outside of the performance period are not eligible for reimbursement. Indirect costs are not eligible (see Appendix K).

Payment of Grant Funds

Funds cannot be disbursed until there is a fully executed Grant Agreement between the State and the Grantee.

Development Projects:

- Payments will be made on a reimbursement basis (i.e., the Grantee pays for services, products or supplies and is reimbursed by the State).
- Construction costs will not be reimbursed until CEQA is completed.
- Ten percent (10%) of the amounts submitted for reimbursement will be withheld and issued as a final payment upon completion of the project.
- As a general rule, advance payments for development project costs are not allowed. However, at its sole discretion, the State may honor an advance payment request if warranted by compelling need. Grant Funds that are advanced must be deposited into a separate interest bearing account. This account must be setup and identified prior to the advance of any Funds.

Acquisition Projects:

- Up to 90 percent (90%) of the amount of the State approved purchase price may be advanced into an escrow account within 60 days of close of escrow.
- The remainder of the Grant, if any, shall be available on a reimbursable basis for other eligible costs.

Site Visits

The State may make periodic visits to the project site, including a final inspection of the site. The State will determine if the work is consistent with the approved project scope and ensure compliance with the signage requirements.

Loss of Funding (Not a complete list)

The following are examples of actions that may result in a Grantee's loss of funding:

- Grantee fails to obtain a Grant Agreement.
- Grantee withdraws from the grant program.
- Grantee fails to complete the funded project.
- Grantee fails to submit all documentation within the time periods specified in the Grant Agreement.
- Grantee fails to submit evidence of CEQA compliance within one year as specified by the Grant Agreement.
- Grantee changes project scope.
- Property cannot be acquired at approved Fair Market Value.

If grant funds were advanced, those funds, plus any accrued interest, must be returned to the State.

IX. STATE AUDIT AND ACCOUNTING REQUIREMENTS

Audit Requirements

River Parkway projects are subject to audit by the State of California annually and for three (3) years following the final payment of grant funds. If your project is selected for audit, you will be contacted in advance. The audit shall include all books, papers, accounts, documents, or other records of the Grantee, as they relate to the Project for which the funds were granted.

The Grantee must have the project records, including the source documents and canceled checks, readily available, and provide an employee with knowledge of the project to assist the auditor. The Grantee must provide a copy of any document, paper, record, or the like, requested by the auditor.

Accounting Requirements

The Grantee must maintain an accounting system that:

- Accurately reflects fiscal transactions, with the necessary controls and safeguards,
- Provides a good audit trail, including original source documents such as purchase orders, receipts, progress payments, invoices, time cards, canceled checks, etc.
- Provides accounting data so the total cost of each individual project can be readily determined.

Records Retention

Project records must be retained for a period of three (3) years after final payment is made by the State. All project records must be retained by the Grantee at least one (1) year following an audit. Grantees are required to keep source documents for all expenditures related to each grant for at least three (3) years following project completion and one year following an audit. A project is considered complete upon receipt of final grant payment from the State.

X. IMPORTANT POINTS TO REMEMBER

- A complete application must be submitted on time.
- The Applicant must be a Public Agency or Nonprofit Organization, as defined.
- The project must meet eligibility requirements.
- The project must be completed within the required Project Performance Period.

Project Requirements

- Projects must meet at least two of the five statutory conditions to be considered for funding.
- Projects must provide public access, or be a component of a larger parkway plan that provides public access.
- Projects must comply with the California Environmental Quality Act (CEQA) (see Appendix B).
- Projects located in CALFED's solution area, or the San Gabriel or Los Angeles River watersheds, must meet additional requirements (see Appendix D).
- Applicants must certify compliance with provisions of Section 1771.8 of the State Labor Code regarding payment of prevailing wages on projects awarded Proposition 50 funds (see Resolution - Appendix I). You can obtain more information regarding prevailing wage requirements at http://workitout.ca.gov/faq.asp?id=143.

Technical Review

- Applications that include Hardscape such as restrooms and parking lots will be subject to additional technical review to determine that engineering of hardscape is compatible with environmental issues and geomorphic constraints and consideration.

- Projects that include the restoration or creation of wetlands habitat must employ habitat management strategies designed to reduce mosquito production in managed wetlands. See the Central Valley Joint Ventures Technical Guide to Best Practices at http://www.centralvalleyjointventure.org/pages/4/index.htm.

Use of Project Property

- Grantee must maintain and operate the property acquired or developed in a manner consistent with the grant agreement and grant guidelines for a period commensurate with the Land Tenure requirements (see Appendix F).

Acquisitions

- Property must be acquired from a willing seller and in compliance with current laws governing relocation and acquisition of real property by Public Agencies (Chapter 16, Section 7260 et seq., Government Code).

- Properties must be acquired at an amount that does not exceed the Fair Market Value, as determined by the Department of General Services.
- Conservation Easement proposals must include a plan describing the proposed restrictions and reservations for the easement and the funding mechanism available to support the plan.

Development Projects

- Grantee must own the land or hold a lease or other legal, long-term interest in the land that is satisfactory to the State.

Project Costs

- Only project costs incurred <u>within</u> the Project Performance Period are eligible for reimbursement (see Appendix K).
- Indirect Costs are NOT eligible.

Project Administration

- Grantee is responsible for ensuring the project complies with all applicable current laws and regulations affecting development projects, including but not limited to, legal requirements for construction, building codes, health and safety codes, and disabled access laws. Grantee must certify that all applicable permits have been obtained.
- Grantee must post signs acknowledging the source of funds pursuant to guidelines established by the State for this program (see Appendix H).
- Grantee must report to the State any changes in the amounts of Other Sources of Funds for the project.

Preference

Priority will be given to River Parkway Projects that are implemented pursuant to applicable approved Watershed Plans and include water quality and watershed protection benefits (see Appendix C).

XI. APPENDICES

APPENDIX A - IMPLEMENTING STATUTE

CALIFORNIA RIVER PARKWAYS ACT OF 2004
CHAPTER 230, STATUTES OF 2004

Chapter 3.8. This chapter shall be known, and may be cited, as the California River Parkways Act of 2004.

5751.

The Legislature finds and declares all of the following:

(a) River parkways directly improve the quality of life in California by providing important recreational, open space, wildlife, flood management, water quality, and urban waterfront revitalization benefits to communities in the state.
(b) River parkways provide communities with safe places for recreation including family picnics; bicycling and hiking; areas for river access for swimming, canoeing, and fishing; and many other activities.
(c) River parkways help revitalize deteriorated urban neighborhoods and provide an anchor for economic development by providing important recreational and scenic amenities.
(d) River parkways provide accessible open space that helps remedy the severe shortage of park and open-space areas that plague many urban and suburban communities, small towns, and rural areas.
(e) River parkways provide flood protection benefits for communities by providing wider corridors along our waterways that help store, and provide safe corridors for the passage of, storm waters.
(f) River parkways protect and restore riparian and riverine habitat.
(g) River parkways improve or protect the water quality in our rivers and streams.
(h) River parkways provide the recreational and ecosystem components of integrated regional water management and watershed plans.
(i) California can improve the quality of life in this state by assisting public agencies and nonprofit organizations in establishing, developing, and restoring river parkways.

5752.

For purposes of this chapter, the following terms have the following meanings:

(a) "Acquisition" means obtaining fee title or a lesser interest in real property, including easements, development rights, or water rights.
(b) "Development" includes, but is not limited to, improvement, rehabilitation, restoration, enhancement, preservation, protection, and interpretation.
(c) "Interpretation" includes, but is not limited to, visitor-serving amenities that communicate the significance and value of natural, historical, and cultural resources in a way that increases understanding and enjoyment of those resources.
(d) "Nonprofit organization" means a private, nonprofit organization that qualifies for exempt status under Section 501(c)(3) of the United States Internal Revenue Code.
(e) "Parkways program" means the California River Parkways Program established pursuant to subdivision (a) of Section 5753.
(f) "Secretary" means the Secretary of the Resources Agency.

5753.

(a) The California River Parkways Program is hereby established in the office of the Secretary of the Resources Agency, to be administered by the secretary.

(b) The secretary shall make grants available to public agencies and nonprofit organizations for river parkway projects from moneys appropriated to the secretary. Those funds may also be used for costs directly related to the delivery of the river parkways program.

(c) Grants may be awarded for the acquisition of land for river parkways or for the restoration, protection, and development of river parkways in accordance with the provisions of this chapter. Not more than 10 percent of the funds appropriated to the secretary for river parkways may be used for urban stream restoration projects pursuant to Section 7048 of the Water Code.

(d) All projects shall comply with the California Environmental Quality Act (Division 13 (commencing with Section 21000)).

(e) All acquisitions shall be from willing sellers.

(f) To be eligible for a grant, a project shall provide public access or be a component of a larger parkway plan that provides public access and, at a minimum, meets two of any of the following conditions:

(1) Provide Compatible Recreational Opportunities including trails for strolling, hiking, bicycling, and equestrian uses along rivers and streams.

(2) Protect, improve, or restore riverine or Riparian Habitat, including benefits to wildlife habitat and water quality.

(3) Maintain or restore the open-space character of lands along rivers and streams so that they are compatible with periodic flooding as part of a flood management plan or project.

(4) Convert existing developed riverfront land uses into uses consistent with river parkways, as identified in this chapter.

(5) Provide facilities to support or interpret river or stream restoration or other conservation activities.

5754.

To the extent funds are available, the secretary shall develop guidelines for the preparation and consideration of river parkway plans for the purpose of Section 5753 and may award grants to assist in development of such plans.

5755.

The secretary shall report annually to the Legislature regarding the geographic distribution, types, and benefits of projects funded pursuant to this chapter.

5756.

The secretary shall develop regulations, criteria, or procedural guidelines for the implementation of this chapter that shall be consistent with, but not limited to, Section 5753. All regulations, criteria, and procedural guides adopted by the secretary to implement this chapter are exempt from Chapter 3.5 (commencing with Section 11340) of Division 3 of Title 2 of the Government Code.

APPENDIX B - ENVIRONMENTAL COMPLIANCE

To demonstrate compliance with the California Environmental Quality Act (CEQA) (Public Resources Code (PRC), Sections 21000 et seq.), Applicants must submit one of the following:

a) Notice of Exemption stamped by the county clerk if the River Parkway Project is categorically exempt.

b) Negative Declaration and Initial Study including the checklist and Notice of Determination stamped by the county clerk or State Clearinghouse with the State Clearinghouse response, as applicable.

c) Final Environmental Impact Report with Initial Study including the checklist and Notice of Determination with State Clearinghouse response.

   For b and c: include documentation that the State of California Department of Fish and Game CEQA fee was paid or is not applicable.

d) A current and complete Initial Study with a description of how the Grantee will complete CEQA compliance within one year from date of Grant Agreement. Remaining CEQA requirements may be met as part of the grant work plan. However, grant Funds for construction or acquisition will be available only after the Project is in compliance with CEQA and other environmental laws. Funds for Planning and document preparation may be available sooner if included in the grant work plan.

e) For River Parkway Projects included in a Master Environmental Impact Report (MEIR), CEQA compliance shall include a copy of the subsequent Initial Study for the proposed Project together with a copy of the Notice of Determination, stamped by the county clerk or State Clearinghouse, as applicable.

   Where a lead agency cannot make the findings required in Section 21157.1 Subdivision (c) of the California Public Resources Code for a subsequent Project, CEQA compliance shall include a copy of the Mitigated Negative Declaration or Environmental Impact Report.

APPENDIX C - WATER QUALITY & WATERSHED PROTECTION

River Parkway Projects seeking priority under **Water Code Section 79541** by claiming watershed protection and water quality benefits must:

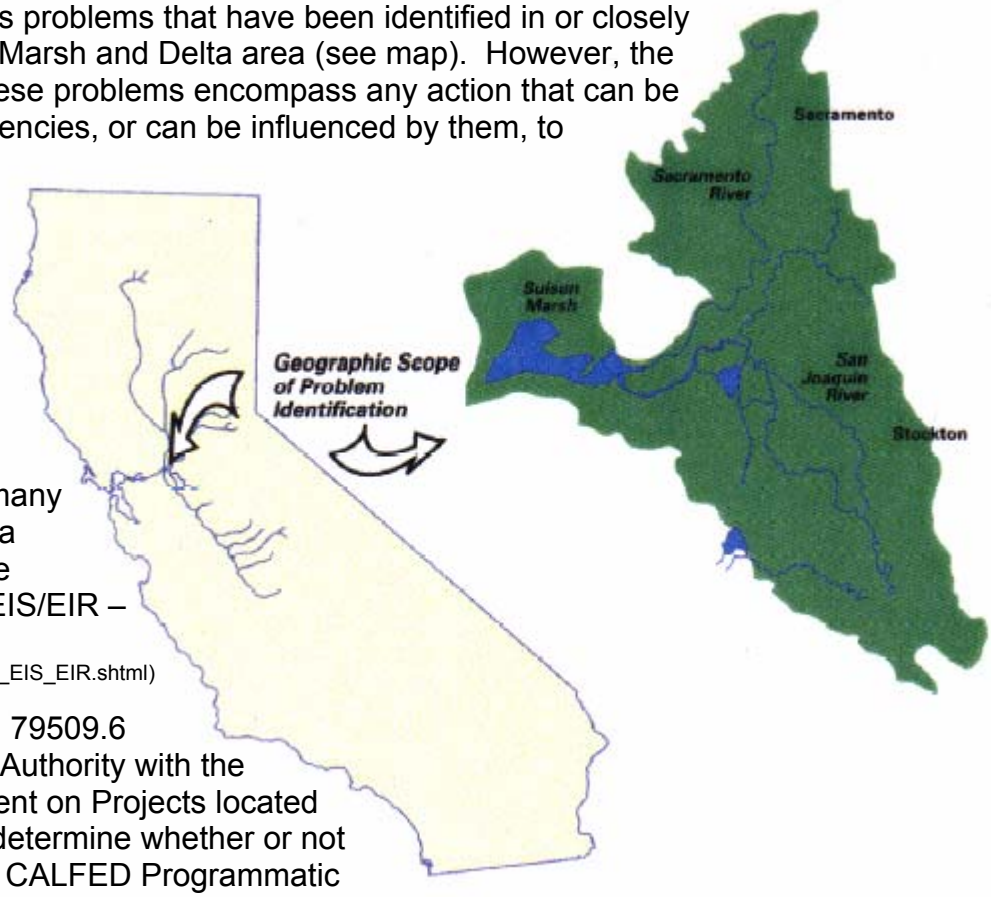
1. Conform to a Regional Water Quality Control Plan and be part of an applicable approved watershed management plan that has been recognized by the Regional Water Quality Control Board (RWQCB) (see http://www.swrcb.ca.gov/regions.html).

2. Have measurable and demonstrable water quality benefits.

3. Include a monitoring plan, as appropriate, that can be integrated with **The Surface Water Ambient Monitoring Program (SWAMP)** program, and is coordinated with the RWQCB and with local watershed partnerships, if available (see http://www.swrcb.ca.gov/swamp/).

APPENDIX D - CALFED SOLUTION AREA, SAN GABRIEL AND LOS ANGELES RIVER WATERSHEDS

The CALFED program addresses problems that have been identified in or closely linked to the Suisun Bay/Suisun Marsh and Delta area (see map). However, the scope of possible solutions to these problems encompass any action that can be implemented by the CALFED agencies, or can be influenced by them, to address the identified problems- regardless of whether implementation takes place in the Delta/Suisun Bay/ Suisun Marsh area. The solution scope is quite broad, potentially including any action that could help solve identified problems in the Bay Delta. The solution area is broad because many problems related to the Bay-Delta are caused by factors outside the Bay-Delta (Final Programmatic EIS/EIR – July 2000).
(http://calwater.ca.gov/CALFEDDocuments/Final_EIS_EIR.shtml)



Water Code Sections 79509 and 79509.6 provide the California Bay-Delta Authority with the opportunity to review and comment on Projects located in the CALFED solution area to determine whether or not the Project is consistent with the CALFED Programmatic Record of Decision (ROD). In addition, these sections require, to the extent possible, that Projects that assist in the fulfillment of the goals of the CALFED Bay-Delta Program be implemented through local and regional programs. The State will consult with the Bay-Delta Authority to ensure that Projects in the solution area are consistent with these requirements.

SAN GABRIEL AND LOS ANGELES RIVER WATERSHEDS

Water Code Section 79508 states that watershed protection activities in the San Gabriel and Los Angeles River watersheds must be consistent with the San Gabriel and Los Angeles River Watersheds and Open Space Plan as adopted by the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy and the Santa Monica Mountains Conservancy. The State will consult with the appropriate conservancy to ensure that Projects are consistent with the adopted watershed and open space plan (http://www.rmc.ca.gov/plans/common_ground.html).

APPENDIX E - DISADVANTAGED COMMUNITIES

Applicants are allowed to use any tools they have to access and use 2000 census data to determine Disadvantaged Community status. The procedures and suggestions presented here are to assist applicants. These procedures are not mandatory and will not receive preference over any other method.

A Disadvantaged Community is:

1) A population of persons residing in the same locality under the same local governance such as a city, town, county, or named unincorporated area and
2) Has a median household income of less than eighty percent (80%) of the statewide annual median household income.

To determine if your River Parkway Project is located within or serves a Disadvantaged Community, the following questions should be addressed:

- What communities are located within the project area?
- Does the Project serve any communities located adjacent to or outside of the project area?
- Do any of the communities located within the project area (or immediately adjacent to it) have a median household income of less than $37,994?

Applicants may use Census Designated Place (CDP) to define their Community. Remember, your Project must be primarily or substantially WITHIN the geographic boundary of the Disadvantaged Community.

<u>Accessing Census Data for Project Area</u>:

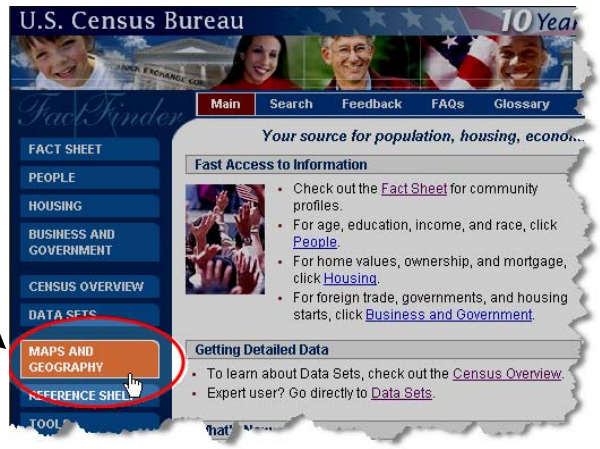
The following information provides tools available on the Census 2000 website to help define your Project in terms of CDPs and the median household income for those CDPs.

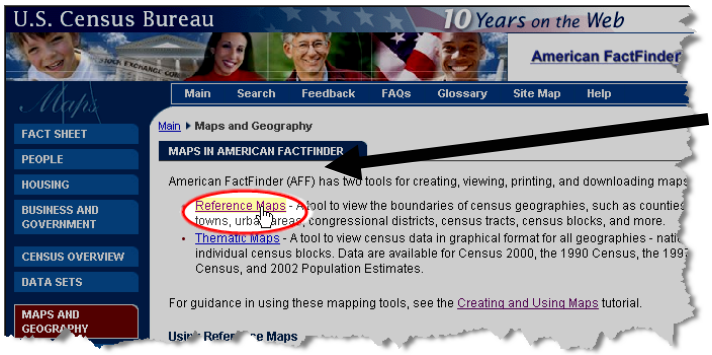
If your organization has GIS capability, you can access shape files for different census geographies including CDPs at http://www.census.gov/geo/www/cob/bdy_files.html. Using GIS tools, the Project area and the CDP shape files can be layered to determine what CDPs (if any) exist in the defined Project area.

Another way to determine CDPs within the project area is to use the mapping feature at the 2000 Census website: http://factfinder.census.gov/home/saff/main.html?_lang=en

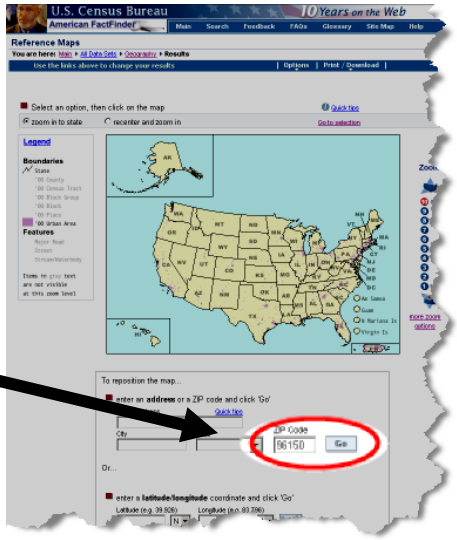
The following is a step-by-step description of how to use the mapping feature:

1. From the main page, click on “Geography and Maps”:



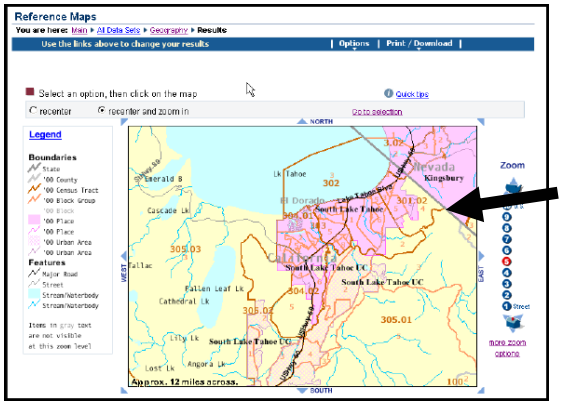


2. Select “Reference Maps”. Click on the national map in the general area where the Project is located.



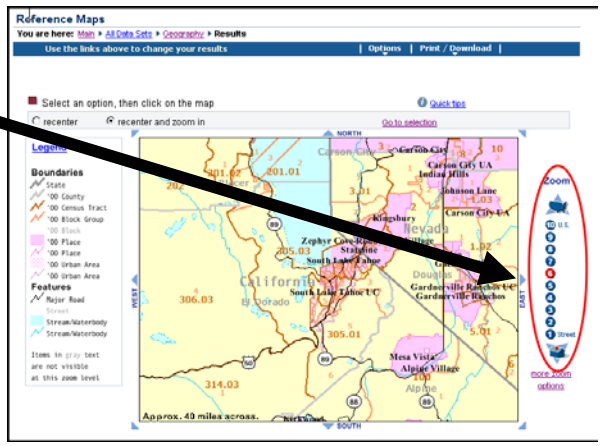
3. Continue to zoom into the map until the Project area can be distinguished or enter a specific address, zip code or latitude and longitude coordinates that further differentiate and identify the Project area.

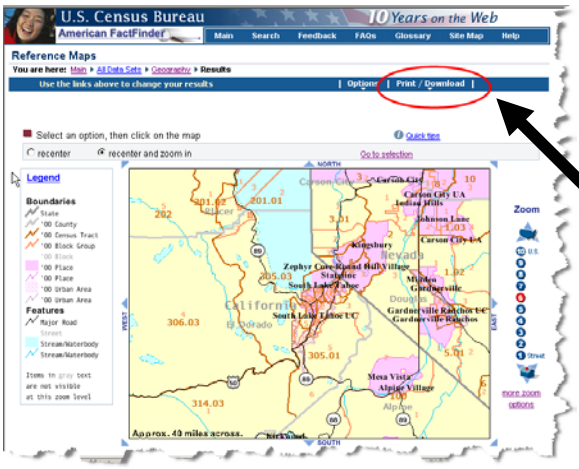
In this example, the zip code for South Lake Tahoe has been entered:



After entering the South Lake Tahoe zip code and clicking on “Go”, a regional map is created. The CDPs within the specified region are shown in pink.

4. Use the zoom buttons to the right of the map window to decrease or increase the scale of the region and places being viewed.





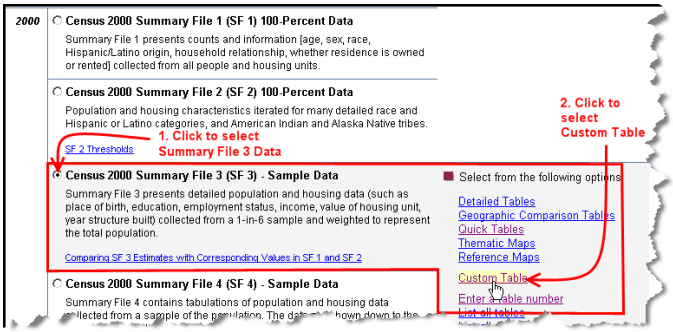
5. When the map is scaled appropriately for purposes of defining the Project area, click on “Print/Download” on the menu bar

Obtaining Median Household Income (MHI) Data:

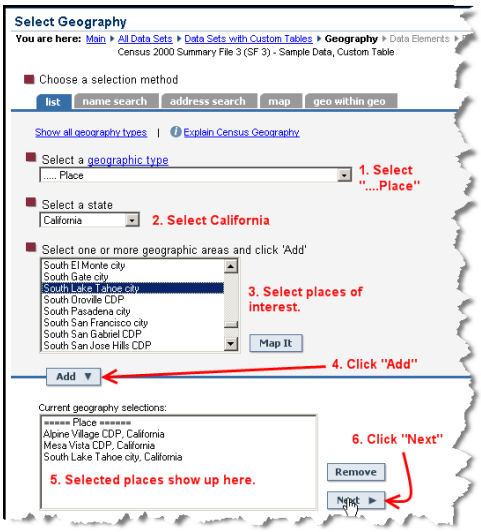
To determine if any of the CDPs within your Project area meet the definition of Disadvantaged Communities, the median household income of the CDP needs to be determined. This data can be obtained from the Census web page at http://factfinder.census.gov/home/saff/main.html?_lang=en

The following is a step-by-step description of how to use the MHI identification tools:

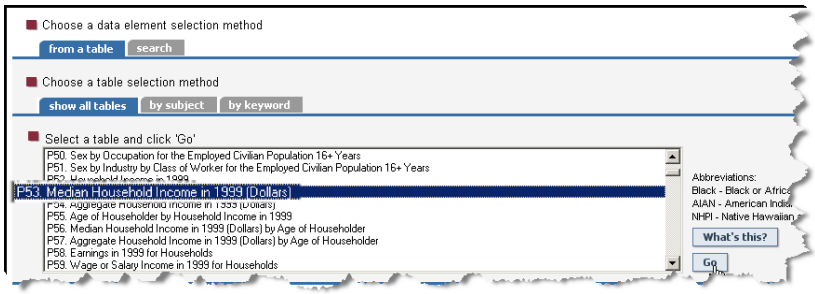
1. From the Census home page, Select Data Sets under the section entitled “Getting Detailed Data”:



2. Select “Census 2000 Summary File 3” and Click on “Custom Table”:

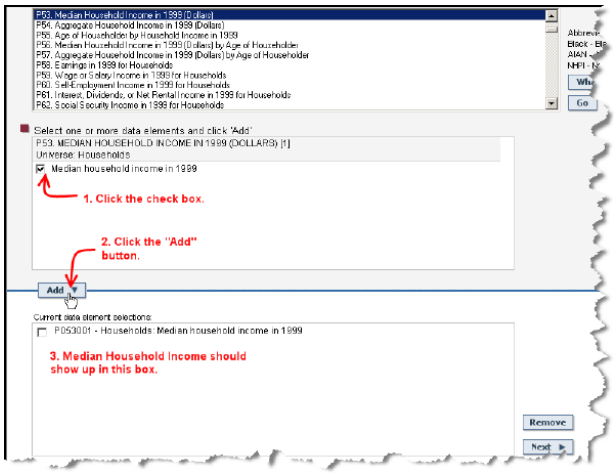


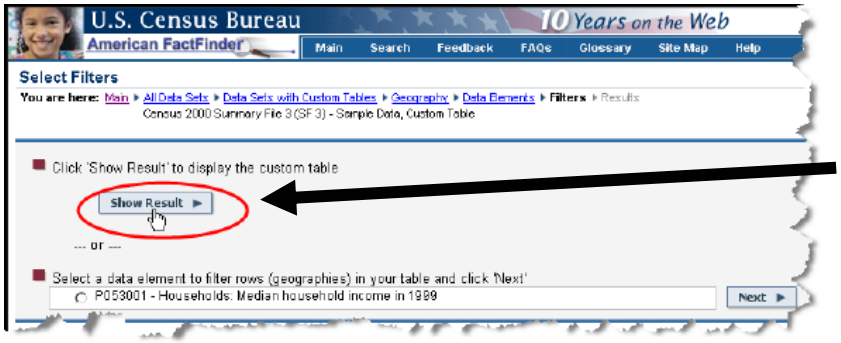
3. “Select Geography” is the next window. Select “list” as the selection method. Under “Select a geographic type”, use the pull down menu to select “place”. Under “Select a state”, highlight “California” from the pull down menu. The last box allows a selection of one or more CDPs. Use the pull down menu to highlight the name of a “geographic area” in your Project area and click “Add”. Repeat this step for each additional “geographic area” located in the Project area. All the “geographic areas” that have been highlighted should be shown in a list in the section titled “Current geography selections”. Click “Next” to continue.



4. On the next page, the “data element selection method” and the “table selection method” default to the correct setting. Under “Select a table”, highlight “P53. Median Household Income in 1999 (Dollars)” then click “Go”:

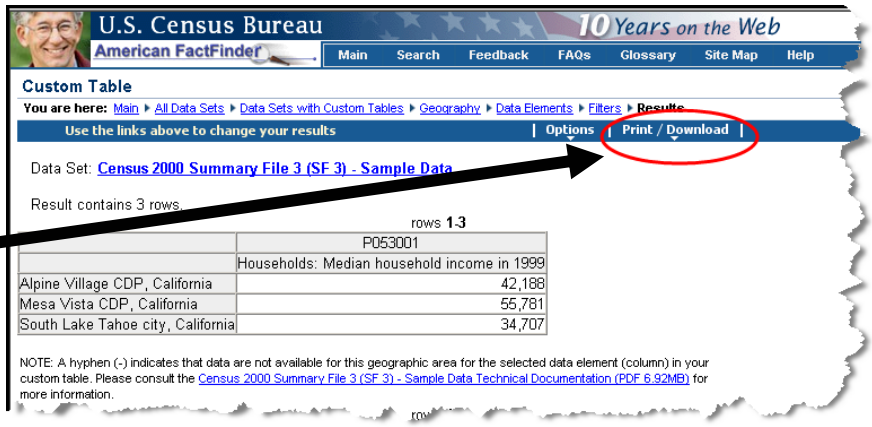
5. By clicking the “Go” button, the data selected populates the window entitled “Select one or more data elements and click 'Add'”. To confirm the data set selected, click on the checkbox to the left of the data set selected. Then scroll down and click on the “Add” button.





6. Click “Next”. On the next page, click “Show Result”.

7. The table shown should contain the median household income for each of the CDPs you selected. You can print this table or download it as a Microsoft Excel spreadsheet by selecting “Print/Download” from the top of the page.



8. Include a copy of the spreadsheet in your application to support your Disadvantaged Community determination.

APPENDIX F - LAND TENURE REQUIREMENTS

The State recognizes that specific activities may change over time; however, the property must remain available for compatible California River Parkways Grant Program use in accordance with the following requirements:

Acquisition Projects

The Grantee or the Grantee's successor in interest shall hold the real property only for the purpose for which the grant was made and make no other use or sale or other disposition of the property without the written permission of the State.

Development Projects

The Grantee shall maintain and operate the property developed pursuant to this grant for a period of:

a) At least 10 years for Grants up to $100,000
b) At least 20 years for Grants up to $1 million
c) At least 25 years for Grants over $1 million

For All Projects

- A document must be recorded against the real property that defines the State's interest in the property (see Appendix G for sample document).

- The Grantee shall not use or allow the use of any portion of the real property for mitigation (i.e., to compensate for adverse changes to the environment elsewhere) without the written permission of the State.

- The Grantee shall not use or allow the use of any portion of the real property as security for any debt.

- With the approval of the State, the Grantee or the Grantee's successor in interest in the property may enter into an agreement with another party to maintain and operate the property in accordance with this program. At a minimum, the agreement must 1) clearly spell out the roles of each party in detail, 2) be signed by both parties signifying their acceptance, 3) not terminate prior to the length of land tenure required by the Grant Agreement (only agreements that allow early termination for cause or by mutual consent will be acceptable) and 4) include language that the Grantee would resume responsibility for ongoing operations and maintenance in the event of cancellation.

- Grantee may be excused from its obligations for operation and maintenance of the project site only upon the written approval of the State for good cause. "Good cause" includes, but is not limited to, natural disasters that destroy the project improvements and render the Project obsolete or impracticable to rebuild.

APPENDIX G – SAMPLE MEMORANDUM OF UNRECORDED GRANT AGREEMENT

Recording requested by, and)
when recorded, return to:)

State of California)
Resources Agency)
Bonds & Grants)
1416 Ninth Street, Suite 1311)
Sacramento, CA 95814)

Space above this line for Recorder's use

MEMORANDUM OF UNRECORDED GRANT AGREEMENT

This Memorandum of Unrecorded Grant Agreement (Memorandum), dated as of _____, 2005, is recorded to provide notice of an agreement between the State of California, by and through the Resources Agency ("Agency") and

_____

("Grantee").

RECITALS

A. On or about _____, _____, Agency and Grantee entered into a certain Grant Agreement, Grant No. _____ ("Grant"), pursuant to which Agency granted to Grantee certain funds for the acquisition of certain real property, more particularly described in attached Exhibit A and incorporated by reference (the "Real Property").

B. Under the terms of the Grant, Agency reserved certain rights with respect to the Real Property.

C. Grantee desires to execute this Memorandum to provide constructive notice to all third parties of certain Agency reserved rights under the Grant.

NOTICE

1. The Real Property (including any portion of it or any interest in it) may not be sold or transferred without the written approval of the State of California, acting through the Resources Agency, or its successor, provided that such approval shall not be unreasonably withheld as long as the purposes for which the Grant was awarded are maintained.

2. The Grantee shall not use or allow the use of any portion of the real property for mitigation without the written permission of the State.

3. The Grantee shall not use or allow the use of any portion of the real property as security for any debt.

4. For additional terms and conditions of the Grant, reference should be made to the Grant Agreement, which is on file with the Resources Agency, 1416 Ninth Street, Suite 1311, Sacramento, California 95814.

GRANTEE:

By: _____

APPENDIX H - SIGN GUIDELINES

Types of Signs

1) Sign posted during construction
   A sign is required during construction. Recommended minimum size of sign: 4.5 feet x 7.5 feet.

2) Signs Posted Upon Completion
   All Grantees are required to post a sign at the project site. The sign must be available for the final inspection of the Project. There is no minimum or maximum size other than the minimum size for the logo as long as the sign contains the required wording.

Language for Signs

All signs will contain the following minimum language:

The name of the director of the local agency or other governing body may also be added. The sign may also include the names (and/or logos) of other partners, organizations, individuals and elected representatives.

Project Title/Description

Another project funded by Proposition 50 through the California Resources Agency to improve River Parkways

ARNOLD SCHWARZENEGGER, GOVERNOR
Mike Chrisman, Secretary for Resources

Logo

All signs must contain a universal logo for the Parks and Water Bond Acts (see above). The logo is available at http://www.resources.ca.gov/bonds_prop50riverparkway.html. The logo must be mounted in an area to maximize visibility and durability. Each side of the logo must be a minimum of 2'X2', but exceptions may be approved when appropriate.

Sign Construction

All materials used shall be durable and resistant to the elements and graffiti. The California Department of Parks and Recreation and California Department of Transportation standards can be used as a guide for gauge of metal, quality of paints used, mounting specifications, etc.

Sign Duration

Project signs must be in place for a minimum of four (4) years.

Sign Cost

The cost of the sign(s) is an eligible project cost. More permanent signage is also encouraged (e.g., bronze memorials mounted in stone at trailheads, on structures, etc.).

Appropriateness of Signs

For projects where the required sign may be out of place or where affected by local sign ordinances, the Grants Administrator in consultation with the Grantee may authorize a sign that is appropriate to the Project in question.

Signs on State Highways

Signs placed within the state highway right-of-way may require a Caltrans encroachment permit. Contact your local Caltrans District Office early in the Planning phases for more information. You can find your local Caltrans District Office by visiting http://www.dot.ca.gov/localoffice.htm.

State Approval

The Grantee shall submit proposed locations, size, number of signs and language for review prior to ordering signs. Funds for development projects will not be reimbursed until signage has been approved and installed.

APPENDIX I - RESOLUTION TEMPLATE

Resolution No: _____

RESOLUTION (GOVERNING BODY OF GRANTEE)
APPROVING THE APPLICATION FOR GRANT FUNDS FOR
THE CALIFORNIA RIVER PARKWAYS GRANT PROGRAM UNDER THE WATER SECURITY, CLEAN DRINKING WATER, COASTAL AND BEACH PROTECTION ACT OF 2002 (Proposition 50)

_____

WHEREAS, the Legislature and Governor of the State of California have provided Funds for the program shown above; and

WHEREAS, the Resources Agency has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

WHEREAS, said procedures established by the State Resources Agency require a resolution certifying the approval of application(s) by the Applicants governing board before submission of said application(s) to the State; and

WHEREAS, the Applicant, if selected, will enter into an agreement with the State of California to carry out the Project

NOW, THEREFORE, BE IT RESOLVED that the_____(Governing Body)

1. Approves the filing of an application for the (name of the Project);

2. Certifies that Applicant understands the assurances and certification in the application, and

3. Certifies that Applicant or title holder will have sufficient funds to operate and maintain the Project(s) consistent with the land tenure requirements; or will secure the resources to do so, and

4. Certifies that it will comply with the provisions of Section 1771.8 of the State Labor Code regarding payment of prevailing wages on Projects awarded Proposition 50 Funds, and

5. If applicable, certifies that the Project will comply with any laws and regulations including, but not limited to, legal requirements for building codes, health and safety codes, disabled access laws, and, that prior to commencement of construction, all applicable permits will have been obtained, and

6. Appoints the (designate position, not person occupying position) _____ , or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned Project(s).

Approved and adopted the _____day of _____ 20____. I, the undersigned, hereby certify that the foregoing Resolution Number _____ was duly adopted by the _____.
(Governing Body)

Following Roll Call Vote: Ayes: _____
Nos: _____
Absent: _____

_____
Clerk/Secretary for the Governing Board

APPENDIX J - CERTIFICATION LETTER TEMPLATE

If an Applicant does not have a governing board, a certification letter from the organization's director or chief executive officer must be furnished. The letter must:

1. Approve the application for grant Funds from the River Parkways Grant Program under the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002.

1. Approve the filing of an application for the (name of the Project).

2. Certify that the Applicant understands the assurances and certification in the application.

3. Certify that Applicant or title holder has or will have sufficient funds to operate and maintain the Project(s).

4. Certify that the Project will comply with any laws and regulations that apply to Development Projects including, but not limited to, legal requirements for prevailing wages, building codes, health and safety codes, and disabled access laws.

5. Certify that prior to commencement of construction all applicable permits will have been obtained.

6. Certify that it will comply with the provisions of Section 1771.8 of the State Labor Code regarding payment of prevailing wages on Projects awarded Proposition 50 Funds.

7. Appoint the (designate position, not person occupying position), or designee, _____ as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned Project(s).

8. Contain the signature of the Director or Chief Executive Officer.

APPENDIX K - ELIGIBLE COSTS

Only direct project-related costs incurred during the Project Performance Period specified in the Grant Agreement will be eligible for funding. All eligible costs must be supported by appropriate documentation. Costs incurred outside of the performance period are not eligible for funding. Indirect costs are not eligible (see Appendix P for definition of an Indirect Cost).

Any project financed with funds made available by the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 (Proposition 50) must comply with Labor Code Section 1771.8. Be sure to include prevailing wages in your cost estimates, as applicable. Refer to the Department of Industrial Relations' Division of Labor Statistics and Research website at http://www.dir.ca.gov/DLSR/PWD/index.htm for general prevailing wage determinations.

Development

1. Project Management – Up to 25 percent (25%) of the grant funds for a development project may be spent on project management costs (CEQA compliance, planning and design, architecture and engineering, construction plans, direct project administration/management).

2. Personnel or employee services – Costs for services of the Grantee's employees directly engaged in project execution must be computed according to the Grantee's prevailing wage or salary scales, and may include fringe benefit costs such as vacations, sick leave, Social Security contributions, etc., that are customarily charged to the recipient's various projects. Costs charged to the project must be computed on actual time spent on a project, and supported by time and attendance records describing the work performed on the Project as well as payroll records. Overtime costs may be allowed under the recipient's established policy provided the regular work time was devoted to the same project.

   Salaries and wages claimed for employees working on State grant funded projects must not exceed the Grantee's established rates for similar positions.

3. Construction

   - All necessary labor and construction activities, from site preparation (including demolition, excavation, grading, soil testing, on-site/field supervisor, etc.) to the completion of the project are eligible costs.

   - Equipment - Equipment owned by the Grantee may be charged to the project for each use. Equipment use charges must be made in accordance with the Grantee's normal accounting practices. The equipment rental rates published by the California Department of Transportation or local prevailing rental rates may be used as a guide.

     If the Grantee's equipment is used, a report or source document must describe the work performed, indicate the hours used, relate the use to the project, and be signed by the operator and supervisor.

     Equipment may be leased, rented, or purchased, whichever is most economical. If equipment is purchased, its residual market value must be credited to the project costs upon completion of the project.

   - Supplies and Materials – Supplies and materials may be purchased for a specific project or may be drawn from a central stock, providing they are claimed at a cost no

higher than paid by the Grantee. When supplies and/or materials are purchased with the intention of constructing a piece of equipment, a structure or a part of a structure, the costs that are charged as supplies and materials may be capitalized according to the Grantee's normal practice or policy. If capitalized, only that cost reasonably attributable to the project may be claimed under the project.

4. Other expenditures - In addition to the major categories of expenditures, funding may be provided for miscellaneous costs necessary for execution of the project at the discretion of the State. Some of these costs may include:

   - Premiums on hazard and liability insurance to cover personnel and/or property.
   - Work performed by another section or department of the Grantee's agency that can be documented as direct costs to the project.
   - Transportation costs for moving equipment and/or personnel.

Acquisition

1. Acquisition – Costs of acquiring real property are eligible and include the purchase price of the property at approved Fair Market Value, appraisals, surveys for boundary adjustments, preliminary title reports, escrow fees and title insurance fees. Direct staff and consultant costs are limited to $10,000 per grant. Costs of obtaining State approvals of purchase price and transaction reviews from the State Department of General Services are also allowable.

2. Relocation costs - Relocation costs are allowable for acquisition projects that result in displacement of any person and/or business. Grantee must comply with the State Relocation Act requirements (Chapter 16, Section 7260 et seq., Government Code) even if relocation costs are not claimed for funding as part of the grant request.

All Projects

1. Contingency – Up to 10% of the grant may be budgeted for contingency costs. All such costs must be eligible per these guidelines.

2. Signs and interpretive aids – Costs include construction of exhibits, kiosks, display boards or signs located at and communicating information about the River Parkway and the costs of required acknowledgement signs (see Appendix H).

APPENDIX L - APPLICATION CHECK LIST

Application Packets should be organized in the following order. Clearly number and label each item and number all pages in sequential order. The appropriate number of copies should be provided. Staple or bind packages with binder clips only. Do not put in folders or notebooks. **Note: Incomplete applications will not be evaluated or considered for funding.**

Submit 7 copies (one unbound original and six copies) of items 1 - 13:

1. **Completed Application Form** ☐
2. **One Page Summary** ☐
3. **Project Proposal Narrative** ☐
4. **Proof of Environmental Compliance** ☐
5. **Project Location Map** ☐
6. **Assessor's Parcel Map** ☐
7. **Site Plan** ☐
8. **Operations & Maintenance Documents** ☐
9. **Stewardship Plan (for Conservation Easements)** ☐
10. **Flood Agency Concurrence (for Flood Management Projects)** ☐
11. **Cost Estimate (for Development Projects)** ☐
12. **Project Timeline** ☐
13. **Photographs** ☐

Submit 2 copies (1 unbound original and 1 copy) of items 14-24:

14. **Signed Authorizing Resolution or Certification Letter from CEO** ☐
15. **Land Acquisitions Form** ☐
16. **Legal description of property** ☐
17. **Restrictions/Encumbrances** ☐
18. **USGS Quad map** ☐
19. **Evidence of willing seller** ☐
20. **Adequate Land Tenure** ☐
21. **Other Sources of Funds** ☐
22. **Local Support** ☐
23. **Eligibility for nonprofit Applicants** ☐
24. **Disadvantaged Community** ☐

APPENDIX M - APPLICATION FORM

State of California - The Resources Agency
Water Security, Clean Drinking Water, Coastal and
Beach Protection Act of 2002 – Proposition 50
California River Parkways Grant Program

Project Name	Grant Amount Requested $
	Estimated Total Project Cost (State Grant and other funds and In-Kind donations)
APPLICANT (Agency and address - including zip code) **Check one:** Non-Profit ☐ Public Agency ☐	County / Nearest City
	Project Address Nearest Cross Street
	Senate District No. / Assembly District No.

Applicant's Representative Authorized in Resolution

Name (Type) _____ Title _____ Phone ( ) -

Person with day to day responsibility for project (if different from authorized representative)

Email Address _____

Name (Type) _____ Title _____ Phone ( ) -

Brief description of project (Summarize major activities to be funded by this Grant)	Latitude / Longitude Coordinates Represent:_____ Coordinates Determined Using:_____ (See next page for instructions and choices)

Check all that apply:

Statutory Conditions Met (check at least two)

- Recreation ☐
- Habitat ☐
- Flood Management ☐
- Conversion ☐
- Conservation & Interpretive Enhancement ☐

Check if project is located in:

- CALFED Solution Area ☐
- San Gabriel and Los Angeles River Watersheds ☐

For Dev. Projects - Project is _____ acres:	For Acquisition projects - Projects will be_____acres:
Acres owned in fee simple by Applicant: _____	Acquire in fee simple by Applicant _____
Acres available under a _____ year lease: _____ Lessor: _____	Acquire in other than fee simple (explain) _____
Acres other interest (explain): _____	

I certify that the information contained in this project application, including required attachments, is complete and accurate.

Signed: _____ _____

Applicant's Authorized Representative as shown in Resolution — Date

Latitude/Longitude (Degrees/Minutes/Seconds)

The application must include the coordinates of the general center point of your River Parkway Project. This information can be obtained using the Internet at www.topozone.com as follows:

- Enter the location (city/county/township, etc.) of your Project and "California" under "Place Name Search*"* ---- *a map of the general area will be displayed*.

- Click on location (city/county/township, etc.) ---- if more than one location appears, click appropriate one.

- Put cursor on your specific project site location and click ---- *the map will zoom in on the new location moving the red target symbol to the correct location.* You can enlarge the MAP by clicking on the upper frame of the map on either 1:25,000 or 1:50,000 (1:100,000 will take you back to the initial resolution and 1:200,000 will allow you to zoom out further).

- Once you have found the location of your project, scroll down and under "*Coordinates"*, click on *"D/M/S"* (degrees, minutes, and seconds) ---- the information will then be displayed at the TOP of the map.

If you have any difficulty with Topozone, or need help locating your project, you can contact the Resources Agency, CERES Program at (916) 653-7142., or by e-mail at casil@gis.ca.gov.

Please indicate the origin of the Latitude and Longitude by using the choices below.

Coordinates Represent:

- Actual location
- Rough center of area
- General Vicinity
- One of multiple locations
- Entrance/starting point
- All of selected county
- All of selected city
- All of the selected zip code
- Unknown
- Other

Coordinates Determined Using:

- GPS Device
- This GIS Website Map
- TopoZone.com or similar
- Paper Map
- Unknown
- Other

APPENDIX N - COST ESTIMATE FORM FOR DEVELOPMENT RIVER PARKWAY PROJECTS

Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 – Proposition 50
California River Parkways Grant Program

All cost elements included should be clearly described in the proposal Narrative. If CEQA compliance has not been completed at the time of application, the Grantee will be required to provide an updated cost estimate once CEQA compliance has been completed and after completion of working drawings.

PROJECT ELEMENT - (SAMPLES ONLY)	Unit Price $	Unit of Measure	Quantity	Total Amount $	Agency Grant $	Named Funding Source 1 $	Named Funding Source 2 $	Named Funding Source 3 $
1 Project Management Costs								
Construction Plans								
Permits								
Technical consulting								
Subtotal Task 1								
2 Site Preparation								
Demolition and removal								
Grading								
Subtotal Task 2								
3 Materials								
Irrigation supplies								
Concrete								
Native plants								
Subtotal Task 3								
4 Other								
Hazard Insurance								
Signs & interpretive aids								
Subtotal Task 4								
5								
Contingency								
(not to exceed 10% of Grant)								
Subtotal Task 5								
6								
Subtotal Task 6								
Grand Total								

Task listing should be detailed and customized to fit your Project proposal. Each funding source, whether In-Kind or cash should have its own column. Specify In-Kind or cash in each column heading. The unit price multiplied by the quantity equals the Total Amount column. The Agency Grant and Other Funding Sources should also sum to the Total Amount column.

APPENDIX O – LAND ACQUISITIONS FORM

Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 – Proposition 50 California River Parkways Grant Program

(Please complete one form for each separate escrow - see instructions on reverse)

Project Title:				
Assessor's Parcel Number(s)	**Acreage**	**Indicate fee or Easement**	**Willing Seller Name and Address**	
ACQUISITION COST ESTIMATE				
	Total Costs	**Prop. 50 River Parkways Grant**	**Other Sources of Funds (specify by name)**	
1. Estimated Fair Market Value of property:				
2. Relocation Costs				
3. Preliminary Costs: a) Preliminary Title Reports, Appraisal				
b) Escrow Fees, Title Insurance, Closing Costs				
c) Surveying (limited to boundary line adjustment)				
d) Direct costs (staff and consultants) – limited to $10,000 per grant				
4. State approval costs of appraisal, transaction review etc.				
5. Contingency (Not to exceed 10% of total grant)				
6. Required signage				
7. Other (Specify)				
Grand Total				

Land Acquisitions Form - Instructions

Please complete a separate form for each escrow.

1. **Estimated Fair Market Value of Land and Improvements –** Provide estimate for each parcel. On a separate sheet, describe existing improvements and explain proposed use of disposition.

   Note: The State must approve Fair Market Value of the Acquisition.

2. **Relocation Costs –** Attach additional pages as needed. Provide a parcel-by-parcel analysis of the extent of the relocation assistance required by the State Relocation Act (Chapter 16, Section 7260, and Government Code). Include at a minimum:

   a. The number of persons/businesses displaced.

   b. The types of displaced entities (families, small retail businesses, large wholesale or manufacturing enterprise, farms, churches, hospitals, etc.).

   c. The tenure (month-to-month rent, long-term lease or fee title) of the displaced entities.

   d. Any special problems inherent in relocating the displaced entities (lack of adequate replacement housing, large inventory of merchandise to be moved, or unique quality of the enterprise difficult to duplicate at any other location).

3. **Preliminary Costs –** Provide estimate of preliminary acquisition costs. Note: Direct staff and consultant costs are limited to $10,000 per grant.

4. **Cost of State approval of appraisal, transaction review, etc.** – For cost estimation purposes, use $10,000 per escrow.

5. **Contingency –** Grantees are allowed to calculate 10% for contingency on acquisition projects to cover unexpected eligible costs.

6. **Required Signage –** Provide estimated cost of required signage (see Appendix H).

APPENDIX P - DEFINITIONS

Unless otherwise stated, the terms used in these grant guidelines have the following meanings:

"Acquisition" means obtaining a fee interest or any other interest, including Easement, leases, and development rights.

"Applicant" means an eligible organization requesting funding from a Program administered by the State.

"Biotechnical Methods" means the use of mechanical elements in combination with live vegetation to arrest and prevent slope failures and erosion. The mechanical elements may include large organic structures like wood and natural rock as well as man-made materials like concrete and engineered rock revetment. The biological and mechanical elements must be appropriate to the site-specific landscape and must function together in an integrated and complementary manner.

"Bond" or "Bond Act" means Proposition 50, the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002.

"Census Designated Place" (CDP) is a census geography used by the U. S. Census Bureau that is a statistical entity, defined for each decennial census according to Census Bureau guidelines, comprising a densely settled concentration of population that is not within an incorporated place, but is locally identified by a name. CDPs are delineated cooperatively by state and local officials and the Census Bureau, following Census Bureau guidelines.

"CEQA" means the California Environmental Quality Act, Public Resources Code Section 21000 et seq.; Title 14, California Code of Regulations, Section 15000 et seq.

"Community" means a population of persons residing in the same locality under the same local governance, such as a city, town, county, or named unincorporated area.

"Compatible Recreational Opportunities" are low impact recreational activities designed to protect natural areas and minimize impacts to natural resources. Low impact recreational activities include walking, hiking, bicycling, equestrian use, non-motorized boating, bird watching, fishing, star-gazing, photography and organized events such as interpretive tours or nature walks. The same recreational activity may be compatible in one environment or location, and incompatible in another environment or location.

"Conservation Easement" is any limitation in a deed, will or other instrument in the form of an Easement, restriction, covenant or condition which is or has been executed by or on behalf of the owner of the land subject to such Easement and is binding upon the successive owners of such land, and the purpose of which is to retain land predominantly in its natural, scenic, historical, agricultural, forested or open-space condition (Civil Code Section 815.1).

"Development" includes, but is not limited to, improvement, rehabilitation, Restoration, Enhancement, preservation, protection, and Interpretation.

"Disadvantaged Community" means a Community with an annual median household income that is less than 80 percent of the statewide annual median household income.

"Easement" is an interest in land entitling the holder thereof to a limited use or enjoyment of the land in which the interest exists.

"Enhancement" means to modify current conditions, and may be used to describe a River Parkway Project that would result in a natural resource, recreational area, or existing facility realizing desired improvements (e.g., greater Public Access, increased Riparian Habitat, etc.) while considering the protection of the natural environment. It is distinguishable from "Restoration" in that it does not imply merely a return to natural conditions, but may include the provision of recreation or other aspects that were not originally part of the features.

"Environmental Justice" is the fair treatment of people of all races, physical and cognitive abilities, cultures and income with respect to the development, adoption, implementation, and enforcement of environmental laws, regulations and policies.

"Environmentally-Friendly" materials (EFM) inflict little or no harm on the environment either through their production or subsequent use. Some examples of EFM include: benches using materials comprised of recycled post-consumer waste; trail surface constructed of durable natural materials such as decomposed granite (versus asphalt); or pier posts made of inert material such as recycled plastic (versus creosote-treated wood) that if lost during a flood event would pose little harm to the aquatic community.

"Fair Market Value" means the value placed upon the property as supported by an appraisal that has been reviewed and approved by the California Department of General Services.

"Fund" or "Funds" means Proposition 50, The Water Security, Clean Drinking Water, Coastal and Beach Protection Fund created pursuant to Water Code Section 79510.

"Grant Agreement" means a contractual arrangement between the State and Grantee specifying the payment of Funds by the State for the performance of specific River Parkway Project objectives within a specific Project Performance Period by the Grantee.

"Grantee" means an Applicant that has an Agreement for grant funding with the State.

"Grants Administrator" means an employee of the Resources Agency who manages the grants.

"Hardscape" are "engineered elements" within a natural environment. Examples of well engineered elements include: walkways in a dune area designed to work with or allow the uninterrupted and natural movement of sand; pedestrian/bikeway bridges across streams with support piers designed to accommodate the natural movement of sediment; or parking areas designed with permeable surface and/or storm water drainage systems to protect water quality by minimizing hydrocarbon-laden runoff into surface water.

"In-Kind" means non-cash donations, from governmental or private sources, and includes volunteers, materials and services.

"Indirect Costs" means expenses of doing business that are of a general nature and are incurred to benefit at least two or more functions within an organization. These costs are not usually identified specifically with a grant, Grant Agreement, Project or activity, but are necessary for the general operation of the organization. Examples of Indirect Costs include salaries and benefits of employees not directly assigned to a Project; functions such as personnel, business services, information technology, janitorial, and salaries of supervisors and managers; and overhead such as rent, utilities, supplies, etc. These costs are also known as "overhead" costs.

"Interpretation" includes, but is not limited to, visitor-serving amenities that communicate the significance and value of natural, historical and cultural resources in a way that increases understanding and enjoyment of those resources.

“Land Tenure” means the Applicant owns the Project land or has other legal long-term interest with the landowner that is satisfactory to the State (see Appendix F).

“Larger Parkway Plan” is a formal document that lays out a plan for a River Parkway, approved by the appropriate governing body and coordinated with local landowners and jurisdictions.

"Local Watershed Group" means a group consisting of owners and managers of land within the watershed of interest, local, State and federal government representatives and interested persons other than landowners, who reside or work within the watershed of interest, and may include other persons, organizations, nonprofit corporations and businesses.

“Low Impact Recreational Activities” **See “Compatible Recreational Opportunities**.**”**

“Nonprofit Organization” means any nonprofit corporation formed pursuant to the Nonprofit Public Benefit Corporation Law (Division 2 (commencing with Section 5000) of Title 1 of the Corporations Code) and qualified under Section 501 (c) (3) of the Internal Revenue Code.

“Other Sources of Funds” means cash or In-Kind contributions that are required or used to complete the River Parkway Project beyond the grant Funds provided by this program.

“Planning” means specific preparations necessary to execute eligible River Parkway Projects. Planning includes conceptual designs, pre-schematic work, such as initial architectural and engineering plans prepared during the preliminary Project phase; schematic documents; technical consulting; construction design; preparation of construction bidding documents; permits or appraisals. Planning costs are distinct from “hard” project costs of actual construction or Acquisition.

“Project” means the Acquisition or Development activity to be accomplished with grant Funds.

“Project Performance Period” refers to the beginning and ending dates of the Grant Agreement. Eligible costs incurred during this period may be funded from the grant.

“Project Scope” means the description or activity of work to be accomplished by the River Parkway Project.

“Proposition 50” - See “Bond”

“Public Access” generally refers to full right-of-way from public thoroughfares or public transportation.

“Public Agency” means any State of California department or agency, a county, city, public district or public agency formed under California law.

“Restore” or “Restoration” means to establish some of the structures, functions or dynamics of an indigenous (native) ecosystem (as defined by the Society for Ecological Restoration).

“Riparian Habitat” means lands that contain habitat which grows close to, and which depends upon, soil moisture from a nearby freshwater source.

“River Parkways” are outdoor areas adjacent to a river or stream, set apart to conserve scenic, natural, open space or recreational values to afford Public Access to open space, low impact recreational activities, and/or wildlife habitat and may encompass ecological Restoration, flood management, water quality and/or urban waterfront revitalization benefits.

“Riverine” means living in, growing in, or located in a stream or river.

“State” means the Secretary for Resources or his/her representative.

"Stewardship Plan" means a plan to provide ongoing implementation and management associated with the Acquisition of a Conservation Easement.

“Watershed Plan” means a document prepared by a Local Watershed Group that sets forth a strategy to achieve an ecologically stable watershed, and that does all of the following: (1) Defines the geographical boundaries of the watershed; (2) Describes the natural resource conditions within the watershed; (3) Describes measurable characteristics for water quality improvements; (4) Describes methods for achieving and sustaining water quality improvements; (5) Identifies any person, organization, or Public Agency that is responsible for implementing the methods described in paragraph (4); (6) Provides milestones for implementing the methods described in paragraph (4); and (7) Describes a monitoring program designed to measure the effectiveness of the methods described in paragraph (4).