

Hearing Officer Shean asked the applicant to draft new Traffic and Transportation conditions related to school children and school bus issues, and the construction of the Starwood project. Staff was asked to review the proposed conditions and offers the following changes. Staff believes the following changes are consistent with the SMUD Cosumnes conditions and verifications and the concerns expressed by Hearing Officer Shean. Staff recommends that the applicant should contact the county of Fresno to see if they would allow the installation of school bus related signs in the county's right-of-way. Receiving approval from state or local agencies has been difficult in recent cases.

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TRANS - 2

TRANS-2 The Project owner shall prepare and implement a construction traffic control plan (TCP). The TCP shall address the following issues:

- Construction workers arrival/departure times and heavy equipment and building materials deliveries shall not take place during local school bus travel times on Panoche Road, and the intervals that children would be walking to and from bus stops.
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- Installation of road signs along Panoche Road to inform drivers of school bus zones.
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- Installation of barriers to protect school children waiting for the school bus

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- Deleted: Signage directing construction workers and deliveries off of Panoche Road.
- Deleted: Ensure access for emergency vehicles to the project site.
- Deleted: Temporary travel lane closure

Verification

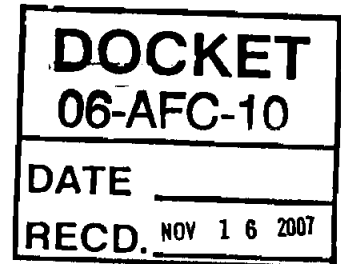
At least 45 days prior to site mobilization, the project owner shall submit the plan to the county of Fresno and the Mendota Unified School District for review and comment, and to the CPM for review and approval. Any proposed deviation from the plan must be approved by the CPM.

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TRANS-3

TRANS-3 Throughout construction of the project, the project owner shall document, investigate, evaluate and resolve to the extent feasible all complaints related to construction traffic affecting school bus safety or children walking to and from school bus stops. The project owner or authorized agent shall;

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- Use a CPM-approved Complaint Resolution Form, or functionally equivalent procedure acceptable to the CPM, to document and respond to each traffic safety complaint;
- Attempt to contact the person(s) making the traffic safety complaint within 24 hours;
- Conduct an investigation to determine the source of the traffic safety problem related to the complaint;
- If the traffic safety issue is project related, take all feasible measures to reduce the safety problem at its source; and
- Submit a report documenting the complaint and the actions taken. The report shall include: a complaint summary, including final results of traffic safety improvement efforts; and if obtainable, a signed statement by the complainant stating that the traffic safety problems resolved to the complainant's satisfaction.
- The project owner shall establish a telephone number for use by the public to report any project-related traffic safety issues. If the telephone is not staffed 24 hours per day, the project owner shall include an automatic answering feature, with date and time stamp recording, to answer calls when the phone is unattended. The telephone number shall be posted at the project site during construction in a manner visible to passerby. This telephone number shall be maintained until project construction is complete.

Verification: Prior to site mobilization, the project owner shall transmit to the CPM a statement, signed by the project manager, stating that a telephone number has been established and posted at the site, and provide the telephone number. Within 5 days of receiving a traffic safety complaint, the project owner shall file a copy of the Complaint Resolution Form, with the CPM, documenting the resolution of the complaint. If mitigation is required to resolve a complaint, and the complaint is not resolved within a 3-day period, the project owner shall submit an updated Traffic Safety Complaint Resolution Form when the mitigation is implemented.

**TRANS - 4**

TRANS-4 Prior to site mobilization, the project owner shall develop and implement a Worker Traffic Safety Program (WTSP) focusing on awareness of school buses and school children in the vicinity of the project. The plan shall include, as a minimum, the following:

- A discussion of all applicable motor vehicle laws and penalties under the law; safe driving practices, potential road conditions (e.g., school

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bus stops, children who are walking to or from a bus stop, children boarding or exiting buses, ground fog, horses/livestock, slow vehicles, etc.) along the expected travel corridor (i.e., Panoche Road),

- Required commute work travel times,
- Expected school bus travel times, and
- A discussion of consequences in the event a worker is found driving in an unsafe manner.

The training shall be provided on a weekly basis to all new employees (including all contractors and subcontractors) at the start of ground disturbance, and continue for the duration of construction. The training may be presented in the form of a video.

Verification:

The project owner shall provide a copy of the WTSP to the CPM for review and approval 30 days prior to site mobilization. The training may be presented in the form of a video, if the video has been approved by the CPM. The video shall be provided to the CPM for review and approval 30 days prior to site mobilization. The project owner shall provide the WTSP certification of completion for persons who have completed the training in the prior month, and a running total of all persons who have completed training to date in the monthly compliance report (CPM)

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