

STATE ROUTE 241 FOOTHILL SOUTH AND TESORO EXTENSIONS SETTLEMENT AGREEMENT - SUMMARY

Parties involved in settlement agreement

- **Foothill/Eastern Transportation Corridor Agency (TCA)**
- **Save San Onofre Coalition (SSOC):** Audubon California, California Coastal Protection Network, California State Parks Foundation, Defenders of Wildlife, Endangered Habitats League, Laguna Greenbelt, Natural Resources Defense Council, Orange County Coastkeeper, Sea and Sage Audubon Society, Sierra Club, Surfrider Foundation and WILD Coast-COSTASALVAJE
- **State Parties:** People of the State of California as represented by Attorney General Kamala D. Harris, Native American Heritage Commission (NAHC) and California State Park and Recreation Commission (CSPRC)

The Settlement Agreement achieves the following:

- **Resolution of Litigation.** Settles five lawsuits challenging TCA's 2006 and 2013 approvals of the Foothill-South and Tesoro Extension projects brought by the California Attorney General and the SSOC.
- **Rescission of Approvals.** Provides that the TCA will rescind its 2006 approval of the so-called "Green Alignment" that would have run through San Onofre State Beach (SOSB) and its 2013 approval of its Tesoro Extension project.
- **Avoidance of Parks and Open Space.** Requires TCA to refrain from building or funding a road project within an area (referred to as the Avoidance Area – see map) that includes San Onofre State Beach, the Richard and Donna O'Neill Conservancy and other critical open space, wildlife habitat and cultural resources in the San Mateo Creek watershed.
- **Long Term Protections.** Provides that TCA and SSOC will cooperate in seeking additional long-term protections for the Avoidance Area in the form of legislation, interagency agreements, or conservation easements.
- **Non-Opposition to SR 241 Extension Project.** Establishes a cooperative framework by which an alignment for the SR-241 extension and other I-5 traffic congestion solutions can be identified, evaluated and potentially advanced in a manner that follows applicable laws and meets south Orange County's transportation needs, without opposition from environmental organizations comprising the SSOC for alternatives outside the Avoidance Area that connect to the I-5 and that meets the other requirements of the settlement agreement.

- **Oso Street Bridge.** Allows TCA to take preliminary actions related to construction of the Oso Street Bridge Project, including required environmental review and design activities for the bridge, land or right of way acquisition, and construction related to Los Patrones Parkway, but requires completion of environmental review for SR 241-Extension and adoption of a Post-Settlement Alignment or additional protections in place prior to construction.
- **Collection of Interim Tolls.** Allows TCA to collect tolls on Los Patrones Parkway, subject to certain conditions.
- **Conservation Fund.** Establishes a \$28 million conservation fund to help preserve and restore San Mateo Creek and its watershed.
- **Coastal Access Management Plan.** Requires TCA and SSOC to jointly develop a Coastal Access Management Plan to ensure public coastal access in San Onofre State Beach is maintained and enhanced.
- **Reimbursement of Fees and Costs.** Provides for SSOC to be reimbursed for \$7.1 million in legal and other costs incurred.
- **State Parties' Enforcement Authority.** Provides that the State Parties retain full authority to enforce any environmental or other law.