



RESOLUTION NO. 2016-69

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, AMENDING THE FRESNO GENERAL PLAN AND THE WOODWARD PARK COMMUNITY PLAN (PLAN AMENDMENT APPLICATION NO. A-15-004)

WHEREAS, on December 18, 2014, by Resolution No. 2014-226, the City Council adopted the Fresno General Plan which correspondingly adopted the Woodward Park Community Plan and, by Resolution No. 2014-225, certified Master Environmental Impact Report SCH No. 2012111015 ("MEIR") which evaluated the potentially significant adverse environmental impacts of urban development within the City of Fresno's designated urban boundary line and sphere of influence;

WHEREAS, S.I.M. Architects has filed an application to amend the Fresno General Plan and the Woodward Park Community Plan to change the planned land use for approximately 18.5 acres of property on the north side of East Herndon Avenue between North Chestnut and North Willow Avenues from Community Commercial to Medium-High Density Residential;

WHEREAS, the environmental assessment conducted for the proposed plan amendment resulted in the filing of a Mitigated Negative Declaration on April 15, 2016;

WHEREAS, on April 20, 2016, the Fresno City Planning Commission held a public hearing to consider Plan Amendment Application No. A-15-004 and the associated Mitigated Negative Declaration prepared for Environmental Assessment No. No. A-15-004/R-15-013/S-15-115/V-15-006;



WHEREAS, the Fresno City Planning Commission took action, as evidenced in Planning Commission Resolution No. 13372, to recommend approval of Plan Amendment Application No. A-15-004 which proposes to amend the Fresno General Plan and the Woodward Park Community Plan to change the planned land use for approximately 18.5 acres of property on the north side of East Herndon Avenue between North Chestnut and North Willow Avenues from Community Commercial to Medium High Density Residential; and,

WHEREAS, on May 12, 2016, the Fresno City Council held a public hearing to consider Plan Amendment Application No. A-15-004 and received both oral testimony and written information presented at the hearing regarding Plan Amendment Application No. A-15-004.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno, based upon the testimony and information presented at the hearing and upon review and consideration of the environmental documentation provided, as follows:

1. The Council finds in accordance with its own independent judgment that with all applicable project specific mitigation measures imposed, there is no substantial evidence in the record that Plan Amendment Application A-15-004 may have additional significant effects on the environment that were not identified in the Fresno General Plan Master Environmental Impact Report SCH No. 2012111015 ("MEIR"); and, that all applicable mitigation measures of the MEIR have been applied to the project, together with project specific mitigation measures necessary to assure that the project will not cause significant adverse cumulative impacts, growth inducing impacts, and irreversible significant effects beyond those identified by the MEIR as provided by CEQA Section 15178(a). Therefore, it has been determined based upon the evidence in the record that



the project will not have a significant impact on the environment and that the filing of a mitigated negative declaration is appropriate in accordance with the provisions of CEQA Section 21157.5(a)(2) and CEQA Guidelines Section 15178(b)(1) and (2). Accordingly, the Council adopts the Mitigated Negative Declaration prepared for Environmental Assessment No. No. A-15-004/R-15-013/S-15-115/V-15-006 dated April 15, 2016.

2. The Council finds the adoption of the proposed plan amendment as recommended by the Planning Commission is in the best interest of the City of Fresno.

3. The Council of the City of Fresno hereby adopts Plan Amendment Application No. A-15-004 amending the Fresno General Plan and Woodward Park Community Plan planned land use designation for approximately 18.5 acres of property on the north side of East Herndon Avenue between North Chestnut and North Willow Avenues from Community Commercial to Medium High Density Residential, as depicted by Exhibit "A" attached hereto and incorporated herein by reference.

\* \* \* \* \*



STATE OF CALIFORNIA    )  
COUNTY OF FRESNO    ) ss.  
CITY OF FRESNO        )

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the 12<sup>th</sup> day of May, 2016.

AYES       : Brand, Brandau, Olivier, Quintero, Soria, Caprioglio  
NOES       : None  
ABSENT     : Baines  
ABSTAIN    : None

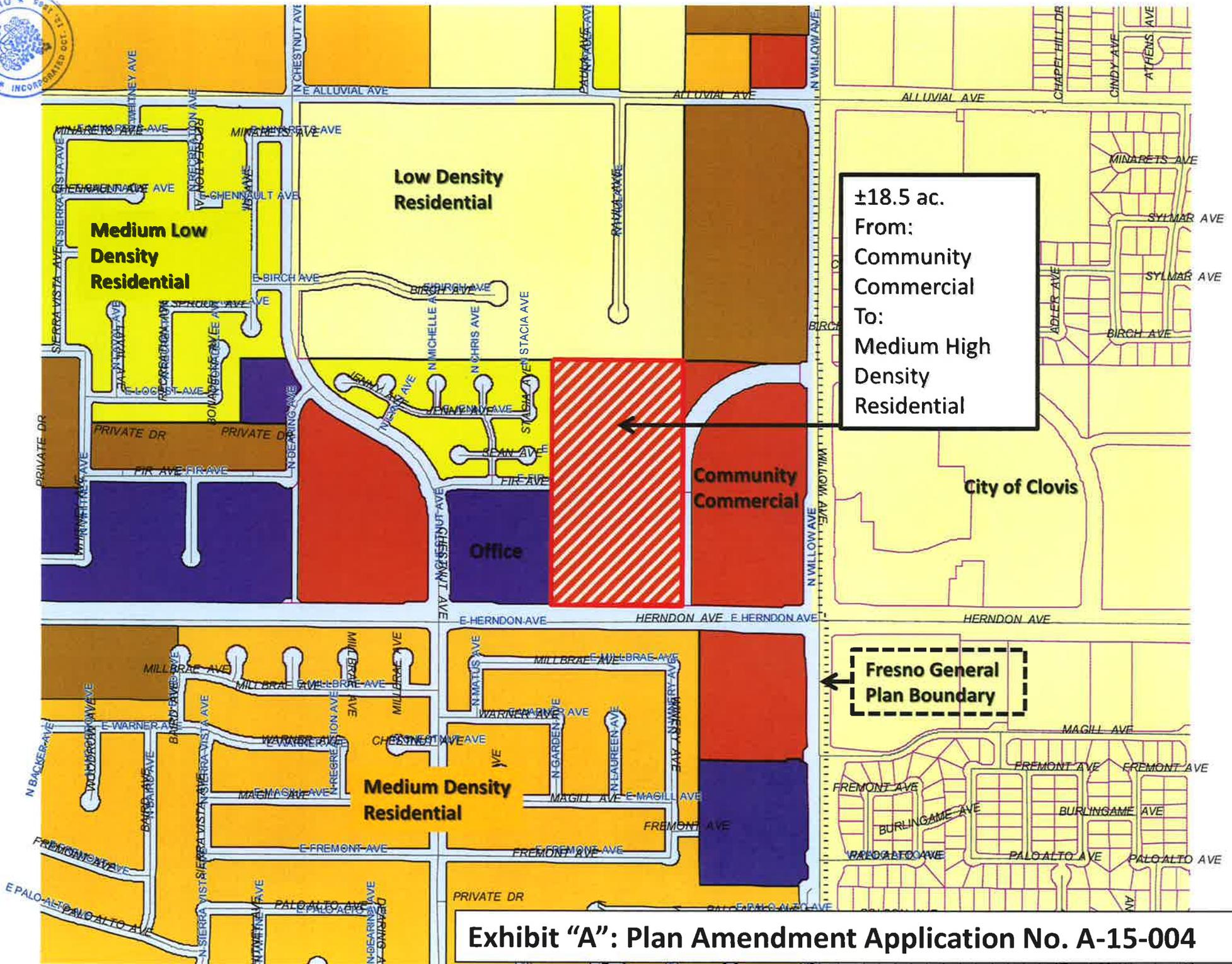
YVONNE SPENCE, CMC  
City Clerk

By: *Yvonne Spence*  
Deputy

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

By: *[Signature]* 6/17/16  
Mary Raterman-Doidge    Date  
Deputy

Attachment: Exhibit A



±18.5 ac.  
From:  
Community  
Commercial  
To:  
Medium High  
Density  
Residential

Fresno General  
Plan Boundary

**Exhibit "A": Plan Amendment Application No. A-15-004**