RESOLUTION NO. 2016-148

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, AMENDING THE FRESNO GENERAL PLAN, THE EDISON COMMUNITY PLAN, AND THE FRESNO-CHANDLER DOWNTOWN AIRPORT MASTER PLAN (PLAN AMENDMENT APPLICATION NO. A-16-003)

WHEREAS, on December 18, 2014, by Resolution No. 2014-226, the City Council adopted the Fresno General Plan which correspondingly adopted the Edison Community Plan, and the Fresno-Chandler Downtown Airport Master 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; and

WHEREAS, Jeffrey Roberts, on behalf of GV Holdings, Inc. has filed an application to amend the Fresno General Plan, the Edison Community Plan, and the Fresno-Chandler Downtown Airport Master Plan from the Corridor/Center Mixed Use (16-30 du/ac) planned land use designation to the Medium Low Density Residential (3.5-6 du/ac) planned land use designation in the City of Fresno; and

WHEREAS, the environmental assessment conducted for the proposed plan amendment resulted in the filing of a Mitigated Negative Declaration on July 1, 2016;

WHEREAS, on July 6, 2016, the Fresno City Planning Commission held a public hearing to consider Plan Amendment Application No. A-16-003 and the associated

Date Adopted: 08/18/2016
Date Approved: 08/18/2016
Effective Date: 08/18/2016

Mitigated Negative Declaration prepared for Environmental Assessment No. A-16-003/R-16-003; and

WHEREAS, the Fresno City Planning Commission took action, as evidenced in Planning Commission Resolution No. 13382, to recommend approval of Plan Amendment Application No. A-16-003, which proposes to amend the Fresno General Plan, the Edison Community Plan, and the Fresno-Chandler Downtown Airport Master Plan from the Corridor/Center Mixed Use (16-30 du/ac) planned land use designation to the Medium Low Density Residential (3.5-6 du/ac) planned land use designation in the City of Fresno; and,

WHEREAS, on August 18, 2016, the Fresno City Council held a public hearing to consider Plan Amendment Application No. A-16-003 and received both oral testimony and written information presented at the hearing regarding Plan Amendment Application No. A-16-003.

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 No. A-16-003 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 California Environmental Quality Act (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. A-16-003/R-16-003 dated July 1, 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-16-003 amending the Fresno General Plan, the Edison Community Plan, and the Fresno-Chandler Downtown Airport Master Plan planned land use designation for the subject property from the Corridor/Center Mixed Use (16-30 du/ac) planned land use designation to the Medium Low Density Residential (3.5-6 du/ac) planned land use designation in the City of Fresno, as depicted by Exhibit "A" attached hereto and incorporated herein by reference.

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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, California, at a regular meeting held on the 18th day of August 2016, by the following vote:

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

YVONNE SPENCE, CMC
City Clerk

By _____
Deputy

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By _____ 9/6/16
Mary Raterman-Doidge Date
Deputy City Attorney

Attachment: Exhibit A
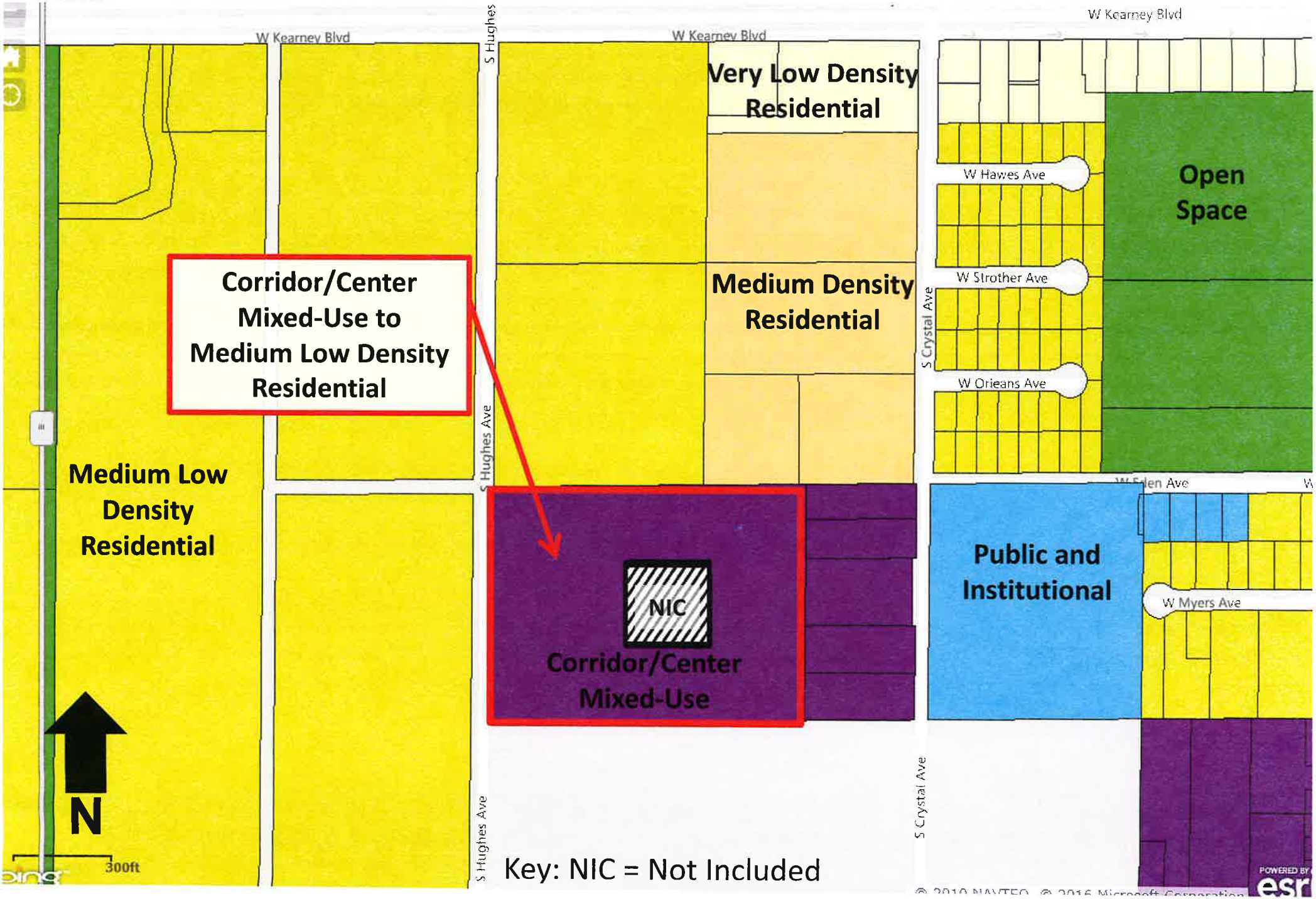
Exhibit A - Planned Land Use Map