

Exhibit J

**FRESNO CITY PLANNING COMMISSION
RESOLUTION NO. 13824**

The Fresno City Planning Commission, at its regular meeting on December 6, 2023, adopted the following resolution relating to Annexation Application No. P23-03757.

WHEREAS, Annexation Application No. P23-03757 has been filed by the City of Fresno pertaining to approximately 141 acres of property generally located along the north and south sides of West Ashlan Avenue between North Bryan and North Polk Avenues; and,

WHEREAS, Annexation Application No. P23-03757 proposes to initiate annexation proceedings to request a change of organization (“Ashlan-Hayes Nos. 2, 3, and 4 Reorganization”) resulting in an annexation to the City of Fresno and detachment from the Kings River Conservation District and the North Central Fire Protection District, of certain property consisting of approximately 141 acres and hereinafter called the “subject territory;” and,

WHEREAS, LAFCO requires that the subject territory be pre-zoned consistent with the City of Fresno General Plan ("General Plan") prior to the initiation of annexation proceeding; and,

WHEREAS, it has been determined that pre-zoning the subject territory with the RS-5/ANX (*Residential Single-Family, Medium Density/Annexed Rural Residential Transitional Overlay*), RM-2/ANX (*Multi-Family Residential, Urban Neighborhood/Annexed Rural Residential Transitional Overlay*), RS-1/ANX (*Single-Family Residential, Low Density/Annexed Rural Residential Transitional Overlay*), and OS/ANX (*Open Space/Annexed Rural Residential Overlay*) zone districts are consistent with the existing Fresno General Plan land use designations; and,

WHEREAS, the annexation will be made pursuant to Part 3 of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 contained in Division 3 of Title 5 commencing with Section 56000 of the California Government Code; and,

WHEREAS, a description of the boundaries of the subject territory is set forth in Exhibit A; and,

WHEREAS, this proposal is within the established sphere of influence of the City of Fresno; and,

WHEREAS, the proposed reorganization is inhabited under the definition of Section 56046 of the California Government Code; and,

WHEREAS, municipal services for the subject territory will be provided in a manner described in the Service Delivery Plan pursuant to the requirements set forth in Government Code Section 56653; and,

WHEREAS, this proposed reorganization will result in logical growth, the provision of municipal services, and implements the Council’s policy to unify the metropolitan area; and,

WHEREAS, on December 6, 2023, the Fresno City Planning Commission conducted a public hearing to review the proposed Annexation Application No. P23-03757, as well as the proposed pre-zoning of the subject property in accordance with Pre-zone Application No. P23-03758 and

considered the associated Mitigated Negative Declaration prepared for Environmental Assessment No. P23-03757/P23-03758 dated November 10, 2023, received public testimony and considered the Planning and Development Department's report recommending approval of the proposed annexation application and environmental assessment; and,

WHEREAS, the Fresno City Planning Commission has reviewed the environmental assessment prepared for the proposed project, Environmental Assessment No. P23-03757/P23-03758 dated November 10, 2023, and is satisfied that the appropriate measures of development will adequately reduce or alleviate any potential adverse impacts either generated from the proposal, or impacting the proposal from an off-site source, and hereby concurs with the issuance of a Mitigated Negative Declaration; and,

WHEREAS, (various property owners), which were included with the annexation application requested to not be included with the annexation application; and,

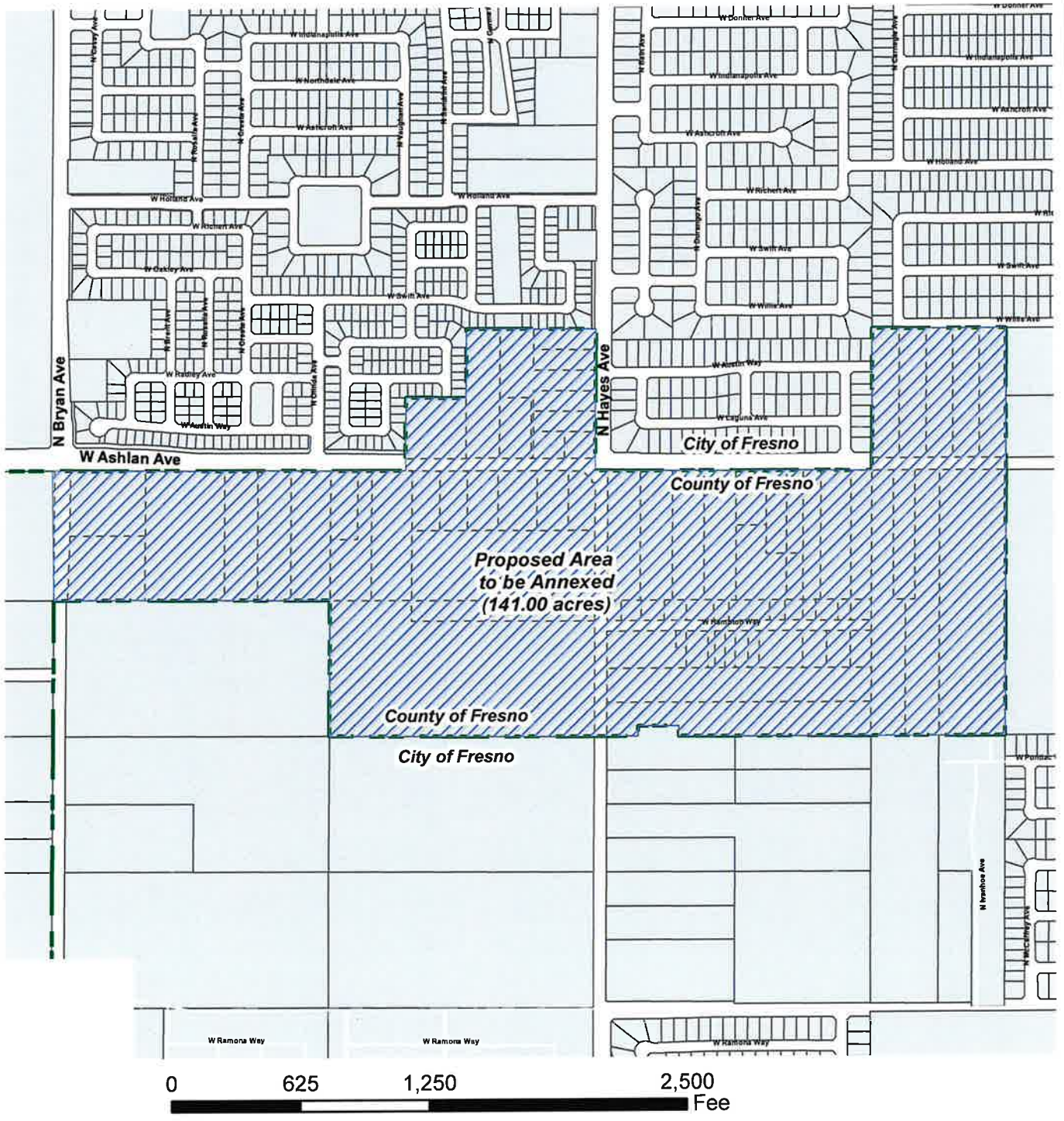
WHEREAS, the Planning Commission reviewed the subject annexation application in accordance with the land use policies of the Fresno General Plan and West Area Community Plan.

NOW, THEREFORE, BE IT RESOLVED that the Fresno City Planning Commission hereby finds and determines in accordance with its own independent judgment that there is no substantial evidence in the record to indicate that Annexation Application No. P23-03757 may have a significant effect on the environment as identified by, and evaluated within, the Mitigated Negative Declaration prepared for Environmental Assessment No. P23-03757/P23-03758 dated November 10, 2023.


BE IT FURTHER RESOLVED that the Fresno City Planning Commission hereby recommends to the City Council that Annexation Application No. P23-03757, which proposes to initiate annexation proceedings to request a change of organization ("Ashlan-Hayes Nos. 2, 3, and 4 Reorganization") resulting in an annexation to the City of Fresno and detachment from the Kings River Conservation District and the North Central Fire Protection District of the "subject territory;" as depicted by the attached Exhibit "A" and described within staff report to the Planning Commission dated December 6, 2023, be approved.

The foregoing Resolution was adopted by the Fresno City Planning Commission upon a motion by Commissioner Hardie (vice chair), seconded by Commissioner Diaz.

Exhibit A - Proposed Annexation Exhibit



**Intersection of W Ashlan Avenue and N Bryan Avenue
and all parcels east to the city limits.**

 Proposed area to be annexed into the City of Fresno (141.00 acres).