

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
FRESNO, CALIFORNIA, AMENDING THE FRESNO  
GENERAL PLAN AND THE ROOSEVELT COMMUNITY  
PLAN

WHEREAS, on December 18, 2014, by Resolution No. 2014-226, the City Council adopted the Fresno General 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, Nick Yovino, Jr., on behalf of TEF Group, Inc., has filed an application to amend the Fresno General Plan and the Roosevelt Community Plan to change the planned land use designations for the subject property from Medium Density Residential ( $\pm 4.38$  acres) to Urban Neighborhood Residential ( $\pm 4.38$  acres); and, Medium Density Residential ( $\pm 0.42$  acres) and Commercial Community ( $\pm 0.32$  acres) to Commercial Main Street ( $\pm 0.74$  acres); and

WHEREAS, the environmental assessment conducted for the proposed plan amendment resulted in the filing of a Mitigated Negative Declaration on June 5, 2020, which incorporates the Addendum thereto dated August 14, 2020; and

WHEREAS, on August 5, 2020, the Fresno City Planning Commission held a public hearing to consider Plan Amendment Application No. P19-06060 and the associated Mitigated Negative Declaration prepared for Environmental Assessment No. P19-06059/P19-06060/P19-06061; and

1 of 5

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval:



Resolution No.

WHEREAS, the Fresno City Planning Commission took action, as evidenced in Planning Commission Resolution No. 13672, to recommend approval of Plan Amendment Application No. P19-06060, which proposes to amend the Fresno General Plan and the Roosevelt Community Plan to change the planned land use designations for the subject property from Medium Density Residential ( $\pm 4.38$  acres) to Urban Neighborhood Residential ( $\pm 4.38$  acres); and, Medium Density Residential ( $\pm 0.42$  acres) and Commercial Community ( $\pm 0.32$  acres) to Commercial Main Street ( $\pm 0.74$  acres); and

WHEREAS, on August 27<sup>th</sup>, 2020, the Fresno City Council held a public hearing to consider Plan Amendment Application No. P19-06060 and received both oral testimony and written information presented at the hearing regarding Plan Amendment Application No. P19-06060.

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. P19-06060 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. P19-06059/P19-06060/P19-06061 dated June 5, 2020, and related Addendum dated August 14, 2020.

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. P19-06060 amending the Fresno General Plan and the Roosevelt Community Plan to change the planned land use designations for the subject property from Medium Density Residential ( $\pm 4.38$  acres) to Urban Neighborhood Residential ( $\pm 4.38$  acres); and, Medium Density Residential ( $\pm 0.42$  acres) and Commercial Community ( $\pm 0.32$  acres) to Commercial Main Street ( $\pm 0.74$  acres), 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, California, at a regular meeting held on the 27th day of August 2020, by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

YVONNE SPENCE, MMC CRM  
City Clerk

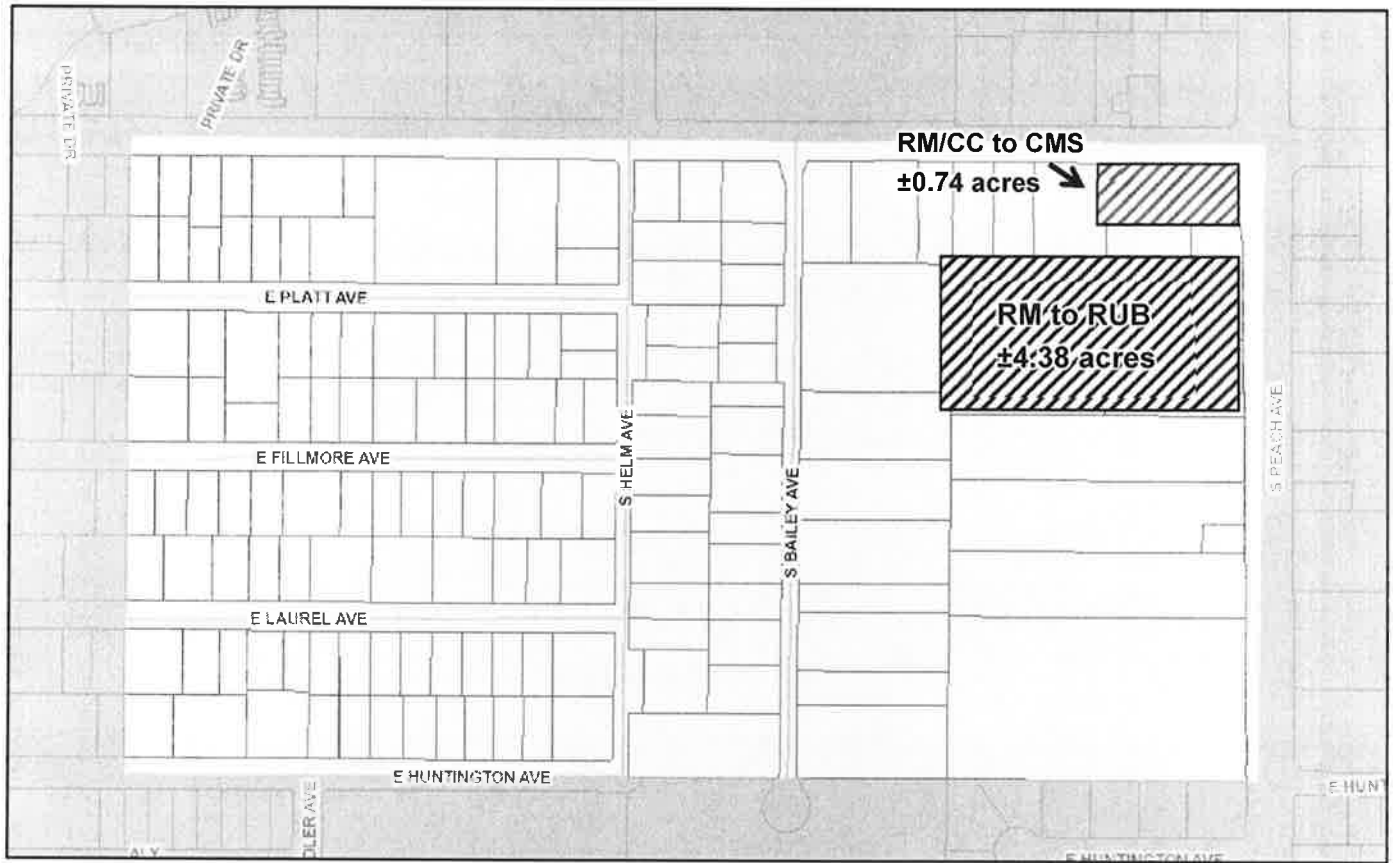
By \_\_\_\_\_  
Deputy Date

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

By \_\_\_\_\_  
Rina Gonzales Date  
Deputy City Attorney




Attachment: Exhibit A

# Exhibit A



**Plan Amendment Application No. P19-06060**

**APNs: 463-090-11, 28, 43, 57, 59**

-  City Limits
-  Proposes to amend the Fresno General Plan from the Medium Density Residential ( $\pm 4.38$  acres) planned land use designation to the Urban Neighborhood Residential planned land use designation ( $\pm 4.38$  acres).
-  Proposes to amend the Fresno General Plan from the Medium Density Residential ( $\pm 0.42$  acres) and Commercial Community ( $\pm 0.32$  acres) planned land use designations to the Commercial Main street planned land use designation ( $\pm 0.74$  acres).

