

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, AMENDING THE FRESNO GENERAL PLAN AND THE WEST AREA COMMUNITY PLAN (PLAN AMENDMENT APPLICATION NO. P19-02237)

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, Precision Civil Engineering, Inc., on behalf of Edward Fanucchi, has filed an application to amend the Fresno General Plan and the West Area Community Plan to change the planned land use designations for the subject property from Low Density Residential (±1.06 acres), Medium-High Density Residential (±9.76 acres), Urban Neighborhood Residential (±19.81 acres), and Open/Space/Neighborhood Park (±5.25 acres) to Medium Density Residential (±35.88 acres); and

WHEREAS, the environmental assessment conducted for the proposed plan amendment resulted in the filing of a Mitigated Negative Declaration on March 13, 2020; and

WHEREAS, on May 20, 2020, the Fresno City Planning Commission held a public hearing to consider Plan Amendment Application No. P19-02237 and the associated Mitigated Negative Declaration prepared for Environmental Assessment No. T-6234/P19-02237/P19-02239; and

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. 13645, to recommend approval of Plan Amendment Application No. P19-02237, which proposes to amend the Fresno General Plan and the West Area Community Plan to change the planned land use designations for the subject property from Low Density Residential (± 1.06 acres), Medium-High Density Residential (± 9.76 acres), Urban Neighborhood Residential (± 19.81 acres), and Open Space/Neighborhood Park (± 5.25 acres) to Medium Density Residential (± 35.88 acres); and,

WHEREAS, on June 25, 2020, the Fresno City Council held a public hearing to consider Plan Amendment Application No. P19-02237 and received both oral testimony and written information presented at the hearing regarding Plan Amendment Application No. P19-02237.

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. P19-02237 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. T-6234/P19-02237/P19-02239 dated March 13, 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. P19-02237 amending the Fresno General Plan and the West Area Community Plan to change the planned land use designations for the subject property from Low Density Residential (± 1.06 acres), Medium-High Density Residential (± 9.76 acres), Urban Neighborhood Residential (± 17.26 acres), and Open Space/Neighborhood Park (± 5.25 acres) to Medium Density Residential (± 35.88 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 25th day of June 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