

**Agenda Item: ID#18-1171 (4-A)**

**Date: 10/11/18**

# FRESNO CITY COUNCIL



REC'D OCT 10 18 PM 12:58  
FRESNO CITY CLERK

## Supplemental Information Packet

**Agenda Related Item(s) – ID#18-1171 (4-A)**

**Contents of Supplement: Amended Resolution Initiating the Fancher Creek Parkway Concept Plan and Amended Fancher Creek Parkway Act.**

### Item(s)

Actions related to Fancher Creek Parkway:

1. \*\*\*RESOLUTION – Adopting the Fancher Creek Parkway Act. (Subject to Mayor's veto)
2. RESOLUTION - Initiating the Fancher Creek Parkway Concept Plan Pursuant to Fresno Municipal Code Section 15-4902-B

#### **Supplemental Information:**

Any agenda related public documents received and distributed to a majority of the City Council after the Agenda Packet is printed are included in Supplemental Packets. Supplemental Packets are produced as needed. The Supplemental Packet is available for public inspection in the City Clerk's Office, 2600 Fresno Street, during normal business hours (main location pursuant to the Brown Act, G.C. 54957.5(2)). In addition, Supplemental Packets are available for public review at the City Council meeting in the City Council Chambers, 2600 Fresno Street. Supplemental Packets are also available on-line on the City Clerk's website.

#### **Americans with Disabilities Act (ADA):**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, sign language interpreters, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650. Please keep the doorways, aisles and wheelchair seating areas open and accessible. If you need assistance with seating because of a disability, please see Security.

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

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
FRESNO, CALIFORNIA, INITIATING THE FANCHER  
CREEK PARKWAY CONCEPT PLAN PURSUANT TO  
FRESNO MUNICIPAL CODE SECTION 15-4902-B

WHEREAS, on December 18, 2014, by Resolution No. 2014-226, the City Council adopted the Fresno General Plan; and,

WHEREAS, the Fresno General Plan includes a Parks, Open Space and Schools Element which acknowledges the importance of providing access to outdoor spaces and natural landscapes to residents; and,

WHEREAS, Fresno General Plan Objective POSS-5 aims to “[p]rovide for long term preservation, enhancement, and enjoyment of plant, wildlife, and aquatic habitat;” and,

WHEREAS, Fresno General Plan Policy POSS-5-a specifically sets forth an implementing policy for the City to “[s]upport Federal, State, and local programs to acquire significant habitat area for permanent protection and/or conjunctive educational and recreational use;” and,

WHEREAS, Fancher Creek is a naturally flowing seasonal stream originating in the Sierra Nevada foothills of Fresno County which contains scattered stands of riparian growth and is an attractive habitat for local fauna; and

WHEREAS, establishment of a Parkway along Fancher Creek will provide a unique opportunity for hands-on education in how to actively steward a natural landscape to enhance native vegetation, water quality, and habitat conditions; and

WHEREAS, establishment of a Parkway along Fancher Creek will provide additional access to outdoor and open space recreational opportunities in furtherance of the health of residents, and will contribute to the establishment of desirable visual character within the City; and,

WHEREAS, preparation of a Fancher Creek Parkway Concept Plan will allow for the implementation of a Parkway along Fancher Creek; and,

WHEREAS, pursuant to Fresno Municipal Code Section 15-4902-B, the City Council has the authority to initiate new plans.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. The Council, pursuant to Fresno Municipal Code Section 15-4902-B, hereby initiates preparation of the Fancher Creek Parkway Concept Plan and directs staff as set forth herein, as funding becomes available;
2. The Council directs staff to review and analyze the draft Fancher Creek Parkway Concept Plan prepared in 2002, to prepare proposed updates to the plan consistency language and proposed policies, and to prepare a Concept Plan for consideration that is in furtherance of the goals, objectives, and policies of the Fresno General Plan;
3. The Council further directs staff to determine if a proposed Fancher Creek Parkway Concept Plan will require General Plan Amendments and Rezones in order to ensure consistency with the Fresno General Plan, and to process such Plan Amendments and Rezones as set forth in the Fresno Municipal Code;

- 4. The Council directs staff to conduct outreach to public and private property owners within the proposed Parkway footprint, as well as partner agencies and interested community members during the preparation of the Concept Plan. In addition, staff is directed to work with the Fresno Irrigation District so that the Parkway is consistent with the Master Trails Agreement.

\* \* \* \* \*

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 \_\_\_\_\_ day of \_\_\_\_\_ 2018.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

YVONNE SPENCE, MMC  
City Clerk

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

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

By: \_\_\_\_\_ Date  
Talía Kolluri-Barbick  
Supervising Deputy City Attorney

TKB:sn [81351sn/RESO] 8/7/18

# FANCHER CREEK PARKWAY ACT



**October 11, 2018**

**ARTICLE I  
PURPOSE AND GOALS**

This Act summarizes a conceptual framework to identify goals and policies for the Fancher Creek Parkway. The Parkway will be significant because it will:

- Provide an easily accessible passive and active recreation use area to more than 160,000 residents within the City and surrounding unincorporated areas;
- Provide a publicly accessible park and open space amenity totaling approximately 150 acres in size; and
- Provide a natural feature within an urban setting that is generally lacking in natural amenities.

This Act will:

- Name the area identified herein as the “Fancher Creek Parkway.”
- Form a five member Fancher Creek Advisory Committee to advise Council District 5.
- Direct Staff to review, update, and finalize the 2001 Fancher Creek Parkway Concept Plan, and bring the Plan and all associated actions before Council for approval as necessary.
- Recognize the formation of “The Friends of Fancher Creek.”
- Encourage the continued use of the creek for its vital role in agriculture.
- Support the preservation of the Fancher Creek habitat.
- Recognize the importance of Fancher Creek and its critical partnership with other agencies.
- Encourage the application to State and Federal agencies as well as Foundations for funding to improve and maintain the Fancher Creek Parkway.
- Create “Fancher Creek Parkway Day” in the City of Fresno.

**ARTICLE II  
DEFINITION OF FANCHER CREEK PARKWAY AREA**

Fancher Creek is a naturally flowing seasonal stream originating in the Sierra Nevada foothills of Fresno County. Fancher Creek in its entirety is about twenty-five miles in length.

The Fancher Creek Parkway shall initially extend from McCall Avenue approximately 8.9 miles west to Jensen Avenue. The majority of that distance (5.3 miles) is within the City of Fresno, with the remaining 3.6 miles in the unincorporated area of Fresno County.

**ARTICLE III  
FANCHER CREEK PARKWAY CONCEPT PLAN**

Concurrent with adoption of this Act, Council passed a Resolution of Initiation directing City staff to review and analyze the draft Fancher Creek Parkway Concept Plan from 2002. The analysis should include proposed updates to the plan consistency language, review and updates of proposed policies, and refining the concept plan to fit with the current Fresno General Plan, as funding becomes available.

Along with the adoption of the Fancher Creek Parkway Concept Plan, the City will likely need to adopt General Plan Amendments and Rezones to insure a public use parkway is properly zoned. Such future planning action shall be identified in the Concept Plan, and prepared by staff along with appropriate environmental analysis, as necessary to implement the Concept Plan.

A thorough outreach program shall be instituted in drafting and refining the Plan. Outreach shall be focused on public and private owners of property within the proposed Parkway, public agencies, and interested community members. Staff is directed to work with the Fresno Irrigation District so that the Parkway is consistent with the Master Trails Agreement.

**ARTICLE IV  
FANCHER CREEK ADVISORY COMMITTEE**

A five member Advisory Committee is hereby created entitled the “Friends of Fancher Creek.” The Committee shall serve in an advisory capacity to Council District 5. Members will be a subcommittee of the District 5 implementation committee and will provide input on the design, features, and ongoing improvements to the Parkway.

**ARTICLE V  
FUNDING GOALS**

The City is encouraged to seek funding opportunities from state and federal agencies, as well as foundations, to implement, enhance, maintain, and preserve the Parkway.

**ARTICLE VI  
AGRICULTURAL AND HABITAT USE**

The Fancher Creek Parkway should be developed and managed in a way that enhances water quality, plant and animal habitat conditions, and open space and natural resource values while promoting water and energy conservation and minimizing environmental impacts, while also respecting rural-residential and agricultural uses. These goals shall be further addressed in the Concept Plan.

**ARTICLE VII  
INTERAGENCY COOPERATION**

Because the Fancher Creek Parkway is a regional amenity, cooperation among the following agencies and individuals is vital to the success of Parkway planning and implementation: The City of Fresno, Fresno Irrigation District, neighborhood residents, and private property owners.

**ARTICLE VIII  
FANCHER CREEK PARKWAY DAY**

The Council shall recognize October 11, 2018, as “Fancher Creek Parkway Day” in the City of Fresno.