

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

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, TO ADOPT THE ACTIVE TRANSPORTATION PLAN AND ASSOCIATED PLAN AMENDMENT (PLAN AMENDMENT APPLICATION NO. A-16-015)

WHEREAS, on October 28, 2010, by Resolution No. 2010-237, the City of Fresno adopted the Bicycle, Pedestrian and Trails Master Plan; and,

WHEREAS, on September 26, 2013, Governor Brown signed Senate Bill 99, Chapter 359 and Assembly Bill 101, Chapter 354, creating the Active Transportation Program, which consolidated existing federal and state transportation plans into one program with the aim of making California a national leader in active, or human-powered, transportation; and,

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, within the Mobility and Transportation Element, Policy MT-4-a Bicycle, Pedestrian, and Trails Master Plan, which calls for the periodic update of the plan to meet state standards and requirements; and,

WHEREAS, on December 17, 2015, the City Council approved a consultant contract with Fehr & Peers to develop the Active Transportation Plan; and,

WHEREAS, from the spring to the fall of 2016 the City held a series of public outreach events to hear community concerns and ideas about what they wanted to see

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval: \_\_\_\_\_



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in Fresno bicycle and pedestrian facilities, which included three meetings with a stakeholder advisory committee to receive direction and feedback on the plan on April 19, July 19, and October 6, and three sets of public workshops on May 18-19, 2016, August 11, 16, and 18, 2016, and November 3, 2016; and,

WHEREAS, on October 20, 2016, the City released a Public Draft of the Active Transportation Plan for a twenty-one day public comment period; and,

WHEREAS, the City of Fresno Development and Resource Management Department Director has filed Plan Amendment Application No. A-16-015 to amend the Paths and Trails Map (Figure MT-2) and related text of General Plan to incorporate the recommendations proposed in the Active Transportation Plan; and,

WHEREAS, Environmental Assessment No. A-16-015 was prepared for the adoption of the Active Transportation Plan and resulted in the filing of a Mitigated Negative Declaration on November 17, 2016; and,

WHEREAS, on November 21, 2016, the Fulton Lowell Design Review Committee recommended the City Council adopt the Active Transportation Plan and the related Plan Amendment; and,

WHEREAS, on November 21, 2016, the Council District 3 Project Review Committee reviewed the Active Transportation Plan and related Plan Amendment and declined to comment; and,

WHEREAS, on November 22, 2016, the Council District 1 Project Review Committee had a scheduled meeting to review the Active Transportation Plan and related Plan Amendment and lacked a quorum but members present informally supported the item; and,

WHEREAS, on November 28, 2016, the Council District 4 Project Review Committee recommended the City Council adopt the Active Transportation Plan and related Plan Amendment; and,

WHEREAS, on December 2, 2016, the Tower Design Review Committee reviewed the Active Transportation Plan and related Plan Amendment and [INSERT ACTION HERE]; and,

WHEREAS, on December 5, 2016, Council District 2 Project Review Committee reviewed the Active Transportation Plan and related Plan Amendment and [INSERT ACTION HERE]; and,

WHEREAS, on December 5, 2016, in a joint meeting, Council District 5 Project Review Committee and Council District 6 Project Review Committee reviewed the Active Transportation Plan and related Plan Amendment and [INSERT ACTION HERE]; and,

WHEREAS, on December 5, 2016, the Airport Land Use Commission reviewed the Active Transportation Plan and related Plan Amendment and [found them to be consistent with] the Chandler Executive Airport Land Use Compatibility Plan, Fresno Yosemite International Airport Land Use Compatibility Plan, and Sierra Sky Park Land Use Policy Plan; and,

WHEREAS, pursuant to the provision of 15-5809 of the Fresno Municipal Code, the Planning Commission of the City of Fresno held a public hearing on December 7, 2016, to consider adopting the Active Transportation Plan and Plan Amendment Application No. A-16-015 and Environmental Assessment No. A-16-015; and,

WHEREAS, the Fresno City Planning Commission took action, as evidenced in

Planning Commission Resolution No. [INSERT NUMBER] to recommend adoption of the Active Transportation Plan and Plan Amendment Application No. A-16-015; and,

WHEREAS, on December 15, 2016, the Fresno City Council held a public hearing to consider the Active Transportation Plan, Plan Amendment Application A-16-015 and Environmental Assessment No. A-16-015, and received both oral testimony and written information presented at the hearing regarding the Active Transportation Plan and Plan Amendment application.

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

1. The Council finds in its independent judgment there is no substantial evidence in record that, with MEIR mitigation and project specific mitigation imposed, Plan Amendment Application No. A-16-015 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. In addition, pursuant to Public Resources Code 21157.6(b)(1), Council finds that no substantial changes have occurred with respect to the circumstances under which the MEIR was certified and adopted; and, that no new information, which was not known and could not have been known at the time the MEIR was certified as complete, has become available. Accordingly, the Council adopts the mitigated negative declaration prepared for Environmental Assessment No. A-16-015 dated November 17, 2016.

2. The Council finds the adoption of the Active Transportation Plan and the proposed Plan Amendment Application No. A-16-015 to be in the best interest of the

City of Fresno.

3. The Council of the City of Fresno hereby adopts the Active Transportation Plan, which shall supersede and replace the Bicycle, Pedestrian and Trails Plan adopted in 2010, and Plan Amendment Application No. A-16-015 amending the Paths and Trails Map (Figure MT-2) and related text of the Fresno General Plan to incorporate Active Transportation Plan recommendations as depicted in Exhibit A.

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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, at a regular meeting held on the 15th day of December, 2016.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

YVONNE SPENCE, CMC  
City Clerk

BY: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
CITY ATTORNEY'S OFFICE

BY: \_\_\_\_\_  
TALIA KOLLURI-BARBICK      Date  
Supervising Deputy City Attorney

TKB:nd (73146nd/tkb) Rev. 11/29/16