

Exhibit M

RESOLUTION NO. _____

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

WHEREAS, on December 18, 2014, by Resolution No. 2014-226, the City Council adopted the Fresno General Plan, and on September 30, 2021, by Resolution No. 2021-269, certified Program Environmental Impact Report SCH No. 2019050005 ("PEIR") which evaluated the potentially significant adverse environmental impacts of urban development within the City of Fresno's designated boundary line and sphere of influence; and

WHEREAS, Dirk Poeschel of Dirk Poeschel Land Development Services, on behalf of David Fansler, has filed an application to amend the Fresno General Plan and the Bullard Community Plan to change the planned land use designation for the subject property from High Density Residential (± 1.73 acres) to Regional Mixed Use (± 1.73 acres); and

WHEREAS, the environmental assessment conducted for the proposed plan amendment resulted in the preparation of a Negative Declaration, prepared pursuant to the requirements of CEQA dated July 29, 2022; and

WHEREAS, on September 7, 2022, the Fresno City Planning Commission held a public hearing to consider Plan Amendment Application No. P19-05950 and the associated Negative Declaration prepared for Environmental Assessment No. P19-05950; and

WHEREAS, the Fresno City Planning Commission took action, as evidenced in Planning Commission Resolution No. 13765, to recommend approval of Plan Amendment Application No. P19-05950, which proposes to amend the Fresno General Plan and the Bullard Community Plan from High Density Residential (± 1.73 acres) to Regional Mixed Use (± 1.73 acres); and

WHEREAS, on November 3, 2022, the Fresno City Council held a public hearing to consider Plan Amendment Application No. P19-05950 and received both oral testimony and written information presented at the hearing regarding Plan Amendment Application No. P19-05950.

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 mitigation measures imposed, there is no substantial evidence in the record that Plan Amendment Application No. P19-05950 may have additional significant effects on the environment that were not identified in the Fresno General Plan Program Environmental Impact Report SCH No. 2019050005 ("PEIR"); and, that all applicable mitigation measures of the PEIR 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 PEIR 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 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 Negative Declaration prepared for Environmental Assessment No. P19-05950 dated July 29, 2022.

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. P19-05950 amending the Fresno General Plan and the Bullard Community Plan to change the planned land use designation for the subject property from High Density Residential (± 1.73 acres) to Regional Mixed Use (± 1.73 acres), as depicted by Exhibit "A" attached hereto and incorporated herein by reference.

4. This resolution shall be effective upon final approval.

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, TODD STERMER, 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 3rd day of November 2022, by the following vote:

AYES :
NOES :
ABSENT :
ABSTAIN:

TODD STERMER, CMC
City Clerk

By _____
Deputy Date

APPROVED AS TO FORM:
RINA M. GONZALES
Interim City Attorney

By _____
Mary Raterman-Doidge Date
Senior Deputy City Attorney II

Attachment: Exhibit A