

Exhibit P – City Council Resolution for Plan Amendment No. P22-01086

RESOLUTION NO. _____

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

WHEREAS, on December 18, 2014, by Resolution No. 2014-226, the City Council adopted the Fresno General Plan and, 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 urban boundary line and sphere of influence; and

WHEREAS, Ubaldo Garcia of Villa Di Ubaldo, on behalf of John Ashley of Fresno Newbury LP, has filed an application to amend the Fresno General Plan and the Woodward Park Community Plan to change the planned land use designation for the subject property from Medium Low Density Residential (± 2.20 acres) to Medium High Density Residential (± 2.20 acres); and

WHEREAS, the environmental assessment conducted for the proposed plan amendment resulted in the filing of a Mitigated Negative Declaration on March 28, 2023; and

WHEREAS, on April 5, 2023, the Fresno City Planning Commission held a public hearing to consider Plan Amendment Application No. P22-01086 and the associated Mitigated Negative Declaration prepared for Environmental Assessment No. P22-01086/P21-06232 dated March 28, 2023; and

WHEREAS, the Fresno City Planning Commission took action, as evidenced in Planning Commission Resolution No. 13796, to recommend approval of Plan Amendment

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval: KL

Resolution No. _____

Application No. P22-01086, which proposes to amend the Fresno General Plan and Woodward Park Community Plan to change the planned land use designation for the subject property from Medium Low Density Residential (± 2.20 acres) to Medium High Density Residential (± 2.20 acres); and

WHEREAS, on May 11, 2023, the Fresno City Council held a public hearing to consider Plan Amendment Application No. P22-01086 and received both oral testimony and written information presented at the hearing regarding Plan Amendment Application No. P22-01086.

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 of the City of Fresno finds in accordance with its own independent judgement that with all applicable project specific mitigation measures imposed, there is no substantial evidence in the record that Plan Amendment Application No. P22-01086 may have additional significant effects on the environment that were not identified in the Mitigation Monitoring Checklist; and, that all applicable mitigation measures of the Mitigation Monitoring Checklist have been applied to the project to assure that the project will not cause significant adverse cumulative impacts, growth inducing impacts, and irreversible significant effects beyond those identified by the Mitigation Monitoring Checklist. 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 the 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. P22-01086/P21-06232 dated March 28, 2023.

2. The Council of the City of Fresno 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. P22-01086 amending the Fresno General Plan and the Woodward Park Community Plan to change the planned land use designation for the subject property from Medium Low Density Residential (± 2.20 acres) to Medium High Density Residential (± 2.20 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, at a regular meeting held on the _____ day of _____ 2023.

AYES :
NOES :
ABSENT :
ABSTAIN :

TODD STERMER, CMC
City Clerk

By: _____ Date
Deputy

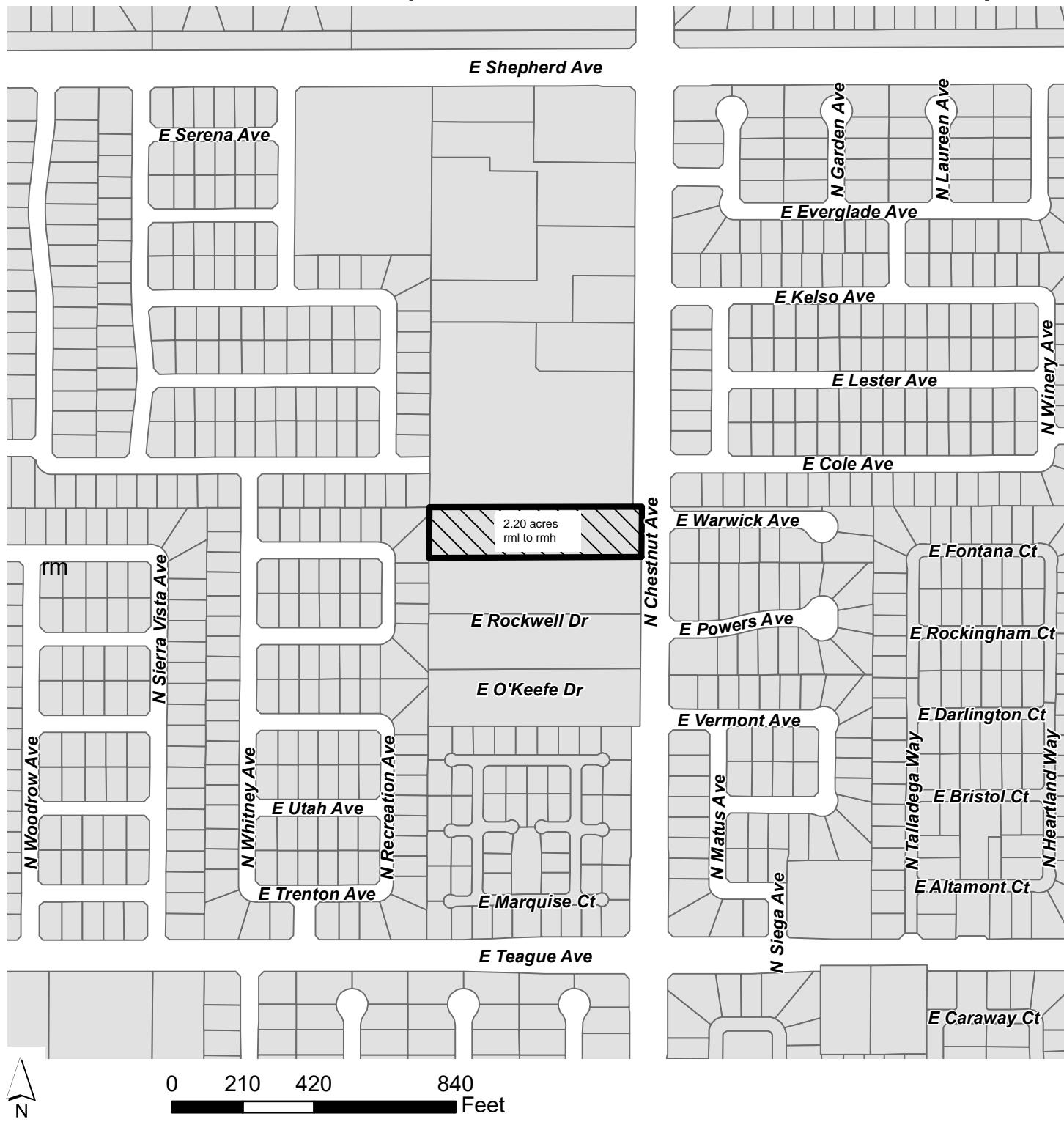
APPROVED AS TO FORM:

ANDREW JANZ
City Attorney

By: _____ Date
Kristi M. Costa
Senior Deputy City Attorney

Attachment: Exhibit A

Exhibit A - Proposed Planned Land Use Map



P22-01086

APN: 40353228

Bounded by N Chestnut (East), between E Shepherd (North) & E Teague (South).



Proposes to rezone approximately 2.20 acres from rml (Residential - Medium Low Density) land use designation to rmh (Residential - Medium High Density) land use designation.