

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA, AMENDING THE FRESNO
GENERAL PLAN AND THE MCLANE COMMUNITY PLAN
(PLAN AMENDMENT APPLICATION NO. A-17-010)

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

WHEREAS, Jeff Roberts of East Shields Development Corporation has filed an application to amend 8.89 acres of the Fresno General Plan and the McLane Community Plan to change the planned land use designation for the subject property from Business Park to the Medium Density Residential (5-12 du/acre) and 4.87 acres of the subject property from the Community Commercial and Light Industrial planned land uses to the Urban Neighborhood Residential (16-30 du/acre) planned land use;

WHEREAS, the environmental assessment conducted for the proposed plan amendment resulted in the filing of a Mitigated Negative Declaration on December 1, 2017;

WHEREAS, on December 6, 2017, the Fresno City Planning Commission held a public hearing to consider Plan Amendment Application No. A-17-017 and the

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Date Adopted:
Date Approved:
Effective Date:

City Attorney Approval: 

Resolution No.

associated Mitigated Negative Declaration prepared for Environmental Assessment No. A-17-010/R-17-014;

WHEREAS, the Fresno City Planning Commission took action, as evidenced in Planning Commission Resolution No. 13508, to recommend approval of Plan Amendment Application No. A-17-010 which proposes to amend the Fresno General Plan and the McLane Community Plan to change the planned land use designation for the subject property from Business Park, Community Commercial and Light Industrial planned land use to the Medium Density Residential and Urban Neighborhood Residential planned land use; and,

WHEREAS, on January 25th, 2018, the Fresno City Council held a public hearing to consider Plan Amendment Application No. A-17-010 and received both oral testimony and written information presented at the hearing regarding Plan Amendment Application No. A-17-010.

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 A-17-010 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 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. A-17-010/R-17-014 dated December 1, 2017.

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. A-17-010 amending the Fresno General Plan and McLane Community Plan planned land use designation for the subject property from Business Park, Community Commercial and Light Industrial planned land use to the Medium Density Residential and the Urban Neighborhood Residential planned land uses, 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 January, 2018, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Mayor Approval: _____, 2018
Mayor Approval/No Return: _____, 2018
Mayor Veto: _____, 2018
Council Override Vote: _____, 2018

YVONNE SPENCE, MMC
City Clerk

By _____

Deputy

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By _____
Mary Raterman-Doidge Date
Deputy City Attorney

Attachment: Exhibit A