

RESOLUTION NO. 18-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CUDAHY APPROVING A COMPREHENSIVE GENERAL PLAN AMENDMENT, ADOPTING THE FINDINGS OF FACT AND STATEMENT OF OVERRIDING CONSIDERATIONS AND CERTIFYING THE ENVIRONMENTAL IMPACT REPORT (APPLICANT: CITY OF CUDAHY; CASE NO.: GPA 18-01).

THE CITY COUNCIL OF THE CITY OF CUDAHY DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. That the City Council of the City of Cudahy does hereby find, determine and declare as follows:

a) That pursuant to the applicable provisions of the State's Local Planning Law (Section 65300 et seq. and 65800 of the Government Code of the State of California), studies were commenced for the purpose of preparing a comprehensive update to the City's General Plan (hereinafter referred to as the "General Plan Amendment") a planning device which outlines the goals for physical development of the City; and

b) That pursuant to the California Environmental Quality Act of 1970, as amended, Public Resources Code, Section 2100 et seq. (hereinafter "CEQA") and the CEQA Guidelines, 14 Cal. Adm. Code Section 15000 et seq., an Environmental Impact Report ("EIR") was prepared to evaluate anticipated environmental impacts resulting from changes in land use policies as part of the implementation of the proposed General Plan Amendment; and

c) In accordance with CEQA, the Draft EIR was offered for public review in accordance with State CEQA Guidelines. Furthermore, copies of the Draft EIR were provided to the local Agencies and neighboring cities for review and comment. Comments received within the public comment period are included in the Final EIR; and

d) That in accordance with State Law, the Planning Commission conducted a duly noticed public hearing on the proposed amendment to the said General Plan, Case No.: GPA 18-01, as shown on file in the Planning Division of the City, and an Environmental Impact Report; as hereinafter described; and

e) That at their February 26, 2018 meeting, the Planning Commission of the City of Cudahy held a public hearing and reviewed the proposed General Plan Amendment and Final EIR related thereto and voted

to recommend that the City Council approve the General Plan Amendment and certify the EIR; and

f) That the City Council has conducted a noticed public hearing on said matter and has determined that the public interest requires the approval of Case No. GPA 18-01 to amend the following mandatory Elements of the General Plan: Land Use, Circulation, Open Space and Conservation, Economic Development, Safety, Air Quality, Noise and Housing; and

g) That the amendments to the existing elements are required and are in the public interest and will promote the general welfare; and

h) The City Council has fully reviewed and carefully considered the Final EIR and all other environmental documents that comprise the EIR, including all information presented at the duly noticed public hearing upon said matter; and

i) That the City Council has fully considered and recognized all the significant adverse environmental impacts which may result from the implementation of the proposed General Plan Amendment; and

j) That all adverse environmental impacts of the General Plan Amendment will be avoided or mitigated to a level of insignificance by the imposition of the Mitigation Monitoring Program, incorporated herein by reference; and

k) That the Final EIR identified and assessed all reasonable alternatives to the proposed General Plan Update Project that could feasibly obtain the basic objectives of the General Plan Amendment, even when those alternatives might impede the attainment of the General Plan Update objectives or might be more costly; and

l) That the City Council hereby finds and determines that the unavoidable significant impacts of the General Plan Amendment that will not be reduced to a level of insignificance identified in the Final EIR are clearly outweighed by the benefits of the General Plan Amendment as set forth in the Findings of Fact and Statement of Overriding Considerations for the Final EIR, incorporated herein by reference; and

m) That the City Council, based upon the evidence presented and each Council member being familiar with the General Plan Amendment, determined that the Final EIR should be certified.

SECTION 2. That the City Council hereby adopts and approves the proposed general plan Amendment, Case No. GPA 18-01, including but not limited to, the related amendments to the existing mandatory elements of the General Plan.

SECTION 3. A Statement of Overriding Considerations is appropriate as set forth in the Findings of Fact for the Final Environmental Impact Report, incorporated herein by reference, and as set forth in the transcript of proceedings of the February 26, 2018 meeting of the Planning Commission of the City of Cudahy, incorporated herein by reference. Therefore, the City Council does hereby adopt the Statement of Overriding Considerations and Findings of Fact as articulated above.

SECTION 4. That, in view of the foregoing, the City Council of the City of Cudahy hereby certifies that the Final Environmental Impact Report for the proposed General Plan Amendment is complete and adequate and was prepared in compliance with the requirements of CEQA and was presented to the City Council and the Council has reviewed and considered the information contained herein.

SECTION 5. That the City Council relied upon the evidence presented at the public hearing in making the above determinations and in reaching the conclusion that the Final Environmental Impact Report be certified.

SECTION 6. That the City Clerk shall certify to the adoption of the Resolution and shall forward a copy hereof to the Secretary of the Planning Commission. The Planning Division shall file the Notice of Determination and the Certificate of Fee Exemption with the County Clerk.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Cudahy at its regular meeting on this 20th day of March, 2018.

Chris Garcia
Mayor

ATTEST:

Richard Iglesias
Deputy City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS:
CITY OF CUDAHY)

I, Richard Iglesias, Deputy City Clerk of the City of Cudahy, do hereby certify that the above and foregoing Resolution No.18-07, signed by the Mayor and attested by the Deputy City Clerk at a meeting of said City Council of the City of Cudahy held on this 20th day of March 2018, and that said Resolution was adopted by the following votes to wit:

AYES: Markovich, Sanchez, Hernandez, and Garcia

NOES: None

ABSTAIN: None

ABSENT: Guerrero

Richard Iglesias
Deputy City Clerk