

RESOLUTION NO. _____ (N.C.S.)

**RESOLUTION ADOPTING A MITIGATED NEGATIVE DECLARATION
(RELATED TO GPA 2015-001, RZ 2015-001, AND RS 2015-002)**

WHEREAS, on May 17, 2016, the Salinas City Council, at the request of the City of Salinas, Property Owner, held a duly noticed public hearing to consider the following:

- a) General Plan Amendment 2015-001, to change the General Plan designation of a proposed approximate 7,270 square-foot lot (.1669-acres) containing an existing approximate 7,500 square-foot two-story structure (“Old Firehouse”) located at 210 Salinas Street from “Public/Semipublic” to “Mixed Use” (portion of Assessor's Parcel Numbers: 002-244-098-000 and 002-244-099-000);
- b) Rezone 2015-001, to change the Zoning District designation of the same aforementioned proposed lot from Public/Semipublic – Central City Overlay – Downtown Core Overlay Area” (PS-CC-DC) to “Mixed Use – Central City Overlay – Downtown Core Overlay Area” (MX-CC-DC); and
- c) Resubdivision 2015-002, to create an approximate 7,270 square-foot lot and adjust the lot lines of two adjacent lots (Assessor’s Parcel Numbers 002-244-098-000 and 002-244-099-000), resulting in lots of .6149 and .8625 acres each.

WHEREAS, the City, in accordance with requirements of CEQA and the CEQA Guidelines prepared a Mitigated Negative Declaration, dated March 18, 2016, for General Plan Amendment 2015-001, Rezone 2015-001, and Resubdivision 2015-002 herein incorporated by reference and included as Exhibit 1; and

WHEREAS, the City completed and filed a Notice of Intent to Adopt a Mitigated Negative Declaration with the Monterey County Clerk on March 18, 2016, which commenced a 30-day local public review period starting on March 18, 2016 and ending on April 18, 2016; mailed a Notice of Public Hearing to all property owners located within 300-feet the project sites; and posted the Notice of Intent to Adopt a Mitigated Negative Declaration in locations throughout the City of Salinas City Hall and administrative offices; and

WHEREAS, the City mailed the Mitigated Negative Declaration to the State Clearinghouse on March 18, 2016, which commenced a 30-day local public review period starting on March 21, 2016 and ending on April 19, 2016 (State Clearinghouse No. 2016031066); and

WHEREAS, on April 20, 2016, the Salinas Planning Commission, held a duly noticed public hearing to consider the proposed Mitigated Negative Declaration and related General Plan Amendment 2015-001, Rezone 2015-001, and Resubdivision 2016-002; and

WHEREAS, the Planning Commission reviewed the Mitigated Negative Declaration prepared for this project and independently determined that all impacts were adequately addressed in accordance with the California Environmental Quality Act; and

WHEREAS, the Planning Commission weighed the evidence presented at said public

hearing, considered the staff report, determined that positive findings could be made for approval of the project, adopted Resolution No. 2016-05 recommending adoption of the Mitigated Negative Declaration and approval of related General Plan Amendment 2015-001, Rezone 2015-001, and Resubdivision 2015-002; and

WHEREAS, the City Council weighed the evidence presented at said public hearing, including the Staff Report which is on file at the Community Development Department together with the record of environmental review; and

WHEREAS, the City Council has reviewed and considered the information contained in the Initial Study and related environmental documents including the Mitigated Negative Declaration.

NOW, THEREFORE, BE IT RESOLVED by the Salinas City Council that the Council adopt the proposed Mitigated Negative Declaration for related General Plan Amendment 2015-001, Rezone 2015-001, and Resubdivision 2015-002, and adopts the following finding as the basis for its determination, and that the foregoing recitations are true and correct, and are included herein by reference as findings:

For the Mitigated Negative Declaration:

The City Council hereby finds that a Mitigated Negative Declaration has been prepared with respect to the project in compliance with the California Environmental Quality Act (CEQA) of 1970, as amended, and the guidelines promulgated thereunder. Further, this Council has independently reviewed and considered the information contained in the Initial Study and related environmental documents, together with the comments received during the public review process. On the basis of the whole record before it, the Council finds that there is no substantial evidence that the project will have a significant effect on the environment and that the Mitigated Negative Declaration reflects the Council's independent judgment and analysis. On this basis, the City Council adopts the Mitigated Negative Declaration.

The environmental impacts of the project have been analyzed in accordance with the California Environmental Quality Act (CEQA). An Initial Study was prepared to evaluate the potential impacts associated with the project. Based upon review of the Initial Study, the proposed project will not have a significant effect on the environment. The Initial Study and Mitigated Negative Declaration were routed to responsible agencies and posted at the County Clerk's Office on March 18, 2016; the deadline for comments was April 18, 2016. The State Clearinghouse received the document on March 21, 2016; the deadline for Clearinghouse comments was April 19, 2016. No public comments were received on the Mitigated Negative Declaration during the review period.

PASSED AND ADOPTED this 17th day of May, 2016 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED

Joe Gunter, Mayor

ATTEST

Patricia M. Barajas, City Clerk

Attachments:

Exhibit 1: Mitigated Negative Declaration dated March 18, 2016

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