

**RESOLUTION NUMBER 5230**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, APPROVING AN AMENDMENT TO THE ENGINEERING CONDITIONS OF APPROVAL AS APPROVED BY CITY COUNCIL RESOLUTION NO. 4958, RELATED TO DEVELOPMENT PLAN REVIEW 12-10-0005, STREET VACATION 13-05-0018, TENTATIVE PARCEL MAP 13-05-0017 (TPM 36512) AND TENTATIVE PARCEL MAP 13-05-0016 (TPM 36582) TO FACILITATE THE CONSTRUCTION OF TWO WAREHOUSE BUILDINGS TOTALING 1,455,781 SQUARE FEET LOCATED NORTH OF RAMONA EXPRESSWAY BETWEEN THE I-215 FREEWAY AND WEBSTER AVENUE.**

**WHEREAS**, on May 6, 2015, by the Planning Commission conducted a duly noticed public hearing on the project and recommended approval of the OLC 1 project, involving Tentative Parcel Map 36512 (TPM 13-05-0017), Tentative Parcel Map 36582 (TPM 13-05-0016), Street Vacation 13-05-0018 and Development Plan Review 12-10-0005 to construct two buildings totaling 1,455,781 million square feet located north of Ramona Expressway between the I-215 Freeway and Webster Avenue, (“Project”) to the City Council; and

**WHEREAS**, on June 9, 2015, the City Council conducted a duly noticed public hearing on the Project and after the hearing was closed, voted 4-0 to continue the project after considering public testimony and materials in the staff report and accompanying documents; and

**WHEREAS**, at the hearing of June 9, 2015, one position on the City Council was vacant; however, a new Councilmember was elected to fill that vacancy and was sworn into office on December 8, 2015 and the new Councilmember has reviewed all of the written materials, public testimony, and discussion from the hearing on June 9, 2015; and

**WHEREAS**, on January 12, 2016, the City of Perris City Council, by Resolution No. 4958, approved the Project and the Project’s Final Environmental Impact Report (“FEIR”) for the Project (State Clearinghouse # 2012111003) pursuant to the California Environmental Quality Act (“CEQA”) including the Mitigation and Monitoring Program; and

**WHEREAS**, on January 12, 2016, the City Council conducted a duly noticed public hearing on the Project, at which time all interested persons were given full opportunity to be heard to present evidence, including testimony on the FEIR and the City Council adopted Resolution 4958 to approve the project ; and

**WHEREAS**, on February 12, 2018, the Project applicant filed a Public Hearing Request application to amend the Engineering Conditions of Approval for the Project by deleting Engineering Condition of Approval No. 20, which requires off-site traffic signals at the intersection of Harley Knox Boulevard and Western Way, because the construction of these contemplated signals will occur pursuant to the Perris Gateway industrial project located at this intersection (“Application”); and

**WHEREAS**, a duly noticed public hearing was held on February 27, 2018, by the City Council, at which time all interested persons were given full opportunity to be heard and to present evidence in regards to amending the Engineering Conditions of Approval for the Project by deleting Engineering Condition of Approval No. 20; and

**WHEREAS**, at the duly noticed public hearing on February 27, 2018, the City Council considered all written and oral evidence and testimony, including but not limited to testimony from members of the public and written and oral reports by City staff; and

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:**

**Section 1.** The above recitals are all true and correct and incorporated herein by this reference.

**Section 2.** The City Council has reviewed and considered the environmental information discussed in the staff report and accompanying attachments and at the duly public hearing held on February 27, 2018, prior to taking action on the Application and determined that the deletion of Engineering Conditions of Approval No. 20 for the foregoing reasons, does not trigger changes to the previously adopted FEIR; as such, no further CEQA action is required for the proposed amendment to the Engineering Conditions of Approval for this Project.

**Section 3.** The City Council hereby finds that the Amended Engineering Conditions of Approval, which are attached hereto as Attachment No. 1 and incorporated herein by this reference, do not affect any findings made in City Council Resolution No. 4958, which is incorporated herein by reference, all of which findings remain in full force and effect.

**Section 4.** The City Council hereby adopts the attached Amended Engineering Conditions of Approval and hereby modifies City Council Resolution No. 4958 by replacing the original Engineering Conditions of Approval found therein with the Amended Engineering Conditions of Approval attached hereto as Attachment No. 1.

**Section 5.** Except as amended as provided in this Resolution, City Council Resolution No. 4958 remains in full force and effect.

**Section 8.** The City Council declares that should any provision, section, paragraph, sentence, or word of this Resolution be rendered or declared invalid by any court of competent jurisdiction, or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences, and words of this Resolution shall remain in full force and effect.

**Section 9.** The Mayor shall sign this Resolution and the City Clerk shall certify to the passage and adoption of this Resolution.

**ADOPTED, SIGNED, and APPROVED** this 27<sup>th</sup> day of February 2018.

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Mayor, Michael M. Vargas

ATTEST:

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City Clerk, Nancy Salazar

STATE OF CALIFORNIA    )  
COUNTY OF RIVERSIDE   ) §  
CITY OF PERRIS            )

I, Nancy Salazar, CITY CLERK OF THE CITY OF PERRIS, DO HEREBY CERTIFY that the foregoing Resolution Number 5230 was duly and regularly adopted by the City Council of the City of Perris at a regular meeting held on the 27<sup>th</sup> day of February 2018, by the following vote:

AYES: ROGERS, BURKE, CORONA, RABB, VARGAS  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

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City Clerk, Nancy Salazar