

RESOLUTION NUMBER 4450

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPROVING GENERAL PLAN AMENDMENT GP 11-06-0018 AND MAKING FINDINGS IN SUPPORT THEREOF.

WHEREAS, the City of Perris also initiated an application for a General Plan Amendment GP 11-06-0018 to amend the General Plan to allow for the implementation of the DSP update and to designate the project area to Downtown Specific Plan on the Perris General Plan Land Use Map; and,

WHEREAS, Government Code Section 65350-65362 specifies procedures for preparation, adoption and amendment of a General Plan; and

WHEREAS, a Draft Environmental Impact Report (“Draft EIR”) for the Downtown Specific Plan Update (State Clearinghouse No. 2010031028) has been prepared and was circulated on June 29, 2011 for a 45-day public review period pursuant to the California Environmental Quality Act (“CEQA”), Public Resources Code Section 21000 *et seq.*, and State and Agency Guidelines adopted pursuant thereto; and

WHEREAS, notice was duly provided to the public, government agencies and all other interested parties that they may submit written comments on the Draft EIR to the City; and

WHEREAS, a Final Environmental Impact Report (“Final EIR”) for the Project has been prepared pursuant to CEQA and the State CEQA Guidelines, and incorporates the Draft EIR with changes and revisions thereto, written Responses to Comments made during the CEQA review period, and the Mitigation and Monitoring Program; and

WHEREAS, on November 16, 2011, the Planning Commission conducted a duly noticed public hearing on the proposed Downtown Specific Plan Update, including the approval of Specific Plan Amendment SP 08-08-0004 and General Plan Amendment GP 11-06-0018, considering testimony and materials in the staff report and accompanying documents, and recommended that the City Council approve SP 08-08-0004 and GP 11-06-0018; and

WHEREAS, on December 13, 2011, the City Council conducted a duly noticed public hearing on the proposed Downtown Specific Plan Update, including the approval of Specific Plan Amendment SP 08-08-0004 and General Plan Amendment GP 11-06-0018, considering testimony and materials in the staff report and accompanying documents.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS based upon the facts and analysis presented below, the staff report and accompanying attachments, public testimony received, does resolve as follows:

Section 1. The above recitals are true and correct.

Section 2. The City Council finds that all the requirements of the California Environmental Quality Act (“CEQA”), the State CEQA Guidelines and the City’s Local CEQA Guidelines have been satisfied in the EIR, which is sufficiently detailed so that all of the significant environmental effects of the Project have been adequately evaluated.

Section 3. Based upon the information contained within the staff report and accompanying attachments and exhibits, the City Council hereby finds in regard to the with respect to the Downtown Specific Plan update, the following regarding General Plan Amendment GPA 11-06-0018:

1. The proposed Specific Plan Update is inconsistent with the General Plan Land Use Map. The proposed General Plan Amendment GP 11-06-0018 will change all the land use designations within the project are to Specific Plan, which will make the proposed Specific Plan Update consistent with the General Plan Land Use Map.
2. The proposed Specific Plan Update is consistent with the Zoning Map. The current Zoning Map designates the specific plan area as Specific Plan, in which this project will be consistent with the current Zoning.
3. The proposed General Plan Amendment has been processed in accordance with the California Government Code Section 65350-65362. In conformance the California Environmental Quality Act (CEQA), and the State CEQA Guidelines, the City conducted an extensive environmental review.
4. The proposed General Plan Amendment will not have a negative affect on public health, safety, or general welfare. The Subject Property is appropriately designated for a mix of commercial, office and residential uses within the Downtown Specific Plan. While the project will attract additional residents and customers, the project consists of improvements to infrastructure and public services and is designed with safety considerations. The improvements will conform to all requirements of the City Police and Fire Departments.

Section 3. The City Council hereby approves General Plan Amendment 11-06-0018 based on the findings listed above.

Section 4. 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 5. The Mayor shall sign this Resolution and the City Clerk shall certify to the adoption of this Resolution.

ADOPTED, SIGNED and APPROVED this 13th day of December 2011.

DARYL R. BUSCH, MAYOR

ATTEST:

Judy L. Haughney, C.M.C., City Clerk

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

I, Judy L. Haughney, City Clerk of the City of Perris, do hereby certify that the foregoing Resolution Number 4450 was duly adopted by the City Council of the City of Perris at a regular meeting thereof held on the 13th day of December 2011, by the following vote:

AYES: LANDERS, EVANS, ROGERS, YARBROUGH, BUSCH

NOES:

ABSTAIN:

ABSENT:

Judy L. Haughney, C.M.C., City Clerk