

RESOLUTION NUMBER 3258

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPROVING MITIGATED NEGATIVE DECLARATION (2148) AND GENERAL PLAN AMENDMENT NO. 04-0079 TO REVISE THE RANGE OF RESIDENTIAL LOT SIZES AND PROPERTY AREA DEVOTED TO VARIOUS LAND USES ON 221-ACRES OF LAND GENERALLY SOUTH OF MAPES ROAD, EAST OF MCPHERSON ROAD, NORTH OF ETHANAC ROAD, AND WEST OF RIVER ROAD, AND MAKING FINDINGS IN SUPPORT THEREOF

WHEREAS, on February 17, 2004, the applicant applied to amend the General Plan Land Use Element and Riverwoods Specific Plan; and,

WHEREAS, the City Council of the City of Perris adopted a General Plan to guide development throughout the City and the Riverwoods Specific Plan to implement the vision set forth in the General Plan; and,

WHEREAS, State Law limits amendments to the Land Use Element to four times a year; howsoever, a number of changes may be made at one time; and,

WHEREAS, this amendment, coupled with other proposals considered on this date, constitutes the second time in 2004 that the City has amended the Land Use Element of the General Plan; and,

WHEREAS, on June 16, 2004, the Planning Commission conducted a duly noticed public hearing on the proposed General Plan Amendment and Specific Plan Amendment, considered testimony and materials in the staff report and accompanying documents, and recommended approval of the proposed project to the City Council; and,

WHEREAS, on July 13, 2004, the City Council conducted a duly noticed public hearing on the proposed General Plan Amendment, considered testimony and materials in the staff reports, accompanying documents and exhibits; and,

WHEREAS, the City Council considered the Initial Study and Mitigated Negative Declaration (2148) for the project, finding that these documents adequately addressed the impacts of the proposed project, were prepared in accordance with the California Environmental Quality Act, and reflected the independent judgment of the City; and,

WHEREAS, all legal prerequisites for the adoption of this resolution have occurred;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Perris, as follows:

Section 1. The above recitals are all true and correct.

Section 2. The City Council has reviewed and considered the environmental documentation for the project prior to taking action on the applications. Based on the analysis contained in the Initial Study and the accompanying environmental information, the City Council finds that:

- A. There is no substantial evidence of potentially significant environmental impacts and a Mitigated Negative Declaration (2148) has been prepared.
- B. The City has complied with the California Environmental Quality Act (CEQA).
- C. Determinations of the City Council reflect the independent judgment of the City.

Section 3. Based on the information contained within the Project Report and the accompanying attachments and exhibits, the City Council hereby finds that:

- A. General Plan Amendment 04-0079.
 1. All potentially significant environmental impacts can be mitigated to less than significant levels and a Mitigated Negative Declaration (2148) has been prepared, the City has complied with the California Environmental Quality Act (CEQA), determinations of the City Council reflect the independent judgment of the City.
 2. The proposed project is consistent with General Plan objectives, policies and programs.
 3. The proposed project will not adversely affect the public health, safety and welfare.

Section 4. The City Council hereby approves Mitigated Negative Declaration (2148) and General Plan Amendment (GPA 04-0079), based on the information and findings presented in the staff report, and subject to the attached conditions of approval, dated July 13, 2004.

Section 5. 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 6. 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 July, 2004.

Mayor, Daryl R. Busch

ATTEST:

City Clerk, Margaret Rey

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

I, Margaret Rey, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number 3258 was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held on the 13th day of July, 2004, and that it was so adopted by the following called vote:

AYES: Rogers, Yarbrough, Busch, Landers, Motte
NOES:
ABSENT:
ABSTAIN:

City Clerk, Margaret Rey