

RESOLUTION NUMBER 3170

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPROVING AMENDED MAP 22832 TO ALLOW AN ELEMENTARY SCHOOL AND RESIDENTIAL LOTS, WHEREAS THE RECORDED MAP ONLY HAS RESIDENTIAL LOTS, FOR A 15.66-ACRE TRACT LOCATED AT THE NORTHEAST CORNER OF RIDER STREET AND AVALON PARKWAY, AND MAKING FINDINGS IN SUPPORT THEREOF. BARRATT AMERICAN INCORPORATED

WHEREAS, on November 12, 2003, the City Council conducted a duly noticed public hearing on the proposed project and considered public testimony and materials in the staff report and accompanying plans, documents, and exhibits; 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 and incorporated herein.

Section 2. The City Council has reviewed and considered the environmental information included in the staff report and accompanying attachments prior to taking action on the application for the proposed project and finds that the addendum to EIR 87-20 and SCH 87011910, which was approved by the City Council on October 9, 2001, adequately addressed the proposed elementary school, as the study considered the potential of having one (1), two (2), or no schools, therefore no subsequent or supplemental Environmental Impact Report or Negative Declaration is needed. Pursuant to Section 15162 of the California Environmental Quality Act, the project does not require any further environmental review or Negative Declaration; and

The City Council further finds and determines that the City has complied with the California Environmental Quality Act and the City Council determinations reflect the independent judgement of the City Council.

Section 3. Based upon the information contained within the Staff Report and accompanying attachments, with respect to Amended Final Map 22832 (P03-0200) the City Council hereby finds the following:

- A. The proposed amended map to allow an elementary school will not result in significant adverse environmental effects, as the addendum to EIR 87-20 and SCH 87011910, which was approved by the City Council on October 9, 2001, adequately addressed the proposed

elementary school site as the study considered the potential of having one (1), (2), or no schools, therefore pursuant to Section 15162 of the California Environmental Quality Act, the project does not require any further environmental review or Negative Declaration.

- B. The modification to the lotting and the addition of the school site does not alter any right, title or interest in real property reflected on the recorded map as the project boundary has not changed, nor has the owner, since none of the lots have been sold.
- C. The proposed project and design, as conditioned, is in compliance with the applicable zoning ordinances and Subdivision Map Act.
- D. The project will not affect health, safety, and welfare.

Section 4. Based on the information and findings contained in the staff report and accompanying exhibits, the City Council hereby approves Amended Final Map 22832, to allow an elementary school and residential lots on a property located at the northeast corner of Avalon Parkway and Rider Street in the City of Perris subject to the recommended conditions of approval (see **Exhibit "A"**).

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 and the City Clerk shall certify to the passage and adoption of this Resolution.

ADOPTED, SIGNED and APPROVED this 12th day of November, 2003.

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 3170 was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held the 12th day of November, 2003, and that it was so adopted by the following called vote:

AYES: Motte, Rogers, Busch

NOES:

ABSENT: Landers

ABSTAIN: Yarbrough

City Clerk, Margaret Rey

EXHIBIT "A"
(RESOLUTION NUMBER 3170)

CONDITIONS OF APPROVAL

[on following pages]