

## **RESOLUTION NO. \_\_\_\_-2017**

### **RESOLUTION OF THE FORT BRAGG CITY COUNCIL ADOPTING A NEGATIVE DECLARATION FOR THE AMENDMENT TO THE INLAND LAND USE AND DEVELOPMENT CODE**

**WHEREAS**, the City of Fort Bragg ("City") adopted an Inland General Plan and certified an Environmental Impact Report Addendum ("EIR Addendum") for the General Plan on December 2, 2012; and

**WHEREAS**, the City of Fort Bragg ("City") adopted an Inland Land Use and Development Code and Negative Declaration on February 10, 2014; and

**WHEREAS**, the adoption of an Inland Land Use and Development is necessary to: 1) provide a regulatory framework for implementation of the Inland General Plan; 2) implement new state planning and land use requirements; and 3) update zoning regulations in accordance with City Council policy direction; and

**WHEREAS**, the City Council held six meetings in 2016 to review, discuss and provide direction regarding changes to the Inland Land Use and Development Code to implement the Inland General Plan, address public concerns and address State law; and

**WHEREAS**, a Negative Declaration has been prepared as the CEQA document for the amendment to the Inland Land Use and Development Code, and the City filed a Notice of Completion with the State Secretary of Resources via the State Clearinghouse, and the Negative Declaration was circulated for the required thirty day public review period from January 27, 2017 to February 28, 2017; and

**WHEREAS**, no comments on the Negative Declaration were received during the public review period; and

**WHEREAS**, the Negative Declaration is included as Exhibit A to this resolution; and

**WHEREAS**, based on the Negative Declaration, the City Council concurs with the Community Development Director's determination that adoption of the Inland Land Use and Development Code would not have a significant effect on the environment; and

**WHEREAS**, the City Council considered the Negative Declaration and the Inland Land Use and Development Code at a noticed public hearing on May 22, 2017, at which time all interested parties had the opportunity to be heard.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Fort Bragg does hereby find that the foregoing recitals are true and correct and made a part of this resolution; and the City Council has reviewed and considered the Negative Declaration and does hereby make the following findings:

1. The Negative Declaration was prepared, circulated and reviewed in accordance with the California Environmental Quality Act (CEQA) and the City's CEQA implementation procedures.
2. Based on the record before the Council, there is no substantial evidence that the project will have a significant effect on the environment.
3. The Negative Declaration reflects the independent judgment and analysis of the City Council.
4. The custodian of the documents that constitute the record of proceedings upon which the Council action is based is the City Clerk of the City of Fort Bragg and all documents are available for review and inspection during regular business hours in the Office of the City Clerk at Fort Bragg City Hall, 416 North Franklin Street, Fort Bragg, CA 95437.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Fort Bragg does hereby adopt the attached Negative Declaration for the Inland Land Use and Development Code amendments.

**The above and foregoing Resolution was introduced by Councilmember \_\_\_\_\_ seconded by Councilmember \_\_\_\_\_, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 22nd day of May, 2017, by the following vote:**

**AYES:  
NOES:  
ABSENT:  
ABSTAIN:  
RECUSED:**

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**LINDY PETERS  
Mayor**

**ATTEST:**

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**June Lemos, CMC  
City Clerk**