

RESOLUTION NO. PC -2018

A RESOLUTION OF THE FORT BRAGG PLANNING COMMISSION A) CERTIFYING THE SUBSEQUENT ENVIRONMENTAL IMPACT REPORT FOR THE FORT BRAGG COASTAL RESTORATION AND TRAIL PHASE III PROJECT; B) ADOPTING THE CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS; AND C) ADOPTING MITIGATION MONITORING AND REPORTING PROGRAM

WHEREAS, the City of Fort Bragg ("City") proposes to develop a Trail Connection on an approximately 1 acre site ("Project Site") between Phase II of the Coastal Trail and Downtown Fort Bragg. The Project Site is bordered on the west by Fort Bragg Coastal Trail, on the North and South by the Georgia-Pacific Mill Site, on the east by downtown Fort Bragg; and

WHEREAS, the project ("Project") is proposed to consist of the following: 1) construction of a 600 foot long 12 foot wide multi-use trail that would connect the Phase II Fort Bragg Coastal Trail project to downtown; and 3) installation of related improvements such as property line fencing, gates, safety signage and welcome panels; and

WHEREAS, the California Environmental Quality Act, Public Resources Code, Section 21000 *et seq.* ("CEQA"), requires that the City consider the environmental effects of the Project prior to approving any entitlements for the Project; and

WHEREAS, on August 8, 2011, the City Council certified an Environmental Impact Report (EIR) for the Project pursuant to CEQA; Title 14, California Code of Regulations, Section 15000 *et seq.* ("CEQA Guidelines"); and the City's CEQA Implementation Procedures; and

WHEREAS, on August 24, 2011, the Planning Commission approved Coastal Development Permit (CDP 10-10), Design Review (DR 11-10), and Variance (VAR 2-11) ; and

WHEREAS, on August 8, 2011, the City Council certified an Environmental Impact Report (EIR) for the Project pursuant to CEQA Guidelines; and the City's CEQA Implementation Procedures; and

WHEREAS, between August 2011 and February of 2014 the City of Fort Bragg engaged in Consultation with the Sherwood Valley Band of Pomo and redesigned the project to address tribal concerns; and

WHEREAS, on February 10, 2014, the City Council approved Coastal Development Permit (CDP 10-10/14), Design Review (DR 11-10/14), and Variance (VAR 2-11/14); and

WHEREAS, on February 10 2014, the City Council certified a Subsequent Environmental Impact Report (SEIR) for the Project pursuant to CEQA; Title 14, California Code of Regulations, Section 15000 *et seq.* ("CEQA Guidelines"); and the City's CEQA Implementation Procedures; and

WHEREAS, on January 12, 2015, the City Council approved Coastal Development Permit (CDP 10-10/14/15), Design Review (DR 11-10/14/14), and Variance (VAR 2-11/14/14); and

WHEREAS, on January 12 2015, the City Council certified a Subsequent Environmental Impact Report (SEIR) for the Project pursuant to CEQA; Title 14, California Code of Regulations, Section 15000 et seq. ("CEQA Guidelines"); and the City's CEQA Implementation Procedures; and

WHEREAS, the City intends to expand the scope of this project to include an addition 600 linear feet of trail as described above; and

WHEREAS, the City prepared a Subsequent Environmental Impact Report Addendum for the Project pursuant to CEQA; Title 14, California Code of Regulations, Section 15000 et seq. ("CEQA Guidelines"); and the City's CEQA Implementation Procedures; and

WHEREAS, on June 27, 2017, the Planning Commission held a noticed public hearing, received public testimony and considered all information related to the Fort Bragg Coastal Restoration and Trail Phase III Project Subsequent EIR Addendum, including all reports and attachments prepared or presented by City staff, pertinent documents provided during previous public meetings, all oral and written testimony and the full record of proceedings on the Project.

NOW, THEREFORE, BE IT RESOLVED, by the Planning Commission of the City of Fort Bragg, that the Planning Commission finds, determines and certifies as follows:

1. The above recitals are true and correct, and are incorporated herein by reference.
2. The SEIR Addendum was prepared in compliance with the requirements of CEQA.
3. The SEIR Addendum was presented to the Planning Commission, the decision-making body for the City, the lead agency for the Project, and the Planning Commission has reviewed and considered the information contained in the Subsequent EIR Addendum.
4. The SEIR Addendum reflects the Planning Commission's independent judgment and analysis as to the environmental effects of the Project.
5. The Planning Commission hereby adopts the findings of the SEIR, incorporated herein by reference, regarding changes or alterations which have been incorporated into the Project which mitigate or avoid significant effects.
6. A number of impacts analyzed under the Subsequent EIR were found to be less than significant even without mitigation.
7. After mitigation, all project impacts are less than significant.
8. The Planning Commission has, by its review of the evidence and analysis presented in the SEIR Addendum and in the record, acquired a better understanding of the full scope of the environmental issues presented by the Project. In turn, this understanding has enabled the Commission to make fully informed, thoroughly considered decisions on these important issues.
9. The location of the documents or other material that constitute the record of proceedings upon which the decision is based is the City of Fort Bragg Community Development Department, 416 North Franklin Street, Fort Bragg CA 95437; the official custodian of said records is the City Clerk of the City of Fort Bragg.

BE IT FURTHER RESOLVED that the Mitigation Monitoring and Reporting Program (“MMRP”) set forth in Subsequent EIR and incorporated herein by reference is hereby adopted to ensure that all mitigation measures relied on in the findings are fully implemented. Compliance with the MMRP shall be a condition of any Project approval.

The above and foregoing Resolution was introduced by Planning Commissioner _____, seconded by Planning Commissioner _____, and passed and adopted at a regular meeting of the Planning Commission of the City of Fort Bragg held on the 27th day of June, 2017, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Teresa Rodriguez, Chair

ATTEST:

Johanna Gonzalez, Administrative Assistant