

PLANNING COMMISSION
RESOLUTION NO. 2016-07

A RESOLUTION RECOMMENDING THAT THE CITY COUNCIL ADOPT THE INITIAL STUDY, ENVIRONMENTAL ASSESSMENT NO. EA/C&ED 2016-01, FOR A PROPOSED GENERAL PLAN AMENDMENT FOR THE HOUSING ELEMENT OF THE GENERAL PLAN

WHEREAS, ON October 14, 2008, by Resolution No. 2008-582, the City Council of the City of Modesto recertified the Final Master Environmental Impact Report ("Master EIR") (SCH No. 2007072023) for the General Plan; and

WHEREAS, Section 21157.1 of the Public Resources Code, relating to reviewing subsequent projects for a Master EIR, states that the lead agency shall prepare an Initial Study on any proposed subsequent project to analyze whether the subsequent project may cause any significant effect on the environment that was not examined in the Master EIR as being within the scope of the project; and

WHEREAS, the City's Community and Economic Development Department prepared an Initial Study, Environmental Assessment No. 2016-01, which reviewed the proposed General Plan Amendment for the Housing Element of the General Plan; and

WHEREAS, the Planning Commission certifies it has received and reviewed the Initial Study, Environmental Assessment No. EA/C&ED 2016-01, which concluded that the project is within the scope of the General Plan Master EIR (SCH No. 2007072023) and that pursuant to Section 21157.1 of the Public Resources Code, no further environmental review is required.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission that it hereby finds and determines as follows:

1. An Initial Study EA/C&ED 2016-01, the proposed amendment to the Modesto General Plan analyzed whether the subsequent project may cause any significant effect on the environment that was not examined in the General Plan Master EIR (SCH No. 2007072023), Tivoli Specific Plan EIR (SCH No. 2005072125), and Woodglen Specific Plan EIR (SCH No. 2007042087) and whether the subsequent project was described in the Master EIR and specific plan EIRs as being within the scope of those reports.
2. The subsequent project will have no additional significant effect on the environment, as defined in subdivision (d) of Section 21158 of the Public Resources Code, that was not identified in the Master EIR or specific plan EIRs.
3. No new or additional mitigation measures or alternatives are required.
4. There are no specific features unique to the proposed amendment to the Modesto General Plan as it pertains to the City's Housing Element that

require project-specific mitigation measures. All certified mitigation measures identified in the Master EIR will apply Citywide as appropriate.

5. No substantial changes have occurred with respect to the circumstances under which the Master EIR was certified, and no new information, which was not known and could not have been known at the time that the Master EIR was certified as complete, has become available.

BE IT FURTHER RESOLVED by the Planning Commission that it hereby recommends to the City Council adoption of the Initial Study, as described in Exhibit "A," attached hereto and incorporated herein by reference.

The foregoing resolution was introduced at the regular meeting of the Planning Commission held on March 21, 2016, by Rosa Escutia-Braaton, who moved its adoption, which motion was seconded by Amin Vohra, and carried by the following vote:

Ayes:	Carter, Escutia-Braaton, Lucas, Smith, Vohra
Noes:	None
Absent:	Morad
Recused:	None

BY ORDER OF THE PLANNING COMMISSION OF THE CITY OF MODESTO.

Original, signed copy on file in CEDD
Patrick Kelly, Secretary

Attachment (Exhibit "A")