

PLANNING COMMISSION  
RESOLUTION NO. 2019-02

A RESOLUTION RECOMMENDING TO THE CITY COUNCIL ADOPTION OF  
AN AMENDMENT TO THE MODESTO URBAN AREA GENERAL PLAN  
(COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT)

WHEREAS, on August 15, 1995, by Resolution No. 95-408, the City Council certified the Final Master Environmental Impact Report ("Master EIR") (SCH No. 92052017) for the Modesto Urban Area General Plan;

WHEREAS, a General Plan for the City of Modesto entitled "City of Modesto Urban Area General Plan" (UAGP), was adopted by the City Council by Resolution No. 95-409 on August 15, 1995, in accordance with Section 65300 of the Government Code;

WHEREAS, said General Plan has been amended by Modesto City Council Resolution Nos. 95-584, 96-20, 96-338, 96-639, 97-3, 97-137, 97-158, 98-293, 99-162, 99-564, 2000-303, 2000-633, 2001-47, 2001-476, 2002-154, 2002-526, 2003-101, 2003-122, 2007-066, 2007-599, 2008-142, 2008-583, 2009-419, 2011-253, 2011-254, 2011-436, 2012-430, 2014-17, 2014-422, 2015-262, 2016-34, and 2017-21, copies of which are on file in the office of the City Clerk;

WHEREAS, Government Code Section 65358 permits the amendment of General Plans by the legislative body;

WHEREAS, the Community and Economic Development Department ("Applicant") desires to amend the UAGP ("Project") to:

1. Revise the land use and transportation policies and diagrams to be more consistent and compatible;
2. Address new state and federal laws enacted since the prior UAGP amendment, and document compliance with them; and,
3. Update the Master EIR for the UAGP;

WHEREAS, a Master Environmental Impact Report was prepared for the Urban Area General Plan amendment (SCH No. 2014042081), which analyzed the potential environmental effects of the proposed Project; and,

WHEREAS, on January 28, 2019, the Planning Commission held a duly noticed public hearing at 6:00 p.m. in the Tenth Street Place Chambers located at 1010 Tenth Street, Modesto, California, at which hearing evidence both oral and documentary relating to this proposed amendment to the Modesto Urban Area General Plan was considered.

NOW, THEREFORE, BE IT RESOLVED, by the Planning Commission of the City of Modesto that it hereby recommends that the City Council review the proposed Urban Area General Plan amendment and take such actions as are necessary and appropriate to make the following finding, and to find as follows:

1. The proposed Urban Area General Plan amendment is internally consistent with the Urban Area General Plan and the elements of the Urban Area General Plan are consistent with the proposed Amendment.
2. The proposed Urban Area General Plan amendment is consistent with the Master Environmental Impact Report prepared for the Urban Area General Plan amendment (SCH No. 2014042081) and has been adequately analyzed by the Master EIR.

BE IT FURTHER RESOLVED by the Planning Commission of the City of Modesto that it hereby recommends to the City Council adoption of the proposed amendment to the Urban Area General Plan 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 January 28, 2019, by Commissioner Vohra, who moved its adoption, which motion was seconded by Commissioner Lucas, and carried by the following vote:

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

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

Original, signed copy on file C&EDD  
Steve Mitchell, Secretary

Attachment: Exhibit "A"

**EXHIBIT "A"**

**CITY OF MODESTO URBAN AREA GENERAL PLAN AMENDMENT 2040**

Final documentation on file with the Planning Division of the Community and Economic Development Department.