

RESOLUTION NO. _____

**RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF
MADERA RECOMMENDING CERTIFICATION OF A FINAL
ENVIRONMENTAL IMPACT REPORT ON THE GENERAL PLAN
UPDATE AND APPROVAL OF THE GENERAL PLAN UPDATE.**

WHEREAS, State Law requires that local agencies adopt General Plans containing specific mandatory elements; and

WHEREAS, The City of Madera adopted a Comprehensive General Plan Update and Environmental Impact Report on October 5, 1992, and the City of Madera is currently in compliance with State mandates relative to Elements of the General Plan; and

WHEREAS, State law also provides for periodic review, updates, and amendments of its various Plans; and

WHEREAS, the City of Madera began preparation of a comprehensive update to the General Plan in 2007 that consisted of conducting numerous public meetings by an appointed General Plan Public Advisory Committee, the Planning Commission, and the City Council; and

WHEREAS, the City determined that the General Plan Update (also referred to herein as "Project") was a project requiring review pursuant to the California Environmental Quality Act (CEQA), Public Resources Code 21000 et seq. and that an Environmental Impact Report (EIR) be prepared to evaluate the potential environmental effects of the project; and

WHEREAS, a Notice of Preparation was released for public and agency review and comment on December 27, 2007, for the General Plan Update Draft EIR, with public review period starting December 27, 2007, and ending on February 19, 2008, and a public scoping meeting to receive comments on topics and issues which should be evaluated in the Draft EIR was held by the City on January 28, 2008; and

WHEREAS, the City distributed a Notice of Availability for the General Plan Update Draft EIR on May 13, 2009, which started a public review period, ending on June 29, 2009; and

WHEREAS, the Notice of Completion for the Draft EIR (SCH#2007121153) was also submitted to the State Clearinghouse for state agency review with Public Review Period starting May 13, 2009, and ending on June 29, 2009; and

WHEREAS, the City held a public meeting on June 1, 2009 to receive public comments on the General Plan Update and Draft EIR and those comments were received and considered in the Final EIR; and

WHEREAS, the Planning Commission considered the General Plan Update during a noticed public hearing on August 24, 2009; and

WHEREAS, the Planning Commission reviewed all evidence presented both orally and in writing and recommends the City Council make certain findings in compliance with CEQA, which are described below and more fully set forth in Exhibit RES-1, attached hereto and incorporated in its entirety by this reference.

NOW THEREFORE BE IT RESOLVED BY THE PLANNING COMMISSION OF THE CITY OF MADERA AS FOLLOWS:

1. The above recitals are true and correct.
2. Based upon the testimony and information presented at the hearing, including the Environmental Impact Report and all evidence in the whole record pertaining to this matter, the Commission finds that the Environmental Impact Report has been prepared pursuant to the California Environmental Quality Act and that the document reflects the independent judgment of the Planning Commission of the City of Madera, and

is hereby recommended for certification in accordance with the California Environmental Quality Act.

3. The complete findings for the Environmental Impact Report are outlined in the attached Exhibit RES-1 entitled "General Plan Update CEQA Findings of Fact." These findings are hereby incorporated into this resolution by reference and the adoption of these findings by the City Council is recommended by the Planning Commission.

4. The Planning Commission hereby recommends that the General Plan update be adopted, including those revisions as specified in the General Plan Comment Letter Matrix and the Climate Change Policy Revisions.

5. This resolution is effective immediately upon adoption.

* * * * *

Passed and adopted by the Planning Commission of the City of Madera this 24th day of August, 2009, by the following vote:

AYES:
NOES:
ABSTENTIONS:
ABSENT:

Andrew Medellin, Chairperson
City of Madera Planning Commission

Attest:

David A. Randall
Planning Director