RESOLUTION NO. 234-47

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARCATA CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT PREPARED FOR THE COMPREHENSIVE GENERAL PLAN UPDATE

WHEREAS, the General Plan is the overarching plan for ensuring social justice and racial equity while balancing community growth, development, resource protection, provision of public services, circulation and mobility, housing access and affordability, economic development and job growth, capital infrastructure investment, climate adaptation, and quality of life in the City. The City Council adopted the last comprehensive update to the City's General Plan in 1999 for the planning period ending 2020; and

WHERAS, the City has been involved in the public process of updating the General Plan for the next 20-year planning period since 2017 and has engaged the community in each stage of the development of the revised General Plan and implementing Gateway Area Code from concept to iterative draft document review; and

WHEREAS, the update to the General Plan and its implementation is subject to the California Environmental Quality Act (CEQA), Public Resources Code § 21000 et seq.; and

WHEREAS, pursuant to the CEQA Guidelines (the "Guidelines") CCR §15082, the public and interested agencies were informed of the City's intent to evaluate the General Plan update evidenced in part by a Notice of Preparation published on February 3, 2022, by the Office of Planning and Research (State Clearing House #2022020107); and

WHEREAS, a Draft Environmental Impact Report (EIR) was prepared and circulated for more than 45 days with Notice of Availability and the Draft EIR available through the State Clearinghouse, the City's website, the Arcata Branch Library, and the City of Arcata Community Development Department for public review from January 26, 2024, with formal comment period open January 31 to March 18, 2024. The City held a public hearing on the EIR on March 12, 2024, at a regular meeting of the Planning Commission to provide additional opportunity for the public to provide comment on the Draft EIR; and

WHEREAS, pursuant to CEQA Guidelines CCR §15089, a Final EIR was prepared with the contents specified in §15132 of the Guidelines, including responses to the comments received on the Draft EIR. The Planning Commission reviewed and evaluated the Final EIR on May 14, 2024; and

WHEREAS, substantive comments to the Draft EIR have been considered, addressed, and either incorporated in the Final EIR or considered in the context of the project approval; and

WHEREAS, at its May 14, 2024, regular meeting, upon hearing and considering all testimony and facts concerning the Final EIR and reviewing the findings established in Guidelines §15091, the Planning Commission found that project may have a significant and

unavoidable effect on air resources and historic resources, yet also recommended the Council adopt a Statement of Overriding Considerations; and

WHEREAS, Planning Commission Resolution No. PC-24-03 adopted on May 14, 2024, contains the Commission's recommendation for certification of the Final EIR, adoption of the Mitigation Monitoring and Reporting Program, and adoption of a Statement of Overriding Consideration;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Arcata:

1. Certify that the General Plan Draft and Final Environmental Impact Report dated _____, and _____, 2024, respectively, incorporated herein by reference:
    a. has been completed in compliance with the California Environmental Quality Act (Guidelines § 15089(a)(1)) and Chapter 9.78 (Environmental Impact Assessment) of the Land Use Code;
    b. the information contained in the Final EIR was reviewed and considered by the Planning Commission and City Council prior to approving the project (Guidelines § 15089(a)(2)); and
    c. the Final EIR reflects the City Council's independent judgement and analysis (Guidelines § 15089(a)(3)); and
2. Adopt the General Plan CEQA Findings of Fact and Statement of Overriding Considerations dated _____, 2024, incorporated herein by reference, making the Findings of Fact pursuant to Public Resources Code Section 21081 and State CEQA Guidelines Section 15091 as outlined in the Findings of Fact and Statement of Overriding Considerations and the Land Use Code 9.78.170; and the findings for the Statement of Overriding Considerations pursuant to Public Resources Code Section 21081.6, and State CEQA Guidelines Section 15093 as outlined in the Findings of Fact and Statement of Overriding Considerations and the Land Use Code 9.78.170.C; and
3. Adopt the Mitigation Monitoring and Reporting Program dated _____, 2024, incorporated herein by reference.

DATED:

ATTEST:

_____	_____
Rhea Varley	Meredeth Matthews
City Clerk, City of Arcata	Mayor, City of Arcata

CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of Resolution No. 234-47, passed and adopted at a regular meeting of the City Council of the City of Arcata, County of Humboldt, State of California, on the _____ day of _____, 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

_____
Rhea Varley
City Clerk, City of Arcata