

EXHIBIT B

RESOLUTION No. 2008-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA TO ADOPT A NEGATIVE DECLARATION FOR A PROPOSED SPHERE OF INFLUENCE AMENDMENT AND PROPOSED GENERAL PLAN AMENDMENT TO CHANGE THE PLANNING AREA BOUNDARY AND SPHERE OF INFLUENCE ASSOCIATED WITH TWO PARCELS: APN# 002-16-0-008 AND APN# 002-16-0-004

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WHEREAS, upon conducting an environmental analysis of the proposed Davidson Sphere of Influence amendment, City Staff determined that given the scope of the project, the change in the City's Sphere of Influence and the General Plan Amendment would not result in significant impacts to the environment and a Negative Declaration should be approved; and

WHEREAS, the Planning Commission at their April 1, 2008 meeting considered the Initial Study and Negative Declaration, and comments received as a result of the public review, and based on their independent review and judgment of the facts made no recommendation to the City Council to approve or not approve the Negative Declaration; and

WHEREAS, a properly noticed public hearing was held before the City Council on April 15, 2008; and

WHEREAS, the City Council at their April 15, 2008 meeting considered the Initial Study and Negative Declaration, and comments received as a result of the public review, and based on their independent review and judgment of the facts agree that there is no substantial evidence that the project will have a significant effect on the environment, and so approve the Initial Study and Negative Declaration; and

WHEREAS, the documents pertinent to this project constitute the record of proceedings is available at the City Planning Department at City Hall; and

NOW THEREFORE, BE IT RESOLVED that the City Council hereby approves the Negative Declaration based on the following findings:

The project will not cause any significant, unmitigable environmental impacts or contribute significantly to those impacts identified by the General Plan EIR as significant, unmitigable environmental impacts.

Support: Upon conducting an environmental analysis of the project, Staff has determined that given the scope of the project, i.e., simply a change in the Sphere of Influence, there will not result any significant impacts to the environment and a negative declaration has been prepared.

The proposed project will not have any significant effects on fish or wildlife resources. No California Department of Fish and Game review fees are required.

Support: Based on the project definition and the environmental analysis contained in the Initial Study, the project will not directly or indirectly, on a project or cumulative level, impact those resources within the jurisdiction of the California Department of Fish and Game.

PASSED AND ADOPTED this 15th day of April, 2008 by the following vote:

AYES: Dias, Edge, Hill, Laverone

NOES: Paradice

ABSENT: None

ABSTAIN: None

Mayor George Dias, III

ATTEST: _____
Trish Paetz, City Clerk