

RESOLUTION 2016-21

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA
SETTING ASIDE RESOLUTIONS 2014-43 and 2014-44 IN ACCORDANCE
WITH THE PEREMPTORY WRIT OF MANDATE OF INTERLOCUTORY REMAND FOR
RECONSIDERATION OF POTENTIAL NOISE IMPACTS ISSUED BY THE
COUNTY OF SAN BENITO SUPERIOR COURT**

WHEREAS, the City Council adopted Resolutions 2014-43 and 2014-44 on November 18th, 2014 together with conditions, mitigation measures, monitoring programs and findings, for a project at 404-408 The Alameda; and

WHEREAS, on March 14th, 2016, the Superior Court of the County of San Benito, State of California entered a Peremptory Writ of Mandate of Interlocutory Remand for reconsideration of potential noise impacts, which required the City Council to set aside Resolution 2014-43 and 2014-44; and

WHEREAS, the City Council held a duly noticed public hearing to receive public comments, testimony and written communication for the consideration to set aside Resolutions 2014-43 and 2014-44.

NOW, THEREFORE, BE IT RESOLVED, the City Council of the City of San Juan Bautista hereby sets aside Resolution 2014-43 and Resolution 2014-44 on this 19th day of April 2016 by the following vote.

AYES: **West, Martorana, Lund, Boch, Edge**

NOES: **None**

ABSENT: **None**

ABSTAIN: **None**

Mayor Rick Edge

ATTEST:

City Clerk Connie Schobert