

RESOLUTION NO. 2010-149

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THE BAKEY PARCEL MAP PROJECT, EG-10-026, EXEMPT FROM CALIFORNIA ENVIRONMENTAL QUALITY ACT REVIEW PURSUANT TO SECTION 15183 OF THE CEQA GUIDELINES OF TITLE 14 OF THE CALIFORNIA CODE OF REGULATIONS ASSESSOR PARCEL NUMBER: 127-0008-020

WHEREAS, the Planning Department of the City of Elk Grove received an application from Gardner and Associates (hereinafter referred to as the Applicant) on April 16, 2010, for a Rezone from AR-5 (Agricultural/Residential – minimum 5 acre) to AR-2 (Agricultural/Residential – minimum 2 acre) and a Tentative Parcel Map to split a 10.46-acre (gross) parcel into four parcels hereinafter referred to as the Bakey Parcel Map Project (EG-10-026) (Project); and

WHEREAS, the Project is located on real property in the incorporated portions of the City of Elk Grove more particularly described as Assessor Parcel Number: 127-0008-020; and

WHEREAS, California Environmental Quality Act (CEQA) Guideline §15183 exemption applies to projects which are consistent with a Community Plan, General Plan or Zoning for which an Environmental Impact Report (EIR) has been certified and “shall not require additional environmental review, except as might be necessary to examine whether there are project-specific significant effects which are peculiar to the project or its site”; and

WHEREAS, an EIR was certified by the City Council for the adoption of the City of Elk Grove General Plan. The proposed Rezone and Tentative Parcel Map are consistent with the General Plan. Therefore, the proposed project qualifies for the exemption under CEQA Guideline Section 15183, because the proposed Rezone and Tentative Parcel Map are consistent with the General Plan, for which an EIR was certified; and

WHEREAS, the Project involves a rezone from AR-5 to AR-2 and the subdivision of a property into four parcels in an area designated for rural residential land use; and

WHEREAS, the proposed project is consistent with the General Plan, Land Use Policy Map and Title 23 requirements; and

WHEREAS, all required services and access to the proposed parcels in compliance with the City's standards are available; and

WHEREAS, no adverse environmental effects were identified during staff review of the development application and project site visit; and

WHEREAS, no special circumstances exist that create a reasonable possibility that the activity may have a significant adverse impact on the environment.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Elk Grove finds the Bakey Parcel Map Project (EG-10-026) exempt from CEQA review pursuant to §15183 of the CEQA Guidelines of Title 14 of the California Code of Regulations.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 14th day of July 2010.



SOPHIA SCHERMAN, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, INTERIM CITY CLERK

APPROVED AS TO FORM:



SUSAN COCHRAN, CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2010-149**

**STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)**


I, Jason Lindgren, Interim City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on July 14, 2010 by the following vote:

AYES : COUNCILMEMBERS: *Scherman, Detrick, Cooper, Davis, Hume*

NOES: COUNCILMEMBERS: *None*

ABSTAIN : COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *None*


**Jason Lindgren, Interim City Clerk
City of Elk Grove, California**