

RESOLUTION NO. 2015-222

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AUTHORIZING THE REMOVAL AND PERMANENT CLOSURE OF THE EXISTING
AT-GRADE RAILROAD CROSSING AT GRANT LINE ROAD ASSOCIATED WITH
THE GRANT LINE ROAD WIDENING AND GRADE SEPERATION PROJECT
(PT034A)**

WHEREAS, the Grant Line Road Widening and Grade Separation Project (Project) will provide a grade separation over the Union Pacific Railroad Company (UPRR) tracks, Department of Transportation Crossing Number 924198N, thereby improving the safety of rail, vehicle and pedestrian traffic; and

WHEREAS, the Project is necessary to improve safety and construction costs are fully funded through Prop 1B (Highway Railroad Crossing Saftey Account), Section 190 State Grade Separation Safety fund, Elk Grove Gas Tax and Roadway Fee, Sacramento County Water Agency and Union Pacific Railroad; and

WHEREAS, in order to construct the new grade separated crossing, the City entered into a Construction and Maintenance Agreement ("Agreement") with UPRR; and

WHEREAS, the Agreement was authorized by City Council on September 26, 2012 and the Supplemental Agreement on March 12, 2014; and

WHEREAS, the California Environmental Quality Act (Section 21000 et seq. of the Public Resources Code, herein after CEQA) requires that cities consider the environmental consequences of their actions before approving a project; and

WHEREAS, the Project is a project under CEQA; and

WHEREAS, on March 13, 2013, the City Council adopted a Notice of Determination for an addendum to the Grant Line Road Widening Mitigated Neegative Declaration (SCH No. 2005102056) which included the proposed project ; and

WHEREAS, Section 15162 (Subsequent EIRs and Negative Declarations) of Title 14 of the California Code of Regulations (State CEQA Guidelines) provides an exemption from CEQA for projects which have been previously analyzed under a previous environmental document, as was completed for this project; and

WHEREAS, the Agreement requires that the City adopt a resolution authorizing the removal and permanent closure of the existing at-grade crossing on Grant Line Road; and

WHEREAS, the removal cost of \$26,016 was included in the FY 2015-16 Budget for the Project; and

WHEREAS, once the crossing is removed, the City can request UPRR's funding contribution to the project in the amount of \$802,000.

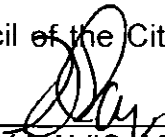
NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Elk Grove finds the subject project exempt from the California Environmental Quality Act (CEQA) pursuant to the California Code of Regulations, Title 14 (State CEQA Guidelines), based on the following finding:

Finding: No subsequent environmental review is necessary for the Grant Line Road Widening and Grade Separation Project pursuant to State CEQA Guidelines Section 15162 (Subsequent EIRs and Negative Declarations).

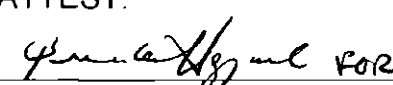
Evidence: The City has reviewed the Project and analyzed it based upon the provisions of the State CEQA Guidelines. On March 13, 2013, the City Council adopted a Notice of Determination for an addendum for the Grant Line Road Widening Mitigated Negative Declaration (SCH No. 2005102056), which included the subject project. The potential environmental impacts were adequately analyzed as part of the MND addendum. No substantial changes are proposed to the project and there are no substantial changes in circumstances or new information that would require major revisions to the addendum. Therefore, the addendum to the MND prepared for the project is sufficient and, pursuant to State CEQA Guidelines Section 15162 which identifies the requirements for which subsequent analysis is required, no further environmental review is required

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City Council of the City of Elk Grove hereby authorizes the removal and permanent closure of the existing at-grade railroad crossing on Grant Line Road associated with the Grant Line Road Widening and Grade Separation Project (PT034A).


PASSED AND ADOPTED by the City Council of the City of Elk Grove this 28th day of October 2015



GARY DAVIS, MAYOR of the
CITY OF ELK GROVE

ATTEST:


JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:


SUZANNE E. KENNEDY,
ACTING CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2015-222**

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

I, Jason Lindgren, 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 October 28, 2015 by the following vote:

AYES : **COUNCILMEMBERS:** *Davis, Hume, Detrick, Ly, Suen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN : **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*

Jason Lindgren FOR

Jason Lindgren, City Clerk
City of Elk Grove, California

