

RESOLUTION NO. 02-32

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
ACCEPTING THE PLANNING COMMISSION REPORT ON CONSISTENCY
WITH THE GENERAL PLAN, ADOPTING A NEGATIVE DECLARATION, AND
APPROVING PROPERTY PURCHASE (MORABITO - APN 009-633-027)

WHEREAS, the City Council of the City of El Paso de Robles is scheduled to consider purchase of property located at the end of Vendels Circle (APN 009-633-027); and

WHEREAS, Section 65402 of the Government Code (Planning and Zoning Laws) provides that the Planning Commission must be requested to report on whether or not a proposed purchase of property would be in conflict with the City's General Plan; and

WHEREAS, on February 12, 2002 the Planning Commission considered the subject property in relation to the City's General Plan; and

WHEREAS, based on the Planning Commission's evaluation of the proposed property purchase, specifically in relation to the General Plan, the Commission unanimously concluded that there would appear to be no conflict with the City's General Plan; and

WHEREAS, pursuant to the California Environmental Quality Act, the City has prepared an Initial Study for the acquisition of the subject 0.09 acres (the "Project"), which concludes that the project will not have any significant effects on the environment and recommends that a Negative Declaration be adopted; and

WHEREAS, public notice of the proposed Negative Declaration was given as required by Section 21092 of the Public Resources Code; and pursuant to said public notice, the public was given the opportunity to submit written comments and to appear before the City Council at a public meeting conducted on February 19, 2002 to make oral comments on the draft Negative Declaration.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. That the City Council of the City of Paso Robles does hereby accept the Planning Commission's report to the City Council that purchase of the subject property would, in the judgment of the Planning Commission, not be in conflict with the City's General Plan

SECTION 2. Based on the information contained in the plans and specifications prepared for the Project on file with the City's Department of Public Works, the Initial Study prepared for the Project, public comments and testimony received during the comment period at the public meeting conducted on February 19, 2002, the City Council finds, based on its independent judgment and analysis, that there is no substantial evidence that the Project will have a significant effect on the environment.

SECTION 3. The City Council of the City of Paso Robles does hereby approve and adopt the Negative Declaration for the Project. All of the documents and other evidence, which constitute the record of proceedings upon which the findings in this Resolution are made, are in the custody of the Department of Public Works, City Hall, 1000 Spring Street, Paso Robles, California 93446.

SECTION 4. That in order to implement the General Plan and the Sewer Master Plan, that the City Council does hereby authorize the City Manager to sign all documents related to the purpose of a portion of the subject property.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 19th day of February 2002 by the following vote:

AYES: Finigan, Heggarty, Picanco and Mecham
NOES: None
ABSTAIN: None
ABSENT: Nemeth

Frank R. Mecham, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk