

RESOLUTION NO. 3011-2006

RESOLUTION OF THE FORT BRAGG CITY COUNCIL TRANSMITTING LOCAL COASTAL PROGRAM (LAND USE PLAN, LAND USE MAP, AND IMPLEMENTATION PLAN) AMENDMENTS FOR THE CITY OF FORT BRAGG TO THE CALIFORNIA COASTAL COMMISSION FOR CERTIFICATION

WHEREAS, the City of Fort Bragg adopted its initial Local Coastal Program ("LCP") pursuant to the California Coastal Act of 1976 in 1980 and it was certified by the Coastal Commission on July 14, 1983; and

WHEREAS, amendments to the LCP were approved by the Coastal Commission in 1985 (LCP 1-84); 1986 (LCP 2-85); 1988 (LCP 1-88); 1989 (LCP 1-89); 1991 (LCP 1-91/major); 1992 (LCP 1-91/minor); 1992 (LCP 2-91 and LCP 1-92); and 1995 (LCP 1-95); and

WHEREAS, on December 2, 2002, the City Council adopted Resolution No. 2625-2002, incorporated herein by reference, adopting an updated General Plan that includes updates to the LCP through the Coastal Element which provides policies and programs regulating land use and conservation in the coastal zone and through other policies and programs throughout the General Plan that are designed to meet Coastal Act requirements; and

WHEREAS, on December 2, 2002, the City Council adopted Resolution No. 2624-2002, incorporated herein by reference, certifying the Environmental Impact Report for the General Plan (SCH #1998012027) as adequate and complete pursuant to the California Environmental Quality Act; and

WHEREAS, on June 28, 2004, the City Council adopted Ordinance 843-2004, incorporated herein by reference, adopting a comprehensive Land Use & Development Code that contains the implementing regulations for the updated LCP, including an Implementation Plan for an LCP amendment; and

WHEREAS, on June 16, 2004, the City Council adopted Resolution No. 2772-2004, incorporated herein by reference, adopting a Negative Declaration finding that the Land Use & Development Code could not have a significant effect on the environment because all potentially significant effects were analyzed adequately in the General Plan EIR as certified on December 2, 2002 and have been avoided or mitigated pursuant to the EIR and no further action is required; and

WHEREAS, on November 22, 2004, the City Council adopted Resolution No. 2826-2004, incorporated herein by reference, adopting General Plan Amendment 1-04 which included modifications to the General Plan, including LCP policies, to: (a) "clean up" the General Plan and address inconsistencies that arose during the Land Use & Development Code update process; (b) revise policies relating to annexation and out-of-area service agreements; and (c) address opportunities for pursuing public benefit uses on the Georgia-Pacific Mill Site; and

WHEREAS, in approving Resolution No. 2826-2004, the City Council adopted a Negative Declaration finding that General Plan Amendment 1-04 could not have a significant effect on the environment because all potentially significant effects were analyzed adequately in the General Plan EIR as certified on December 2, 2002 and have been avoided or mitigated pursuant to the EIR and no further action is required; and

WHEREAS, on April 11, 2005, the City Council adopted Resolution No. 2857-2005, incorporated herein by reference, transmitting the LCP (Land Use Plan, Land Use Map, and Implementation Plan) amendments for the City of Fort Bragg to the California Coastal Commission for Certification; and

WHEREAS, all of the actions cited above were taken following duly noticed public hearings by the Planning Commission and the City Council.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby transmit to the California Coastal Commission the amended LCP, including the Land Use Plan and the Land Use Plan map as adopted on December 2, 2002 and modified on November 22, 2004, and the Implementation Plan as adopted on June 28, 2004 for consideration as an LCP amendment.

BE IT FURTHER RESOLVED that the City Council has determined that all of the policies that are denoted with a “~” in the General Plan as adopted on December 2, 2002 and modified on November 22, 2004, as well as all of the policies in the Land Use Element; Coastal Element; Conservation, Open Space and Parks Element; Circulation Element; Community Design Element; and Housing Element; and the entire Land Use & Development Code as adopted on November 22, 2004 shall comprise the City’s amended LCP.

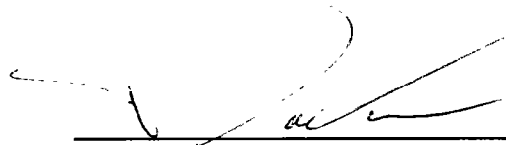
BE IT FURTHER RESOLVED that:

1. The City of Fort Bragg intends to carry out the policies of its amended LCP in a manner fully consistent with the goals and objectives of the California Coastal Act of 1976, and any subsequent amendments thereof; and
2. The City of Fort Bragg intends that the LCP amendments will take effect automatically upon Coastal Commission approval unless the Commission suggests modifications, in which case, the Council will take action to consider adoption of the suggested modifications prior to the LCP amendments taking effect.

The above and foregoing Resolution was introduced by Councilmember Melo, seconded by Councilmember Hammerstrom, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 11th day of September, 2006, by the following vote:

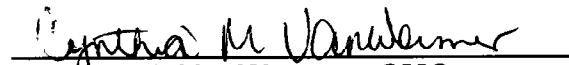
AYES: Councilmembers Gjerde, Baltierra, Hammerstrom, Melo, and Mayor Turner.
NOES: None.
ABSENT: None.

ABSTAIN: None.



**DAVE TURNER,
Mayor**

ATTEST:



**Cynthia M. VanWormer, CMC
City Clerk**