

## RESOLUTION NO. 4106-2018

### RESOLUTION OF THE FORT BRAGG CITY COUNCIL ADOPTING A MITIGATED NEGATIVE DECLARATION FOR THE INLAND LAND USE & DEVELOPMENT CODE AMENDMENT 1-18

**WHEREAS**, the City of Fort Bragg ("City") adopted an Inland General Plan and certified an Environmental Impact Report Addendum ("EIR Addendum") for the General Plan on December 2, 2012; and

**WHEREAS**, the City of Fort Bragg ("City") adopted an Inland Land Use and Development Code and Negative Declaration on March 6, 2014; and

**WHEREAS**, the City of Fort Bragg ("City") adopted an Inland Land Use and Development Code and Negative Declaration on May 20, 2017; and

**WHEREAS**, the adoption of an Inland Land Use and Development Code is necessary to: 1) provide a regulatory framework for implementation of the Inland General Plan; 2) to implement new state planning and land use requirements; and 3) update zoning regulations in accordance with City Council policy direction; and

**WHEREAS**, the Community Development Committee held a community workshop to review, discuss and provide direction regarding the proposed change to the Inland Land Use and Development Code to allow beekeeping in all zoning districts and to allow more bee hives with a Minor Use Permit; and

**WHEREAS**, a Mitigated Negative Declaration has been prepared as the CEQA document for the amendment to the Inland Land Use and Development Code, and the City filed a Notice of Determination with the State Secretary of Resources via the State Clearinghouse, and the Negative Declaration was circulated for the required thirty day public review period from April 30, 2017 to May 20, 2018; and

**WHEREAS**, no comments on the Mitigated Negative Declaration were received during the public review period; and

**WHEREAS**, based on the Mitigated Negative Declaration, the Planning Commission concurs with the Community Development Director's determination that adoption of the Inland Land Use and Development Code would not have a significant effect on the environment and passed a resolution on May 23, 2018 recommending adoption of the ILUDC update.

**WHEREAS**, the Planning Commission considered the Mitigated Negative Declaration and the Inland Land Use and Development Code at a noticed public hearing on May 23, 2018, at which time all interested parties had the opportunity to be heard.

**WHEREAS**, the City is the lead agency for the completion of the Mitigated Negative Declaration under the California Environmental Quality Act (CEQA); and

**WHEREAS**, based on the Mitigated Negative Declaration, the City Council concurs with the Community Development Director's determination that adoption of Amendment 1-18 to Inland Land Use and Development Code would not have a significant effect on the environment; and

**WHEREAS**, the City Council considered the Negative Declaration and the Inland Land Use and Development Code at a noticed public hearing on June 25, 2018, at which time all interested parties had the opportunity to be heard.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Fort Bragg does hereby find that the foregoing recitals are true and correct and made a part of this resolution; and the City Council has reviewed and considered the Negative Declaration and does hereby make the following findings:

1. The Mitigated Negative Declaration was prepared, circulated and reviewed in accordance with the California Environmental Quality Act (CEQA) and the City's CEQA implementation procedures.
2. Based on the record before the Council, there is no substantial evidence that the project will have a significant effect on the environment.
3. The Negative Declaration reflects the independent judgment and analysis of the City Council.
4. The custodian of the documents that constitute the record of proceedings upon which the Council action is based is the City Clerk of the City of Fort Bragg and all documents are available for review and inspection during regular business hours in the Office of the City Clerk at Fort Bragg City Hall, 416 North Franklin Street, Fort Bragg, CA 95437.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Fort Bragg does hereby adopt the Negative Declaration for the Inland Land Use and Development Code amendments regarding beekeeping, attached hereto as Exhibit A and incorporated herein by reference.

**The above and foregoing Resolution was introduced by Councilmember Cimolino, seconded by Councilmember Turner, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 25th day of June, 2018, by the following vote:**

**AYES:** Councilmembers Cimolino, Lee, Norvell, Turner and Mayor Peters.  
**NOES:** None.  
**ABSENT:** None.  
**ABSTAIN:** None.

RECUSED: None.



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**LINDY PETERS**  
Mayor

ATTEST:



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June Lemos, CMC  
City Clerk