

RESOLUTION NO. 02-122

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
GRANTING NEGATIVE DECLARATION STATUS FOR GENERAL PLAN
AMENDMENT 02-01 (PART 1 OF 4), SPECIFIC PLAN AMENDMENT 02-01A AND
REZONE 01-006 (KIESSIG FAMILY TRUST)

WHEREAS, the Kiessig Family Trust has initiated an application for General Plan Amendment 02-01 (Part 1 of 4) and Rezone 01-006, affecting approximately 156 acres within the Borkey Area Specific Plan and 117 acres at the north edge of the City limits, and

WHEREAS, General Plan Amendment 02-001 (Part 1 of 4) is a request to amend the General Plan for Assessor's Parcel numbers 020-011-006, 020-011-023, 025-390-002 and 025-390-003 to include 117 acres within the Borkey Area Specific Plan and change the land use designation from agriculture (AG) to public facilities (PF) for approximately 23 acres, and clarify the Planned Development Overlay requirement, and

WHEREAS, Rezone 01-006 (Cuesta College North County Campus) is a request to modify the zoning designation for a portion of Assessor Parcel Number 020-011-019 from Rural Residential, (RA) to Public Facilities, Planned Development (PF, PD), and

WHEREAS, Specific Plan Amendment 02-01A is a request to amend the Borkey Area Specific Plan to conform zoning and land use designations with those defined in the General Plan and Zoning Ordinance and revise text and graphics to conform with allowable land uses within Agriculture zoned districts, and provide for a destination resort type development compatible with the General Plan and Zoning Ordinance Agriculture district, and

WHEREAS, an Initial Study was prepared for this project (on file in the Community Development Department) which concludes and proposes that a Mitigated Negative Declaration be approved; and

WHEREAS, Public Notice of the proposed Negative Declaration with mitigation measures was given as required by Section 21092 of the Public Resources Code; and

WHEREAS, a public hearing was conducted by the Planning Commission on May 28, 2002, and by the City Council on June 18 and July 2, 2002, to consider the Initial Study and mitigation measures prepared for this application, and to accept public testimony regarding this proposed environmental determination; and

WHEREAS, based on the information contained in the Initial Study prepared for this project, the proposed mitigation measures, the mitigation contract and its exhibits signed by the applicant, the staff report, and testimony received as a result of the public notice, the City Council, using its own independent and objective judgment, finds that all potentially significant effects of the project on the environment can and will be avoided or mitigated to a level of insignificance by:

1. Imposing the mitigation measures on future development, and
2. Compliance with the Mitigation Contract that allows for further, development specific, CEQA review.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of El Paso de Robles, based on its independent judgment, does hereby approve a Negative Declaration for General Plan Amendment 02-01 (Part 1 of 4), Specific Plan Amendment 02-01A and Rezone 01-006 in accordance with the California Environmental Quality Act.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 2nd day of July 2002 by the following vote:

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

Frank R. Mecham, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk