

RESOLUTION NO. 12-13

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILLIAMS CERTIFYING
THE ENVIRONMENTAL IMPACT REPORT FOR THE WILLIAMS 2030 GENERAL
PLAN
UPDATE (State Clearinghouse Number 2010072071)**

WHEREAS, the subject project, known as the “City of Williams 2030 General Plan Update” consists of the City’s policy document and blueprint for future community development for the next 20 years; and

WHEREAS, an Environmental Impact Report (“EIR”), the Williams 2030 General Plan Update EIR, has been prepared for and by the City of Williams for the update of the Williams General Plan (“Project”) as defined in the EIR, pursuant to the California Environmental Quality Act (“CEQA”) (Pub. Resources Code § 21000 et seq.), the CEQA Guidelines (14 Cal. Code Regs., § 15000 et seq.), and the local procedures adopted by the City pursuant thereto; and

WHEREAS, the City issued a Notice of Preparation (“NOP”) of a Draft EIR and filed the NOP with the State Clearinghouse on or about August 1, 2010; and

WHEREAS, the City circulated the NOP for 30 days and received comments from agencies and the public that were considered during the preparation of the Draft EIR; and

WHEREAS, on August 23, 2010, the City conducted a public scoping meeting to receive additional comments on the scope of the Draft EIR; and

WHEREAS, the City prepared a Draft EIR and filed a Notice of Completion for the Draft EIR with the State Clearinghouse on or about November 29, 2011; and

WHEREAS, the City issued a Notice of Availability (“NOA”) on November 28, 2011, and mailed the NOA of the Draft EIR to all persons and organizations having requested notice of same, and caused the NOA of the Draft EIR to be published in a newspaper of general circulation within the City; and

WHEREAS, the public review period for the Draft EIR commenced on November 30, 2011, and concluded on January 13, 2012 (a 45-day review period), during which time the City requested comments on the Draft EIR; and

WHEREAS, subsequent to the close of the review and comment period, the City prepared the Final EIR in accordance with CEQA to respond to all comments submitted during the Draft EIR public review period, and to fully address all potential effects of implementation of the Project; and

WHEREAS, the Final EIR, which includes responses to comments received on the Draft EIR, was forwarded to all interested and commenting parties no less than ten (10) days prior to the date established for the Planning Commission to consider the Final EIR; and

WHEREAS, on June 4, 2012, after a duly noticed and continued meeting held on May 29, 2012, the Planning Commission held a duly noticed public hearing to consider the proposed Final EIR and, at the close of the continued hearing, made recommendations to the City Council which, among other things, included a recommendation to certify the EIR; and

WHEREAS, a notice of the June 20, 2012 City Council meeting was published in a local newspaper of general circulation within the City; and

WHEREAS, the City forwarded the same notice of the City Council meeting at which the EIR would be considered and certified to all interested and commenting parties; and

WHEREAS, the City Council considered the EIR on June 20, 2012; and

WHEREAS, the City Council has independently reviewed, analyzed and considered the EIR, all written comments and testimony received from affected agencies and members of the public; and

WHEREAS, the City Council, exercising its independent judgment on the EIR, is now prepared to consider the adequacy of that document, all in a manner provided for by CEQA.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WILLIAMS:

Section 1: Findings

The Council makes the following findings based upon the evidence in the EIR, or elsewhere in the record of these proceedings:

- A. The recitals set forth above are true and correct.
- B. The NOP for the Draft EIR was duly prepared, noticed, and properly circulated in accordance with the provisions of CEQA.
- C. The Draft EIR was prepared in accordance with the provisions of CEQA.
- D. After providing adequate public notice, the Draft EIR was duly circulated in accordance with the provisions of CEQA.
- E. All comments on the Draft EIR received during the period of public review have been duly considered and incorporated into the Final EIR and, when necessary, replied to, all in accordance with CEQA.
- F. The City provided written responses to all public agency comments received on the Draft EIR at least ten days before certification of the Final EIR, pursuant to the provisions of CEQA.
- G. A good faith effort has been made to identify potentially feasible mitigation measures and alternatives to the extent necessary to avoid or substantially lessen the significant adverse effects of the Project, and such mitigation measures and alternatives were considered in the review process in accordance with the provisions of CEQA.

- H. The Final EIR for the proposed Project has been properly completed and has identified all significant environmental effects of the proposed Project, and there are no known potential significant environmental effects that are not addressed in the EIR.
- I. A good faith effort has been made to seek out and incorporate all points of view in the preparation of the Draft EIR and the Final EIR.
- J. The Council has reviewed and considered the information in the EIR.
- K. The EIR for the Project reflects the Council's independent judgment and analysis.

Section 2: Certification of the EIR.

Having independently considered the EIR, the City Council hereby certifies that the EIR has been prepared, circulated for agency and public review, and completed in compliance with the requirements of CEQA and fully and adequately discloses and addresses all environmental issues known to be associated with the Project.

Section 3: Filing of Notice of Determination

Upon City Council adoption of the General Plan Update, the City Clerk is hereby authorized to file a Notice of Determination with the County Clerk of the County of Colusa and to take all other appropriate steps in compliance with CEQA.

On motion by Councilmember _____ and seconded by Councilmember _____, the foregoing resolution is hereby adopted on the following roll call vote:

AYES:

NOES:

ABSENT:

PASSED AND ADOPTED by the City Council of the City of Williams this 20th day of June, 2012.

John Troughton, Jr., Mayor

ATTEST:

APPROVED AS TO FORM:

Charles L. Bergson
City Clerk

Ann M. Sipelle
City Attorney