

RESOLUTION NO. 12-16

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**RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF WILLIAMS ADOPTING A NEGATIVE
DECLARATION FOR THE 2012 ZONING CODE UPDATE**

WHEREAS, the City has undertaken a comprehensive update to the Williams General Plan; and

WHEREAS, to properly implement the new General Plan, the City has also undertaken a comprehensive update to the City's 1990 Zoning Code; and

WHEREAS, all sections of the current Zoning Code, City of Williams Municipal Code, Chapter 17, with the exception of Section 17.11 regarding signs, are proposed to be replaced with new sections and Section 17.11 regarding signs is proposed to incorporate minor revisions to consistently correspond to the new Zoning Code; and

WHEREAS, an Initial Study has been prepared for the Williams 2012 Zoning Code Update that indicates that it will not have a significant effect on the environment and a Negative Declaration should be prepared in accordance with the requirements of the California Environmental Quality Act ("CEQA") of 1970, and the CEQA Guidelines, as amended; and

WHEREAS, the City provided sufficient opportunity to solicit public input into the Zoning Code Update process by 1) posting various draft versions of the Updated Code on the City's Website using "Zoning Plus", an interactive program that accepts specific comments from the public on various sections and subsections of the draft documents, 2) conducting a publicly noticed joint Zoning Code Update study session with the Planning Commission and City Council on May 16, 2012, 3) providing a combination of direct mailing requests for consultations, posting and sending public notices to citizens and public agencies, and 4) transmitting the project description and details, in conjunction with an initial study, to the California State Clearinghouse for a 30 day agency comment period in April, 2012 (State Clearinghouse No. 2012042063); and

WHEREAS, the Planning Commission held a duly noticed and advertised public hearing on June 4, 2012, after a duly noticed and continued meeting held on May 29, 2012, at which testimony was received from the public; and

WHEREAS, during the noticed public hearing, the Planning Commission considered the Initial Study for the project, found that it was completed in conformance with CEQA and adopted Resolution No. PC2012-02 recommending that the City Council adopt the negative declaration; and

WHEREAS, the City Council considered the project and the Negative Declaration on June 20, 2012.

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 Negative Declaration or elsewhere in the record of these proceedings:

- A. The recitals set forth above are true and correct.
- B. The Initial Study and proposed Negative Declaration were prepared, published, circulated and reviewed in accordance with the provisions of CEQA.
- C. The Council has determined that, on the basis of the whole record before it (including the Negative Declaration, comments received and responses thereto), there is no substantial evidence that the Project will have a significant effect on the environment, and that the Negative Declaration reflects the City Council's independent judgment and analysis.
- D. The Council has reviewed and considered Resolution No. PC2012-02 of the Planning Commission recommending adoption of the proposed Negative Declaration.

Section 2: Adoption of the Negative Declaration.

Having independently considered the Initial Study and proposed Negative Declaration, the City Council hereby adopts a Negative Declaration for the project in compliance with the requirements of CEQA, and finds that it fully and adequately discloses and addresses all environmental issues known to be associated with the Project.

Section 3: Filing of Notice of Determination

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

