

RESOLUTION NO. 2005-57

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
TO ADOPT THE INITIAL STUDY/MITIGATED NEGATIVE DECLARATION, ADOPT
THE MITIGATION MONITORING AND REPORTING PROGRAM, AND APPROVE
THE PROJECT FOR THE LEWIS STEIN ROAD PROJECT DATED FEBRUARY 2005**

WHEREAS, the extension of Lewis Stein Road is an important link in the City's transportation infrastructure; and

WHEREAS, the City determined that the Lewis Stein Road Project was subject to the California Environmental Quality Act and prepared an Initial Study evaluating the potential environmental effects of the project; and

WHEREAS, the City determined that the mitigation proposed in the Mitigation Monitoring and Reporting Program would reduce the impacts to a less than significant level and a Mitigated Negative Declaration should be prepared; and

WHEREAS, the City distributed the Notice of Intent to Adopt the Mitigated Negative Declaration on December 29, 2004 and was posted at the Sacramento County Clerk's Office, distributed through the State Clearinghouse and at the City offices, pursuant to CEQA Guidelines 15072. A 30-day review and comment period was opened on December 29, 2004 and closed on January 28, 2005. The Mitigated Negative Declaration was made available to the public during this review period; and

WHEREAS, the City received one written comment letter and one telephone comment within the 30-day public review period and responded to those comments in the project staff report.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Elk Grove as follows:

A. Adoption of the Mitigated Negative Declaration

1. The City Council finds that the Mitigated Negative Declaration was presented to the City Council, that the City Council has reviewed the Mitigated Negative Declaration prepared for the project, all staff reports pertaining to the project and all comments received there on, and that the Negative Declaration has been prepared and completed in compliance with CEQA.
2. The City Council finds that on the basis of the Mitigated Negative Declaration, comments received, and the whole record that there is no substantial evidence that the project will have a significant adverse impact individually or cumulatively on the environment.

3. The City Council finds that the Mitigated Negative Declaration reflects the City's independent judgment and analysis.

B. Adoption of the Mitigation Monitoring and Reporting Program

1. The City Council hereby adopts the Mitigation Monitoring and Reporting Program, as set forth in the project staff report.
2. The City Council hereby finds that the proposed mitigation measures described in the Mitigated Negative Declaration are feasible and therefore will become binding upon the City and its construction contractors.

C. Approval of the Project

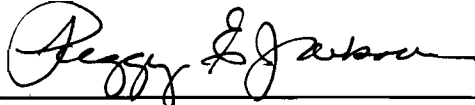
1. Having independently reviewed, analyzed and adopted the Mitigated Negative Declaration, adopted mitigation measures set forth in the Mitigation Monitoring and Reporting Program, the City Council hereby approves the Lewis Stein Road Project.

PASSED AND ADOPTED by the City Council of the City of Elk Grove on this 9th day of March 2005.



DANIEL BRIGGS, MAYOR of the
CITY OF ELK GROVE

ATTEST:



PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:



ANTHONY B. MANZANETTI,
CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2005-57**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on the 9th day of March 2005 by the following vote:

AYES 5: COUNCILMEMBERS: Briggs, Scherman, Soares, Cooper, Leary

NOES 0: COUNCILMEMBERS:

ABSTAIN :0 COUNCILMEMBERS:

ABSENT 0: COUNCILMEMBERS:

RECUSAL 0 : COUNCILMEMBER:



A handwritten signature in cursive script, appearing to read "Peggy E. Jackson".

**Peggy E. Jackson, City Clerk
City of Elk Grove, California**