

RESOLUTION NO. 2005-358

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE TO ADOPT THE INITIAL STUDY/MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM, AND APPROVE THE GRANT LINE ROAD WIDENING PROJECT

WHEREAS, the City of Elk Grove has identified the need to widen Grant Line Road and realign Waterman Road and Bradshaw Road to address capacity and safety needs; and

WHEREAS, sources of funding have been identified to construct the recommended improvements; and

WHEREAS, the City determined that the Grant Line Road Widening Project was subject to the California Environmental Quality Act and prepared an Initial Study evaluating the potential environmental impacts of the project; and

WHEREAS, the Initial Study identified potentially significant adverse effects in the areas of aesthetics, air quality, biological resources, hazardous materials, and noise; and

WHEREAS, revisions have been made to the project and the City has agreed to implement proposed mitigation measures that avoid the effects or mitigate the effects to a point where clearly no significant effects would occur; and

WHEREAS, a Mitigation Monitoring and Reporting Program has been prepared in accordance with City of Elk Grove regulations and is designed to ensure compliance during project implementation; and

WHEREAS, the City determined that the mitigation proposed in the Mitigation Monitoring and Reporting Program would reduce project 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 (NOI) on October 14, 2005 and the NOI was posted at the Sacramento County Clerk's Office, distributed through the State Clearinghouse and available at the City offices, pursuant to CEQA Guidelines 15072; a 30-day review and comment period was opened on October 14, 2005 and closed on November 12, 2005, and the Mitigated Negative Declaration was made available to the public during this review period; and

WHEREAS, the City received seven (7) written comment letters within the 30-day public review period and responded to those comments in the project staff report;

WHEREAS, the comments received do not alter the conclusions of the Initial Study/Mitigated Negative Declaration; and

WHEREAS, no information based on substantial evidence has been presented to the City that would alter the conclusions of the Initial Study/Mitigated Negative Declaration.

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

A. Adoption 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 Mitigated 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 Grant Line Road Widening Project.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 14th day of December 2005.



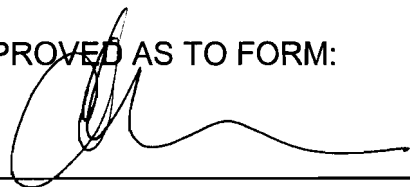
DANIEL BRIGGS, MAYOR of the
CITY OF ELK GROVE

ATTEST:



PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:



ANTHONY B. MANZANETTI,
CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2005-358**

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 14th day of December, 2005 by the following vote:

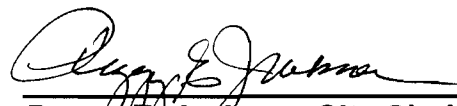
AYES 5: COUNCILMEMBERS: Soares, Scherman, Briggs, Cooper, Leary

NOES 0: COUNCILMEMBERS:

ABSTAIN 0: COUNCILMEMBERS:

ABSENT 0: COUNCILMEMBERS:





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