

RESOLUTION NO. 2011-250

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
FINDING THE LASHER AUTO GROUP PROJECT CONSISTING OF
A SPECIFIC PLAN AMENDMENT AND REZONE EXEMPT FROM
THE CALIFORNIA ENVIRONMENTAL QUALITY ACT
ASSESSOR PARCEL NUMBERS: 132-0110-036 AND -047**

WHEREAS, the Planning Department of the City of Elk Grove received an application on August 24, 2011 requesting a Specific Plan Amendment and Rezone; and

WHEREAS, the Lasher Auto Group Specific Plan Amendment and Rezone project (EG 11-038) (the "Project") is located on real property in the incorporated portions of the City of Elk Grove more particularly described as Assessor Parcel Numbers 132-0110-036 and 132-0110-047; and

WHEREAS, the California Environmental Quality Act (CEQA), Public Resources Code, § 21000 et seq., requires that the City consider the environmental effects of a project before approving it; and

WHEREAS, Title 14, Division 6, Chapter 3 of the California Code of Regulations (herein after the State CEQA Guidelines) Section 15183 (Projects Consistent with a Community, General Plan, or Zoning) states that projects which are consistent with the development density established by existing zoning or general plan policies for which an Environmental Impact Report (EIR) was certified shall not require additional environmental review; and

WHEREAS, the Planning Commission considered the Applicant's request at a public hearing on November 17, 2011, and recommended the City Council find the project exempt from CEQA and approve the Lasher Auto Group Project; and

WHEREAS, the proposed Project is located adjacent to an *auto mall in an urban* portion of the City and is therefore not considered environmentally sensitive; and

WHEREAS, all public utilities and services are available to the Project.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby finds the Lasher Auto Group Specific Plan Amendment and Rezone project (EG 11-038) (the "Project") exempt from the California Environmental Quality Act (CEQA) pursuant to Guidelines Section 15183 (Projects Consistent with a Community, General Plan, or Zoning) based on the following findings

Findings: The proposed Project is exempt from CEQA review under §15183 (Projects Consistent with a Community Plan, General Plan, or Zoning) of the CEQA Guidelines.

Evidence: The proposed Project is exempt from CEQA pursuant to State CEQA Guidelines Section 15183 (Projects Consistent with a Community Plan, General Plan, or Zoning). CEQA mandates that projects which are consistent with the development density established by existing zoning, community plan, or general plan policies for which an EIR was certified shall not require additional environmental review. The proposed Specific Plan Amendment and Rezone is consistent with the Elk Grove General Plan land use designation of Commercial. Further, the certified General Plan EIR analyzed the commercial development of this property and its potential impacts. Therefore, the Project qualifies for the identified exemption.

Consequently, pursuant to the State CEQA Guidelines, no further environmental review is required for this project.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 14th day of December 2011.



JAMES COOPER, MAYOR of the
CITY OF ELK GROVE

ATTEST:

APPROVED AS TO FORM:


JASON LINDGREN, CITY CLERK
JONATHAN HOBBS
INTERIM CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2011-250**

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

I, Jason Lindgren, 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 December 14, 2011 by the following vote:

AYES : COUNCILMEMBERS: Cooper, Hume, Detrick, Scherman

NOES: COUNCILMEMBERS: None

ABSTAIN : COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: Davis



**Jason Lindgren, City Clerk
City of Elk Grove, California**