

RESOLUTION NO. 2017-072

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AUTHORIZING THE CITY MANAGER TO EXECUTE A NONEXCLUSIVE LIMITED
LICENSE AGREEMENT WITH ELK GROVE AMERICAN LEGION POST 233, INC.
FOR STORAGE PURPOSES AT 10251 GRANT LINE ROAD [APN 134-0190-009]
(CEQA EXEMPT)**

WHEREAS, the American Legion Post 233, Inc. (the "American Legion") has a need for space to store their various equipment and materials; and

WHEREAS, the City desires to provide space for up to two (2) storage containers at the City's property at 10251 Grant Line Road (APN 134-0190-009) (the Subject Property); and

WHEREAS, the California Environmental Quality Act (Section 21000, et. seq. of the California Public Resources Code, hereinafter referred to as CEQA) requires analysis of agency approvals of discretionary "projects". A "project", under CEQA, is defined as "the whole of an action, which has a potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment."

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby finds the proposed Nonexclusive Limited License Agreement exempt from CEQA pursuant to State CEQA Guidelines Section 15311 based upon the following finding:

The proposed action qualifies for an exemption from CEQA pursuant to State CEQA Guidelines Section 15311 (Accessory Structures), which provides an exemption for the "construction, or placement of minor structures accessory to (appurtenant to) existing commercial, industrial, or institutional facilities". The storage container(s) authorized for placement on the property under the Agreement are accessory structures of a temporary nature. They provide limited storage space for the American Legion's materials and equipment. Therefore, the Agreement qualifies for the exemption and no further environmental review is required.

AND, BE IT FURTHER RESOLVED that the City Council of the City of Elk Grove hereby authorizes the City Manager to execute a Nonexclusive Limited License Agreement with the American Legion in substantially the form presented for the Subject Property.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 12th day of April 2017



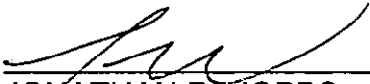
STEVE LY, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2017-072

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

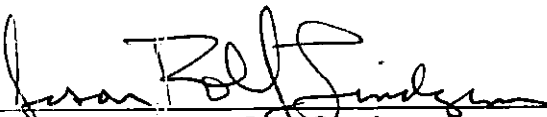
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on April 12, 2017 by the following vote:

AYES : **COUNCILMEMBERS:** *Ly, Hume, Nguyen, Suen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *Detrick (Absent)*



Jason Lindgren, City Clerk
City of Elk Grove, California