

RESOLUTION NO. 2003-185

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING THE MITIGATED NEGATIVE DECLARATION AND MITIGATION
MONITORING AND REPORTING PROGRAM FOR THE ELK
GROVE BOULEVARD IMPROVEMENTS PROJECT**

WHEREAS, the Conceptual Master Plan for Old Town Elk Grove Boulevard identified improvements that would rejuvenate and unify Old Town, create economic opportunities, improve safety and aesthetics, and enhance the sense of community; and

WHEREAS, the City determined that the Elk Grove Boulevard Improvements Project was subject to the California Environmental Quality Act (CEQA) 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 impacts associated with the project to a less than significant level and that a Mitigated Negative Declaration should be prepared; and

WHEREAS, the City distributed the Notice of Intent to Adopt the Negative Declaration on August 6, 2003 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 August 6, 2003 and closed on September 6, 2003. The Negative Declaration was made available to the public during this review period; and

WHEREAS, the City received two written comment letters 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 of the City of Elk Grove finds that the Mitigated Negative Declaration was presented to the City Council, the City Council has reviewed the Mitigated Negative Declaration prepared for the project, and all comments received thereon, and that the Negative Declaration has been prepared and completed in compliance with CEQA.
2. The City Council of the City of Elk Grove finds that on the basis of the Mitigated Negative Declaration, of comments received thereon, and of the project administrative record, there is no substantial evidence that the project will have a significant adverse impact on the environment.

3. The City Council of the City of Elk Grove finds that the Mitigated Negative Declaration reflects the City's independent judgment and analysis and determines that it is adequate and complete.

B. Adoption of the Mitigation Monitoring and Reporting Program

1. The City Council of the City of Elk Grove hereby adopts the Mitigation Monitoring and Reporting Program, as set forth in the project staff report.
2. The City Council of the City of Elk Grove 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 conceptual plan as indicated in the Initial Study/Mitigated Negative Declaration.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 1st day of October 2003.



SOPHIA SCHERMAN, 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. 2003-185

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

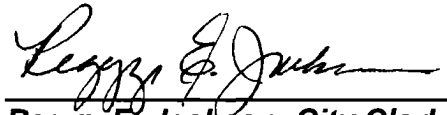
I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on the 1st day of October 2003 by the following vote:

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

NOES 0: COUNCILMEMBERS:

ABSTAIN 0: COUNCILMEMBERS:

ABSENT 0: COUNCILMEMBERS:



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