

## RESOLUTION NO. 2019-199

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THE 2020 PAVEMENT SLURRY SEAL AND RESURFACING PROJECT (WPR020) - PHASE 1 AND 2 EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND APPROVING THE PROJECT

**WHEREAS**, Phase 1 of the 2020 Pavement Slurry Seal and Resurfacing Project (WPR020) will result in removal and replacement of asphalt concrete (AC) along roadways, alleys and speed humps in preparation for Phase 2; and

**WHEREAS**, Phase 2 of the 2020 Pavement Slurry Seal and Resurfacing Project (WPR020) will result in placement of Slurry Seal, Micro Surfacing, Cape Seal and striping on various streets throughout the City; and

**WHEREAS**, the 2020 Pavement Slurry Seal and Resurfacing Project (WPR020) is considered a project under California Environmental Quality Act (Section 21000 et seq. of the Public Resources Code, hereinafter referred to as CEQA) which requires that cities consider the environmental consequences of their actions before approving a project; and

**WHEREAS**, Section 15301(c) (Class I: Existing Facilities) of the State CEQA Guidelines (Chapter 3 of Division 6 of Title 14 of the California Code of Regulations) provides an exemption from CEQA for projects involving the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. As the Project is restricted to maintenance of existing City roadway and alley infrastructure and will not include expansion of existing use, then the 2020 Pavement Slurry Seal and Resurfacing Project (WPR020) – Phase 1 and 2 qualifies for the identified exemption, and no further environmental review is required; and

**WHEREAS**, CEQA must be completed prior to requesting California Transportation Commission (CTC) Construction Funding under the SB1 Local Partnership Program for Phase 2 of the 2020 Pavement Slurry Seal and Resurfacing Project (WPR020); and

**WHEREAS**, the Projects are included in the approved 2019-2024 Capital Improvement Program and there are no fiscal impacts associated with adoption of this Resolution.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Elk Grove hereby finds the 2020 Pavement Slurry Seal and Resurfacing Project (WPR020) – Phase 1 and 2 exempt from CEQA pursuant to section 15301(c) of the State CEQA Guidelines and approves the Project.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 11<sup>th</sup> day of September 2019



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STEVE LY, MAYOR of the  
CITY OF ELK GROVE

ATTEST:



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JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



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JENNIFER ALVES  
ASSISTANT CITY ATTORNEY

**CERTIFICATION  
ELK GROVE CITY COUNCIL RESOLUTION NO. 2019-199**

**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 September 11, 2019 by the following vote:***

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

**NOES:           COUNCILMEMBERS:        *None***

**ABSTAIN:       COUNCILMEMBERS:        *None***

**ABSENT:        COUNCILMEMBERS:        *None***

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