

RESOLUTION NO. RES-2022-179

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE BRUSH CREEK MINOR SUBDIVISION, LOCATED AT 2210, 2200 BRUSH CREEK ROAD & 0 BRIDGEWOOD DRIVE– ASSESSOR’S PARCEL NUMBERS 182-050-004, -005, & -014 - FILE NUMBER PRJ20-008

WHEREAS, on May 28, 2020, applications for Brush Creek Minor Subdivision were submitted to Planning and Economic Development. The entitlement applications include a request to amend the General Plan land use designation from Very Low Density Residential to Low Density Residential, a request to prezone for annexation to the R-1-6 – Single Family Residential zoning district for the parcel located at 2210 Brush Creek, also identified as Sonoma County Assessor’s Parcel Numbers 182-050-004; and

WHEREAS, on May 13, 2022, the annexation and rezoning of the adjacent parcels, forming the remainder of a County island, located at 2200 Brush Creek Road and 0 Bridgewood Drive, also identified as Sonoma County Assessor’s Parcel Numbers 182-050-004 & -014 were added to the project to prezone to the RR – Rural Residential conforming zoning district; and

WHEREAS, in accordance with the California Environmental Quality Act (CEQA) a draft initial study was prepared for the project; and

WHEREAS, the draft initial study determined that, with incorporation of mitigation measures, the project would not have a significant effect on the environment and that a Mitigated Negative Declaration for the project should be prepared; and

WHEREAS, the Initial Study/Draft Mitigated Negative Declaration was prepared for the initial project submitted on May 28, 2020 and circulated for a 30-day public review period commencing on July 2, 2021; and

WHEREAS, on November 18, 2021, the Planning Commission adopted Resolution No. 12075, recommending that the City Council adopt a Mitigated Negative Declaration and Mitigation Monitoring Program for the Brush Creek Minor Subdivision, located at 2210 Brush Creek Road; and

WHEREAS, an updated Initial Study/Draft Mitigated Negative Declaration was prepared, adding in the annexation and rezoning of the parcels located at 2200 Brush Creek Road and 0 Bridgewood Drive, and circulated for a 30-day public review period commencing on July 1, 2022; and

WHEREAS, as required under CEQA, the Mitigation Monitoring and Reporting Program (MMRP) prepared for the project identifies the timing of, and the agency or agencies responsible for, enforcement and monitoring of each mitigation measure to be implemented to reduce potentially significant impacts to less than significant levels; and

WHEREAS, the project applicant has agreed to all mitigation measures set forth in the Mitigated Negative Declaration that are required to be implemented pursuant to CEQA to reduce potentially significant impacts resulting from the project; and

WHEREAS, the Mitigated Negative Declaration and related project and environmental documents are available for review at the City of Santa Rosa Planning and Economic Development Department, during normal business hours. The custodian of the documents and other materials which constitute the record of proceedings for the proposed project is Jessica Jones, Deputy Director-Planning, Planning and Economic Development, 100 Santa Rosa Avenue, Room 3, Santa Rosa, CA 95404; and

WHEREAS, on May 5, 2022, the City concluded tribal consultation with the Federated Indians Graton Rancheria (FIGR), pursuant to SB18, and the City and FIGR mutually agreed to include a mitigation measure in the MMRP requiring a tribal monitor be present during any ground disturbance activities; and

WHEREAS, on July 14, 2022, the Planning Commission adopted a resolution (Resolution No PC-2022-014) recommending that the City Council adopt an updated Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for the Brush Creek Minor Subdivision; and

WHEREAS, the Council of the City of Santa Rosa reviewed and considered the environmental study, the findings and determinations of the Environmental Coordinator, the proposed Mitigated Negative Declaration, the staff reports, oral and written, the recommendation of the Planning Commission, and the comments, statements, and other evidence presented by all persons, including members of the public, who appeared and addressed the City Council at the public hearing held on August 23, 2022; and

WHEREAS, the City Council has before it all of the necessary environmental information required by CEQA to properly analyze and evaluate any and all of the potential environmental impacts of the proposed project, including the impacts associated with annexation.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa, based upon the findings and the records and files herein, and the findings above made, hereby determines as follows:

1. That the Mitigated Negative Declaration, which consists of the Initial Study/Draft Mitigated Negative Declaration, and the Mitigation Monitoring and Reporting Program attached as Exhibit A, has been completed in accordance with CEQA and the CEQA Guidelines.
2. That the City Council has reviewed and considered the information contained within the Mitigated Negative Declaration and the Mitigated Negative Declaration reflects the independent judgment and analysis of the City.

3. That the monitoring and reporting of CEQA mitigation measures in connection with the Project will be conducted in accordance with the attached Mitigation Monitoring and Reporting Program, and incorporated into the Conditions of Approval for the Project.
4. That the proposed Brush Creek Minor Subdivision project, including a request to amend the General Plan land use designation from Very Low Density Residential to Low Density Residential, a request to prezone for annexation to the R-1-6 – Single Family Residential zoning district for the parcel located at 2210 Brush Creek, also identified as Sonoma County Assessor’s Parcel Numbers 182-050-004, and the annexation and pre zoning of the adjacent parcels, forming the remainder of a County island, located at 2200 Brush Creek Road & 0 Bridgewood Drive, also identified as Sonoma County Assessor’s Parcel Numbers 182-050-004 & -014 to the RR – Rural Residential conforming zoning district, will not have a significant effect upon the environment if the mitigation measures listed and identified in the Mitigated Negative Declaration, attached hereto and incorporated herein, are implemented prior to development of the subject property.

BE IT FURTHER RESOLVED that the Council hereby adopts a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program to require all reasonably feasible mitigation measures be implemented by means of project conditions, agreements or other measures as set forth in the Mitigation Monitoring and Reporting Program for the Brush Creek Minor Subdivision.

IN COUNCIL DULY PASSED this 23rd day of August, 2022.

AYES: (6) Mayor C. Rogers, Vice Mayor Alvarez, Council Members Fleming, N. Rogers, Sawyer, Schwedhelm

NOES: (0)

ABSENT: (1) Council Member MacDonald

ABSTAIN: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM: _____
City Attorney

Exhibit A – Mitigated Negative Declaration & Mitigated Monitoring and Reporting Program for Brush Creek Minor Subdivision