RESOLUTION NO. RES-2024-098

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE SANTA ROSA CREEK TRAIL ACCESS AT NORTH DUTTON (WEST SIDE)

WHEREAS, the City of Santa Rosa's City's General Plan the 2018 Bicycle and Pedestrian Master Plan, and the 2013 Santa Rosa Citywide Creek Master Plan promote alternative transportation in the City of Santa Rosa; and

WHEREAS, the City of Santa Rosa proposed a new access pathway to facilitate access to the Santa Rosa Creek Trail from the west side of North Dutton as part of the Creek Master Plan to provide additional access to existing alternative transportation and recreation facilities; 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 the incorporation of mitigation measures, the project would not have a significant effect on the environment and that the Mitigated Negative Declaration for the project should be prepared; and

WHEREAS, the Initial Study/Draft Mitigated Negative Declaration was prepared; and

WHEREAS, as required under CEQA the Mitigation Monitoring and Reporting Program (MMRP) prepared for the project identifies the timing of, and the agency 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, on March 9, 2022, pursuant to AB52, the City sent the project information to the Federated Indians of Graton Rancheria (FIGR) and Lytton Rancheria, and received a request for consultation on May 30, 2022; and

WHEREAS, on August 17, 2023, the City concluded tribal consultation with FIGR, and the City and FIGR mutually agreed to include Tribal Monitoring and have an archaeologist on call, include archaeological training prior to ground disturbing work, update the cultural resources report to include the status of the Consultation, and provide a summary of the Consultation in the Tribal Cultural Resources section of the Initial Study; and

WHEREAS, the Initial Study/Draft Mitigated Negative Declaration and MMRP was circulated for a 30-day public review period commencing on March 8, 2024, with a notice posted at the Sonoma County Clerk, notices (in English and Spanish) were mailed to surrounding property owners, a notice was posted on the City's website, and a notice (in English and Spanish) was posted to The Press Democrat on March 27, 2024; and

WHEREAS, on April 8, 2024, the public review period was closed and no comments were received.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa, adopt 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 Santa Rosa Creek Trail Access at North Dutton (West Side) Project.

IN COUNCIL DULY PASSED this 9th day of July, 2024.

AYES: (5) Mayor N. Rogers, Vice Mayor Stapp, Council Members MacDonald, Okrepkie, C. Rogers

NOES: (0)

ABSENT: (2) Council Members Alvarez, Fleming

ABSTAIN/RECUSE: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM: _____
City Attorney