Resolution No. 04-0657

STOCKTON CITY COUNCIL

RESOLUTION APPROVING THE INITIAL STUDY/NEGATIVE DECLARATION FOR THE CITY OF STOCKTON SPHERE OF INFLUENCE AMENDMENT NO. 1 (IS 15-04) AND RELATED AGREEMENTS

WHEREAS, an Initial Study/Negative Declaration for the Sphere of Influence Amendment No. 1 and related Sphere of Influence Agreements (DA 2-04), (DA 3-04), and (DA 4-04) (the "Project") was prepared by the City of Stockton pursuant to the California Environmental Quality Act (Public Resources Code sections 21000, et seq., hereafter "CEQA"), the Guidelines for Implementation of the California Environmental Quality Act (14 California Code of Regulations, sections 15000 et seq., hereafter the "State CEQA Guidelines") and the City of Stockton Guidelines for Implementing CEQA ("Local Guidelines"); and

WHEREAS, at its legally noticed meetings of August 26, 2004, and September 2, 2004, the Stockton Planning Commission accepted oral comments on, considered, and recommended approval of the Initial Study/Negative Declaration (IS 15-04) by the City Council; and

WHEREAS, pursuant to the City of Stockton Guidelines for Implementation of CEQA, the approval of the Initial Study/Negative Declaration was scheduled for consideration at a public meeting which was conducted by the City Council on September 14, 2004; and

WHEREAS, by this resolution, the City Council, as a lead agency under CEQA for preparing the Initial Study/Negative Declaration and as the entity with final decision-making authority in regard to the related discretionary applications, desires to comply with the requirements of CEQA, the State CEQA Guidelines, and the Local Guidelines for consideration, approval, and use of the Initial Study/Negative Declaration by the City Council, and any other responsible agencies in connection with the approval and subsequent implementation of the Project; now, therefore,
BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

The Initial Study/Negative Declaration, IS 15-04 (which is on file in the City's Community Development Department/Planning Division), is hereby approved and adopted based on the following findings:

1. The City of Stockton has, as the Lead Agency under CEQA, reviewed and considered the "Initial Study/Negative Declaration" (IS 15-04), for this project prior to any related project approvals, and that the Initial Study/Negative Declaration reflects the City's independent judgment, and has been found to be adequate for said approvals.

2. The Initial Study/Negative Declaration (IS 15-04) has been completed in compliance with the California Environmental Quality Act (CEQA), State CEQA Guidelines, and City of Stockton Guidelines for the Implementation of CEQA.

3. Based on the review of IS 15-04 and consideration of all written and oral comments received, the City Council has determined that the project will not have a significant effect on the environment.

PASSED, APPROVED and ADOPTED SEP 14 2004

[Signature]
GARY A. PODESTO
Mayor of the City of Stockton

ATTEST:

[Signature]
KATHERINE GONG MEISSNER
City Clerk of the City of Stockton