RESOLUTION APPROVING A GENERAL PLAN AMENDMENT TO AMEND THE PROJECT SITE FROM PORTIONS OF VILLAGE AND INDUSTRIAL TO RESIDENTIAL ESTATES, LOW-DENSITY RESIDENTIAL, MEDIUM-DENSITY RESIDENTIAL, HIGH-DENSITY RESIDENTIAL, ADMINISTRATIVE PROFESSIONAL COMMERCIAL, INDUSTRIAL, OPEN SPACE/AGRICULTURE, PARKS AND RECREATION, AND INSTITUTIONAL FOR THE MARIPOSA LAKES SPECIFIC PLAN PROJECT (GPA12-03)

The City of Stockton has heretofore formulated and adopted a General Plan for the physical development of the City, which General Plan contains each of the elements required by law to be part of it; and

An amendment to the City of Stockton 2035 General Plan Diagram has been requested by PCCP Mariposa Lakes, LLC, et al, relative to property located north and east of Mariposa Road, south of Farmington Road, and west of Kaiser Road; and

Following a public hearing, the Planning Commission adopted a resolution on October 2, 2008, recommending the City Council approve a request by PCCP Mariposa Lakes, LLC, et al, for a General Plan amendment to amend portions of Village and Industrial to Residential Estates, Low-Density Residential, Medium-Density Residential, High-Density Residential, Administrative Professional, Commercial, Industrial, Open Space/Agriculture, Parks and Recreation, and Institutional for property located north and east of Mariposa Road, south of Farmington Road, and west of Kaiser Road; and

The City Council of the City of Stockton has reviewed and considered the Planning Commission's recommendation and all environmental documents necessary for the approval of the proposed amendment to the City of Stockton 2035 General Plan Diagram at a duly noticed public hearing on October 28, 2008; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

A. The City Council finds as follows:

1. The City of Stockton has reviewed the Final Environmental Impact Report (FEIR11-03) for the proposed project and has certified that it has been completed in compliance with CEQA and that the final decision-making body for this and/or any related discretionary approval for the project has considered the information contained in the Draft EIR and Final EIR prior to approving the project.
2. The land uses allowed under the proposed General Plan designation are expected to be compatible with existing and proposed land uses surrounding sides of the Plan Area.

3. The proposed General Plan amendment is not expected to endanger, jeopardize or otherwise constitute a hazard to the public convenience, health, interest, safety or general welfare of persons residing or working in the City.

4. The proposed project is consistent with the 2035 General Plan, as amended. In the event that a court determines that the 2035 General Plan is invalid, then this project is found to be consistent with the 1990 General Plan as amended by this project. In this event, approval of this project includes, by inference, approval of an amendment to the 1990 General Plan.

5. The Industrial land uses allowed under the proposed General Plan designation are expected to be compatible with existing and proposed surrounding land uses within the project.

B. Based upon the above findings, the City Council upholds the Planning Commission's recommendation and approves the proposed General Plan amendment to allow the portions of the project site from portions of Village and Industrial to Residential Estates, Low-Density Residential, Medium-Density Residential, High-Density Residential, Administrative Professional, Commercial, Industrial, Open Space/Agriculture, Parks and Recreation, and Institutional for property located north and east of Mariposa Road, south of Farmington Road, and west of Kaiser Road (the Mariposa Lakes Specific Plan Project, GPA12-03).

PASSED, APPROVED AND ADOPTED OCT 28 2008

EDWARD J. CHAVEZ
Mayor of the City of Stockton

ATTEST:

KATHERINE GONG MEISSNER
City Clerk of the City of Stockton