January 12, 2009

NOTE TO FILE:

Correction to Resolution No. 08-0435, Item 9.02(b), meeting of 2008-10-28. This resolution was amended by the City Attorney on 1/12/2009 to include the zoning description of Commercial, and Industrial, which was omitted from the resolution though it was included in the staff report. No other changes were made to the resolution.

This Note to File will be scanned with the revised Resolution 08-0435 to become part of the permanent record.

KATHERINE GONG MEISSNER
CITY CLERK

BY: DORA MARTÍNEZ SIDRIAN, SUPERVISING DEPUTY CLERK
RESOLUTION APPROVING A GENERAL PLAN AMENDMENT TO AMEND THE PROJECT SITE FROM PORTIONS OF VILLAGE AND INDUSTRIAL TO LOW-DENSITY RESIDENTIAL, MEDIUM-DENSITY RESIDENTIAL, HIGH-DENSITY RESIDENTIAL, COMMERCIAL, INDUSTRIAL, OPEN SPACE, PARKS AND RECREATION AND RELOCATION OF A PROPOSED SCHOOL SYMBOL FROM NORTH TO SOUTH FOR THE TIDEWATER CROSSING MASTER DEVELOPMENT PLAN PROJECT (GPA1-05)

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 French Camp Investments, LLC, et al, relative to property located on the southwest side of the Stockton Metropolitan Airport, west of State Route 99, northeast of East French Camp Road; and

Following a public hearing, the Planning Commission adopted a resolution on October 2, 2008, recommending the City Council approve a request by French Camp Investments, LLC, et al, for a General Plan amendment to amend portions of Village and Industrial to Low-Density Residential, Medium-Density Residential, High-Density Residential, Commercial, Industrial, Open Space and Parks and Recreation and relocation of a proposed school symbol from north to south for property located on the southwest side of the Stockton Metropolitan Airport, west of State Route 99, northeast of East French Camp 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 (FEIR 2-05) 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 for Neighborhood “C” 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 amend the portions of the project site from portions of Village and Industrial to Low-Density Residential, Medium-Density Residential, High-Density Residential, Open Space, Parks and Recreation and relocation of a proposed school symbol from north to south for a site on the southwest side of the Stockton Metropolitan Airport, west of State Route 99, northeast of East French Camp Road (the Tidewater Crossing Master Development Plan Project, GPA1-05). Description includes Commercial, Industrial. See note to file of 1/12/09.

PASSED, APPROVED AND ADOPTED OCT 28 2008

[Signature]

EDWARD J. CHAVEZ
Mayor of the City of Stockton

ATTEST:

[Signature]

KATHERINE GONG MEISSNER
City Clerk of the City of Stockton
RESOLUTION APPROVING A GENERAL PLAN AMENDMENT TO AMEND THE PROJECT SITE FROM PORTIONS OF VILLAGE AND INDUSTRIAL TO LOW-DENSITY RESIDENTIAL, MEDIUM-DENSITY RESIDENTIAL, HIGH-DENSITY RESIDENTIAL, OPEN SPACE, PARKS AND RECREATION AND RELOCATION OF A PROPOSED SCHOOL SYMBOL FROM NORTH TO SOUTH FOR THE TIDEWATER CROSSING MASTER DEVELOPMENT PLAN PROJECT (GPA1-05)

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 French Camp Investments, LLC, et al, relative to property located on the southwest side of the Stockton Metropolitan Airport, west of State Route 99, northeast of East French Camp Road; and

Following a public hearing, the Planning Commission adopted a resolution on October 2, 2008, recommending the City Council approve a request by French Camp Investments, LLC, et al, for a General Plan amendment to amend portions of Village and Industrial to Low-Density Residential, Medium-Density Residential, High-Density Residential, Open Space and Parks and Recreation and relocation of a proposed school symbol from north to south for property located on the southwest side of the Stockton Metropolitan Airport, west of State Route 99, northeast of East French Camp 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 (FEIR 2-05) 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 for Neighborhood "C" 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 amend the portions of the project site from portions of Village and Industrial to Low-Density Residential, Medium-Density Residential, High-Density Residential, Open Space, Parks and Recreation and relocation of a proposed school symbol from north to south for a site on the southwest side of the Stockton Metropolitan Airport, west of State Route 99, northeast of East French Camp Road (the Tidewater Crossing Master Development Plan Project, GPA1-05).

PASSED, APPROVED AND ADOPTED OCT 28 2008

EDWARD J. CHAVEZ
Mayor of the City of Stockton

ATTEST:

KATHERINE GONÇ MEISSNER
City Clerk of the City of Stockton