

Attachment A.
Resolutions and Findings for
Initial Study (IS) #20-0020

RESOLUTION NO.

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF IMPERIAL, CALIFORNIA, APPROVING THE TITLE 9 LAND USE ORDINANCE REVISIONS TO DIVISIONS 4, 5, 8, 10, 12, 14 AND 16

WHEREAS, the Title 9 Land Use Ordinance Revisions to Divisions 4, 5, 8, 10, 12, 14 and 16 were proposed in a continuing effort to be consistent with recent changes in State Law and to make them internally consistent.

WHEREAS, the Title 9 Land Use Ordinance Revisions to Divisions 4, 5, 8, 10, 12, 14 and 16, have been provided in a timely manner to public agencies;

WHEREAS, timely public notice of the Board of Supervisors public hearing on the Project has been given, and the Board of Supervisors has considered evidence presented by the Imperial County Planning & Development Services Department and other interested parties at that public hearing held with respect to this item on December 15, 2020, and,

NOW THEREFORE, the Board of Supervisors of the County of Imperial **DOES HEREBY RESOLVE** as follows:

SECTION 1. The Board of Supervisors independently has reviewed and considered the proposed revisions to Title 9 Land Use Ordinance Revisions to Divisions 4, 5, 8, 10, 12, 14 and 16, prior to making a decision to recommend that the Board of Supervisors adopt the proposed revisions and the following Findings of Fact.

SECTION 2. That in accordance with CEQA, State Planning and Zoning law and the County of Imperial Land Use Ordinance revisions, the following findings for the recommendation for approval are being made as follows:

1. That the Board of Supervisors independently reviewed, analyzed, and considered the proposed Title 9 Land Use Ordinance Revisions to Divisions 4, 5, 8, 10, 12, 14 and 16, and the entire Record of Proceedings prior to recommending approval of this project.
3. That these Findings reflect the independent judgment of the County.
4. The Findings are supported by substantial evidence.
5. That the Project will not individually or cumulative have an unmitigated adverse effect on fish and wildlife resources, as defined in Section 711.2 of the Fish and Game Code.
6. That the Record of Proceedings consists of the Title 9 Land Use Ordinance Revisions to Divisions 4, 5, 8, 10, 12, 14 and 16, the County staff reports; CEQA Findings; the documents referenced therein; all other planning documents prepared and/or utilized by the County staff; documents submitted by members of the public and public agencies in

connection with the Project; minutes and transcripts of all public meetings and public hearings; all written and verbal public testimony presented during a noticed public hearing for the proposed Project which such testimony was taken and any and all other materials which constitute the record of proceeding pursuant to Public Resources Code, Section 21167.6(e); and matters of common knowledge to the County staff and Board of Supervisors, including, but not limited to the County General Plan, the County Land Use Ordinance, and County policies, which may be found at the Clerk of Board's Office located at 940 Main Street, Suite 209, El Centro, CA, 92243 during regular business hours, and the Imperial County Planning & Development Services Department at 801 Main Street, El Centro, CA 92243.

7. Furthermore, the Board of Supervisors approves the Title 9 Land Use Ordinance Revisions to Divisions 4, 5, 8, 10, 12, 14 and 16, based on the following findings:

FINDINGS

1. The Codified Ordinances with the revisions proposed to the Title 9 Land Use Ordinance Divisions 4, 5, 8, 10, 12, 14 and 16, are consistent with Federal and State requirements.
2. The Project is not likely to cause substantial environmental damage or substantially and avoidably injure fish or wildlife or their habitat.
3. The Project is not likely to cause serious health problems.
4. There will be no adverse impacts upon wildlife or natural resources, and no intrusion upon any known habitat, nor is it likely to have a future impact.

NOW, THEREFORE, based on the above findings, the Board of Supervisors of the County of Imperial **DOES HEREBY APPROVE** the proposed Title 9 Land Use Ordinance Revisions to Divisions 4, 5, 8, 10, 12, 14 and 16.

Luis A. Plancarte, Chairman
Imperial County Board of Supervisor

BOARD OF SUPERVISORS RESOLUTION FOR
Title 9 Land Use Ordinance Revisions and Findings
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I hereby certify that the preceding resolution was taken by the Board of Supervisors at a meeting conducted on December 15, 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

Blanca Acosta, County Clerk
Imperial County Board of Supervisors

RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF IMPERIAL, CALIFORNIA, APPROVING THE ADOPTION OF THE NEGATIVE DECLARATION FOR THE TITLE 9 LAND USE ORDINANCE REVISIONS TO DIVISIONS 4, 5, 8, 10, 12, 14 AND 16

WHEREAS, on October 16, 2020, a publication was made in a newspaper of greatest circulation advising of the Environmental Evaluation Committee hearing scheduled for October 29, 2020;

WHEREAS, a Negative Declaration and CEQA findings were prepared in accordance with the requirements of the California Environmental Quality Act, State Guidelines, and the County's "Guidelines and Regulations to Implement CEQA, as Amended;"

WHEREAS, the Environmental Evaluation Committee recommended the adoption of the Negative Declaration for the Title 9 Land Use Ordinance Revisions to Divisions 4, 5, 8, 10, 12, 14 and 16;

WHEREAS, the Negative Declaration was circulated from October 30, 2020 through November 18, 2020; and

WHEREAS, the Board of Supervisors of the County of Imperial has been designated with the responsibility of adoptions and certifications.

NOW, THEREFORE, the Board of Supervisors of the County of Imperial **DOES HEREBY RESOLVE** as follows:

The Board of Supervisors has reviewed the attached Negative Declaration (ND) prior to making a decision to approve the Negative Declaration for the Title 9 Land Use Ordinance Revisions to Divisions 4, 5, 8, 10, 12, 14 and 16. The Board of Supervisors finds and determines that the Negative Declaration is adequate and prepared in accordance with the requirements of the Imperial County General Plan and Land Use Ordinance, and the California Environmental Quality Act (CEQA) which analyzes the project's environmental effects, based upon the following findings and determinations:

1. That the recital set forth herein is true, correct, and valid;
2. That the Board of Supervisors has reviewed the attached Negative Declaration for the Title 9 Land Use Ordinance Revisions to Divisions 4, 5, 8, 10, 12, 14 and 16, considered the information contained in the Negative Declaration together with any comments received during the public review period and prior to approving the Title 9 Land Use Ordinance Revisions to Divisions 4, 5, 8, 10, 12, 14 and 16;
3. That the project will not individually or cumulatively have an adverse effect on fish and wildlife resources, as defined in Section 711.2 of the Fish and Game Code;

4. That the Negative Declaration reflects the Board of Supervisors independent judgment and analysis.

NOW, THEREFORE, the County of Imperial Board of Supervisors **DOES HEREBY** adopt the Negative Declaration for the Title 9 Land Use Ordinance Revisions to Divisions 4, 5, 8, 10, 12, 14 and 16.

Luis A Plancarte, Chairman
Imperial County Board of Supervisors

I hereby certify that the preceding resolution was taken by the Board of Supervisors at a meeting conducted on December 15, 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

Blanca Acosta, Clerk of the Board
Imperial County Board of Supervisors