

RESOLUTION NO. CC-2022-##

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHASTA LAKE ADOPTING THE 2040 GENERAL PLAN UPDATE AND ITS RELATED GENERAL PLAN LAND USE MAP INCLUDING MINOR TEXT AND MAP AMENDMENTS THERETO, AND REPLACING THE 1999 GENERAL PLAN.

WHEREAS, Section 65300 et seq. of the California Government Code requires each city to prepare and adopt a comprehensive, long-term general plan for the physical development of the city.

WHEREAS, commencing in November 2014, the City initiated a multi-year process to comprehensively update the General Plan by approving a work plan and budget, hiring consultants, and conducting public workshops.

WHEREAS, in accordance with Government Code Section 65302, a comprehensive update to the City's General Plan has been prepared to address the mandatory elements required by state law, and the 2040 General Plan Update (**Exhibit A**) also includes optional elements addressing Economic Development and Community Health.

WHEREAS, the City has held visioning and outreach workshops, and public meetings on multiple occasions including but not limited to November 6, 2014, January 13 and March 12, 2015; on January 13, 2020, and August 18, September 13, September 22, and October 6, 2022; for the General Plan Update, to provide the community and interested agencies with an opportunity to review and comment on the Draft General Plan prior to its adoption.

WHEREAS, on August 4, 2020, the City Council adopted the 2020-2028 Housing Element of the General Plan, and this Element is hereby incorporated in its entirety without amendment as part of the 2040 General Plan.

WHEREAS, on May 17, 2022, the City Council adopted the 2022 Local Hazard Mitigation Plan (LHMP) as part of the current General Plan, and the 2040 General Plan Public Safety and Community Health Element incorporates the LHMP by policy and in its entirety without amendment as part of the 2040 General Plan Update.

WHEREAS, the Mountain Gate at Shasta Area Plan and its related Environmental Impact Report, including all required mitigation measures and conditions of development are incorporated by reference into this resolution and the 2040 General Plan Update without modification.

WHEREAS, the Planning Commission and City Council received periodic briefings to consider public and agency input, to receive information relevant to the specific topics addressed in the General Plan Update, and to provide direction and guidance to staff and the consultant team regarding policies and land use designations for development of the General Plan and its land use diagram (map).

WHEREAS, the City Council did consider and accept public input on the draft General Plan Elements at noticed public meetings on November 17, 2020, January 18, 2022, and November 1, 2022.

WHEREAS, notices of the General Plan Update were mailed to affected public entities and agencies in compliance with State law (Government Code Sections 65302(g)(7), 65302.5, 65302.7, 65352, 65352(a)(9)), and in accordance with Government Code Sections 65352.3 the City contacted California Native American tribes that are on the contact list maintained by the Native America Heritage Commission to invite those tribes to consult on the proposed 2040 General Plan Update.

WHEREAS, the City released the Public Review Draft 2040 General Plan in its entirety on July 25, 2022, and invited comments by the public and affected agencies as required by law from July 25, 2022, through September 8, 2022.

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WHEREAS, the City determined that an Environmental Impact Report (EIR) should be prepared to analyze the potential environmental impacts and identify any necessary mitigation measures for the General Plan Update project.

WHEREAS, the Programmatic EIR evaluated potential impacts and alternatives at a program-level for the 2040 General Plan Update project pursuant to the requirements of CEQA.

WHEREAS, a Notice of Preparation (NOP) of an EIR for the project was circulated on July 30, 2021, to trustee and responsible agencies, the State Clearinghouse, and the public.

WHEREAS, a EIR “scoping” meeting was held on August 9, 2021, at Shasta Lake City Hall, and public and agency comments on the NOP related to the EIR analysis were presented or submitted during the scoping meeting and related 30-day comment period.

WHEREAS, during the 30-day public review period for the NOP, which ended on September 10, 2021, written comment letters were received on the NOP, and the NOP comments are provided in Appendix A of the Draft PEIR.

WHEREAS, a Notice of Availability (NOA) of the Draft PEIR was published in the Redding Record-Searchlight as required by law, and circulated to the State Clearinghouse, all relevant agencies, and interested parties for a 45-day public comment period, commencing on July 25, 2022, and ending on September 8, 2022.

WHEREAS, a total of forty-seven (47) written comments were received during the public review period on the draft General Plan, and 12 written comments were received on the Draft Programmatic EIR, and pursuant to state law and the CEQA Guidelines, written responses to those comments when required have been prepared and included as part of the public record.

WHEREAS, a notice of the City Council public hearing to consider adoption of the 2040 General Plan Update was published in the Redding Record-Searchlight, a newspaper of general circulation on October 17, 2022, and posted on the City of Shasta Lake municipal webpage, in accordance with City policies and Government Code Section 65090.

WHEREAS, the City Council held a duly noticed public hearing on November 1, 2022, to consider the General Plan Update and the Final Programmatic EIR prepared for the project, at which time all interested persons were given an opportunity to be heard.

WHEREAS, the City Council has reviewed and considered all evidence in the record submitted in connection with the General Plan Update and the Programmatic Environmental Impact Report, including the staff report, public testimony, and other documents and evidence that are the City administrative record for these actions.

NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby make the following findings, determinations, and decisions regarding the Draft 2040 General Plan Update:

1. The City Council has considered the administrative record and all public comment received on the 2040 General Plan Update, and utilized its independent judgment in acting on the information contained in this resolution.
2. In accordance with Government Code Section 65302 and other applicable provisions of State law, the comprehensive 2040 Update to the General Plan as amended (**Exhibit A**) has been prepared in compliance with state law and local ordinance, and addresses all applicable mandatory General Plan Elements as required by state law.
3. The City Council does hereby adopt the 2040 City of Shasta Lake General Plan Update and related Land Use Map, incorporating the minor modifications to the Land Use Diagram and the Draft 2040 General Plan Update as set forth in **Exhibit B** to this resolution.

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4. The Mountain Gate at Shasta Area Plan and its related Environmental Impact Report, including all required mitigation measures and conditions of development are incorporated into the 2040 General Plan Update by reference and without modification.
5. All new development within the Mountain Gate at Shasta Area Plan shall be allowed to proceed consistent with the standards and policies of the Area Plan, and including any development approvals, entitlements and rights granted thereto by the City. Where the Area Plan is silent as to specific policy or direction which is contained within the 2040 General Plan Update, the General Plan shall apply to the degree that such compliance does not modify or prevent implementation of entitlements granted prior to the adoption date of this resolution.
6. The 2020-2028 Housing Element and attachments are incorporated into the 2040 General Plan Update without amendment.
7. The 2022-2027 Local Hazard Mitigation Plan and related attachments are incorporated into the 2040 General Plan Update without amendment.

The above recitals are true and correct and include by reference the totality of the administrative record. These facts support the decision to adopt this Resolution, and the related Ordinance implementing the 2040 General Plan Update.

DULY PASSED, APPROVED, AND ADOPTED this 1st day of November 2022, by the following vote:

AYES:

NOES:

ABSENT:

RICK KERN, Mayor

ATTEST:

TONI M. COATES, CMC, City Clerk

Attachments:

Exhibit A: Incorporated by Reference - 2040 Public Release Draft 2040 General Plan and Land Use Diagram <https://www.cityofshastalake.org/1207/General-Plan-Update-2040>. (Draft 2040 General Plan provided under separate cover).

Exhibit B: Text and Land Use Modifications to the Draft 2040 General Plan and Land Use Diagram (Nov. 1, 2022).

Exhibit C: General Plan Land Use Diagram, as amended (Nov. 1, 2022)