

1 **RESOLUTION NO 2016-23**

2 **A RESOLUTION OF THE ALBANY CITY COUNCIL ADOPTING THE**  
3 **ENVIRONMENTAL IMPACT REPORT, GENERAL PLAN CEQA FINDINGS,**  
4 **AND MITIGATION MONITORING AND REPORTING PROGRAM**  
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6 **WHEREAS**, pursuant to the requirements of Government Code Section 65300,  
7 et. seq., the City of Albany has completed an update of its General Plan; and

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9 **WHEREAS**, a General Plan Update is defined as a “project” under the California  
10 Environmental Quality Act and is thus subject to environmental review; and

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12 **WHEREAS**, the City of Albany determined that an Environmental Impact Report  
13 was required for the project and subsequently distributed a Notice of Preparation and  
14 conducted a noticed Scoping Session at Albany City Hall on March 26, 2014; and

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16 **WHEREAS**, a 60-day review period was provided for public comments on the  
17 Notice of Preparation, and the comment letters were duly considered in the preparation of  
18 the Environmental Impact Report; and

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20 **WHEREAS**, the City published a Draft Environmental Impact Report on  
21 November 25, 2016, provided copies to the State Clearinghouse, and followed required  
22 noticing and distribution protocol for the document; and

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24 **WHEREAS**, the Draft Environmental Impact Report is incorporated by reference  
25 in this Resolution as Exhibit A; and

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27 **WHEREAS**, a 60-day period was provided for public comment on the Draft  
28 Environmental Impact Report, during which time the Planning and Zoning Commission  
29 convened a public hearing in order to receive oral testimony on the document; and

1           **WHEREAS**, following the conclusion of the public review period on January 25,  
2 2016, the City prepared annotated responses to all comments received, as well as line  
3 edits to the Draft Environmental Impact Report; and  
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5           **WHEREAS**, the Responses to Comments Document, including line edits, are  
6 incorporated by reference to this Resolution as Exhibit B; and  
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8           **WHEREAS**, the potential for significant impacts has been mitigated by policies  
9 in the General Plan itself, as well as mitigation measures specifically prescribed for the  
10 project and incorporated into this resolution by reference as Exhibit C; and  
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12           **WHEREAS**, the City has made findings for the General Plan Environmental  
13 Impact Report as required by Section 15091 and 15093 of the State CEQA Guidelines  
14 and Section 21081 of the Public Resources Code, and such findings are incorporated into  
15 this resolution as Exhibit D; and  
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17           **WHEREAS**, the Albany Planning and Zoning Commission conducted a public  
18 hearing on the Draft General Plan and EIR, including the attachments referenced above,  
19 on March 9, 2016; and  
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21           **WHEREAS**, the Albany Planning and Zoning Commission adopted Resolution  
22 2016-01, recommending Council adoption of the EIR and related documents, including  
23 edits to pages 13 and 16 of the required CEQA Findings document (Exhibit D);  
24

25 **NOW THEREFORE, THE ALBANY CITY COUNCIL RESOLVES AS**  
26 **FOLLOWS:**  
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- 28 1. The Albany 2035 General Plan Environmental Impact Report (EIR) provides a  
29 program-level evaluation of projected growth in Albany over the 2015-2035  
period, following the policies, maps, and action programs of the General Plan.

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2. The EIR has been prepared in compliance with CEQA, the State CEQA Guidelines, and the City’s local CEQA guidelines.
3. Notices of the public hearings on the General Plan Update, the Draft EIR, and the Final EIR were given as required and actions were conducted pursuant to State law.
4. All comments received on the Draft EIR, including those received at public hearings, were responded to adequately.
5. The EIR adequately identifies and addresses all of the potential environmental impacts and feasible mitigation measures have been incorporated into the 2035 General Plan in the form of goals, policies, and action items.
6. No changes to the General Plan or Draft EIR have been made that necessitate or involve significant new information as outlined in CEQA Guidelines Section 15088.5.
7. The EIR is adequate and complete for consideration in making a decision on the merits of the General Plan Update.
8. The Albany Planning and Zoning Commission has conducted required public hearings and recommended adoption of the Final EIR by the City Council.

Based on the foregoing findings, the City Council adopts the Albany 2035 General Plan Environmental Impact Report (Exhibit A), including the Response to Comments (Exhibit B), Mitigation Monitoring and Reporting Program (Exhibit C); and Findings (Exhibit D).

PASSED, APPROVED, AND ADOPTED this 18<sup>th</sup> day of April 2016 by the following vote:

AYES-

NOES-

ABSENT-

ABSTENTION-

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Mayor, Peter Maass

ATTEST:

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Nicole Almaguer, City Clerk

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**EXHIBIT A**  
**DRAFT 2035 GENERAL PLAN ENVIRONMENTAL IMPACT REPORT**  
**November 25, 2015**  
**(SEPARATE PAGE)**

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**EXHIBIT B**  
**RESPONSE TO COMMENTS**  
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**EXHIBIT C**  
**MITIGATION MONITORING AND REPORTING PROGRAM**  
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**EXHIBIT D**  
**CEQA-REQUIRED FINDINGS**  
**(SEPARATE PAGE)**