



**COMMUNITY DEVELOPMENT
AND RESOURCES
COMMISSION
OF THE
CITY OF ATWATER**

RESOLUTION NO. 027-17

**A RESOLUTION OF THE COMMUNITY DEVELOPMENT AND
RESOURCES COMMISSION OF THE CITY OF ATWATER
RECOMMENDING CERTIFICATION OF THE PROGRAM
ENVIRONMENTAL IMPACT REPORT FOR THE FERRARI
PROJECT**

WHEREAS, the City of Atwater, as lead agency under the California Environmental Quality Act (Pub. Res. Act § 21000 et seq.) and the CEQA Guidelines (14 Cal. Code Regs. §§ 15000-15387) (collectively, "CEQA"), has completed the Final Program Environmental Impact Report ("Final EIR" or "EIR") State Clearinghouse No. 20141011045 for the Ferrari Project (hereinafter, "Proposed Project" or "Project"); and

WHEREAS, the City of Atwater prepared a Notice of Preparation (NOP) of a Draft EIR pursuant to the requirements of CEQA, which was distributed to the California Office of Planning and Research and each responsible and trustee agencies on October 20, 2014 stating that an EIR will be prepared and requesting the agencies to comment on the scope of the Draft EIR. In addition, the City of Atwater held a scoping meeting pursuant to the requirements of CEQA on November 13, 2014 to which all responsible and trustee agencies were invited to provide comments on the scope of the Draft EIR; and

WHEREAS, in response to a subsequent change in the project description (addition of Subarea 5 – Valley to the annexation area), the City of Atwater prepared a revised NOP of a Draft EIR pursuant to the requirements of CEQA, which was distributed to the California Office of Planning and Research and each responsible and trustee agencies on May 13, 2015 stating that an EIR will be prepared and requesting the agencies to comment on the scope of the Draft EIR. In addition, the City of Atwater held a second scoping meeting pursuant to the requirements of CEQA on June 4, 2015 to which all responsible and trustee agencies were invited to provide comments on the scope of the Draft EIR; and

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WHEREAS, the City of Atwater prepared a Draft Program Environmental Report ("Draft EIR"), which was released for public and agency review on February 4, 2016. The comment period closed on March 21, 2016, which resulted in a review period of 45 days. The Draft EIR assessed the potential environmental effects of implementing the Proposed Project, identified means to eliminate or reduce potential adverse impacts, and evaluates a reasonable range of alternatives; and

WHEREAS, upon close of the public review period for the Draft EIR, which is contained in [Attachment A](#), the City of Atwater prepared the Final EIR, which is contained in [Attachment B](#), incorporated by reference and that is comprised of comments on the Draft EIR submitted by interested public agencies, organizations, and members of the public, the City of Atwater's responses to the environmental issues raised in those comments, and revisions to the text of the Draft EIR reflecting changes made in response to comments and other information. The Final EIR includes the Draft EIR and its appendices. The Final EIR was prepared on March 15, 2017 and provided to commenting agencies on **(DATE TBD)**.

WHEREAS, The City Council must first certify the EIR as adequately prepared in compliance with CEQA before considering approving the Project; and

WHEREAS, The Community Development and Resources Commission has reviewed and considered the Final EIR in connection with the Project.

THEREFORE, BE IT RESOLVED that the Community Development and Resources Commission of the City of Atwater hereby finds and determines as follows:

1. The Community Development and Resources Commission hereby finds that the above recitals are true and correct, and hereby incorporates them into this Resolution by this reference.

2. The Community Development and Resources Commission hereby finds that agencies and interested members of the public have been afforded ample notice and opportunity to comment on the Final EIR and the Project.

3. The Project has been reviewed for its environmental effects pursuant to the provisions of CEQA and the State CEQA Guidelines. The Community Development and Resources Commission has reviewed and considered the Draft EIR and the Final EIR and, in the exercise of its independent judgment, recommends that the City Council certify the Final EIR as adequate in compliance with CEQA.

The foregoing resolution was introduced at a regular meeting of the Community Development and Resources Commission of the City of Atwater held on the ___ day of _____, by City Commissioner _____, who moved its adoption, which motion was duly seconded by City Commissioner _____, and Resolution 027-17 was adopted by the following vote:

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AYES: XXXX
NOES: XXXX
ABSENT: XXXX

APPROVED:

ATTEST:

Attachments:

Attachment A Draft Program EIR (Incorporated by Reference)
Attachment B Final Program EIR (Incorporated by Reference)

