



RESOLUTION NO. 2007-126

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA,
AMENDING THE 2025 FRESNO GENERAL PLAN AND THE WEST AREA
COMMUNITY PLAN (PLAN AMENDMENT APPLICATION NO. A-06-18)

WHEREAS, on November 19, 2002, by Resolution No. 2002-379, the City Council adopted the 2025 Fresno General Plan which correspondingly updated the West Area Community Plan and by Resolution No. 2002-378 certified Master Environmental Impact Report No. 10130 which evaluated the potentially significant adverse environmental impacts of urban development within the City of Fresno's designated urban boundary line and extended sphere of influence; and,

WHEREAS, John L. Halvas filed an application to amend the land use designation of the aforementioned plans, relating to approximately 9.40 acres of property located on the south side of West Olive Avenue between North Marks and North Valentine Avenues, from the commercial recreational planned land use designation to the medium density residential planned land use designation; and,

WHEREAS, the environmental assessment conducted for the proposed plan amendment resulted in the filing of a mitigated negative declaration on February 15, 2007; and,

WHEREAS, on February 5, 2007, the West Area Community Plan Implementation Committee reviewed the proposed plan amendment and recommended approval of the project, and;

WHEREAS, on March 7, 2007, the Fresno City Planning Commission held a public hearing to consider Plan Amendment Application No. A-06-18 and associated mitigated negative declaration for Environmental Assessment No. A-06-18/R-06-54; and,

WHEREAS, the Fresno City Planning Commission took action, as evidenced in Planning Commission Resolution No. 12654, to recommend approval of Plan Amendment Application No. A-06-18, which proposes to amend the planned land use designation for the subject site from the commercial recreational planned land use designation to the medium density residential planned land use designation; and,

WHEREAS, on March 27, 2007, the Fresno City Council held a public hearing to consider Plan Amendment Application No. A-06-18 and received both oral testimony and written information presented at the hearing regarding Plan Amendment Application No. A-06-18.

Adopted _____
Approved _____
Effective 3/27/07

2007-126



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NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno, based upon the testimony and information presented at the hearing and upon review and consideration of the environmental documentation provided, as follows:

1. The Council finds that there is no substantial evidence in the record that Plan Amendment Application No. A-06-18 may have a significant effect on the environment and hereby adopts the mitigated negative declaration for Environmental Assessment No. A-06-18/R-06-54 dated February 15, 2007.
2. The Council finds the adoption of the proposed plan amendment as recommended by the Planning Commission is in the best interest of the City of Fresno.
3. The Council of the City of Fresno hereby adopts Plan Amendment Application No. A-06-18 amending the 2025 Fresno General Plan and West Area Community Plan from the commercial recreational planned land use designation to the medium density residential planned land use designation as depicted by Exhibit A, attached hereto and incorporated herein by reference.

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CLERK'S CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF FRESNO)
CITY OF FRESNO)

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing Resolution was adopted by the Council of the City of Fresno, California, at a regular meeting held on the 27th day of March, 2007.

AYES: Calhoun, Dages, Duncan, Sterling, Westerlund, Xiong, Perea
NOES: None
ABSENT: None
ABSTAIN: None

REBECCA E. KLISCH
City Clerk

By Rebecca E. Klisch

APPROVED AS TO FORM

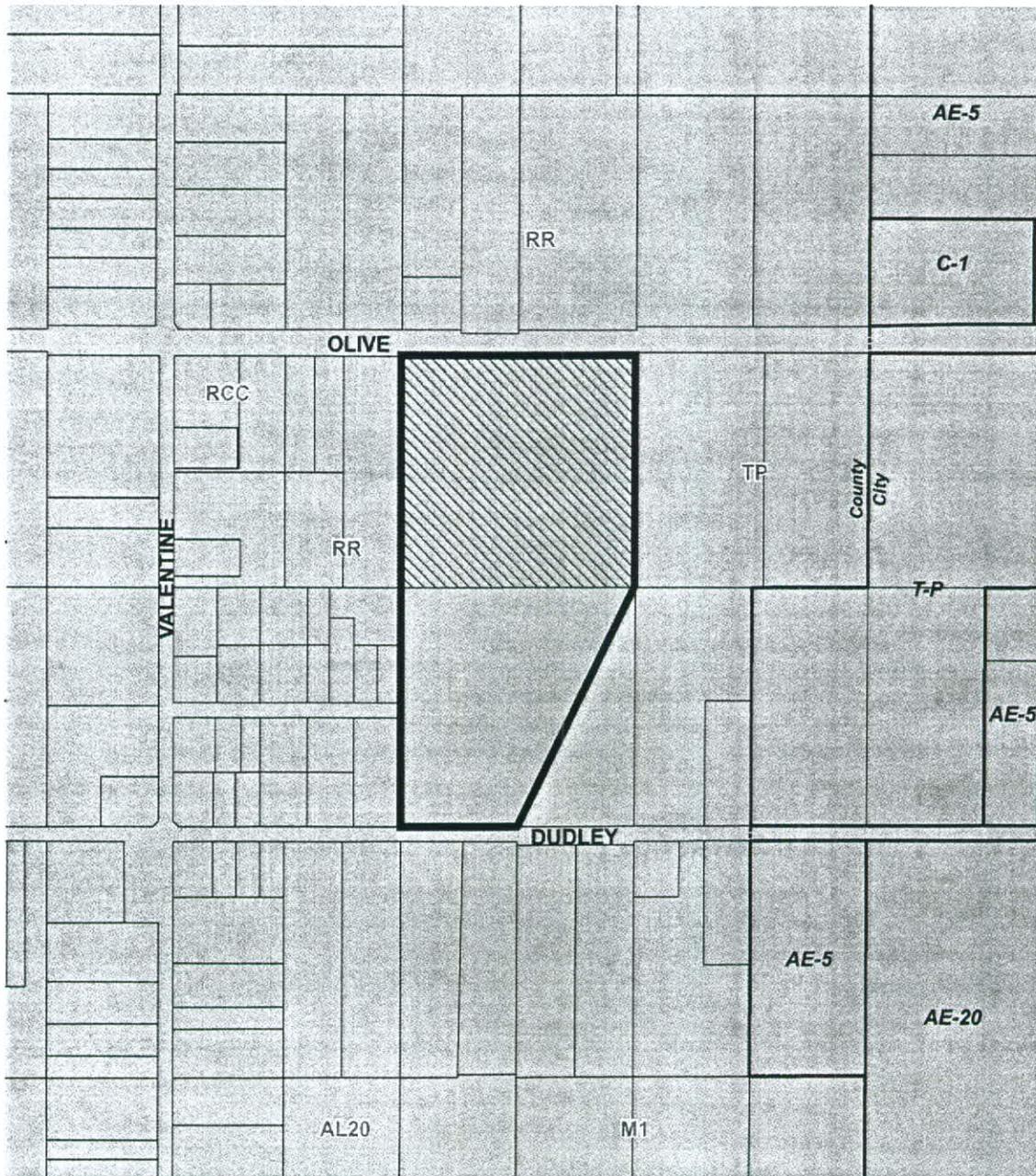
JAMES C. SANCHEZ
City Attorney

By John W. Fox
Deputy

Plan Amendment Application No. A-06-18
Filed by John L. Halvas
APN No. 449-090-37



Exhibit A



LEGEND

 From RR (county) to R-1/UGM

 From Com. Recreational to Med. Density Res.

 U.G.M. Area

VICINITY MAP

PLAN AMENDMENT NO. A-06-018
From Com. Recreational to Med. Density Res.
REZONE APPLICATION NO. R-05-054
From RR (county) to R-1/UGM

W. Olive Ave. Btwn., N. Valentine and N. Marks Aves.

PLANNING & DEVELOPMENT DEPARTMENT



NOT TO SCALE

A.P.N.: 449-090-37.38

ZONE MAP: 2347

BY/DATE: D.N. / 01-12-07

City of Fresno
Planning & Development