

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE ADOPTING AN ADDENDUM TO THE ENVISION SAN JOSE 2040 GENERAL PLAN FINAL ENVIRONMENTAL IMPACT REPORT AND SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT, AS ADDENDED, FOR WHICH AN INITIAL STUDY WAS PREPARED, FOR THE SECOND GENERAL PLAN 4-YEAR REVIEW, ALL IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

WHEREAS, prior to the adoption of this Resolution, the Director of Planning, Building and Code Enforcement of the City of San José prepared an Initial Study and an Addendum for the Second General Plan 4-Year Review, Planning File Nos. GP21-012, GPT21-001, GPT21-002, GPT21-005, GPT21-006, GPT21-007, PP21-012, C21-031, and PDC21-033 (the “Initial Study/Addendum”), all in accordance with the requirements of the California Environmental Quality Act of 1970, together with state and local guidelines implementing said Act, all as amended to date (collectively “CEQA”); and

WHEREAS, the Second General Plan 4-Year Review (the “Project”) analyzed under the Initial Study/Addendum consists of City-initiated General Plan Amendments for the adoption of the second four-year review cycle (Goal IP-2 and Policies IP-2.4, 2.5 & 2.12), including: 1) amending the General Plan to modify Growth Areas in the General Plan while maintaining the overall citywide growth capacity of 382,000 jobs and 120,000 residential units, including changes to the General Plan Land Use Designation and rezonings for properties in Coyote Valley, the elimination of North Coyote Valley Employment Growth Area, the elimination of Coyote Valley Urban Reserve, the elimination of growth horizons for Urban Villages, elimination of the Evergreen Village Neighborhood and East Capitol Expressway/Foxdale Drive Neighborhood Urban Villages, the conversion of the West Capitol Expressway/Monterey Road and Story Road Employment Lands Growth Areas into Urban Villages, and allowing residential

development in the Willow Street, Willow Glen, North 13th Street, and Japantown (Taylor Street only) Neighborhood Business Districts (NBDs) and adding these NBDs as General Plan designated Growth Areas, and allowing planned residential and job growth within all Urban Villages to be shared in a common pool of development capacity for use by future projects; 2) implement Vehicle Miles Traveled Tier II reduction goals; 3) retire the Evergreen-East Foothills Area Development Policy and defer to the City's Transportation Analysis Policy (Council Policy 5-1) for the purpose of evaluating transportation impacts; and 4), General Plan text edits including edits to remove criteria for affordable housing and commercial space requirements in Urban Villages and clarification on the definition of a Signature Project; and

WHEREAS, the Planning Commission of the City reviewed and recommended that the City Council certify the General Plan FPEIR; and

WHEREAS, in connection with the adoption of a resolution approving said Envision San José 2040 General Plan (Planning File No. PP09-011), the City Council adopted Resolution No. 76041 on November 1, 2011, setting forth certain findings pertaining to the General Plan Update FPEIR and adopting a mitigation monitoring and reporting program, all pursuant to the provisions of CEQA; and

WHEREAS, subsequent to said actions on the General Plan Update FPEIR, the City prepared, completed, and adopted in accordance with CEQA the Supplemental EIR ("SEIR") for the Envision San José 2040 General Plan, Greenhouse Gas Reduction Strategy (Planning File No. PP15-060); and

WHEREAS, the Planning Commission of the City reviewed and recommended that City Council certify said SEIR; and

WHEREAS, the City Council adopted Resolution No. 77617 on December 15, 2015 setting forth certain findings pertaining to the SEIR, all pursuant to the provisions of CEQA; and

WHEREAS, the Initial Study/Addendum concluded that implementation of the Second General Plan 4-Year Review would not result in any substantial increase in the severity of previously identified significant effects in the prior certified Envision San José 2040 General Plan Environmental Impact Report and the Supplemental Environmental Impact Report; and

WHEREAS, the Initial Study/Addendum concluded that implementation of the Second General Plan 4-Year Review would not result in any substantial changes with respect to circumstances that will require major revisions to the prior certified Envision San José 2040 General Plan Environmental Impact Report and the Supplemental Environmental Impact Report; and

WHEREAS, the Initial Study/Addendum concluded that implementation of the Second General Plan 4-Year Review would not affect one or more significant effects discussed in the prior certified Envision San José 2040 General Plan Environmental Impact Report and the Supplemental Environmental Impact Report due to substantial new information or information of substantial importance, and

WHEREAS, the Initial Study/Addendum concluded that implementation of the Second General Plan 4-Year Review would not affect one or more significant effects previously examined that will be substantially more severe than those disclosed in the prior certified Envision San José 2040 General Plan Environmental Impact Report and the Supplemental Environmental Impact Report, and

WHEREAS, the City of San José is the lead agency on the Project, and the City Council is the decision-making body for the proposed approval to undertake the Project; and

WHEREAS, the City Council has reviewed and considered the Initial Study/Addendum for the Project and intends to take actions on the Project in compliance with CEQA and state and local guidelines implementing CEQA; and

WHEREAS, the Initial Study/Addendum for the Project, the Envision San José 2040 General Plan Environmental Impact Report, and Envision San José 2040 General Plan Supplemental Environmental Impact Report are on file in the Office of the Director of Planning, Building and Code Enforcement, located at 200 East Santa Clara Street, 3rd Floor Tower, San José, California, 95113, are available for inspection by any interested person at that location and on the Department of Planning, Building, and Code Enforcement's website (www.sanjoseca.gov/planning) and are, by this reference, incorporated into this Resolution as if fully set forth herein;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE:

THAT THE CITY COUNCIL does hereby make the following findings: (1) it has independently reviewed and analyzed the Initial Study/Addendum and other information in the record and has considered the information contained therein, prior to acting upon or approving the Project, (2) the Initial Study/Addendum prepared for the Project has been completed in compliance with CEQA and is consistent with state and local guidelines implementing CEQA, and (3) the Initial Study/Addendum represents the independent judgment and analysis of the City of San José, as lead agency for the Project.

The City Council designates the Director of Planning, Building and Code Enforcement at the Director's Office at 200 East Santa Clara Street, 3rd Floor Tower, San José,

California, 95113, as the custodian of documents and records of proceedings on which this decision is based.

THAT THE CITY COUNCIL does hereby find that based upon the entire record of proceedings before it and all information received that there is no substantial evidence that the Project will have any new significant effect on the environment and does hereby adopt the Addendum prepared for the Project (Planning File Nos. GP21-012, GPT21-001, GPT21-002, GPT21-005, GPT21-006, GPT21-007, PP21-012, C21-031, and PDC21-033). The Initial Study/Addendum is: (1) on file in the Office of the Director of Planning, Building and Code Enforcement, located at 200 East Santa Clara Street, 3rd Floor Tower, San José, California, 95113 and is posted to the Department of Planning, Building, and Code Enforcement's website and (2) available for inspection by any interested person.

ADOPTED this ____ day of _____, 2021, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk