

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE ADOPTING THE BELLARMINE COLLEGE PREPARATORY SOCCER/LACROSSE FIELD LIGHTS PROJECT ADDENDUM TO THE BELLARMINE COLLEGE PREPARATORY MASTER PLAN MITIGATED NEGATIVE DECLARATION, ALL IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AS AMENDED

WHEREAS, the City of San José (“City”) acting as lead agency under the California Environmental Quality Act of 1970, together with state and local guidelines implementing said Act, all as amended to date (collectively “CEQA”), prepared, completed and adopted the Bellarmine College Preparatory Master Plan Initial Study/Mitigated Negative Declaration (MND), which analyzed the environmental impacts of implementation of the Bellarmine College Master Plan, which analyzed the Planned Development rezoning of the main school campus to allow for the construction of new school facilities, redistribution of parking areas, the creation of two new parking lots, and the closure of Emory Street at Laurel Street; and

WHEREAS, a public hearing was held by the Planning Commission on May 28, 2008, and the Planning Commission of the City of San José considered said Bellarmine College Preparatory Master Plan Mitigated Negative Declaration (“MND”); and

WHEREAS, a public hearing was held on June 17, 2008, by the Council of the City of San José and the City Council adopted the Bellarmine College Preparatory Master Plan MND (Planning File No. PDC07-072) by Ordinance No. 28337, setting forth certain findings pertaining to the Bellarmine College Preparatory Master Plan Rezoning and MND, and adopting a mitigation monitoring and reporting program, all pursuant to the provisions of CEQA; and

WHEREAS, prior to the adoption of this Resolution, the Planning Director of the City of San José prepared and approved an Addendum to the Bellarmine College Preparatory Master Plan Rezoning and MND for the Bellarmine College Preparatory Soccer/Lacrosse Field Project under Planning File Nos. PDC19-001 and PD19-001 (the “Addendum”), all in accordance with CEQA; and

WHEREAS, the Bellarmine College Preparatory Soccer/Lacrosse Field Project (the “Project”) analyzed under the Addendum consists of a rezoning of the 17.64 gross acre Bellarmine College Preparatory College campus from the A(PD) Planned Development Zoning District to the PQP(PD) Planned Development Zoning District to effectuate the Planned Development Zoning District and to allow four 65-foot tall ground mounted field lights on an approximately 3.19-gross acre site within the 17.64 gross acre campus, all located on the east side of Elm Street between West Hedding Street and Emory Street, southwest corner of West Hedding Street and Elm Street, southwest corner of Emory Street and Stockton Avenue, and the north side of West Hedding Street, approximately 300 feet easterly of Elm Street (960 West Hedding Street) in San José, California; and

WHEREAS, as further described in the Addendum, the implementation of the Project would not result in new significant effects on the environment beyond those already identified in the previously approved Bellarmine College Preparatory Master Plan MND and would continue to reduce each of those significant effects to a less-than significant level; 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

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WHEREAS, the City Council has reviewed and considered the Addendum to the Bellarmine College Preparatory Master Plan MND, and intends to take actions on the Project in compliance with CEQA and state and local guidelines implementing CEQA; and

WHEREAS, the Bellarmine College Preparatory Master Plan MND and Addendum for the Project are on file in the Office of the Director of Planning, 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 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 Bellarmine College Preparatory Master Plan MND, as modified by the Addendum, as well as other information in the record and has considered the information contained therein, prior to acting upon or approving the Project, (2) the Addendum modifying the Bellarmine College Preparatory Master Plan MND prepared for the Project has been completed in compliance with CEQA and is consistent with state and local guidelines implementing CEQA, and (3) the Addendum modifying the Bellarmine College Preparatory Master Plan MND 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 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 a significant effect on the environment and does hereby adopt the Addendum prepared for the Project (Planning File Nos. PDC19-001 and PD19-001). The Bellarmine College Preparatory Master Plan MND and the Addendum are: (1) on file in the Office of the Director of Planning, located at 200 East Santa Clara Street, 3rd Floor Tower, San José, California, 95113, and (2) available for inspection by any interested person.

ADOPTED this _____ day of _____, 2019, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk