

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

2
3
4
5
6
7
8

9
10
11
12
13

14
15
16

17
18
19
20

21
22
23
24
25
26
27

1 Project would result in no new significant impacts that were not analyzed in the 2010 Foothill
2 Boulevard Specific Plan Mitigated Negative Declaration (“2010 FBSP MND”), nor would the
3 proposed Project cause a substantial increase in the severity of any previously identified
4 environmental impacts. The potential impacts associated with proposed Project would either be
5 the same or less than those described in the 2010 FBSP MND. In addition, there are no substantial
6 changes to the circumstances under which the proposed Project would be undertaken that would
7 result in new or more severe environmental impacts than previously addressed in the 2010 FBSP
8 MND, nor has any new information regarding the potential for new or more severe significant
9 environmental impacts been identified; and

10 WHEREAS, on June 13, 2023, the City Council conducted a duly noticed public hearing,
11 as required by law, on the EAR No. 2022-0037, SPA No. 2022-0001 and PPD No. 2022-0025,
12 took testimony, at which time it received input from staff, the city attorney, and the Applicant;
13 heard public testimony; discussed the proposed EAR No. 2022-0037, SPA No. 2022-0001 and
14 PPD No. 2022-0025; and closed the public hearing; and

15 WHEREAS, all legal prerequisites to the adoption of this Resolution have occurred.

16 NOW, THEREFORE, the City Council hereby finds, determines, and resolves as follows:

17 SECTION 1: The City Council hereby specifically finds all of the facts set forth in the
18 recitals above of this Resolution are true and correct and incorporated herein.

19 SECTION 2: The City of Rialto is the Lead Agency for the Project, as determined by
20 CEQA. Based on EAR No. 2022-0037 and the accompanying technical studies, it has been
21 determined that:

- 22
23 1. There are no substantial changes to the Project or the circumstances under which the
24 Project will be carried out that will require major revisions to the previously adopted MND.
25
- 26 2. The Project will not result in new significant environmental effects or substantial increases
27 in the severity of previously identified significant effects.
28

1 3. There is no new information substantial importance, which was known or could have been
2 known with the exercise of reasonable diligence at the time the previous MND was
3 adopted.

4
5 4. The Project will not have any significant effects that are not identified and discussed in the
6 previously adopted MND, and there are no newly feasible, or considerably different,
7 mitigation measures or alternatives which would substantially reduce one or more
8 significant effects of the Project which the applicant declines to adopt.

9
10 SECTION 3: The City Council hereby adopts EAR No. 2022-0037, attached hereto as
11 Exhibit "A", prepared in accordance with CEQA for the Project.

12 SECTION 4: The Mayor shall sign the passage and adoption of this resolution and
13 thereupon the same shall take effect and be in force.

14 PASSED, APPROVED AND ADOPTED this 13th day of June 2023.

15
16
17 _____
18 DEBORAH ROBERTSON, MAYOR

19 **ATTEST:**

20
21
22 _____
23 BARBARA MCGEE, CITY CLERK

24
25 **APPROVED AS TO FORM:**

26
27 _____
28 ERIC S. VAIL, CITY ATTORNEY

1 STATE OF CALIFORNIA)
2 COUNTY OF SAN BERNARDINO) ss
3 CITY OF RIALTO)
4

5 I, BARBARA MCGEE, City Clerk of the City of Rialto, do hereby certify that the foregoing
6 Resolution No. _____ was duly passed and adopted at a regular meeting of the City Council
7 of the City of Rialto held on the _____ day of _____, 2023.

8 Upon motion of Councilmember _____, seconded by Councilmember
9 _____, the foregoing Resolution No. _____ was duly passed and adopted.

10 Vote on the motion:

11 AYES:

12 NOES:

13 ABSENT:

14 IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of the City of
15 Rialto this _____ day of _____, 2023.
16
17
18

19 _____
20 BARBARA MCGEE, CITY CLERK
21
22
23
24
25
26
27
28

Exhibit "A"

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28