

- 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
78
9

10
11
12

13

14

15
16
17

18
19

20

21

22

23
24
25

26
27
28

1 **WHEREAS**, a Notice of Intent to Adopt a Negative Declaration (NOI) for the draft 2021-
2 2029 Housing Element Update was posted with the City Clerk and San Bernardino County Clerk
3 and sent to responsible agencies on or about January 7, 2022;

4 **WHEREAS**, on February 9, 2022, the Planning Commission of the City of Rialto
5 conducted a duly noticed public hearing, as required by law, on GPA No. 2021-0002; heard public
6 testimony; discussed GPA No. 2021-0002; and closed the public hearing; and

7 **WHEREAS**, on March 8, 2022, the City Council of the City of Rialto conducted a duly
8 noticed public hearing, as required by law, on GPA No. 2021-0002; heard public testimony;
9 discussed GPA No. 2021-0002; and closed the public hearing;

10 **WHEREAS**, on March 8, 2022, the City Council adopted the IS/MND and approved the
11 draft 2021-2029 Housing Element Update;

12 **WHEREAS**, on April 5, 2022 and August 11, 2022, revised drafts of the 2021-2029
13 Housing Element were submitted to HCD for the purpose of HCD's review of the Element for
14 compliance with state law and HCD provided additional written comments to the City;

15 **WHEREAS**, the draft 2021-2029 Housing Element Update was amended pursuant to
16 comments from HCD and adoption of the amended draft is needed due to the extent and nature of
17 the revisions;

18 **WHEREAS**, on February 28, 2023, the City Council of the City of Rialto conducted a
19 duly noticed public hearing, as required by law, on GPA No. 2021-0002; heard public testimony;
20 discussed GPA No. 2021-0002; and closed the public hearing;

21 **WHEREAS**, the City Council authorizes staff to make subsequent revisions or
22 modifications to the draft 2021-2029 Housing Element Update to comply with state law as
23 requested by HCD;

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

25 **NOW, THEREFORE**, the City Council of the City of Rialto, California, does hereby resolve
26 as follows:

27 **SECTION 1.** The City Council hereby specifically finds that facts set forth in the recitals
28 above of this Resolution are true and correct and are incorporated herein.

1 **SECTION 2.** Based on substantial evidence presented to the City Council during the public
2 hearing conducted regarding the 2021-2029 (Sixth Cycle) Housing Element Update, including written
3 staff reports, public comments, and other documents, the City Council hereby determines that the
4 General Plan Amendment No. 2021-0002 satisfies the requirements of Government Code Sections
5 65358 pertaining to the findings which must be made precedent to amending a General Plan. The
6 findings are as follows:

- 7 1. That the proposed General Plan Amendment is in the public interest.

8 *This finding is supported by the following facts:*

9 The 2021-2029 (Sixth Cycle) Housing Element Update establishes policies that will guide City
10 decision making, including identification of sites suitable to meet the City's allocation of the
11 Regional Housing Needs Assessment, and sets forth an implementation program to achieve
12 housing goals through the year 2029 and will serve the public convenience and necessity
13 Citywide.

14 **SECTION 3.** The City Council finds, pursuant to Government Code Section 65583.2(g)(2)
15 and based on substantial evidence set forth in Section 4 and Appendix B of the 2021-2029 (Sixth
16 Cycle) Housing Element, that any existing uses on sites identified to accommodate affordable housing
17 are likely to be discontinued during the planning period, and therefore do not constitute an impediment
18 to additional residential development during the period covered by the 2021-2029 Housing Element.
19 Any sites identified to accommodate 2021-2029 Regional Housing Needs Allocation (RHNA) need
20 that have existing structures, improvements and/or activities demonstrate a likelihood for
21 redevelopment during the 2021-2029 planning period. Parcels with existing uses or activities that
22 were not likely to be discontinued during the planning period were generally removed if they had
23 conditions suggesting continued use or activity during the planning period.

24 **SECTION 4.** The 2021-2029 (Sixth Cycle) Housing Element Update is a policy document
25 that addresses conservation, improvement, affordability, constraints, opportunities, and objectives for
26 housing in Rialto. A rezoning program is required to meet the city's housing needs.

27 **SECTION 5.** The City Council hereby ratifies adoption of GPA No. 2021-0002 to approve
28 the 2021-2029 (Sixth Cycle) Housing Element Update.

SECTION 6. The Mayor of the City Council shall sign the passage and adoption of this resolution and thereupon the same shall take effect and be in force.

PASSED, APPROVED AND ADOPTED this 25th day of July, 2023.

DEBORAH ROBERTSON, MAYOR
OF RIALTO CITY COUNCIL

ATTEST:

BARBARA MCGEE, CITY CLERK

APPROVED AS TO FORM:

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 25th day of July, 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