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1 feet of the Project Site, and a twenty (20) day public comment period was held from October 31,
2 2018 to November 19, 2018; and

3 WHEREAS, one (1) comment letter was received from the South Coast Air Quality
4 Management District (SCAQMD), which was submitted on November 14, 2018; and

5 WHEREAS, the comment letter from SCAQMD recommended the preparation of a Health
6 Risk Assessment (HRA) to determine if the project will have a significant effect on the nearby
7 residential uses, as it relates to the exposure of toxic air contaminants, such as diesel particulate
8 matter from diesel fueled trucks visiting the site; and

9 WHEREAS, December 7, 2018, the Planning Division, in coordination with Urban
10 Crossroads, provided SCAQMD a HRA prepared for the project, which concluded that toxic air
11 contaminants generated by the project will not exceed any thresholds of significance established
12 by SCAQMD; and

13 WHEREAS, the Planning Division did not receive any further comment from SCAQMD
14 upon providing the HRA; and

15 WHEREAS, the City mailed public hearing notices for the proposed Project to all property
16 owners within 300 feet of the project site, and published the public hearing notice in the San
17 Bernardino Sun newspaper as required by State law; and

18 WHEREAS, on January 9, 2019, the Planning Commission of the City of Rialto conducted
19 a duly noticed public hearing, as required by law, on the Mitigated Negative Declaration and CDP
20 No. 2018-0043, took testimony, at which time it received input from staff, the city attorney, and
21 the Applicant; heard public testimony; discussed the proposed Mitigated Negative Declaration and
22 CDP No. 2018-0043; and closed the public hearing; and

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

24 NOW, THEREFORE, BE IT RESOLVED by the Planning Commission of the City of Rialto
25 as follows:

26 SECTION 1: The Planning Commission hereby finds all of the above recitals to be true
27 and correct.
28

1 SECTION 2: The Initial Study and Mitigated Negative Declaration (Environmental
2 Assessment Review No. 2018-0024) prepared for the project concluded that even without
3 mitigation, the Project's impacts on aesthetics, agricultural and forestry resources, air quality,
4 geology and soils, greenhouse gas emissions, hazards and hazardous materials, hydrology and
5 water quality, land use and planning, mineral resources, population and housing, public services,
6 recreation, transportation and traffic, and utilities and service systems would be less than
7 significant. The Initial Study and Mitigated Negative Declaration (EAR No. 2018-0024) also
8 identified that the Site did not have suitable habitat for any threatened or endangered species, and
9 therefore the proposed Project will have no individual or cumulative adverse impacts upon
10 resources, as defined in Section 711. 2 of the State Fish and Game Code. The Initial Study and
11 Mitigated Negative Declaration (EAR No. 2018-0024) further concluded that, after incorporation
12 of the recommended mitigation measures, the Project's impacts on cultural resources, noise, and
13 tribal resources would also be less than significant.

14 SECTION 3: The Planning Commission has independently reviewed and considered the
15 Initial Study proposed Mitigated Negative Declaration, related studies, the public comments upon
16 it, and other evidence and finds that the Mitigated Negative Declaration was prepared in the
17 manner required by law, and there is no substantial evidence supporting a fair argument that the
18 Project would result in a significant adverse effect upon the environment, provided appropriate
19 mitigation measures are imposed.

20 SECTION 4: With the imposition of mitigation measures that address potential impacts
21 upon biological resources and cultural resources in the community and as set forth in the Mitigation
22 Monitoring Program, Exhibit "B" hereto, which is attached hereto and incorporated herein by this
23 reference, the proposed project's potential significant impacts will be reduced below a level of
24 significance.

25 SECTION 5: For the foregoing reasons and based on the information and findings included
26 in the Initial Study and Staff Report, the Planning Commission has determined that the Project, as
27 conditioned and mitigated, will not have a significant adverse impact on the environment and also
28 finds that the preparation of the Mitigated Negative Declaration attached hereto complies with

1 CEQA. Therefore, the Planning Commission hereby adopts and certifies the Mitigated Negative
2 Declaration, which is attached hereto as Exhibit "A" and incorporated herein by this reference,
3 making certain environmental findings to allow the Project, as well as the Mitigation Monitoring
4 and Reporting Program attached as Exhibit "B".

5 SECTION 6: The Chairman of the Planning Commission shall sign the passage and
6 adoption of this resolution and thereupon the same shall take effect and be in force.

7 PASSED, APPROVED AND ADOPTED this 9th day of January, 2019.

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11 JOHN PEUKERT, CHAIR
12 CITY OF RIALTO PLANNING COMMISSION
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1 STATE OF CALIFORNIA)
2 COUNTY OF SAN BERNARDINO) ss
3 CITY OF RIALTO)
4

5 I, Adrianna Martinez, Administrative Assistant of the City of Rialto, do hereby certify that
6 the foregoing Resolution No. ____ was duly passed and adopted at a regular meeting of the Planning
7 Commission of the City of Rialto held on the ____th day of ____, 2019.

8 Upon motion of Planning Commissioner_____, seconded by Planning Commissioner
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 ____th day of ____, 2019.

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19 _____
20 ADRIANNA MARTINEZ, ADMINISTRATIVE ASSISTANT
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