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RESOLUTION NO. R-89-19

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLTON ADOPTING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE PROPOSED COLTON COMMUNITY SOCCER PARK ON APPROXIMATELY 21 GROSS ACRES ON REAL PROPERTY LOCATED SOUTH OF EAST CONGRESS STREET AND WEST OF THE SANTA ANA RIVER (APNS: 0163-362-12, 0163-381-01, 0163-381-02, AND 0163-381-26).

WHEREAS, the City of Colton has identified the need for a community soccer complex and park within Colton to meet the growing needs of the community; and

WHEREAS, the proposed Colton Community Soccer Park will provide a safe, well-maintained park, containing sports facilities geared toward soccer and football experiences for Colton family members of all ages; and

WHEREAS, The City of Colton proposes to construct and operate the Colton Community Soccer Park Project on 21 acres of a currently vacant 45-acre parcel of City-owned land adjacent to the Santa Ana River (APNS: 0163-362-12, 0163-381-01, 0163-381-02, and 0163-381-26). The remaining approximate 24 acres of the project site would be retained as natural open space along the Santa Ana River; and

WHEREAS, pursuant to the requirements of the California Environmental Quality Act (CEQA), an Initial Study/Mitigated Negative Declaration (“IS/MND”) was prepared to analyze and mitigate the project’s potentially significant environmental impacts; and

WHEREAS, between August 28 and September 27, 2019, the public review period for the Draft IS/MND took effect, which was publicly noticed by a publication in a newspaper of general circulation, and notice to related agencies and government agencies.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby:

Section 1 - Procedural Findings:

The City Council of the City of Colton does hereby find, determine and declare that:

- a) The approval for the Colton Community Soccer Park was processed including, but not limited to, a public notice, in the time and manner prescribed by State law and Colton Ordinances.
- b) On October 24, 2019, the City Council of the City of Colton held a public hearing on the Colton Community Soccer Park Project at which time all persons interested in the Project had the opportunity and did address the City Council on this matter. Following the receipt of public testimony, the City Council closed the public hearing. At the conclusion of the City Council hearing and after due consideration of the testimony, the City Council adopted Resolution No. R-89-19 adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program and approving the Colton Community Soccer Park on approximately 21 gross acres of real property

1 located south of east Congress Street and west of the Santa Ana River (APNs: 0163-
2 362-12, 0163-381-01, 0163-381-02, 0163-381-26).

- 3 c) All legal preconditions to the adoption of this Resolution have occurred.

4 Section 2 - California Environmental Quality Act Findings for Adoption of Mitigated Negative
5 Declaration and Mitigation Monitoring and Reporting Program.

6 The City Council of the City of Colton hereby makes the following environmental findings and
7 determinations in connection with the approval of the Colton Community Soccer Park Project:

- 8 a) Pursuant to the California Environmental Quality Act (“CEQA”) (Cal. Pub. Res. Code
9 §21000 *et seq.*) and the State Guidelines (the “Guidelines”) (14 Cal. Code Regs.
10 §15000 *et seq.*), City staff prepared an Initial Study of the potential environmental
11 effects of the approval of the Project as described in the Initial Study. Based upon the
12 findings contained in that Study, City staff determined that, with the incorporation of
13 mitigation measures, there was no substantial evidence that the Project could have a
14 significant effect on the environment and a Mitigated Negative Declaration (“MND”) was prepared by the City in full compliance with CEQA.
- 15 b) Thereafter, City staff provided public notice of the public comment period and of the
16 intent to adopt the MND as required by law. The public comment period commenced
17 on August 28, 2019 and expired on September 27, 2019. Copies of the documents have
18 been available for public review and inspection at the Colton City Hall, 650 N. La
19 Cadena Drive, Colton California 92324. The City received six comments during the
20 public review period.
- 21 c) On October 24, 2019, the City Council conducted a duly noticed public hearing to
22 consider the Project and the MND, reviewed the staff report, accepted and considered
23 public testimony. After due consideration, the City Council found that agencies and
24 interested members of the public were afforded ample notice and opportunity to
25 comment on the MND and the Project and approved Resolution No. R-89-19 adopting
26 the MND and the Mitigation Monitoring and Reporting Program for the Project.
- 27 d) The City Council has reviewed the MND and the Mitigation Monitoring and Reporting
28 Program (“MMRP”), attached as Exhibit “B,” and all comments received regarding the
MND and, based on the whole record before it, finds that:
- 1) The MND was prepared in compliance with CEQA;
 - 2) With the incorporation of mitigation measures, there is no substantial evidence that the Project will have a significant effect on the environment;
 - 3) The City has complied with the Native American consultation requirements of AB 52; and
 - 4) The MND reflects the independent judgment and analysis of the City Council.

1 e) Based on the findings set forth in this Resolution, the City Council hereby adopts the
2 MND and MMRP for the Project.

3 f) The City Manager is authorized and directed to file a Notice of Determination in
4 accordance with CEQA.

5 **PASSED, APPROVED AND ADOPTED** this 24th day of October 2019.

6 _____
7 FRANK J, NAVARRO, Mayor

8 ATTEST:

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10 CAROLINA R. PADILLA, City Clerk
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