

RESOLUTION NO. 1291

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLING HILLS ADOPTING THE SAFETY ELEMENT UPDATE AND A NEGATIVE DECLARATION FOR THE SAFETY ELEMENT

THE CITY COUNCIL DOES HEREBY FIND, RESOLVE, AND ORDER AS FOLLOWS:

Section 1. Recitals

A. On January 4, 1957, the City of Rolling Hills was established as a duly organized municipal corporation of the State of California.

B. The City of Rolling Hills adopted its current General Plan on June 25, 1990. The General Plan establishes goals, objectives, and strategies to achieve the community's vision for its future. A Safety Element was adopted as part of the General Plan.

C. Section 65302(g) of the California Government Code requires that the General Plan include a Safety Element for the protection of the community from any unreasonable risks associated with the effects of seismically-induced surface rupture, ground shaking, ground failure, tsunami, seiche, and dam failure; slope instability leading to mudslides and landslides; subsidence and other geologic hazards; flooding, and wildland and urban fire.

D. Senate Bill 99, effective January 1, 2020, requires the City to identify residential developments in any hazard area identified in the safety element that does not have at least two emergency evacuation routes.

E. Cities and counties in California are required to have a Safety Element that is consistent with all other elements of the General Plan. The City's 5th Cycle Housing Element was certified by the California Department of Housing and Community Development (HCD) on July 7, 2021, and the City is currently awaiting comments from HCD on the 6th Cycle Housing Element. The Safety Element has been prepared to be consistent with the Housing Element.

F. On January 18, 2022, the Planning Commission held a workshop to discuss the Safety Element update.

G. On February 15, 2022, the Planning Commission held a public hearing in accordance with law to consider making a written recommendation on the amendment of the General Plan for purposes of the Safety Element update and on adoption of the related Negative Declaration. At that meeting, the Planning Commission adopted Resolution No. 2022-02 recommending that the City Council adopt the Safety Element update.

H. Pursuant to the provisions of the California Environmental Quality Act (CEQA), Public Resources Code Sections 21000 et seq. and the State CEQA Guidelines California Code of Regulations, Title 14, Sections 15000 et seq., the City prepared an Initial Study (IS) and determined that there was no substantial evidence that adoption of the update to the Safety Element may have a significant effect on the environment. Accordingly, a draft Negative Declaration (ND) was prepared and notice of that fact was given in the manner required by law. The City subsequently prepared an Errata to the Draft IS/ND to clarify and insignificantly modify the Project. Specifically, the City removed the Housing Element update from the Project. The changes do not affect the overall conclusions of the environmental document; the analysis of the environmental impacts of the Safety Element Update are fully covered in the previously circulated Draft IS/ND. The changes that have been made to the Draft IS/ND in the errata do not constitute a “substantial revision” to the IS/ND because the revisions (1) do not identify a new, avoidable significant effect and mitigation measure or project revisions that must be added in order to reduce the effect to insignificance; or (2) do not result in a change to any mitigation measures that were previously disclosed (none were). (State CEQA Guidelines, section 15073.5.) Because the project revisions do not result in any new avoidable significant effects, recirculation is not required. (Id.)

I. On March 14, 2022, the City Council held a public hearing in accordance with law to consider adoption of the Negative Declaration and Safety Element update. The City Council continued the public hearing to March 28, 2022.

Section 2. Findings. Based upon the facts contained in this Resolution, those contained in the staff report and other components of the legislative record, the City Council finds that:

A. All environmental impacts of the amendment to the Safety Element are either less than significant or no impact as outlined in the Negative Declaration and the Initial Study. There is no substantial evidence in the record supporting a fair argument that the amendment to the Safety Element may result in any significant environmental impacts. The Negative Declaration contains a complete, objective, and accurate reporting of the environmental impacts associated with the amendment to the Safety Element and reflects the independent judgment and analysis of the City.

B. The Safety Element is consistent with the other elements of the General Plan, including the Land Use Element, Circulation Element, and Open Space and Conservation Element as set forth below:

Land Use Element Goal 3: Accommodate development that is sensitive to the natural environment and accounts for environmental hazards.

The Safety Element is consistent with this goal in that it addresses the natural environmental and accounts for environmental hazards.

Circulation Element Goal 2: Provide a circulation system that contributes to residents' quality of life and minimizes impacts on the environment.

The Safety Element is consistent with this goal in that it plans for escape routes that utilize the existing circulation system in the event of an emergency.

Open Space and Conservation Element Goal 1: Conserve and enhance the City's natural resources, facilitating development in a manner which reflects the characteristics, sensitivities and constraints of these resources.

The Safety Element is consistent with this goal in that it considers safety factors and hazard constraints in facilitating development.

C. The safety goals, objectives, and policies stated in the Safety Element are appropriate for the City of Rolling Hills. The Safety Element will aid the City's efforts for the protection of the community and is in the public interest.

Section 3. The City Council of the City of Rolling Hills hereby adopts the Safety Element, provided as Exhibit A, attached hereto and incorporated herein by reference, and adopts the Negative Declaration, provided as Exhibit B, attached hereto and incorporated herein by reference.

PASSED, APPROVED AND ADOPTED THIS 28th DAY OF MARCH 2022.



BEA DIERINGER, MAYOR

ATTEST:



CHRISTIAN HORVATH, CITY CLERK

I certify that the foregoing Resolution No. 1291 entitled:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
ROLLING HILLS ADOPTING THE SAFETY ELEMENT
UPDATE AND A NEGATIVE DECLARATION FOR THE
SAFETY ELEMENT**

was approved and adopted at a regular meeting of the City Council on March 28, 2022,
by the following roll call vote:

AYES: Pieper, Mirsch, Wilson, Black, Mayor Dieringer

NOES: None

ABSENT: None

ABSTAIN: None

and in compliance with the laws of California was posted at the following:

Administrative Offices



CHRISTIAN HORVATH, CITY CLERK