

RESOLUTION NO. 2005-176

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANAHEIM APPROVING GENERAL PLAN AMENDMENT NO. 2005-00436, PERTAINING TO THE SAFETY ELEMENT

WHEREAS, on May 25, 2004, the City Council, by its Resolution No. 2004-95, adopted a comprehensive update to the General Plan for the City of Anaheim; and

WHEREAS, the Anaheim City Planning Commission did receive verified petitions for General Plan Amendment No. 2005-00436; Amendment No. 1 to the Mountain Park Specific Plan No. 90-4 (SPN2005-00031); and an amendment to the Zoning and Development Standards set forth in Chapter 18.112 of the Anaheim Municipal Code, for certain real property situated in the City of Anaheim, County of Orange, State of California, as more particularly described in Planning Commission Resolution No. PC2005-115 and incorporated herein by this reference as if set forth in full; and

WHEREAS, pursuant to Chapter 18.68 of the Anaheim Municipal Code, provisions of the General Plan may be amended whenever the public necessity and convenience and the general welfare require such amendment when adopted by a resolution of the City Council in the manner prescribed by law; and

WHEREAS, on July 27, 2005, the Anaheim City Planning Commission did hold a public hearing to consider a General Plan Amendment, designated as General Plan Amendment No. 2005-00436, notice of said hearing having been duly given as required by law and in accordance with the provisions of Chapter 18.60, to hear and consider evidence for and against said General Plan Amendment and to investigate and make findings and recommendations in connection therewith; and

WHEREAS, the General Plan Amendment proposes to amend the Safety Element of the General Plan, Figure S-5, Fire Protection Areas, by changing the designation of certain portions of the Mountain Park Specific Plan No. 90-4 project area, shown as the darker shaded expanse on the attached map, marked as Exhibit A and incorporated herein by this reference as if set forth in full, from the Very High Fire Hazard Severity Zone to the Special Protection Area; and

WHEREAS, at said public hearing, the Anaheim City Planning Commission did adopt its Resolution No. PC2005-114 containing a report of its findings, a summary of the evidence presented at said hearing, and recommending that General Plan Amendment No. 2005-00436 be adopted by the City Council; and

WHEREAS, upon receipt of said Resolution No. PC2005-114, summary of evidence, report of findings and recommendations of the Anaheim City Planning Commission, the City Council did fix the 23rd day of August, 2005, as the time, and the City Council Chamber in the Civic Center as the place for a public hearing on said proposed General Plan Amendment No. 2005-00436 and did give notice thereof in the manner and as provided by law; and

WHEREAS, the City Council did duly hold and conduct such public hearing and did give all persons interested therein an opportunity to be heard, and did receive evidence and reports and did consider the recommendations of the City Planning Commission; and

WHEREAS, the City Council has certified Final Environmental Impact Report No. 331, adopting the Statement of Findings of Fact and Statement of Overriding Considerations and Mitigation Monitoring Program No. 137, as revised to add Mitigation Measure MM 6-9 and amend Mitigation Measures MM 6-2 and MM 7-1, and has determined that said Final Environmental Impact Report No. 331 fully complies with CEQA, reflects the independent judgment of the City Council, and is adequate to serve as the environmental documentation for General Plan Amendment No. 2005-00436; Amendment No. 1 to the Mountain Park Specific Plan No. 90-4 (SPN2005-00031); and an amendment to the Zoning and Development Standards set forth in Chapter 18.112 of the Anaheim Municipal Code applicable to the Mountain Park area; and

WHEREAS, the City Council does find and determine that General Plan Amendment No. 2005-00436, as described above, should be approved, and that the evidence presented shows that all of the conditions exist as set forth in Subsection .030 of Section 18.68.050 of the Anaheim Municipal Code; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Anaheim that General Plan Amendment No. 2005-00436 pertaining to the Safety Element be, and the same is hereby, approved.

THE FOREGOING RESOLUTION is approved and adopted by the City Council of the City of Anaheim this 23rd day of August, 2005, by the following roll call vote:

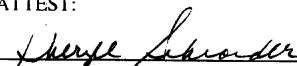
AYES: Mayor Pringle, Council Members Sidhu, Galloway, Chavez, Hernandez  
NOES: None  
ABSENT: None  
ABSTAIN: None

CITY OF ANAHEIM

By 

MAYOR OF THE CITY OF ANAHEIM

ATTEST:

  
CITY CLERK OF THE CITY OF ANAHEIM  
58973.v1/mgordon/08.12.05

