

CITY COUNCIL RESOLUTION NO. 02-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE CERTIFYING THE FINAL PROGRAM ENVIRONMENTAL IMPACT REPORT (SCH # 2000021051) FOR GENERAL PLAN AMENDMENT 48403-GA AND ZONE CHANGE 48405-ZC, FOR THE NORTHERN SPHERE OF INFLUENCE; INCLUDING REQUIRED FACTS AND FINDINGS AND A STATEMENT OF OVERRIDING CONSIDERATIONS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) GUIDELINES

WHEREAS, the proposed General Plan Amendment 48403-GA and Zone Change 48405-ZC are considered a project as defined by the California Environmental Quality Act (CEQA); and

WHEREAS, it was determined pursuant to CEQA Guidelines that the project could have a significant effect on the environment and thus warranted the preparation of a Program Environmental Impact Report (EIR); and

WHEREAS, a Draft EIR was prepared for the project and was circulated to the public, responsible agencies and other interested persons for review and comments from December 14, 2001 to February 12, 2002 and portions of the Draft EIR were revised and recirculated from March 25 to May 10, 2002; and

WHEREAS, the Draft EIR was provided to the Community Services Commission, Transportation and Infrastructure Commission, and the Planning Commission for their review and consideration; and

WHEREAS, the City Council of the City of Irvine has reviewed and considered the information and recommendations of the Draft EIR at a duly noticed public hearing held on June 4, 2002.

NOW, THEREFORE, the City Council of the City of Irvine DOES HEREBY RESOLVE as follows:

SECTION 1. In accordance with Section 8 of the City of Irvine CEQA Procedures, the City Council finds that the Draft EIR has been completed in compliance with CEQA and the State CEQA Guidelines, and the City's CEQA Procedures. The City Council, having final approval authority over the project, adopts and certifies as complete and adequate the Final Program EIR, which reflects the City Council's independent judgment and analysis.

SECTION 2. The Final Program EIR shall consist of the following:

- A. The Draft Environmental Impact Report and Draft Recirculated Portions of the EIR (with changes as required by the response to comments)
- B. The Technical Appendices to the Draft EIR

- C. Comments and Responses Thereto
- D. The Recirculated Portions of the Draft Environmental Impact Report
- E. Comments and Responses for Recirculated Portions of Draft Environmental Impact Report
- F. Statement of Facts and Findings and Statement of Overriding Considerations
- G. Mitigation Monitoring Program
- H. Northern Sphere Staff Reports

SECTION 3. The information presented in the Final EIR that is approved and adopted by this resolution has been reviewed and considered by the City Council prior to taking any action on the project specified therein.

SECTION 4: Potentially significant environmental impacts have been determined to be less than significant or mitigated to a level that is considered less than significant or changes have been required or incorporated into the project which avoid or substantially lessen the significant environmental effects, as set forth in the Draft Environmental Impact Report (EIR).

SECTION 5. Two effects (agricultural resources and air quality) will remain significant and unavoidable after mitigation. The City Council has considered the evidence set forth in the Statement of Overriding Considerations (attached and incorporated as Exhibit F), the staff reports, the Final EIR, the evidence and testimony presented, and other information in the record, and has determined that specific economic, social, technical or other considerations, render these effects acceptable, as permitted by CEQA section 21081 and CEQA Guideline section 15093.

SECTION 6. One effect, cumulative transportation/traffic impacts to freeway ramps and mainlines will remain significant and unavoidable if the improvements are not completed by the responsible agencies, Caltrans and the Transportation Corridor Agency. Mitigation is included for a fair share contribution toward improvements. Based upon specific economic, social, technical or other considerations, this effect is considered acceptable in light of the required facts and findings and Statement of Overriding Considerations incorporated herein as Exhibit A.

SECTION 7. Although the Final EIR identifies certain significant environmental effects that would result if the project is approved, most environmental effects can feasibly be avoided or mitigated and will be avoided or mitigated by the imposition of the Mitigation Measures included within the Final EIR as Table 1-1 and incorporated herein as Exhibit B (Mitigation Monitoring Program).

PASSED AND ADOPTED by the City Council of the City of Irvine at a regular meeting held on the 4th day of June 2002.

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MAYOR OF THE CITY OF IRVINE

ATTEST:

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CITY CLERK OF THE CITY OF IRVINE

STATE OF CALIFORNIA    )  
COUNTY OF ORANGE    )     SS  
CITY OF IRVINE         )

I, JERI STATELY, City Clerk of the City of Irvine, HEREBY DO CERTIFY that the foregoing Resolution was duly adopted at a regular meeting of the City Council of the City of Irvine, held on the 4<sup>th</sup> day of June 2002, by the following roll call vote:

AYES:	COUNCIL MEMBERS:	
NOES:	COUNCIL MEMBERS:	none
ABSENT:	COUNCIL MEMBERS:	none

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CITY CLERK OF THE CITY OF IRVINE