

**COUNTY OF CALAVERAS, STATE OF CALIFORNIA
PLANNING COMMISSION**

RESOLUTION NO. 2020-016

A RESOLUTION RECOMMENDING THE BOARD OF SUPERVISORS APPROVE THE ADDENDUM TO THE EIR FOR THE GENERAL PLAN (SCH# 2017012043) AND ADOPT AN AMENDMENT TO THE COMMUNITY PLANNING ELEMENT OF THE GENERAL PLAN ADDING A DESCRIPTION AND POLICIES FOR THE VALLEY SPRINGS COMMUNITY

WHEREAS, on November 12, 2019, the Calaveras County Board of Supervisors certified the Environmental Impact Report (SCH# 2017012043) and adopted the Calaveras County General Plan; and

WHEREAS, in January 2020, the Calaveras County Board of Supervisors identified priorities for implementing the General Plan, one of which was adopting policies for the Valley Springs community; and

WHEREAS, staff prepared an addendum to the EIR which was considered by the Planning Commission; and

WHEREAS, the Planning Commission considered all of the information presented to it, including its Staff Report and public testimony presented in writing and at the meeting,

BE IT THEREFORE RESOLVED that the Planning Commission recommends that the Board of Supervisors 1) approve the addendum to the EIR for the General Plan; and 2) approve Project 2020-036, an amendment to the Community Planning Element of the General Plan to add a description and policies for the Valley Springs Community, based on the following findings:

1. The addendum to the Environmental Impact Report (EIR) for the General Plan (SCH# 2017012043) complies with the requirements of CEQA.

Evidence: Pursuant to Section 15164 of the State CEQA Guidelines, an addendum to a previously certified EIR may be prepared if changes to a project are necessary but none of the conditions described in Section 15162 calling for preparation of a subsequent EIR have occurred. These conditions are as follows:

- (a) *When an EIR has been certified or a negative declaration adopted for a project, no subsequent EIR shall be prepared for that project unless the lead agency determines, on the basis of substantial evidence in the light of the whole record, one or more of the following:*
 - (1) *Substantial changes are proposed in the project which will require major revisions of the previous EIR or negative declaration due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects;*

The amendment to the General Plan will not involve new significant environmental effect or a substantial increase in the severity of the previously identified effects. The Valley Springs policies enhance polices in the General Plan that apply county-wide and would further protect environmental resources.

(2) Substantial changes occur with respect to the circumstances under which the project is undertaken which will require major revisions of the previous EIR or negative declaration due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects; or

No changes in circumstances under which the project was undertaken have occurred. The General Plan was adopted in November, 2019 and little development has occurred since that time. No changes to the land use map have been made.

(3) New information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the previous EIR was certified as complete or the negative declaration was adopted, shows any of the following:

(A) The project will have one or more significant effects not discussed in the previous EIR or negative declaration;

No new significant effects have been identified that was not known or could have been known at the time of certification of the previous EIR.

(B) Significant effects previously examined will be substantially more severe than shown in the previous EIR;

The addendum demonstrates that the significant effects previously examined will not be more severe than shown in the previous EIR.

(C) Mitigation measures or alternatives previously found not to be feasible would in fact be feasible and would substantially reduce one or more significant effects of the project, but the project proponents decline to adopt the mitigation measure or alternative; or

No mitigation measures found not to be feasible in the previous EIR in fact would be feasible and would substantially reduce one or more significant effects on the environment.

(D) Mitigation measures or alternatives which are considerably different from those analyzed in the previous EIR would substantially reduce one or more significant effects on the environment, but the project proponents decline to adopt the mitigation measure or alternative.

No mitigation measures considerably different from those analyzed in the previous EIR have been identified that would reduce one or more significant effects on the environment.

2. The proposed amendment is internally consistent with the General Plan.

Evidence: The proposed policies of the community of Valley Springs compliment the policies contained within the other elements of the General Plan. Implementation measures that are applicable county-wide can be utilized to implement the Valley Springs community policies.

PASSED AND ADOPTED by the Planning Commission of the County of Calaveras, at a regular meeting of the Planning Commission held on August 27, 2020 on a motion by Commissioner _____ and seconded by Commissioner _____.

AYES:

NOES:

ABSTAIN:

ABSENT:

Chair, Planning Commission

ATTEST:

Peter N. Maurer, Planning Director