

Resolution No.

STOCKTON CITY COUNCIL

RESOLUTION DENYING THE REQUEST OF MCD NORTH PARCEL, LLC AND MCD SOUTH PARCEL, LLC FOR AN AMENDMENT TO THE EIGHT MILE ROAD PRECISE ROAD PLAN AND THE WEST LANE PRECISE ROAD PLAN FOR THE BEAR CREEK EAST SPECIFIC PLAN PROJECT (P10-225)

The City of Stockton has heretofore formulated and adopted a General Plan for the physical development of the City, which General Plan contains each of the elements required by law to be part of it; and

The City of Stockton has adopted the Eight Mile Road Precise Road Plan to facilitate implementation of the General Plan; and

The City of Stockton has adopted the West Lane Precise Road Plan to facilitate implementation of the general Plan; and

An amendment to the Eight Mile Road Precise Road Plan has been requested by MCD North Parcel, LLC and MCD South Parcel, LLC, to remove and modify planned access at Eight Mile Road, relative to the Bear Creek East Specific Plan Project; and

An amendment to the West Lane Precise Road Plan has been requested by MCD North Parcel, LLC and MCD South Parcel, LLC, to add two new right-in/right-out access intersections and one new full access intersection at West Lane, relative to the Bear Creek East Specific Plan Project; and

Following a public hearing, the Planning Commission approved a recommendation to the City Council, for denial of the request by MCD North Parcel, LLC and MCD South Parcel, LLC, for an amendment to the Eight Mile Road Precise Road Plan to remove and modify planned access at Eight Mile Road, relative to the Bear Creek Specific Plan Project; and

Following a public hearing, the Planning Commission approved a recommendation to the City Council, for denial of the request by MCD North Parcel, LLC and MCD South Parcel, LLC, for an amendment to the West Lane Precise Road Plan to add two new right-in/right-out access intersections and one new full access intersection at West Lane, relative to the Bear Creek East Specific Plan Project; and

The City Council of the City of Stockton has reviewed and considered the Planning Commission's recommendation and all environmental documents necessary for the denial of the proposed amendment to the Eight Mile Road Precise Road Plan and the proposed amendment to the West Lane Precise Road Plan at a duly noticed public hearing on February 25, 2014; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. In accordance with CEQA Guidelines Sections 15091 and 15093, the City finds that the significant and unavoidable adverse environmental effects identified in the Final Environmental Impact Report and related to the proposed Amendment to the Eight Mile Road Precise Road Plan, are not outweighed by the anticipated economic and social benefits of the proposed Bear Creek East Specific Plan Project, and the City has denied approval of the FEIR for this project.

2. Based on the above finding, the City Council adopts the Planning Commission's recommendation and denies the proposed amendment to the Eight Mile Road Precise Road Plan to remove and modify planned access at Eight Mile Road, relative to the Bear Creek East Specific Plan Project Site.

3. Based on the above finding, the City Council adopts the Planning Commission's recommendation and denies the proposed amendment to the West Lane Precise Road Plan to add two new right-in/right-out access intersections and one new full access intersection at West Lane, relative to the Bear Creek East Specific Plan Project.

PASSED, APPROVED, and ADOPTED February 25, 2014

ANTHONY SILVA, Mayor
of the City of Stockton

ATTEST:

BONNIE PAIGE, City Clerk
of the City of Stockton