

RESOLUTION NO. 2019-0045

Adopted by the Sacramento City Council

February 5, 2019

Determining Project Exempt from Review Under the California Environmental Quality Act (P18-054)

BACKGROUND

- A. On December 13, 2018, the City Planning and Design Commission conducted a public hearing and upon its conclusion, approved with conditions the 601 Capitol Mall (P18-054) project.
- B. On February 5, 2019, the City Council conducted a public hearing, for which notice was given pursuant to Sacramento City Code Section 17.812.010 (A)(2)(b) and received and considered evidence concerning the third-party appeal of the 601 Capitol Mall (P18-054) project.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. Based on the determination and recommendation of the City's Environmental Planning Services Manager and the oral and documentary evidence received at the hearing on the Project, the City Council finds that the Project is exempt pursuant to Public Resources Code (PRC) Section 21155.4.
 - 1. On April 19, 2018, pursuant to the California Environmental Quality Act (Public Resources Code §21000 et seq. ("CEQA"), the CEQA Guidelines (14 California Code of Regulations §15000 et seq.), and the City of Sacramento environmental guidelines, the City Council approved an Environmental Impact Report (EIR) and adopted Findings of Fact and Statement of Overriding Considerations and approved the Central City Specific Plan.
 - 2. The 601 Capitol Mall project ("project") is a mixed-use development project within the meaning of PRC section 21155.4(a).

3. The project is located in a transit priority area within the meaning of PRC section 21155.4(a)(1).
4. The project is consistent with the Central City Specific Plan as required by PRC section 21155.4(a)(2).
5. The project is consistent with the general use designation, density, building intensity, and applicable policies specified for the project area as set forth in the Sacramento Area Organization of Governments (SACOG) Metropolitan Transit Plan/Sustainable Communities Strategy, which has been accepted by the California Air Resources Board as applicable achieving greenhouse gas emission reduction targets.
6. There have been no substantial changes proposed in the specific plan that would require major changes in the CCSP EIR, or changes in the circumstances under which the EIR was prepared or new information that has become available.
7. Upon approval of the 601 Capitol Mall Project (P18-054), the Planning Director shall file or cause to be filed a Notice of Exemption with the Sacramento County Clerk and, if the project requires a discretionary approval from any state agency, with the State Office of Planning and Research, pursuant to section 21152(a) of the Public Resources Code and the State EIR Guidelines adopted pursuant thereto.
8. Pursuant to Guidelines Section 15091(e), the documents and other materials that constitute the record of proceedings upon which the Planning and Design Commission has based its decision, including the previously-certified EIR, are located in and may be obtained from, the Community Development Department at 300 Richards Boulevard, Third Floor, Sacramento, California 95811. The Planning Director is the custodian of records for all matters before the Planning and Design Commission.

Adopted by the City of Sacramento City Council on February 5, 2019, by the following vote:

Ayes: Members Ashby, Carr, Guerra, Hansen, Harris, Jennings, Schenirer,
Warren and
Mayor Steinberg

Noes: None

Abstain: None

Absent: None

Attest: **Mindy Cuppy** Digitally signed by Mindy Cuppy
Date: 2019.02.08 09:49:29 -08'00'

Mindy Cuppy, City Clerk

The presence of an electronic signature certifies that the foregoing is a true and correct copy as approved by the Sacramento City Council.