

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SANTA BARBARA ADOPTING THE HISTORIC
RESOURCES ELEMENT

WHEREAS, Government Code Section 65300 requires that the City of Santa Barbara adopt a comprehensive, long-term General Plan for the physical development of the City, and the proposed Historic Resources Element (HRE) contributes to this requirement, constituting an optional but important Element of the General Plan;

WHEREAS, on June 28, 2011, the City Council authorized the preparation of the Historic Resources Element and the formation of the Historic Resources Element Task Force made up of members of the Historic Landmarks Commission, Planning Commission and community representatives;

WHEREAS the HRE Task Force has met 22 times and recommends the attached HRE for adoption;

WHEREAS the Historic Landmarks Commission and Planning Commission have both reviewed the proposed HRE and recommend it for adoption;

WHEREAS, the proposed HRE is consistent with the recently updated General Plan's intentions to guide future residential and non-residential development through the year 2030, and the goals, policies and programs contained in the General Plan Update address the physical, economic and social development of the City and reflect the community's values of "living within our resources," becoming a more sustainable community, and preserving and enhancing the existing community character;

WHEREAS, a Program Environmental Impact Report (EIR) was certified for the 2011 General Plan Update, and an EIR Addendum for the proposed HRE has been prepared and documents that there are no changes in environmental impacts expected as a result from adoption of the HRE; and

WHEREAS, the City Planner is the custodian of the record of proceedings for the General Plan Update, Final EIR, the HRE Addendum, and the documents and other materials which constitute the record of proceedings for City actions related to the General Plan Update and Final EIR are located at the City of Santa Barbara Community Development Department, Planning Division, 630 Garden Street, Santa Barbara, California. Copies of these documents are available for public review during normal business hours upon request at the office of the City of Santa Barbara Community Development Department, Planning Division.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF SANTA BARBARA FINDS AND ACTS AS FOLLOWS:

I. California Environmental Quality Act (CEQA) Findings:

- 1. CEQA Findings for City Council Consideration of Certified Final Program Environmental Impact Report (FEIR) and FEIR Addendum for the Historic Resources Element (FEIR HRE Addendum), pursuant to CCR §15090 and City Guidelines §II.2.k.**

The FEIR HRE Addendum dated July 3, 2012 for the HRE, together with the certified FEIR for the GPU, were presented to the City Council, and the City Council has reviewed and considered the information contained in the certified FEIR and FEIR HRE Addendum prior to adopting the HRE. This CEQA documentation for the HRE reflects the Lead Agency's independent judgment and analysis.

- 2. CEQA Findings for Use of Certified Final Program Environmental Impact Report (FEIR) and Addendum to the FEIR dated June 18, 2012 (FEIR HRE Addendum) for Environmental Review of the HRE, pursuant to CEQA Guidelines 15183 and 15164.**

An EIR was certified by the City Council for the adoption of the *Plan Santa Barbara* General Plan Update (GPU). The June 18, 2012 HRE Addendum documents that there would be no changes to the impacts of the General Plan Update as a result of the inclusion of the proposed HRE in the General Plan. The HRE is consistent with the GPU and within the scope of analysis of the GPU Program FEIR. Therefore, the adoption of the HRE qualifies for the exemption under CEQA Guideline Section 15183. The FEIR provided a comprehensive programmatic citywide analysis of the effects of citywide growth under the GPU policies on the City environment. The HRE will result in no new environmental issues and no new significant impacts beyond the impacts identified in the FEIR, nor a substantial increase in impacts or the severity of identified in the FEIR. None of the conditions described in CEQA Guideline Section 15162 calling for the preparation of a subsequent EIR have occurred.

- 3. Council Resolution 11-079 findings per PRC Section 21081 and CCR 15091 apply to this action.** Findings regarding Class I impacts, Class 2 impacts, overriding considerations, and explanation of infeasibility of mitigation measures and alternatives all remain applicable for this HRE adoption and are incorporated herein by reference. In addition the following findings remains applicable:

Findings for the Fish & Game Code pursuant to PRC Section 21089 (b) and Fish & Game Code Section 711.4

An Environmental Impact Report has been prepared by the City of Santa Barbara, which has evaluated the potential for the *Plan Santa Barbara* General Plan Update to result in adverse impacts on wildlife resources. For this purpose, wildlife is defined as “all wild animals, birds, plants, fish, amphibians, and related ecological communities, including habitat upon which the wildlife depends for its continued viability.” The General Plan Update has the potential to result in adverse effects on upland, creek/riparian, and coastal habitats and associated species. Mitigation measures have been incorporated into the Plan such that potential impacts will be less than significant. The General Plan Update project does not qualify for a waiver and is subject to payment of the California Department of Fish and Game fee.

4. **Adoption of Mitigation Monitoring and Reporting Program for the HRE pursuant to PCR Section 21081.6 and CCR Section 15097.** Mitigation measures from the GPU have been imposed and made enforceable by incorporation in the HRE. The City Council hereby adopts the previously-adopted mitigation monitoring and reporting program (MMRP) for the adopted General Plan Update as the MMRP for the HRE, as provided in FEIR Volume I Section 23.

II. Adoption of Historic Resources Element

The City Council of the City of Santa Barbara adopts the Historic Resources Element, making the following revisions and findings:

A. Revisions

Revise two HRE items to read as follows, replacement or new text indicated with underlined format:

HR1.5 Archaeological Monitors List. Protect archaeological resources from potential damage or destruction.

- a. In the environmental review process, any proposed project which is in an area indicated on the map as “sensitive” shall receive further study to determine if archaeological resources are present and in jeopardy. Consider notification/consultation of most likely descendants of Barbareno Chumash whose names appear on the City of Santa Barbara archaeological monitors list.

HR9.5 Improve Awareness. Encourage and participate in partnerships between the City, developers, landowners and representation from most likely descendants of Barbareno Chumash; and local Native American associations and individuals to increase the visibility of Chumash history and culture by:

- a. Supporting public displays of Chumash arts, culture and history,

- b. Encouraging the incorporation of elements from Chumash art and culture into public and private development,
- c. Supporting the creation of a permanent Chumash archaeological museum and interpretive center in addition to those of the Santa Barbara Natural History Museum.

B. Charter Finding

The goals and policies of this HRE General Plan Update meet the intent of Charter Section 1507, "living within our resource limits". Policies included are designed to protect and preserve physical and natural resources.

C. General Plan Findings

The HRE has been prepared in accordance with Title 7, Planning and Land Use, Division 1, Chapter 3, Articles 5 and 6 of the State of California Government Code.