

RESOLUTION NO. 2009-570

Adopted by the Sacramento City Council

September 8, 2009

DETERMINING PROJECT EXEMPT FROM REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (M09-027)

BACKGROUND

- A. On September 8, 2009, the City Council considered an ORDINANCE AMENDING SECTION 8.68.260 OF THE CITY CODE RELATING TO NOISE VARIANCES (the Project) and received and considered evidence concerning the 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 on the Project, the City Council finds that the Project is exempt from review under Section 15061(B)(3) of the California Environmental Quality Act Guidelines as follows:

Under section 15061(b)(3) of the California Environmental Quality Act (CEQA) Guidelines, an activity is exempt from CEQA when it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. The proposed ordinance relates to changing the noise ordinance variance process to be consistent with other zoning code variance processes, which applications will be subject to independent environmental review. It can be seen with certainty that the proposed ordinance will not itself have a significant effect on the environment and, therefore, is not subject to CEQA review.

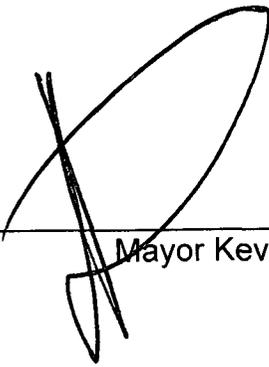
Adopted by the City of Sacramento City Council on September 8, 2009 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Johnson.

Noes: None.

Abstain: None.

Absent: None.



Mayor Kevin Johnson

Attest:



Shirley Concolino, City Clerk