

RESOLUTION NO. 430

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
RIDGECREST ESTABLISHING PROCEDURES AND CONDI-
TIONS FOR ENVIRONMENTAL IMPACT REPORTS

WHEREAS, it has been determined that in the case of private as well as public projects within the scope of the Environmental Quality Act of 1970 (Calif. Pub. Res. Code Secs. 21000 ff.), a finding must be made whether such project may have a significant effect on the environment, and if so, whether it is in accord with any conservation element of the general plan or whether it is otherwise desirable as shown by an environmental impact report; and

WHEREAS, it is desired to establish procedures and conditions for determining if a project may have a significant impact on the environment, and if so, the necessary methods which must be followed in complying with the Environmental Quality Act of 1970;

NOW, THEREFORE, IT IS HEREBY RESOLVED, ORDERED & DETERMINED:

1. INITIAL REVIEW - The staff shall review all projects (including building permits, grading permits, subdivisions, parcel maps, use permits, planned developments, etc.) to determine if the proposed project falls within the following categories:

a. CATEGORY 1 - Those projects which would not have a significant impact on the environment. Such projects may include but do not necessarily consist of the following:

(1) External and internal alterations and repairs of existing buildings, providing they are not in conflict with existing City codes or ordinances, and are not buildings of historical significance.

(2) All demolition work, except as noted in 1 above.

(3) Moving of buildings in conformity with existing City codes and ordinances.

(4) All additions to existing buildings requiring no variance to planning ordinances or building codes.

(5) All swimming pools.

(6) Any new conforming individual residence or housing and apartment complex not exceeding twenty (20) units, unless involving hillside, creekside, flood plain lands, or buildings of historical significance.

(7) New commercial and industrial buildings not requiring variances in planning or building ordinances within existing commercial and industrial zones, unless involving hillside, creekside, flood plain lands or buildings of historical significance.

(8) All grading not exceeding 5,000 cubic yards (within ten years) and cuts, slopes or fills not exceeding five (5) feet as defined under applicable regulations and ordinances, unless involving hillside, creekside, flood plain lands, or buildings of historical significance.

(9) Lot splits complying with existing standards.

(10) Construction, erection and moving of signs.

b. CATEGORY 2 - Those projects which may or may not have a significant impact upon the environment and which are not shown in Category 1 above.

2. PRELIMINARY STAFF DETERMINATION - If a proposed project falls within Category 1, and it is determined by the staff not to have a significant impact on the environment, permits may be issued pursuant to applicable City standards and procedures. If a proposed project falls within Category 2, it shall be reviewed to determine if it may have a significant effect on the environment, and such opinion and supporting information shall be forwarded to the Planning Commission for their action.

3. PLANNING COMMISSION DETERMINATION - The Planning Commission shall review the project to make one of the following determinations:

a. NO SIGNIFICANT EFFECT - If the Planning Commission determines that the project does not have a significant effect on the environment, it shall so find, and such conclusion shall be subject to appeal as other matters of the Commission, but unless appealed, it shall be final and conclusive.

b. SIGNIFICANT EFFECT - If the Planning Commission determines that the project may have a significant effect on the environment, it shall order the preparation of an environmental impact report.

4. ENVIRONMENTAL IMPACT REPORTS - The following shall govern environmental impact reports:

a. CONTENTS - All environmental impact reports shall include a statement on the following matters:

(1) The environmental impact of the proposed action.

(2) Any adverse environmental effects which can be avoided if the proposal is implemented.

(3) Mitigation measures proposed to minimize the impact.

(4) Alternatives to the proposed action.

(5) The relationship between local short term uses of man's environment and the maintenance and enhancement of long term productivity.

(6) Any irreversible environmental changes which would be involved in the proposed action should it be implemented.

(7) The growth inducing impact of the proposed action.

(8) The boundaries of the area which may be significantly affected by the proposed action.

b. NOTICE - Notice shall be given by the Planning Commission by publication in a newspaper of general circulation in the City that an environmental impact report has been or is being prepared for a specific project. Such notice shall invite any interested members of the public to submit written statements regarding such project, and shall include: (1) the name of the project and its location; (2) a description of the proposed development; and (3) a final date for accepting impact statements or other public comments.

c. PUBLIC HEARING - Upon receipt of an environmental impact statement, the Planning Commission shall schedule the matter for public hearing at least fifteen (15) days after receipt thereof, at which time all interested parties may be heard.

d. DETERMINATION - The Planning Commission, after such public hearing, shall review the proposed project and environmental impact report and shall make any recommendations it deems necessary or desirable.

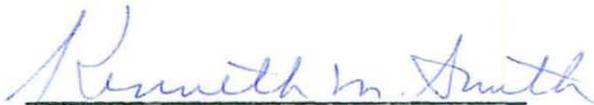
5. FEES - The Staff and Planning Commission are hereby authorized and directed to establish and charge appropriate and reasonable fees, based on estimated or actual costs and expenses incurred by the City in reviewing and determining all matters provided for herein, including the cost and expense of publication of notice, posting notice, staff time, and related matters.

APPROVED AND ADOPTED THIS 2nd day of November, 1972, by the following vote:

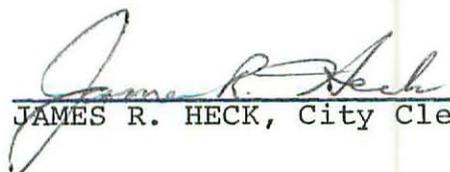
AYES: Mayor Smith, Councilmen Fox, Mettenburg, Shacklett, and Wilson.

NOES: None

ABSENT: None


KENNETH M. SMITH, Mayor

ATTEST:


JAMES R. HECK, City Clerk