

RESOLUTION NO. 24-_____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KERMAN, CALIFORNIA,
ADOPTING THE NEGATIVE DECLARATION FOR THE REGIONAL ACTIVE
TRANSPORTATION PLAN**

WHEREAS, the Fresno Council of Governments (Fresno COG) has prepared a comprehensive County-wide Regional Active Transportation Plan (R-ATP) that outlines the future of walking and bicycling in Fresno County; and

WHEREAS, Fresno COG is the lead agency for purposes of environmental review of the R-ATP under the California Environmental Quality Act (CEQA), pursuant to Public Resources Code § 21000 et seq., and the State "Guidelines for Implementation of the California Environmental Quality Act"; and

WHEREAS, Fresno COG caused to be prepared an Initial Study in April 2024, for the adoption of the R-ATP to evaluate potentially significant environmental impacts and on the basis of that study it was determined that no significant environmental impacts would result from this R-ATP; and

WHEREAS, on the basis of the Initial Study, a Negative Declaration has been prepared, circulated, and made available for public comment pursuant to CEQA; and

WHEREAS, Fresno COG submitted the Initial Study / Negative Declaration (IS/ND) to the State Clearinghouse and distributed it to those agencies which have jurisdiction by law with respect to the R-ATP; posted the Notice of Intent to Adopt a Negative Declaration concerning the R-ATP with the Fresno County Clerk and published such Notice in the Fresno Bee on April 11, 2024; and mailed the Notice of Intent to Adopt / Notice of Availability of a Negative Declaration to other interested parties; and

WHEREAS, the draft IS/ND with appendices and supporting information sources were duly noticed for public review and comment from April 11, 2024 to May 13, 2024, as provided by law; and

WHEREAS, a hearing concerning Fresno COG's intent to adopt a Final IS/ND was duly noticed and held on May 10 and again on May 30, at which time any interested parties were afforded an opportunity to be heard in addition to the public review and comment period referenced above as part of the Environmental Record.

NOW, THEREFORE, the City Council of the City of Kerman resolves and orders as follows:

1. That the foregoing recitals are true and correct and incorporated by reference.

2. The City Council finds that the IS/ND for the R-ATP are adequate and have been completed in compliance with CEQA and the CEQA Guidelines. A copy of the IS/ ND for the R-ATP is incorporated by reference.
3. The City Council finds that it has independently reviewed and considered the Environmental Record, including the Initial Study and proposed Negative Declaration, as a final Negative Declaration, prior to adopting the final Negative Declaration.
4. On the basis of the Environmental Record as the whole record before the City Council, including the Initial Study and any comments received, the City Council finds, in its independent judgment and analysis, that there is no substantial evidence the R-ATP will have a significant effect on the environment.
5. The City Council approves and adopts the findings set forth herein, and the Negative Declaration, based on the Environmental Record.
6. The City Council authorizes Fresno COG staff to cause a Notice of Determination concerning the adoption of the Negative Declaration for the R-ATP to be filed in the office of the Fresno County Clerk and with the Office of Planning and Research in accordance with CEQA and State CEQA Guidelines

The foregoing resolution was introduced and adopted by the City Council of the City of Kerman at a regular meeting held on the 14th day of August 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

The foregoing resolution is hereby approved.

Maria Pacheco
Mayor

ATTEST:

Josie Camacho
City Clerk