

RESOLUTION NO. 2022-78

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON BEACH APPROVING GENERAL PLAN AMENDMENT NO. 22-001 (LAND USE ELEMENT AND LAND USE MAP UPDATES)

WHEREAS, the City Council of the City of Huntington Beach desires to update the Housing Element of the General Plan in order to facilitate the provision of housing for all economic segments of the community and ensure consistency with state legislative mandates; and

The City concurrently prepared updates to the Land Use Element of the General Plan and Land Use Map to ensure consistency with the Housing Element and state legislative mandates; and

The City's General Plan updates were completed in compliance with the requirements of California Government Code Section 65300 et seq.; and

Pursuant to California Government Code Sections 65587 and 65588, the City must complete the revision to its Housing Element to meet the provisions of Title 7, Division 1, Chapter 3, Article 10.6, commencing with Section 65580 et. seq; and

On March 1, 2021, a joint study session of the Planning Commission and City Council was held and on September 13, 2022, September 27, 2022, and October 11, 2022 study sessions were held with the Planning Commission for consideration of revisions to the adopted Housing Element; and

From March 2021 through November 2021, public outreach was conducted to gather public input and feedback regarding community needs and objectives of the Housing Element; and

On October 28, 2021, a 30-day public review and comment period was held on the draft Housing Element update for interested parties; and

The Planning Commission, after giving notice as prescribed by law, held at least one public hearing to consider General Plan Amendment No. 22-001; and

The Planning Commission found pursuant to the California Environmental Quality Act that General Plan Amendment No. 22-001 may have significant adverse effects on the environment and recommended approval of a statement of overriding considerations.

A Subsequent Environmental Impact Report (“SEIR”) No. 2022-002, Mitigation Monitoring and Reporting Program, and Statement of Overriding Considerations were prepared for the Project in accordance with the California Environmental Quality Act and the California Environmental Quality Act Guidelines (“CEQA”). Thereafter, City staff circulated a Notice of Completion indicating the public comment period and intent to adopt the SEIR as required by law. The public comment period commenced on June 29, 2022 and concluded on August 15, 2022. The Notice of Availability was also sent to the State Clearinghouse (SCH #2021080104), responsible agencies, trustee agencies, and interest parties, and posted on the City’s website for review and comment on the Subsequent Environmental Impact Report for the Project.

On November 16, 2022, the Planning Commission conducted a duly noticed public hearing to consider the Project and the Final SEIR, reviewed the staff report, accepted and considered public testimony. After due consideration, the Planning Commission found that agencies and interested members of the public were afforded ample notice and opportunity to comment on the SEIR and the Project and recommending that City Council certify the Final SEIR, adopt findings of fact pursuant to CEQA, adopt a Mitigation Monitoring and Reporting Program, and adopt a Statement of Overriding Considerations for the Project.

On November 29, 2022, the City Council, at a duly noticed public hearing, considered the proposed Project and the Final SEIR, at which time the City staff presented its report and interested persons had an opportunity to be heard and to present evidence regarding the proposed Project and the Final SEIR. Based upon the evidence presented at the hearing, including the staff report and oral testimony, the City Council, by separate Resolution No. 2022-63, certified the Final SEIR, adopted findings pursuant to CEQA for the Project.

All actions taken by City have been duly taken in accordance with all applicable legal requirements, including CEQA, and all other requirements for notice, public hearings, findings, votes and other procedural matters.

The custodian of records for the Final SEIR, Mitigation Monitoring and Reporting Program, Findings of Fact and Statement of Overriding Considerations and all other materials that constitute the record of proceedings upon which the City Council’s decision was based, including, without limitation, the staff reports for the Project, all of the materials that comprise and support the Final SEIR and all of the materials that support the staff reports for Project, is the City Clerk of the City of Huntington Beach. Those documents are available for public

examination during normal business hours at the Office of the City Clerk, City of Huntington Beach, 2000 Main Street, Huntington Beach, California, 92648.

NOW, THEREFORE, the City Council of the City of Huntington Beach does hereby resolve as follows:

SECTION 1. The recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

SECTION 2. The City Council does hereby approve General Plan Amendment No. 22-001 adopting amending the City of Huntington Beach General Plan Land Use Element which is attached hereto as Exhibit "A," and the City of Huntington Beach Land Use Map attached hereto as Exhibit "B," both incorporated herein by reference.

SECTION 3. If any section, subsection, sentence, clause, or phrase of this resolution is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this resolution. The City Council hereby declares that it would have passed this resolution, and each section, subsection, sentence, clause, or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid or unconstitutional.

PASSED AND ADOPTED by the City Council of the City of Huntington Beach at a regular meeting thereof held on the _____ day of _____, 2022.

Mayor

REVIEWED AND APPROVED:

APPROVED AS TO FORM:

City Manager

City Attorney

INITIATED AND APPROVED:

Director of Community Development

Exhibit A – Land Use Element
Exhibit B – Land Use Map