



County of Yolo

PLANNING AND PUBLIC WORKS DEPARTMENT

John Bencomo
DIRECTOR

292 West Beamer Street
Woodland, CA 95695-2598
(530) 666-8775 FAX (530) 666-8728
www.yolocounty.org

TO: **SUPERVISOR MATT REXROAD**, Chair,
and Members of the Board of Supervisors

FROM: **JOHN BENCOMO**, Director,
David Morrison, Assistant Director
Eric Parfrey, Principal Planner
Planning and Public Works Department

DATE: March 15, 2011

SUBJECT: Adoption of the combined General Plan Amendment #2011-01 and #2011-02 related to changes to the Cache Creek Area Specific and related ordinances (#2011-01) and to policies of the 2030 Yolo Countywide General Plan to accommodate the Climate Action Plan (#2011-02) (no impact to the general fund)

RECOMMENDED ACTIONS

- A. Hold a public hearing and receive testimony on the proposed combined General Plan Amendment #2011-01 and #2011-02 (Attachments A and B);
- B. Certify that an Exemption is the appropriate level of environmental document for this project and that it has been completed in accordance with the California Environmental Quality Act (CEQA) and CEQA Guidelines (Attachment C). This Exemption is based on a "common sense" Section 15061(b)(3) rule exemption for General Plan Amendment #2011-01, and an exemption based on reliance upon the 2030 Countywide General Plan Final Environmental Impact Report for General Plan Amendment #2011-02; and
- C. Adopt the Resolution amending the Cache Creek Area Specific and related ordinances (#2011-01) and amending policies of the 2030 Yolo Countywide General Plan to accommodate the Climate Action Plan (#2011-02) (Attachment D).

STRATEGIC PLAN GOALS

These actions support several goals of the County Strategic Plan, including: environmentally sensitive and quality county infrastructure, facilities and technology; partnering and collaboration for a successful Yolo County; and safe and healthy communities.

FISCAL IMPACT

The actions will not have an impact on the general fund. Staff costs to prepare and process General Plan Amendment #2011-01 have been paid by the Cache Creek aggregate producers. The costs to prepare and process General Plan Amendment #2011-02 comes from Climate Action Plan budget, which includes consultant costs paid by a \$100,000 Community Design Grant from the Sacramento Area Council of Governments and contributions from the Dunnigan Landowners Group.

REASONS FOR RECOMMENDED ACTIONS

Under the State General Plan Guidelines and related government code, jurisdictions are allowed to adopt up to four amendments to the jurisdiction's General Plan each calendar year. Each amendment may include more than one change to the General Plan. Adoption of this combined General Plan Amendment will be Yolo County's first amendment to the General Plan for 2011.

The Amendment of the Cache Creek Area Plan will create the flexibility needed to allow the Technical Advisory Committee to meet and advise staff as a technical advisory group, not as a policy group subject to the Brown Act. It will also clarify that the Cache Creek Implementation Program is not a part of the General Plan, which will allow it to be modified as needed to meet changing stream conditions. The Amendment to the 2030 General Plan will Incorporate relevant portions of the Climate Action Plan into the policy framework for the county.

BACKGROUND

The first portion of the combined General Plan Amendment (GPA #2011-01) involves minor technical amendments to the Cache Creek Area Plan and related documents. This General Plan Amendment has been initiated by the County Administrator's Office. The Cache Creek Area Plan, approved in 1996, adopted as a part of the 2030 Yolo Countywide General Plan, regulates surface mining operations and implements restoration and reclamation programs along Cache Creek. The Plan consists of three separate documents, the Cache Creek Off-Channel Mining Plan, the Cache Creek Resource Management Plan, and the Cache Creek Implementation Program (CCIP). Several parts of the Yolo County Code, including Sections 3, 4, and 5 of Title 10, contain mining ordinances and detailed regulations that implement the Cache Creek Area Plan.

The amendments to the CCIP would clarify that the CCIP is not considered to be a part of the Cache Creek Area Plan, and that future changes to CCIP would not require a General Plan Amendment. The amendments would also delete the requirement that members of the Technical Advisory Committee (TAC) for the Cache Creek Area Plan be appointed by the Board of Supervisors. The amendments to the three mining ordinances would require that the TAC members be appointed by the County Administrator, instead of the Board of Supervisors.

The second portion of the General Plan Amendment (GPA #2011-02) involves changes to the Introduction and Administration Chapter, as well as the Conservation and Open Space Element, of the 2030 General Plan. It was initiated by the Planning and Public Works Department. The Amendment would eliminate policies redundant to the Climate Action Plan, update the California Environmental Quality Act (CEQA) thresholds for greenhouse gas emissions, modify policies to be consistent with the Climate Action Plan, and establish targets and goals for emissions in 2020, 2030, 2040, and 2050.

OTHER AGENCY INVOLVEMENT:

County Counsel has reviewed this report and attachments.

The Planning Commission has considered the two portions of the combined General Plan Amendment and recommended their approval. On December 9, 2010, the Planning Commission held a public hearing and considered comments on the proposed amendments to the Cache Creek Area Plan. Following the hearing, the Commission voted unanimously to recommend approval of the amendment to the Board of Supervisors. Similarly, on January 13, 2011, the Planning Commission held a public hearing and following the hearing, the Commission voted unanimously to recommend approval of the amendment related to the Climate Action Plan to the Board of Supervisors.

Notification of the proposed GPA was sent to the Cortina Band of Indians and the Yocha Dehe Wintun Nation for review and comment, in accordance with Government Code Section 65352.3 (SB 18), which requires notification to identified tribes for any proposed General Plan Amendments. The Cortina Band

did not respond and the Wintun Nation representatives have indicated that they did not wish to consult on the GPA.

Appropriate State agencies such as the Department of Conservation, the State Mines and Geology Board, and the Department of Water Resources have been notified of the proposed changes to the Cache Creek Area Plan as part of a 45-day public review, in accordance with State requirements. No comments have been received on the GPA.

ATTACHMENTS

Attachment A – General Plan Amendment #2011-01

Attachment B – General Plan Amendment #2011-02

Attachment C – Notice of Exemption

Attachment D – Resolution Adopting Combined General Plan Amendment #2011-01 and #2011-02

ATTACHMENT A

General Plan Amendment 2011-1: Proposed Amendments to the Cache Creek Implementation Program and the In-Channel Maintenance Mining Ordinance, the Off-Channel Surface Mining Ordinance, and the Surface Mining Reclamation Ordinance (Chapters 3, 4, and 5 of Title 10 of the Yolo County Code)

The proposed amendments are to the Cache Creek Implementation Program, a part of the Cache Creek Area Plan, and to the Yolo County Code. The amendments would modify the text of each document as follows (deleted text is in ~~strikeout~~ and added text is in underline):

Cache Creek Implementation Program, page 1

“The Cache Creek Implementation Program (CCIP) was developed by the Yolo County Community Development Agency to implement the goals, objectives, actions, and performance standards of the Cache Creek Resource Management Plan (CCRMP) as it relates to the stabilization and maintenance of the Cache Creek channel. It has not been adopted as part of the CCRMP, and may be amended without a general plan amendment.”

Cache Creek Implementation Program, page 6

“Nominations for appointment to the TAC [Technical Advisory Committee] ~~will~~ may be approved by the ~~Board of Supervisors~~ County Administrator, in his or her sole discretion. ~~The TAC members may be compensated under a time and materials contract with the County, with a not to exceed amount. The term of the TAC members contracts will be two years with the opportunity for unlimited extensions pending approval by the Board of Supervisors~~ County Administrator.”

In-Channel Maintenance Mining Ordinance (Chapter 3, Title 10 of the Yolo County Code)

Sec. 10-3.204. Director.

As used within this Chapter, “Director” shall refer to the ~~Director of the Parks and Resources Department, or his/her~~ County Administrator, or a designee as provided in Section 10-3.1104 unless ~~otherwise specified~~ chosen by the Administrator.

Sec. 10-3.210. Technical Advisory Committee.

“Technical Advisory Committee” shall be as defined in the CCRMP/CCIP and shall also be known as the “TAC.” The TAC is established to provide scientific and technical review for all projects conducted under the CCIP. Members of the TAC are may be contracted by the ~~Parks and Resources Department~~ County Administrator. The TAC is comprised of members with technical expertise in river systems, including hydraulic engineering, fluvial geomorphology, biology, and riparian restoration.

Off-Channel Surface Mining Ordinance (Chapter 4, Title 10 of the Yolo County Code)

Sec. 10-4.204. Agency.

“Agency” shall mean the ~~Community Development Agency of the County~~ Administrator. (~~§ 1, Ord. 1190, eff. September 5, 1996~~)

Sec. 10-4.210. Director.

“Director” shall mean the ~~Director of the County Community Development Agency~~ County Administrator, or a designee chosen by the ~~Director, or the Director’s successor in function~~ Administrator. (~~§ 1, Ord. 1190, eff. September 5, 1996~~)

Surface Mining Reclamation Ordinance (Chapter 5, Title 10 of the Yolo County Code)

Sec. 10-5.204. Agency.

“Agency” shall mean the ~~Community Development Agency of the County~~ Administrator. (~~§ 1, Ord. 1190, eff. September 5, 1996~~)

Sec. 10-5.210. Director.

“Director” shall mean the ~~Director of the County Community Development Agency~~ County Administrator, or a designee chosen by the ~~Director, or the Director’s successor in function~~ Administrator. (~~§ 1, Ord. 1190, eff. September 5, 1996~~)

ATTACHMENT B

General Plan Amendment 2011-2: Proposed Amendments to the 2030 Countywide General Plan

The proposed amendments are to the Introduction and Administration Chapter, and the Conservation and Open Space Element, in the 2030 General Plan. The amendments would modify the text as follows (deleted text is in ~~strikeout~~ and added text is in underline):

The following text appears on page IN-10 of the Introduction and Administration Chapter in the Yolo 2030 Countywide General Plan.

There are other plan documents that are not considered part of the General Plan but rather separate planning documents that address a variety of topics. These documents must be reviewed to ensure consistency with the updated General Plan but will remain in place unless and until otherwise updated or rescinded. These include but are not limited to:

- 1989 County Waste Management Plan
- 1992 Watts-Woodland Airport General Plan
- 1993 Household Hazardous Waste Element
- 1998 Yolo County Airport Master Plan
- 2006 Parks and Open Space Master Plan
- 2006 Bicycle Transportation Plan
- 2007 Oak Woodland Conservation and Enhancement Plan
- 2007 Integrated Regional Water Management Plan
- 2011 Climate Action Plan

The following text that appears on page IN-12 of the Introduction and Administration Chapter in the Yolo 2030 Countywide General Plan.

TABLE IN-5 RELATIONSHIP TO PRIOR PLANS

Document	Proposed Disposition
1958 Winters Area Plan	Rescind
1974 Madison Community Plan*	Retain and update as Madison Specific Plan
1976 Davis Area General Plan	Rescind
1976 East Yolo General Plan	Rescind
1980 Woodland Area Plan	Rescind
1982 Energy Plan	Retain and update as Greenhouse Gas Emissions Reduction Plan/Climate Action Plan <u>Rescind</u>
1982 Southport Specific Plan	Rescind
1982 Central East Yolo Specific Plan	Rescind
2010 Capay Valley Area Plan*	Retain and update ³
1984 Monument Hills Specific Plan	Retain as applies to the Wild Wings Subdivision
1996 Cache Creek Area Plan	Retain
1996 Dunnigan Community Plan*	Retain and update as Dunnigan Specific Plan
1998 Delta Land Use and	Retain

Resource Management Plan	
1999 Knights Landing Community Plan*	Retain and update as Knights Landing Specific Plan
2001 Clarksburg Community Plan*	Retain and update
2007 Esparto General Plan	Retain and update

*The original titles of these plans are proposed to be modified as shown upon adoption of this General Plan.

The following text that appears on pages CO-91 through 94 of the Conservation and Open Space Element in the Yolo 2030 Countywide General Plan.

GOAL CO-8

Climate Change. Reduce greenhouse gas emissions and plan for adaptation to the future consequences of global climate change.

Policy CO-8.1

Assess current greenhouse gas emission levels and adopt strategies based on scientific analysis to reduce global climate change impacts. 🌍

Policy CO-8.2

Use the development review process to achieve measurable reductions in greenhouse gas emissions. 🌍

Policy CO-8.3

~~Prepare appropriate strategies to adapt to climate change based on sound scientific understanding of the potential impacts. Implement those strategies as described in the adopted Climate Action Plan to adapt to climate change based on sound scientific understanding of the potential impacts.~~ 🌍

Policy CO-8.4

~~Encourage all businesses to take the following actions, where feasible: replace high mileage fleet vehicles with hybrid and/or alternative fuel vehicles; increase the energy efficiency of facilities; transition toward the use of renewable energy instead of non-renewable energy sources; adopt purchasing practices that promote emissions reductions and reusable materials; and increase recycling.~~ 🌍

Policy CO-8.5

~~Promote GHG emission reductions by supporting carbon efficient farming methods (e.g. methane capture systems, no-till farming, crop rotation, cover cropping); installation of renewable energy technologies; protection of grasslands, open space, oak woodlands, riparian forest and farmlands from conversion to other uses; and development of energy efficient structures.~~ 🌍

Policy CO-8.6 8.4

Undertake an integrated and comprehensive approach to planning for climate change by collaborating with international, national, State, regional, and local organizations and entities. 🌍

Policy CO-8.7 8.5

Integrate climate change planning and program implementation into County decision making. 🌍

Policy CO-8.8 8.6

Increase public awareness about climate change and encourage county residents and businesses to become involved in activities and lifestyle changes that will aid in reduction of greenhouse gas emissions. 🌍

Policy CO-8.9 8.7

Work with local, regional, State, and Federal jurisdictions, as well as private and non-profit organizations, to develop a regional greenhouse gas emissions inventory and emissions reduction plan.




3. Implementation Program

Action CO-A117

~~Develop a Greenhouse Gas (GHG) Emissions Reduction Plan and/or Climate Action Plan (CAP) for the County, to control and reduce net GHG emissions, and to address economic and social adaptation to the effects of climate change. Development of this plan(s) shall include the following steps:~~

- ~~1) Conduct a baseline analysis (GHG emissions inventory) for 1990 or most appropriate baseline year;~~
- ~~2) Adopt an emissions reduction target;~~
- ~~3) Develop strategies and actions for reducing emissions including direct offsets and fees to purchase offsets;~~
- ~~4) Develop strategies and actions for adaptation to climate change;~~
- ~~5) Implement strategies and actions; and~~
- ~~6) Monitor emissions and verify results a minimum of every five years starting in 2010.~~

~~Utilize the 1982 Energy Plan as a starting point for this effort. Encourage collaboration with the cities to include the incorporated areas in the plan(s). Amend the General Plan to include the plan(s) after adoption. Require County operations and actions, as well as land use approvals to be consistent with this plan(s). This plan must be in place prior to adoption of any specific plan.~~

Pursuant to the adopted Climate Action Plan (CAP), the County shall take all feasible measures to reduce its total carbon dioxide equivalent (CO₂e) emissions within the unincorporated area (excluding those of other jurisdictions, e.g., UC-Davis, Yocha Dehe Wintun Nation, DQ University, school districts, special districts, reclamation districts, etc.), from 648,252 metric tons (MT) of CO₂e in 2008 to 613,651 MT of CO₂e by 2020. In addition, the County shall strive to further reduce total CO₂e emissions within the unincorporated area to 447,965 MT by 2030. These reductions shall be achieved through the measures and actions provided for in the adopted CAP, including those measures that address the need to adapt to climate change. (Policy CO-8.1) 

Responsibility: Planning and Public Works

Timeframe: Ongoing

Action CO-A118

~~In the interim until the GHG Emissions Reduction Plan/Climate Action Plan is in effect, the following significance thresholds shall be used for project analysis:~~

- ~~Projects consistent with the General Plan and otherwise exempt under CEQA — Assumed to be de minimus.~~
- ~~Projects consistent with the General Plan and subject to CEQA — Net zero threshold to be achieved by the applicant as follows:
 - ~~— Apply practical and reasonable design components and operational protocols to reduce project GHGs emissions to the lowest feasible levels;~~
 - ~~— Use verifiable offsets to achieve remaining GHG reductions to the greatest feasible extent, offsets shall be: locally based, project relevant, and consistent with other long term goals of the County. (Policy CO-8.9).~~~~

Pursuant to and based on the CAP, the following thresholds shall be used for determining the significance of GHG emissions and climate change impacts associated with future projects:

- 1) Impacts associated with GHG emissions from projects that are consistent with the General Plan and otherwise exempt from CEQA are determined to be less than significant and further CEQA analysis for this area of impact is not required.
- 2) Impacts associated with GHG emissions from projects that are consistent with the General Plan, fall within the assumptions of the General Plan EIR, consistent with the CAP, and not exempt from CEQA are determined to be less than significant or mitigated to a less-than-significant level, and further CEQA analysis for this area of impact is generally not required.

To be determined consistent with the CAP, a project must demonstrate that it is included in the growth projections upon which the CAP modeling is based, and that it incorporates applicable strategies and measures from the CAP as binding and enforceable components of the project.

- 3) Impacts associated with GHG emissions from projects that are not consistent with the General Plan, do not fall within the assumptions of the General Plan EIR, and/or are not consistent with the CAP, and are subject to CEQA review are rebuttably presumed to be significant and further CEQA analysis is required. The applicant must demonstrate to the County's satisfaction how the project will achieve its fair share of the established targets including:

- Use of alternative design components and/or operational protocols to achieve the required GHG reductions;
- Use of real, additional, permanent, verifiable and enforceable offsets to achieve required GHG reductions. To the greatest feasible extent, offsets shall be: locally based, project relevant, and consistent with other long term goals of the County;

The project must also be able to demonstrate that it would not substantially interfere with implementation of CAP strategies, measures, or actions. (Policy CO-8.5) 🌐

Responsibility: Planning and Public Works Department, Parks and Resources Department
 Timeframe: Ongoing

Action CO-A119

Monitor ~~State progress~~ in the development of GHG quantification protocol and guidance for local governments that allows for statewide uniform measurement and estimation of expected jurisdiction-wide GHG emissions to refine the Climate Action Plan and ensure compliance with appropriate state and federal requirements. (Policy CO-8.1) 🌐

Responsibility: Planning and Public Works Department
 Timeframe: Ongoing

Action CO-A120

Require the implementation of cost-effective and innovative GHG emission reduction technologies in County building components and design. (Policy CO-8.2, Policy CO-8.4-8.5) 🌐

Responsibility: Planning and Public Works Department, General Services Department
 Timeframe: Ongoing

Action CO-A121

Adopt urban forestry practices that encourage forestation as a means of storing carbon dioxide, with the goal of doubling the tree canopy in unincorporated communities by 2030. Use appropriate protocols to assess owner eligibility to sell carbon credits including increasing the urban tree canopy, expanding riparian corridors, establishing hedge rows, and enlarging the acreage of permanent crops such as vineyards and orchards. (Policy CO-8.1) 🌐

Responsibility: Planning and Public Works Department, General Services Department (Parks Division)
 Timeframe: 2012/2013

Action CO-A122

Require new development to incorporate designs and/or programs to reduce travel demand and vehicle emissions. (Policy Co-8.2, Policy CO-8.4)

Responsibility: Planning and Public Works Department

Timeframe: Ongoing

Action CO-A123

Require that new development incorporate alternative modes of transportation, including transit, bicycling and walking, in order to reduce vehicle emissions. (Policy Co-8.2, Policy CO-8.4)

Responsibility: Planning and Public Works Department

Timeframe: Ongoing

Action CO-A124 A122

Consider the provision of local housing for County employees to reduce commute travel time. (Policy CO-8.2) 🌐

Responsibility: Planning and Public Works Department

Timeframe: Ongoing

Action CO-A125 A123

In conjunction with, or immediately following, preparation of the Greenhouse Gas Emissions Reduction/Climate Action Plan(s) for the County, require countywide departmental analysis of Require each county department to analyze how the predicted effects of climate change will affect its responsibilities and resources of each department. Develop strategies and actions to addresses outcomes. (Policy CO-8.3, Policy CO-8.7 8.5) 🌐

Responsibility: County Administrator's Office

Timeframe: 2011/2012

Action CO-A126 A124

Encourage Incorporation of the County's Greenhouse Gas Emissions Reduction Plan/Climate Action Plan into a regional climate action plan. The regional plan should strive to achieve its fair-share contribution towards a minimum 80 percent reduction below 1990 levels in regional greenhouse gas emissions by 2050. (Policy CO-8.9 8.7) 🌐

Responsibility: Planning and Public Works Department

Timeframe: 2011/2012

Action CO-A125

GHG emission reductions shall be monitored and reported to the Board of Supervisors biennially. The GHG emissions inventories shall be updated at least every five years beginning in 2010. (Policy 8.5) 🌐

Responsibility: Planning and Public Works Department

Timeframe: Ongoing

ATTACHMENT C

COUNTY RECORDER

Filing Requested by:

Yolo County Planning and Public Works

Name

292 West Beamer Street

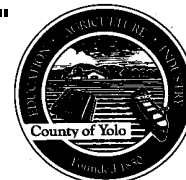
Address

Woodland, CA 95695

City, State, Zip

Attention: Eric Parfrey

Notice of Exemption



To: Yolo County Clerk
625 Court Street
Woodland, CA 95695

Project Title: Zone File 2010-037 (Cache Creek Area Plan General Plan Amendment)

Applicant: Yolo County

Project Location: Applies to properties within the Cache Creek Area Plan boundaries (the mining area along Cache Creek) in unincorporated Yolo County

Project Description: The General Plan Amendment (GPA #2011-01) involves the Cache Creek Implementation Program (CCIP), a part of the Cache Creek Area Plan, and three chapters of Title 10 of the Yolo County Code, which are implementing regulations of the Cache Creek Area Plan. The three sections include the In-Channel Maintenance Mining Ordinance (Chapter 3), the Off-Channel Surface Mining Ordinance (Chapter 4), and the Surface Mining Reclamation Ordinance (Chapter 5). The minor technical amendments to the CCIP and the mining ordinances would delete the requirement that members of the Technical Advisory Committee (TAC) for the Cache Creek Area Plan be appointed by the Board of Supervisors; instead the members would be appointed by the County Administrator. The amendments to the CCIP are needed to provide more flexibility for the three-member TAC to meet and advise staff as a technical advisory group. Other minor amendments to the County Code would recognize the newly formed Natural Resources Division, would clarify that the CCIP is not a part of the Cache Creek Area Plan, and that future changes to the CCIP would not require a General Plan Amendment.

Exempt Status: Exemption based on Section 15061 (b)(3) of the California Environmental Quality Act Guidelines (CEQA), known as the “common sense” rule.

Reasons why project is exempt: Section 15061(b)(3) consists of activities covered by the “common sense” rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where 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 activity is not subject to CEQA. The proposed changes to the Cache Creek Area Plan are minor and technical in nature and could not have an effect on the environment.

Lead Agency Contact Person: Eric Parfrey, Principal Planner **Telephone Number:** (530) 666-8043

Signature (Public Agency): _____ Date: _____

Date received for filing at OPR:

COUNTY RECORDER

Filing Requested by:

Yolo County Planning and Public Works

Name

292 West Beamer Street

Address

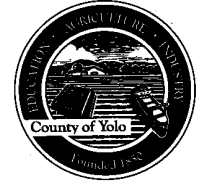
Woodland, CA 95695

City, State, Zip

Attention: David Morrison

Notice of Exemption

To: Yolo County Clerk
625 Court Street
Woodland, CA 95695



Project Title: Zone File 2010-038 (Climate Action Plan General Plan Amendment)

Applicant: Yolo County

Project Location: Involves all properties in the unincorporated Yolo County area

Project Description: The General Plan Amendment (GPA #2011-02) involves proposed changes to policies and action programs in the 2030 Yolo Countywide General Plan related to adoption of the Climate Action Plan (CAP). The proposed amendment would revise the Introduction (Chapter 1) and the Climate Change section of the Open Space and Conservation Element (Chapter 7) of the General Plan. Specifically, the amendment would substitute new language in place of Conservation Policy 8.3, and would delete Conservation Policies 8.4 and 8.5, as their approaches have been refined in specific implementation measures included in the CAP. In addition, changes would be made to several implementation measures to also reflect the CAP. Specific modifications include: revising Actions Co-117 through CO-119, CO-121, and CO-125-126; deleting Actions CO-122 and 123; and adding CO-125.

Exempt Status: Exemption based on Public Resources Code (PRC) section 21083.3 and CEQA Guidelines section 15183.

Reasons why project is exempt: An exemption based on Public Resources Code Section 21083.3 and CEQA Guidelines Section 15183, which describe an exemption for projects consistent with a general plan and its certified environmental impact report. The proposed General Plan Amendment was analyzed in the certified Final Environmental Impact Report for the 2030 Yolo Countywide General Plan (November, 2009, SCH#2008102034).

Lead Agency Contact Person: David Morrison, Assistant Director
8041

Telephone Number: (530) 666-8041

Signature (Public Agency): _____ Date:

Date received for filing at OPR:

ATTACHMENT D

RESOLUTION 2011- ____

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF YOLO ADOPTING AMENDMENT NO. 2011-01 AND 2011-02 TO THE 2030 COUNTYWIDE GENERAL PLAN REGARDING THE CACHE CREEK AREA PLAN AND THE CLIMATE ACTION PLAN

WHEREAS, the General Plan establishes County policy, and identifies planned land uses and infrastructure, for physical development in the unincorporated areas of Yolo County;

WHEREAS, the State General Plan Guidelines and related government code allow jurisdictions to adopt up to four amendments to the jurisdiction's General Plan each calendar year, and each amendment may include more than one change to the General Plan;

WHEREAS, Yolo County wishes to adopt a combined General Plan Amendment (GPA) that consists of two series of changes to the General Plan related to: (1) amendments to the Cache Creek Area Specific and related ordinances (GPA #2011-01), and (2) amendments to policies of the 2030 Yolo Countywide General Plan to accommodate the Climate Action Plan (GPA #2011-02);

WHEREAS, the first series of amendments (GPA #2011-01) to the Cache Creek Area Plan (CCAP), a part of the General Plan, are required to provide more flexibility for the CCAP's three-member Technical Advisory Committee to meet and advise staff as a group, and other minor amendments to the County Code are needed to clarify that the Cache Creek Implementation Plan (CCIP) is not a part of the Cache Creek Area Plan, and that future changes to the CCIP would not require a General Plan Amendment;

WHEREAS, the Climate Action Plan was adopted by the Board of Supervisors on March 15, 2011 and the second series of amendments (GPA #2011-02) are required to implement Action C0-A117 of the Yolo County General Plan, which requires that the General Plan be amended to reflect the Climate Action Plan after adoption, and to implement Action CO-A118, which requires that new CEQA thresholds be amended into the General Plan upon adoption of the Climate Action Plan;

WHEREAS, the first series of amendments (GPA #2011-01) have been found to be exempt from further analysis under the California Environmental Quality Act (CEQA) because CEQA Guidelines Section 15061(b)(3), known as the "common sense" rule, allows an exemption for projects where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, and the proposed changes to the Cache Creek Area Plan are minor and technical in nature and could not have an effect on the environment;

WHEREAS, the second series of amendments (GPA #2011-02) have been found to be exempt from further analysis under the California Environmental Quality Act (CEQA) because Public Resources Code Section 21083.3 and CEQA Guidelines Section 15183 allow an exemption for projects consistent with a general plan and its certified environmental impact report, and the Final Environmental Impact Report on the 2030 Countywide General Plan (State Clearinghouse No. 2008102034) was certified by the Board of Supervisors on November 9, 2009, and analyzed impacts related to the Climate Action Plan requirements noted above;

WHEREAS, the Board of Supervisors independently reviewed staff reports, the record of the Planning Commission, and all evidence including testimony and correspondence received at the Planning Commission and Board hearings, all of which documents and evidence are hereby incorporated by reference into this Resolution;

WHEREAS, this General Plan Amendment will provide more flexibility for the Cache Creek Area Plan's three-member Technical Advisory Committee, will clarify the Cache Creek Implementation Plan, and will incorporate the Climate Action Plan into County land use policy;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Yolo as follows:

1. After considering the staff report and in conjunction with making these findings, the Board of Supervisors hereby finds that pursuant to Section 21083.3 of the Public Resources Code and Sections 15061(b)(3) and 15183 of the CEQA Guidelines, the County finds the proposed General Plan Amendment will not have a significant effect on the environment and is exempt from further analysis under CEQA.
2. These findings made by the Board of Supervisors are supported by substantial evidence in the record.
3. The Board of Supervisors finds that adoption of the General Plan Amendment, consisting of GPA #2011-01 and GPA #2011-02, is in the public interest and is necessary for the public health, safety, and welfare of Yolo County, and hereby amends the 2030 Countywide General Plan accordingly.
4. The Board of Supervisors hereby directs staff to immediately (within five working days) file Notices of Exemption documenting these decisions.

PASSED AND ADOPTED by the Board of Supervisors of the County of Yolo, State of California, this ___ day of _____, 2011, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

By _____
Matt Rexroad, Chair
Yolo County Board of Supervisors

Attest:
Julie Dachtler, Deputy Clerk
Board of Supervisors

Approved as to Form:
Robyn Truitt Drivon, County Counsel

By: _____
Deputy (Seal)

By: _____
Philip J. Pogledich, Senior Deputy