

ATTACHMENT 2

RESOLUTION NO. 2009-21

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, ADOPTING GENERAL PLAN AMENDMENT GPA08-02 INCORPORATING AN UPDATED HOUSING ELEMENT INTO THE GENERAL PLAN

WHEREAS, Government Code Section 65358 allows the City, when it deems it to be in the public interest, to amend all or part of the General Plan; and,

WHEREAS, Section 65300 of the California Government Code (“Government Code”) requires that each city in California adopt a comprehensive General Plan for the long term physical development of the city; and

WHEREAS, Government Code Section 65302(c) mandates that said General Plan include a Housing Element to adequately plan for the City’s existing and projected housing needs, including its share of the regional housing need; and,

WHEREAS, State law requires that each jurisdiction within the Southern California Association of Governments (SGAC) region, update the Housing Element for the 2006-2014 planning period; and,

WHEREAS, that said update was properly brought before the Planning Commission pursuant to Section 17.70.010 (General Plan Amendment) of the Los Alamitos Municipal Code pursuant to Government Code, Article 10.6, Sections 65580-65589.5; and,

WHEREAS, that a duly noticed public hearing, as prescribed by law, was held on said General Plan Amendment, by the Planning Commission on November 24, 2009, and all those present were given the opportunity to present testimony regarding this matter; and,

WHEREAS, that pursuant to the provisions of the California Environmental Quality Act (CEQA) and the City’s Local guidelines for implementing CEQA, the Planning Commission recommended City Council adoption of the Negative Declaration relative to General Plan Amendment GPA 08-02; and,

WHEREAS, the Planning Commission adopted Resolution No. 09-14, recommending the City Council adopt the General Plan Amendment updating the Housing Element; and,

WHEREAS, that a duly noticed public hearing, as prescribed by law, was held on said General Plan Amendment by the City Council on December 21,

2009, and all those present were given the opportunity to present testimony regarding this matter; and,

WHEREAS, that pursuant to the provisions of CEQA and the City's Local Guidelines for Implementing CEQA, the City Council on December 21, 2009, adopted a Negative Declaration relative to the General Plan Amendment GPA08-02; and,

WHEREAS, that adoption of the General Plan is deemed to be in the public interest in providing a comprehensive General Plan for the City of Los Alamitos.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LOS ALAMITOS, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council of the City of Los Alamitos, California, finds that the above recitals are true and correct.

SECTION 2. General Plan Amendment GPA08-02 is hereby approved to incorporate the updated Housing Element.

SECTION 3. That the proposed update of the Housing Element has previously been environmentally reviewed pursuant to the provisions of the California Environmental Quality Act (Public Resources Code Sections 21000, *et seq.* ("CEQA"), the State CEQA Guidelines (California Code of Regulations, Title 14, Sections 15000, *et seq.*), and the City's Local CEQA Guidelines. On December 21, 2009, the City Council adopted the Negative Declaration for the General Plan Amendment updating the Housing Element.

SECTION 4. Approval of General Plan Amendment GPA08-02 is approved for the following reasons:

1. The proposed Amendment ensures and maintains internal consistency with the actions, goals, objectives, and policies of the General Plan, and would not create any inconsistencies with the Zoning Code; and,
2. That the proposed General Plan Amendment will not adversely affect the public convenience, health, interest, safety, or welfare of the City; and,
3. That the proposed General Plan Amendment, will not be contrary to other goals, objectives and/or policies of the Los Alamitos General Plan.

SECTION 5. The City Council has determined that the above reference findings, in conjunction with all written and oral evidence presented to the City Council at the hearing, including staff reports, public testimony, and Council

deliberation, constitutes substantial evidence for approval of General Plan Amendment GPA08-02.

SECTION 6. The City Clerk shall certify as to the adoption of this Resolution.

PASSED, APPROVED, AND ADOPTED this 21th day of December, 2009.

Marilynn M. Poe, Mayor

ATTEST:

Jeffrey L. Stewart, City Clerk

APPROVED AS TO FORM:

Sandra J. Levin, City Attorney

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF LOS ALAMITOS)

I, Jeffrey L. Stewart, City Clerk of the City of Los Alamitos, do hereby certify that the foregoing Resolution was adopted at a regular meeting of the City Council held on the 21st day of December, 2009, by the following vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

Jeffrey L. Stewart, City Clerk