


CERTIFIED COPY OF ORIGINAL

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS.
CITY OF CLAREMONT)

I, Jamie Costanza, Deputy City Clerk of the City of Claremont, California, hereby certify that the attached copy of Ordinance No. 2019-45, **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLAREMONT, CALIFORNIA, ADOPTING THE 2018-2021 UPDATE TO THE HOUSING ELEMENT** is a true and correct copy of the original on file that was adopted by the City Council on July 9, 2019.

IN WITNESS WHEREOF, I have hereunto subscribed my name and seal this 11th day of July, 2019.



Jamie Costanza, Deputy City Clerk
City of Claremont

RESOLUTION NO. 2019-45

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLAREMONT, CALIFORNIA, ADOPTING THE 2018-2021 UPDATE TO THE HOUSING ELEMENT

WHEREAS, the City Council adopted the 2014-2021 update to the Housing Element in September of 2017 upon the recommendation of the Planning Commission as the primary advisory body; and

WHEREAS, the Housing Element was immediately found to be out of compliance by HCD as it was submitted after the October 15, 2017 deadline, and the City was directed to prepare a separate 4-year update for the 2018-2021 planning cycle; and

WHEREAS, staff worked with HCD to make minor, non-substantive changes to the document, including updates to the data tables to reflect the latest demographic, household, employment, and housing data available from the U.S. Census and real estate websites. Housing Programs have also been updated as needed to address recent changes in state law and to account for tasks that have been completed since the adoption of the 2014-2021 Housing Element; and

WHEREAS, on June 4, 2019, the City was notified that the 2018-2021 Housing Element addresses State statutory requirements and will comply with State Housing Law once it is adopted by the City and submitted to HCD for certification; and

WHEREAS, the Planning Commission of the City of Claremont conducted a duly-noticed public hearing on June 18, 2019, at which time all interested persons wishing to testify in connection with the 2018-2021 Housing Element Update were heard and considered; and

WHEREAS, the Planning Commission fully studied and considered all public comments on the 2018-2021 Housing Element Update; and

WHEREAS, no comments made at or before the public hearing demonstrated any potential or possibility that the update to the Housing Element would cause a significant effect on the environment; and

WHEREAS, at the conclusion of the public hearing, the Planning Commission, on a 6-0-1 (Commissioner Frieson was absent) vote, made the finding that the 2018-2021 Housing Element Update complies with State law, and recommended that the City Council adopt it; and

WHEREAS, pursuant to the California Environmental Quality Act (Pub. Res. Code, § 21000 et seq., "CEQA"), Title 14 of the California Code of Regulations section 15000 et seq. ("State CEQA Guidelines"), the City Council certified a Final Environmental Impact Report for the entire General Plan, including its Housing Element (State Clearinghouse No. 2005111115) in October 2006 ("General Plan EIR"); and

WHEREAS, the General Plan EIR identified feasible alternatives and mitigation measures to mitigate (to the extent feasible) all environmental impacts associated with all uses contemplated by the General Plan at a programmatic level, and adopted a Mitigation

Monitoring and Reporting Program and Statement of Overriding Considerations for the same; and

WHEREAS, when the City Council approved the 2014-2021 Housing Element in 2017, it adopted an Addendum to the EIR to document additional relevant information and changes to the EIR resulting from the adoption of the 2014-2021 Housing Element (Pub. Res. Code § 21166; State CEQA Guidelines §§ 15162, 15164); and

WHEREAS, adoption of the 2018-2021 Housing Element (which makes no substantive changes to the 2014-2021 Housing Element the City Council approved in 2017) would not result in new or more severe significant environmental impacts compared to the impacts previously disclosed and evaluated in the 2006 General Plan EIR and 2017 Addendum to the EIR. All of the environmental impacts that would result from the 2018-2021 Housing Element have been previously evaluated and fully mitigated, to the extent feasible, in the EIR and Addendum to the EIR. Consequently, no further review is required (State CEQA Guidelines Code Section 54484); and

WHEREAS, even if the environmental impacts of the Housing Element Update had not been studied previously (as described above), the Update is statutorily exempt from CEQA review pursuant to CEQA Guidelines 152829(r) and 15283 because it is a City determination regarding its regional housing needs as set forth in the Housing Element Law (specifically, Government Code Section 54484); and

WHEREAS, the City Council of the City of Claremont conducted a duly-noticed public hearing on July 9, 2019, at which time all interested persons wishing to testify in connection with the 2018-2021 Housing Element Update were heard and considered; and

WHEREAS, the City Council fully studied and considered all public comments on the 2018-2021 Housing Element Update; and

WHEREAS, no comments made at or before the public hearing demonstrate any potential or possibility that the Project would cause a significant effect on the environment that were not already addressed in the EIR and the Addendum to the EIR.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY CLAREMONT HEREBY RESOLVES AS FOLLOWS:

SECTION 1. The recitals are true and correct and incorporated herein by this reference.

SECTION 2. The City Council finds and determines:

- A. The State legislature recognized that each locality is best capable of determining the actions required by it to contribute to the attainment of the State's housing goal of decent housing and a suitable living environment for every California family.
- B. California Government Code §65583 et seq. sets forth detailed requirements on the items that must be included in the Housing Element, and the 2018-2021 Housing

Element update contains all such items, and therefore is in compliance with the California Government Code §65583 et seq.

- C. The 2018-2021 Housing Element Update is consistent with other elements of the Claremont General Plan.
- D. Adoption of the 2018-2021 Housing Element Update is in the best interest of the City in that the update will further the City's goals to:
 - 1. Enhance and maintain the quality of housing throughout the City.
 - 2. Facilitate and promote a fair and balanced distribution of housing choices throughout the City.
 - 3. Assist in the provision of affordable housing through new construction and preservation.
 - 4. Remove or mitigate governmental and other constraints to housing reinvestment.
 - 5. Promote fair and equal housing opportunities.

SECTION 3. The City Council finds that based on the whole record before it, including but not limited to the 2017 Addendum to the EIR and the General Plan EIR, none of the conditions under State CEQA Guidelines section 15162 requiring the need for further subsequent environmental review have occurred, because:

(1) No substantial changes are proposed in the project which will require major revisions of the previous EIR or negative declaration due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects;

(2) No substantial changes have occurred with respect to the circumstances under which the project is undertaken which will require major revisions of the previous EIR or negative declaration due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects; and

(3) No new information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the previous EIR was certified as complete or the negative declaration was adopted, shows any of the following:

(A) The project will have one or more significant effects not discussed in the previous EIR or negative declaration;

(B) Significant effects previously examined will be substantially more severe than shown in the previous EIR;

(C) Mitigation measures or alternatives previously found not to be feasible would in fact be feasible and would substantially reduce one or more significant effects of the project, but the project proponents decline to adopt the mitigation measure or alternative; or

(D) Mitigation measures or alternatives which are considerably different from those analyzed in the previous EIR would substantially reduce one or more significant effects on the environment, but project proponents decline to adopt the mitigation measure or alternative. (State CEQA Guidelines § 15162.)

SECTION 4. Based upon the evidence presented, both written and oral testimony, and the above findings, the City Council hereby approves and adopts the 2018-2021 Housing Element Update.

SECTION 5. The City Council hereby directs City Staff to prepare and file a Notice of Determination ("NOD") with the County Clerk's office of the County of Los Angeles within five (5) working days of the adoption of this Resolution.

SECTION 6. The documents and materials that constitute the record of proceedings on which this Resolution has been based are located at Claremont City Hall, Community Development Department, 207 Harvard Avenue, Claremont, California. The custodian of these records is the Community Development Director.

SECTION 7. If any section, subsection, subdivision, paragraph, sentence, clause or phrase added by this resolution, or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The Planning Commission hereby declares it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact any or more subsections, subdivisions, paragraphs, sentences, clauses or phrases are declared unconstitutional, invalid or ineffective.

SECTION 8. The City Clerk shall certify the adoption of this Resolution and shall cause the same to be posted or published as required by law.


PASSED, APPROVED, AND ADOPTED THIS 9th day of July, 2019.


Mayor, City of Claremont

ATTEST:


City Clerk, City of Claremont

APPROVED AS TO FORM:


City Attorney, City of Claremont

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES)ss.
CITY OF CLAREMONT)

I, Shelley Desautels, City Clerk of the City of Claremont, County of Los Angeles, State of California, hereby certify that the foregoing Resolution No. 2019-45 was regularly adopted by the City Council of said City of Claremont at a regular meeting of said Council held on the 9th day of July, 2019, by the following vote:

AYES: COUNCILMEMBERS: CALAYCAY, LEANO, REECE, STARK

NOES: COUNCILMEMBERS: NONE

ABSTENSIONS: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: SCHROEDER



City Clerk of the City of Claremont