

RESOLUTION NO. 2024-06

RESOLUTION OF THE CITY OF CHULA VISTA PLANNING COMMISSION
RECOMMENDING THAT THE CHULA VISTA CITY COUNCIL ADOPT A
RESOLUTION TO ESTABLISH A SAFETY ELEMENT WITHIN THE
GENERAL PLAN IN COMPLIANCE WITH STATE LAW

WHEREAS, Senate Bill 1035 (“SB 1035”) requires that a local jurisdiction update its Safety Element upon each revision of its Housing Element or Local Hazard Mitigation Plan. The City of Chula Vista updated its Housing Element in October 2022 and is now establishing a Safety Element in compliance with SB 1035; and

WHEREAS, the City’s existing General Plan was approved in 2005 and included six elements: Land Use and Transportation, Economic Development, Housing, Public Facilities and Services, Environmental, and Growth Management; and

WHEREAS, goals and policies related to issues of safety were included within the Public Facilities and Services and Environmental Elements, which covered the following: Flooding and Erosion; Seismic and Geologic Instability; Wildfire; Climate Resiliency; Crime; Health Emergencies; and Hazardous Materials; and

WHEREAS, the Safety Element would consolidate and update those goals and policies into a standalone Safety Element within the General Plan; and

WHEREAS, the Director of Development Services has reviewed the proposed Safety Element for compliance with the California Environmental Quality Act (“CEQA”) and determined that the Safety Element does not require a subsequent EIR or a Negative Declaration for the update to the City’s Safety Element in that substantial changes are not proposed, the circumstances to which the General Plan was adopted have not changed, and no new information of substantial importance has arisen since the prior environmental documents have been certified. Furthermore, it has been determined that the proposed consolidation of safety goals and policies is exempt from the CEQA Guidelines pursuant to Sections 15060(c)(2) and 15061(b)(3) in that the proposed amendments which are primarily limited to policy modifications and updates in compliance with Government Code Section 65302(g)1 through 9 and are not anticipated to result in a direct or reasonably foreseeable indirect physical change in the environment, nor will the proposed changes have the potential for causing significant effect on the environment; and

WHEREAS, City staff recommends that the Planning Commission recommend approval the proposed establishment of a Safety Element within the General Plan to the City Council; and

WHEREAS, a hearing time and place was set by the Planning Commission to consider the General Plan Amendment and notice of said hearing, together with its purpose, was given by its publication in a newspaper of general circulation in the City, at least ten (10) days prior to the hearing; and

WHEREAS, after review and consideration of the Staff Report and related materials for this matter, the Planning Commission held a duly noticed public hearing to consider said General Plan amendments on March 27, 2024 at 6pm in the Council Chambers, 276 Fourth Avenue, before the Planning Commission and the hearing was thereafter closed.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission hereby recommends that the City Council of the City of Chula Vista adopt the proposed General Plan amendments to the Chula Vista General Plan to establish a Safety Element.

BE IT FURTHER RESOLVED THAT that the Planning Commission hereby recommends that the City Council of the City of Chula Vista find that the proposed Project is in compliance with CEQA and has determined that the Safety Element does not require a subsequent EIR or a Negative Declaration for the update to the City's Safety Element in that substantial changes are not proposed, the circumstances to which the General Plan was adopted have not changed, and no new information of substantial importance has arisen since the prior environmental documents have been certified. Furthermore, it has been determined that the proposed consolidation of safety goals and policies is exempt from the CEQA Guidelines pursuant to Sections 15060(c)(2) and 15061(b)(3) in that the proposed amendments which are primarily limited to policy modifications and updates in compliance with Government Code Section 65302(g)1 through 9 and are not anticipated to result in a direct or reasonably foreseeable indirect physical change in the environment, nor will the proposed changes have the potential for causing significant effect on the environment.

BE IT FURTHER RESOLVED THAT a copy of this Resolution be transmitted to the City Council.

Presented by

Approved as to form

Laura C. Black, AICP
Director of Development Services

By: _____
for Jill D.S. Maland
Lounsbury Ferguson Altona & Peak
Acting City Attorney

PASSED AND APPROVED BY THE PLANNING COMMISSION OF THE CITY OF CHULA VISTA, CALIFORNIA, this 27th day of March, 2024, by the following vote, to-wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Michael De La Rosa, Chair

ATTEST:

Mariluz Zepeda, Secretary