

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA ADOPTING AN ADDENDUM TO THE FINAL ENVIRONMENTAL IMPACT REPORT FOR 680 EAST COLORADO BOULEVARD

WHEREAS, on November 16, 2009, the City Council of the City of Pasadena certified the Final Environmental Impact Report for 680 East Colorado Boulevard, State Clearinghouse No. 2007071020 (“FEIR”)* made findings of fact, adopted a Mitigation Monitoring Program, adopted a Statement of Overriding Considerations (“SOC”)*, and approved land use approvals for the office development at 680 East Colorado Boulevard (the “Project”); and

WHEREAS, after litigation and settlement regarding the FEIR and Project, the applicant has submitted an application for a Major Change to an Approved Project; and

WHEREAS, pursuant to Section 15164 of the California Environmental Quality Act (“CEQA”) Guidelines, an addendum to the previously adopted Final EIR is the appropriate environmental document in instances when only minor technical changes or additions are necessary and when the new information does not involve new significant environmental effects beyond those identified in an adopted FEIR; and

WHEREAS, City staff prepared an Addendum* to the FEIR in accordance with CEQA which describes the applicant’s Major Change to an Approved Project; and

WHEREAS, though not required by CEQA, the Addendum was made available for public review and comment from November 3, 2011 to November 14, 2011; and

WHEREAS, the City Council held a duly noticed public hearing at which it considered the FEIR, the Addendum, and the application for Major Change to an Approved Project on November 14, 2011; and

WHEREAS, the findings made in this resolution are based upon the information and evidence set forth in the FEIR, the Addendum, and upon other substantial evidence that has been presented at all public meetings regarding the City's proposed ordinance and in the record of the proceedings. The documents, staff reports, technical studies, appendices, and other materials that constitute the record of proceedings on which this resolution is based are on file and available for public examination during normal business hours in the Planning Department and with the Director of Planning, who serves as the custodian of these records; and

WHEREAS, the City Council finds that agencies and interested members of the public have been afforded proper notice and opportunity to comment on the Addendum and the Major Change to an Approved Project and that the comment process has fulfilled all requirements of State and local law; and

WHEREAS, the City Council, as the decision-making body for the lead agency, has independently reviewed and considered the contents of the FEIR, the Addendum, and all documents and testimony in the record of proceedings prior to deciding whether to adopt the Addendum; and

WHEREAS, all other legal prerequisites to the adoption of this resolution have occurred.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PASADENA
RESOLVES AS FOLLOWS:**

I. RESOLUTION REGARDING ADOPTION OF THE ADDENDUM

Pursuant to State CEQA Guidelines Section 15164, the City Council finds that:

(1) changes or additions to the FEIR were necessary but none of the conditions described in State CEQA Guidelines Section 15162 or 15163 calling for preparation of a subsequent or supplemental EIR have occurred and therefore an Addendum was prepared; (2) the City Council considered the Addendum with the FEIR, prior environmental findings and SOC prior to making a decision whether to adopt the Major Change to an Approved Project; (3) the prior findings and SOC remain substantially effective in light of the Major Change to an Approved Project, and the Addendum is an accurate and objective statement that fully complies with CEQA, the State CEQA Guidelines, the City's local environmental guidelines, and (3) the Addendum reflects the independent judgment of the lead agency.

The City Council further finds that the additional information provided in the staff report, in any comments (and any responses thereto) received after publication of the Addendum, in the evidence presented in written and oral testimony presented at public meetings, and otherwise in the administrative record, does not constitute new information requiring revision to the Addendum. None of the information presented to the City Council after publication of the Addendum has deprived the public of a meaningful opportunity to comment upon a substantial environmental impact of the

application for Major Change to an Approved Project or a feasible mitigation measure or alternative that the City has declined to implement. The City Council adopts the Addendum based on the findings and conclusions herein.

II. RESOLUTION REGARDING NOTICE OF DETERMINATION

Staff is directed to file a Notice of Determination with the Clerk of the County of Los Angeles within five working days of approval of the Major Change to an Approved Project.

Adopted at the _____ meeting of the City Council on the _____ day of _____, 2011 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Mark Jomsky, CMC
City Clerk

APPROVED AS TO FORM:



Theresa E. Fuentes
Assistant City Attorney

*Attachments: All attachments hereto were provided to the Council on a disc with the agenda packet.
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