

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT, ADOPTING FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AND ADOPTING A MITIGATION MONITORING AND REPORTING PROGRAM FOR THE AMENDMENT OF THE ARROYO SECO PUBLIC LANDS ORDINANCE AND THE APPROVAL OF A LICENSE AGREEMENT FOR USE OF THE CENTRAL ARROYO ON AN ANNUAL BASIS FOR THE ARROYO SECO MUSIC AND ARTS FESTIVAL

Section 1. The proposed "Project" consists of an amendment to the Arroyo Seco Public Lands Ordinance ("Ordinance") to increase the number of displacement events at the Rose Bowl Stadium from 12 to 15 per year without further approval of the Pasadena City Council and to allow uses on the Brookside Golf Course to include displacement events and amplified sound, in connection with a potential license agreement with an event operator to host a three-day Music and Arts Festival on an annual basis at the Rose Bowl Stadium complex and parts of the Brookside Golf Course.

Section 2. On May 8, 2015, a Notice of Preparation ("NOP") was distributed to the State Office of Planning and Research and responsible agencies. The NOP was circulated from May 8, 2015 through June 8, 2015 to receive input from interested public agencies and private parties on issues to be addressed in the Environmental Impact Report ("EIR"). In addition, public scoping meetings were held on May 21, May 23, and May 27, 2015, to provide information on the Project and to receive additional comments on issues to be addressed in the EIR.

Section 3. In December of 2015 a Draft Environmental Impact Report (the "DEIR") was prepared for the Project. In accordance with the California Environmental Quality Act ("CEQA") (Cal. Pub. Res. Code §21000 *et seq.*) and the State Guidelines (the "Guidelines") (14 Cal. Code Regs. §15000 *et seq.*) promulgated with respect thereto, the City analyzed the Project's potential impacts on the environment.

Section 4. The City circulated the DEIR and the Appendices for the Project to the public and other interested parties for a 60-day comment period, in accordance with Guidelines Section 15105, from December 21, 2015 through February 19, 2016.

Section 5. During the comment period the DEIR was presented at three public meetings hosted by City commissions. The Transportation Advisory Commission hosted a meeting on January 28, 2016, the Recreation and Parks Commission hosted a meeting on February 2, 2016, and the Planning Commission hosted a meeting on February 10, 2016.

Section 6. The City prepared written responses to all comments received on the DEIR and those responses to comments are incorporated into the Final Environmental Impact Report (the "Final EIR"). The Responses to Comments were distributed to all public agencies that submitted comments on the DEIR at least 10 days prior to certification of the Final EIR.

Section 7. The Final EIR is comprised of the DEIR dated December 2015 and all appendices thereto; the Comments and Response to Comments on the DEIR; the clarifications, revisions, and corrections to the DEIR; and the Mitigation Monitoring and Reporting Program.

Section 8. As required by the operating agreement between the City of Pasadena and the Rose Bowl Operating Company ("RBOC"), on March 24, 2016, the RBOC Board of Directors reviewed the proposed amendments to the Ordinance, the license agreement, and the Final EIR. At that meeting, the RBOC Board of Directors recommended approval of the proposed amendments to the Ordinance by the City Council and certification of the Final EIR.

Section 9. On April 4, 2016, the City Council held a duly noticed public hearing to consider the Final EIR, the amendments to the Ordinance, and license agreement. Evidence, both written and oral, including the staff reports and supporting documentation was presented at that hearing.

Section 10. The findings made in this Resolution are based upon the information and evidence set forth in the Final EIR and upon other substantial evidence that has been presented at the hearings and in the record of the proceedings. The documents, staff reports, technical studies, appendices, plans, specifications, and other materials that constitute the record of proceedings on which this Resolution is based are on file for public examination during normal business hours at the Planning and Development Department, City of Pasadena, 175 North Garfield Avenue, Pasadena,

California 91109. The custodian of records is David Sanchez with the City of Pasadena Planning Department. Each of those documents is incorporated herein by reference.

Section 11. The City Council finds that agencies and interested members of the public have been afforded ample notice and opportunity to comment on the EIR and the Project.

Section 12. Section 15091 of the State CEQA Guidelines requires that the City, before approving the Project, make one or more of the following written finding(s) for each significant effect identified in the Final EIR accompanied by a brief explanation of the rationale for each finding:

(a) Changes or alterations have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental effects as identified in the Final EIR; or,

(b) Such changes or alterations are within the responsibility and jurisdiction of another public agency and not the agency making the finding. Such changes have been adopted by such other agency or can and should be adopted by such other agency; or,

(c) Specific economic, legal, social, technological, or other considerations, including provision of employment opportunities for highly trained workers, make infeasible the mitigation measures or project alternatives identified in the final EIR.

These required findings are set forth in the attached Exhibit A.

Section 13. Environmental impacts identified in the Initial Study and Final EIR that are found to be less than significant and do not require mitigation are described in Sections IV and V, respectively of Exhibit A, attached hereto and incorporated herein by reference.

Section 14. Environmental impacts, or certain aspects of impacts, identified in the Final EIR as potentially significant, but that can be reduced to less than significant levels with mitigation, are described in Exhibit A, Section VI, attached hereto and incorporated herein by reference.

Section 15. Environmental impacts identified in the Final EIR as significant and unavoidable despite the imposition of all feasible mitigation measures are described in Exhibit A, Section VII, attached hereto and incorporated herein by reference.

Section 16. Alternatives to the Project that might eliminate or reduce significant environmental impacts are described in Exhibit A, Section VIII, attached hereto and incorporated herein by reference.

Section 17. Public Resources Code Section 21081.6 requires the City to prepare and adopt a mitigation monitoring and reporting program for any project for which mitigation measures have been imposed to assure compliance with the adopted mitigation measures. The Mitigation Monitoring and Reporting Program is attached hereto as Exhibit B, and is hereby incorporated herein by reference.

Section 18. Prior to taking action, the City Council reviewed, considered and has exercised its independent judgment in considering the Final EIR and all of the information and data in the administrative record, and all oral and written testimony presented to it during meetings and hearings and finds that the Final EIR is adequate and was prepared in full compliance with CEQA. No comments or any additional information submitted to the City have produced any substantial new information requiring additional recirculation or additional environmental review of the Project under CEQA.

Section 19. **NOW THEREFORE, BE IT RESOLVED THAT** the City Council of the City of Pasadena, California, hereby certifies the Final Environmental Impact Report, adopts findings pursuant to the California Environmental Quality Act as set forth in Exhibit A attached hereto and incorporated herein by reference; and adopts the Mitigation Monitoring and Reporting Program attached hereto as Exhibit B and incorporated herein by reference. The mitigation measures set forth in the Final EIR and the Mitigation Monitoring and Reporting Program are hereby incorporated into the project and will be made conditions of the Project and license agreement.

Adopted at the _____ meeting of the City Council on the ____ day of _____, 2016 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Mark Jomsky, CMC
City Clerk

APPROVED AS TO FORM:



Theresa E. Fuentes
Assistant City Attorney