

Agenda Report

January 30, 2023

TO: Honorable Mayor and City Council

THROUGH: Public Safety Committee (January 18, 2023)

FROM: Fire Department

SUBJECT: ADOPT THE RESOLUTION RECOGNIZING THE LOCAL HAZARD MITIGATION PLAN (LHMP) INTO THE SAFETY ELEMENT OF THE GENERAL PLAN TO ESTABLISH CONFORMANCE WITH THE REQUIREMENTS OF ASSEMBLY BILL NO. 2140

RECOMMENDATION:

It is recommended that the City Council:

- 1) Find that the proposed action is not a project subject to the California Environmental Quality Act (CEQA) pursuant to Section 21065 of CEQA and Sections 15060 (c)(2), 15060 (c)(3), and 15378 of the State CEQA Guidelines and, as such, no environmental document pursuant to CEQA is required for the project; and
- 2) Adopt the resolution recognizing the City of Pasadena Local Hazard Mitigation Plan as approved by the California Governor's Office of Emergency Services (Cal OES) and the Federal Emergency Management Agency (FEMA), into the safety element of their general plan in accordance with the requirements of Assembly Bill 2140.

BACKGROUND:

The Disaster Mitigation Act of 2000 (DMA2000) established a national program for pre-disaster mitigation, which provides federal funding for projects that are not dependent on a presidential disaster declaration and streamlines the administration of disaster relief. To be eligible for federal disaster relief, DMA2000 requires local agencies to conduct a disaster mitigation planning process that includes a Local Hazard Mitigation Plan (LHMP). The LHMP for the City of Pasadena planning area was developed in accordance with the DMA 2000 and followed FEMA's 2011 Local Hazard Mitigation

Plan guidance. The LHMP incorporates a process where hazards are identified and profiled, the people and facilities at risk are analyzed, and mitigation actions are developed to reduce or eliminate hazard risk. The implementation of these mitigation actions, which include both short and long-term strategies, involve planning, policy changes, programs, projects, and other activities.

On July 22, 2019, the LHMP was adopted and approved by the Pasadena City Council and received final approval from FEMA. The Cal OES and FEMA recently included new language allowing for compliance with Assembly Bill No. 2140 (AB 2140). AB 2140 is a state incentive that allows California counties and cities to adopt their current LHMPs into the Safety Element of their General Plans. This adoption makes the city eligible to be considered for additional recovery of part or all of its local-share costs on eligible Public Assistance funding to be provided by the state through the California Disaster Assistance Act (CDAA). CDAA allows the state to pay up to 18.75% of the non-federal share that would otherwise fall upon the county or city to pay for Public Assistance projects when the legislature has passed a bill to allow this additional state funding after a disaster occurs. The usual local share is 25% of the total project cost. Cities that are AB 2140 compliant will be eligible to be considered for the remaining 6.25% local share to be funded by the state.

COUNCIL POLICY CONSIDERATION:

Adoption of the Local Hazard Mitigation Plan into the Safety Element of the General Plan is consistent with the City Council's Strategic Goals to maintain fiscal responsibility and stability, and to ensure public safety.

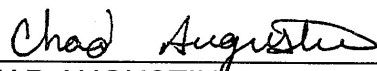
ENVIRONMENTAL ANALYSIS:

The action proposed herein is not a project subject to the California Environmental Quality Act (CEQA) in accordance with Section 21065 of CEQA and State CEQA Guidelines Sections 15060 (c)(2), 15060 (c)(3), and 15378. The resolution adopting the LHMP into the Safety Element of the General Plan is an administrative activity that will not result in direct or indirect physical changes in the environment. Therefore, the proposed action is not a "project" subject to CEQA, as defined in Section 21065 of CEQA and Section 15378 of the State CEQA Guidelines. Since the action is not a project subject to CEQA, no environmental document is required.

FISCAL IMPACT:

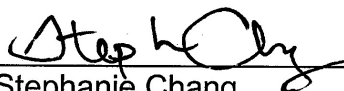
The adoption of the resolution adopting the City of Pasadena Local Hazard Mitigation Plan into the Safety Element of the General Plan in accordance with the requirements of Assembly Bill 2140 will allow the City to be eligible to be considered for the remaining 6.25% local share to be funded by the state for Public Assistance projects after a disaster occurs.

Respectfully submitted,



CHAD AUGUSTIN
Fire Chief

Prepared by:



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Management Analyst V

Approved by:



MIGUEL MÁRQUEZ
City Manager

Attachments:

- Attachment A – Resolution Adopting the City of Pasadena LHMP into the Safety Element of the General Plan in accordance with the requirements of AB 2140
- Attachment B – AB 2140 Fact Sheet
- Attachment C – AB 2140 Legislation