

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA,
CALIFORNIA, ADOPTING AN ADDENDUM TO THE 2018
ENVIRONMENTAL IMPACT REPORT FOR THE TASMAN EAST
SPECIFIC PLAN**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, pursuant to the provisions of the California Environmental Quality Act (Cal. Pub. Res. Code § 21000 et seq.) (“CEQA”) together with the State CEQA Guidelines (14 C.C.R. § 15000 et seq.) (“CEQA Guidelines”), on November 13, 2018, the City Council adopted and certified a Final Environmental Impact Report (“FEIR”), making findings with respect thereto and adopting a statement of overriding considerations and a Mitigation Monitoring or Reporting Program for the Tasman East Specific Plan;

WHEREAS, amendments to the adopted Tasman East Specific Plan (Amendment #1) are now under consideration to replace a proposed street extension for Calle Del Sol with a pedestrian and bicycle paseo and to allow for alternate methods of trip reduction than required as part of the Tasman East Specific Plan which was adopted by City Council on November 13, 2018;

WHEREAS, an amendment to the Transit Neighborhood (TN) zoning district is also proposed, to allow non-residential uses within the first three floors of a mixed use building in order to allow flexibility to support commercial uses complementary to residential activity, such as office and co-working uses, within the plan area;

WHEREAS, in order to ensure that all potential environmental impacts of the Project were thoroughly analyzed, the City caused an addendum to the FEIR to be prepared pursuant to CEQA Guidelines 15164, attached hereto and incorporated herein by this reference (“Addendum”);

WHEREAS, the Addendum to the FEIR provides analysis and cites substantial evidence that supports the conclusion that no subsequent environmental review is required because the criteria of CEQA Section 21166 and CEQA Guidelines Section 15162 requiring additional environmental review under CEQA have not been met;

WHEREAS, on August 26, 2020, the Planning Commission held a duly noticed public hearing to consider the Addendum to the FEIR, amendments to the Tasman East Specific Plan (Amendment #1), and the proposed amendment to the Transit Neighborhood zoning district, at the conclusion of which, the Planning Commission voted to recommend that the City Council adopt the Addendum;

WHEREAS, the notice of public hearing for the November 17, 2020 City Council meeting for this item was published in the Weekly, a newspaper of general circulation for the City, on November 4, 2020; and

WHEREAS, on November 17, 2020 the City Council held a public hearing to consider the Addendum to the FEIR, during which the City Council invited and considered any and all verbal and written testimony and evidence offered in favor of and in opposition to the Addendum.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. Recitals. That the City Council hereby finds that the above Recitals are true and correct and by this reference makes them a part hereof.
2. Findings. That the City Council has exercised its independent judgement and reviewed and considered the FEIR, together with the Addendum, and has determined that the criteria of CEQA Section 21166 and CEQA Guidelines Section 15162 that would have required additional environmental review under CEQA have not been met. Specifically, and without limitation, substantial evidence exists to support the conclusion that no supplemental or subsequent environmental review is required in connection with the City's consideration of Amendment #1 and the proposed amendment to the TN zoning district because (1) the Project would not result in any new or more severe significant impacts than those studied in the FEIR, (2) there exists no new information of substantial importance that would result in any new or more severe significant impacts as compared to those studied in the FEIR; (3) there are no substantial changes in circumstances that would result in any new or more severe significant impacts than those

identified in the FEIR; and (4) there is no feasible mitigation measure or alternative that is considerably different from others previously analyzed that has not been adopted.

3. Approval. That the City Council hereby adopts the Addendum for the amendments to the Tasman East Specific Plan (Amendment #1) and amendment to the Transit Neighborhood zoning district.

4. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE ____ DAY OF _____, 2020, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST: _____
NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA

Attachment Incorporated by Reference:

1. Addendum