

CITY COUNCIL OF THE CITY OF OXNARD

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OXNARD ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS AND FINDINGS OF FACT PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT RELATED TO THE ADOPTION OF THE FINAL DRAFT 2030 GENERAL PLAN, ALTERNATIVE B (PZ 10-620-01) AND ADOPTING THE OXNARD 2030 GENERAL PLAN SUBJECT TO VOTER ADOPTION OF THE GOALS AND POLICIES THEREOF. FILED BY CITY OF OXNARD, PLANNING DIVISION, 214 SOUTH C STREET, OXNARD, CA, 93030.

WHEREAS, Government Code section 65300 requires each legislative body and planning agency to prepare and adopt a comprehensive, long-term general plan for the physical development of the city and any land outside its boundaries which in the planning agency's judgment bears relation to its planning; and

WHEREAS, the current City of Oxnard 2020 General Plan was adopted on October 7, 1990, and was amended 47 times; and

WHEREAS, on May 7, 2002, the City Council gave staff direction to embark on an update to the 2020 General Plan that would include a citywide visioning process with public officials, city staff, local school districts, neighborhood representatives, residents and other interested parties; and

WHEREAS, on April 15, 2003, the final public input report from the visioning process that involved eight community workshops and a community survey was presented to the City Council; and

WHEREAS, on August 25, 2005, the City retained a team of consultants to prepare a Background Report, Alternatives Analysis, Goals and Policies, and a Program Environmental Impact Report; and

WHEREAS, on June 13, 2006, the Background Report and Alternatives Analysis were presented to a joint meeting of the City Council and Planning Commission at which direction was given to consider Alternative B, which proposed, among other things, an Oxnard City Urban Restriction Boundary (CURB) line amendment to include the Del Norte Community Extension (which is that certain property of approximately 468 acres bounded by Vineyard Avenue, Central Avenue, Rose Avenue, and the northerly extent of properties generally along the north side of Lemar Avenue) as the project for purposes of the Program Environmental Impact Report (PEIR) in compliance with the California Environmental Quality Act (CEQA); and

WHEREAS, on May 17, 2007, a progress report was presented to the Planning Commission; and

WHEREAS, during 2008, a direction and consensus evolved to extend the general planning horizon to the year 2030 to better coordinate with regional planning and in recognition of the long lead time to plan, finance, and construct major public works; and

WHEREAS, on March 5, 2009, the Background Report, Alternatives Report, Draft 2030 General Plan (Goals and Policies), Draft 2006-2014 Housing Element, and Draft PEIR were released for public review and comment; and

WHEREAS, the official public comment period for the Draft PEIR was March 9 to May 22, 2009, and 67 comment documents were received; and

WHEREAS, on May 12, 2009, an update report on the Goals and Policies, 2006-2014 Housing Element, and Draft PEIR was presented to a joint meeting of the City Council and Planning Commission; and

WHEREAS, between June 4, 2009, and August 20, 2009, staff presented summaries of the content of Chapters 2 through 8 of the Goals and Policies document to the Planning Commission and received public comment; and

WHEREAS, the operative documents of the Oxnard 2030 General Plan consist of (1) the Background Report (2006), and (2) the Goals and Policies (which includes the 2006-2014 Housing Element); and

WHEREAS, the 2006-2014 Housing Element is subject to specific state statutory requirements for periodic updates, and in order to meet mandated State timelines and requirements, the 2006-2014 Housing Element is proceeding on a schedule for adoption by the City Council separate from the other components of the Oxnard 2030 General Plan; and

WHEREAS, on October 6, 2009, a report on the possible amendments to the CURB line was presented to the City Council, public comment was taken, and direction was received from the City Council to continue with Alternative B; and

WHEREAS, on November 23, 2009, five sections of the Draft PEIR were recirculated for public review and comment limited to the recirculated sections for a 45-day period that ended January 7, 2010, during which 73 comments were received; and

WHEREAS, on December 17, 2009, a summary of the five recirculated sections of the Draft PEIR was presented to the Planning Commission and public comments were received; and

WHEREAS, on December 31, 2009, the Response to Comments on the Draft PEIR and the Revised Goals and Policies were released for public review; and

WHEREAS, on January 11, 2010 the Response to Comments on the five recirculated sections of the Draft PEIR were released for public review; and

WHEREAS, following a public hearing held on January 21, 2010, and continued to January 28, 2010, the Planning Commission adopted Resolution No. 2010-02, recommending City Council certification of Final PEIR (EIR No. 09-01, State Clearinghouse No. 2007041024) for the Oxnard 2030 General Plan, Alternative B (Planning and Zoning Permit No. 10-620-01), and Resolution No. 2010-03, recommending City Council adoption of the Oxnard 2030 General Plan; and

WHEREAS, the Final PEIR was presented to the City Council at a public hearing on February 2, 2010, following which the City Council adopted Resolution No.13,770 certifying the Final PEIR in accordance with Section 15090 of the California Environmental Quality Act ("CEQA") Guidelines; and

WHEREAS, the City Council wish to submit to Oxnard voters the question of whether the Goals and Policies component of the proposed Oxnard 2030 General Plan should be adopted; and

WHEREAS, in 1998, the voters of the City of Oxnard adopted the SOAR (Save Open Space and Agricultural Resources) initiative establishing the City Urban Restriction Boundary (CURB), redesignating as Agriculture (AG) all land previously designated Agricultural Planning Reserve (AG/PR), and establishing a City Buffer Boundary (CBB) which lies outside of the CURB line and is coterminous with the Oxnard Planning Area; and

WHEREAS, the CURB defines the urban development boundary for the City of Oxnard until December 31, 2020, and a change to the CURB line or an agricultural land use designation within the CBB generally requires majority approval of Oxnard voters; and

WHEREAS, the proposed Goals and Policies of the Oxnard 2030 General Plan expressly preserve these SOAR requirements and SOAR policy; and

WHEREAS, the proposed Goals and Policies of the Oxnard 2030 General Plan also amends the CURB to include the Del Norte Community Extension (which is that certain property of approximately 468 acres bounded by Vineyard Avenue, Central Avenue, Rose Avenue, and the northerly extent of properties generally along the north side of Lemar Avenue) and redesignates that area from Agriculture to a mixture of the following land use designations (all acreage is approximate): Planning Reserve (176 acres); Medium Residential (135 acres); Public Utility/Energy Facility (125 acres); School (18 acres) and Park (14 acres), in order to provide opportunity for the development of high quality, transit-oriented, economically feasible, environmentally responsible, mixed income and affordable housing choices for Oxnard residents; and

WHEREAS, the Del Norte Community Extension area is shown on Figure 3-1, Land Use Map, in the proposed Goals and Policies of the Oxnard 2030 General Plan as Urban Village, which is a designation that allows development standards flexibility within mixed use areas but does not change the total amount or type of uses as determined by the underlying land use designations, and

WHEREAS, the City Council has held public hearings and has carefully reviewed and considered the Planning Commission's recommendations, the record of proceedings before the Planning Commission, the Final PEIR, the Oxnard 2030 General Plan, and oral and written comments on the content, policies, and programs of the Oxnard 2030 General Plan; and

WHEREAS, CEQA requires that the Statement of Overriding Considerations and Findings of Fact be adopted by the City Council; and

WHEREAS, the documents and other material that constitute the record of proceedings upon which the Statement of Overriding Considerations and Findings of Fact are based are located in the Planning Division, and the custodian of the record is the Planning Manager; and

WHEREAS, the City Council finds that the Oxnard 2030 General Plan provides an appropriate policy and program framework to guide the development and manage the future growth of the City.

NOW, THEREFORE, the City Council of the City of Oxnard resolves as follows:

- 1.) The Findings of Fact and Statement of Overriding Considerations attached hereto as Exhibit A are hereby adopted in satisfaction of CEQA Guidelines §§15091 through 15093.
- 2.) The Background Report, Map Atlas, Issues and Alternatives Report, and the Final PEIR for the Oxnard 2030 General Plan are hereby adopted; the Oxnard 2030 General Plan shall not become operative unless, at an election to be held on June 8, 2010, the voters of the City of Oxnard adopt the Goals and Policies for the Oxnard 2030 General Plan including an amendment of the City Urban Restriction Boundary to include the Del Norte Community Extension Area and redesignate the land uses within that area from Agriculture to the land uses depicted in on Figure 3-1, Land Use Map, of the Goals and Policies for the Oxnard 2030 General Plan document.
- 3.) Upon such voter approval, the Oxnard 2030 General Plan shall become operative ten (10) days after the date on which the City Council declares the election results, and shall supercede and replace the City of Oxnard 2020 General Plan.
- 4.) Notwithstanding Section 3 above, the Housing Element of the City of Oxnard 2020 General Plan shall continue in effect until the 2006-2014 Housing Element is adopted by the City Council and takes effect.
- 5.) The Planning Division is authorized and directed to make all necessary and appropriate clerical, typographical and formatting corrections to the Oxnard 2030 General Plan, and shall provide a report and a copy of the final corrected Oxnard

2030 General Plan not later than the City Council's second regular meeting following the operative date of the Oxnard 2030 General Plan.

PASSED AND ADOPTED this 9th day of February, 2010, by the following vote:

AYES:

NOES:

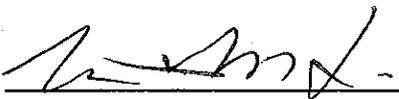
ABSENT:

Dr. Thomas E. Holden, Mayor

ATTEST:

Daniel Martínez, City Clerk

APPROVED AS TO FORM:



Alan Holmberg, City Attorney

City of Oxnard 2030 General Plan
Program Environmental Impact Report

Findings of Fact
Statement of Overriding Considerations

February 9, 2010

1.1 Introduction

The City of Oxnard (City), as lead agency, has completed the Final Program Environmental Impact Report (Final PEIR) for the Oxnard 2030 General Plan (2030 Plan). The Final PEIR (State Clearinghouse No 2007041024) is a program-level analysis of the proposed 2030 Plan.

The Draft PEIR was released on March 9, 2009 for a 75-day review by public agencies, organizations, and members of the public. The Draft PEIR assessed the potentially significant environmental effects resulting from implementation of the 2030 Plan, identified potentially feasible means to mitigate those potentially significant adverse impacts, and evaluated a reasonable range of alternatives to the 2030 Plan. The City recirculated five sections of the Draft PEIR between November 23, 2009 and January 7, 2010 for additional public review in response to project changes, new information, and public comments.

The Final PEIR is comprised of the Draft PEIR, written responses (Response to Comments) to environmental comments presented in agency and public correspondence on both the Draft PEIR and the Recirculated Draft PEIR during the two public review periods, and minor grammar and format changes to the text and maps of the Draft PEIR. The Final PEIR is hereby incorporated by reference.

Through the adoption of these findings of fact, the City of Oxnard City Council (City Council) hereby satisfies its obligation under section 15090 of Title 14, Division 6, Chapter 3 of the California Code of Regulations ("CEQA Guidelines") to certify: (1) that the Final PEIR has been completed in compliance with the California Environmental Quality Act (CEQA) and the State CEQA Guidelines; (2) that the Final PEIR has been presented to the City Council, which has reviewed and considered the information contained therein prior to taking action on the 2030 Plan; and (3) that the Final PEIR reflects the City's independent judgment and analysis.

1.2 Findings of Fact

As required by CEQA, the City has made specific findings regarding the environmental effects of the 2030 Plan. These findings constitute the City Council's best efforts to set forth the evidentiary and policy bases for its decision to approve the 2030 Plan in a manner consistent with the requirements of CEQA. These findings, in other words, are not merely informational, but

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rather constitute a binding set of obligations that come into effect with the City Council’s approval of the 2030 Plan, subject to the SOAR ordinance and applicable voter approval.

The City Council is adopting these findings for the entirety of the actions described in these findings and in the Final PEIR. Although the findings below identify specific pages within the Draft, Recirculated Draft, and Final PEIRs in support of various conclusions reached below, the City Council has no quarrel with, and thus incorporates by reference and adopts as its own, the reasoning set forth in both environmental documents, and thus relies on that reasoning, even where not specifically mentioned or cited below, in reaching the conclusions set forth below, except where additional evidence is specifically mentioned. This is especially true with respect to the City Council’s approval of all mitigation measures recommended in the Final PEIR, and the reasoning set forth in responses to comments in the Final PEIR.

Having received, reviewed, and considered the Final PEIR and other information in the record of proceedings, the City Council hereby adopts the following findings in compliance with CEQA and the CEQA Guidelines.

- Part I – Findings regarding the environmental impacts of the 2030 Plan and the mitigation measures (General Plan policies, etc.) for those impacts identified in the Final PEIR and incorporated in the 2030 General Plan.
- Part II – Findings regarding alternatives and the reasons that such alternatives are rejected.
- Part III – Statement of Overriding Considerations determining that the benefits of implementing the 2030 Plan outweigh the significant unavoidable environmental impacts that will result and therefore justify approval of the 2030 Plan despite such impacts, subject to SOAR and applicable voter approval.

Those findings are presented below, along with facts and evidence to support each finding.

The documents and other materials that constitute the record of proceedings on which these findings are based are located at the City of Oxnard, Oxnard Planning Division office, 214 South C Street, Oxnard, California. This information is provided in compliance with Public Resources Code §21081.6(a) (2).

Part I – Impacts and Mitigation Measures

These findings provide the written analysis and conclusions of the City Council regarding the environmental impacts of the 2030 Plan and the mitigation measures included as part of the Final PEIR and adopted by the City Council as part of the 2030 Plan, subject to SOAR and applicable voter approval. To avoid duplication and redundancy, and because the City Council agrees with, and hereby adopts, the conclusions in the Final PEIR, these findings will not repeat the analysis and conclusions in the Final PEIR, but instead incorporates them by reference herein and relies upon them as substantial evidence supporting these findings.

In making these findings, the City Council has considered the opinions of other agencies and members of the public. The City Council finds that the determination of significance thresholds

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is a judgment decision within the discretion of the City Council; the significance thresholds used in the Final PEIR are supported by substantial evidence in the record, including the expert opinion of the PEIR preparers and City staff; and the significance thresholds used in the Final PEIR provide reasonable and appropriate means of assessing the significance of the adverse environmental effects of the 2030 Plan. Although, as a legal matter, the City Council is not bound by the significance determinations in the Final PEIR (see Pub. Resources Code, § 21082.2, subd. (e)), the Council finds them persuasive and hereby adopts them as its own.

Table 1 summarizes the environmental determinations of the Final PEIR and the 2030 Plan's impacts before and after mitigation. This table does not attempt to describe the full analysis of each environmental impact contained in the Final PEIR. Instead, Table 1 provides a summary description of each impact, describes the key 2030 General Plan policies and implementation measures (that function as mitigation) identified in the Final PEIR and adopted by the City Council, and states the City Council's findings on the significance of each impact after imposition of the adopted 2030 General Plan (subject to SOAR and applicable voter approval) policies and implementation measures. A full explanation of these environmental findings and conclusions can be found in the Draft and Final PEIR and these findings hereby incorporate by reference the discussion and analysis in the Final PEIR supporting the Final PEIR's determination regarding the 2030 Plan's impacts and mitigation measures designed to address those impacts. In making these findings, the City Council ratifies, adopts and incorporates in these findings the determinations and conclusions of the Final PEIR relating to environmental impacts and mitigation measures, except to the extent any such determinations and conclusions are specifically and expressly modified by these findings.

As set forth below in Section 1.4 "Resolutions of Approval", the City Council adopts and incorporates the policies and implementation measures (mitigation measures) set forth in Table 1 to substantially lessen or avoid the potentially significant and significant impacts of the 2030 Plan, as well as certain less-than-significant impacts. In adopting these mitigation measures, the City Council intends to adopt each of the policies and implementation measures proposed in the Final PEIR. Accordingly, in the event a policy or implementation measure recommended in the Final PEIR has inadvertently been omitted from Table 1, such policy or implementation measure is hereby adopted and incorporated in the findings below by reference. In addition, in the event the language describing a policy or implementation measure set forth in Table 1 fails to accurately reflect the mitigation measures in the Final PEIR due to a clerical error, the language of the policies and implementation measures as set forth in the Final PEIR shall control, unless the language of the policies and implementation measures has been specifically and expressly modified by these findings. With respect to each and every significant effect identified in the Final PEIR, the City hereby finds that "[c]hanges or alterations have been required in, or incorporated into, the 2030 Plan which avoid or substantially lessen the significant environmental effect as identified in the Final PEIR." (CEQA Guidelines, § 15091, subd. (a)(1).) Rather than repeat this finding dozens of times to address each and every significant effect, this paragraph obviates the need for such repetition because in no instance is the City Council rejecting mitigation measures recommended in the Draft and Final PEIRs. The Council recognizes that, as a part of the 2030 General Plan process, the final language of the 2030 General Plan evolved to

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reflect both environmental considerations and public input. In all instances, the City Council is content with the final mitigation language as set forth in the 2030 General Plan at the time of adoption, subject to SOAR and applicable voter approval.

Part II - Alternatives to the Project

An EIR is required to describe a range of reasonable alternatives to the 2030 Plan that could feasibly attain the objectives of the 2030 Plan, and to evaluate the comparative merits of the alternatives (CEQA Guidelines Section 15126.6(a)).

Additionally, CEQA Guidelines Section 15126.6(b) requires consideration of alternatives that could avoid or substantially lessen any significant adverse environmental effects of the 2030 Plan, including alternatives that may be more costly or could otherwise impede the 2030 Plan's objectives. The range of alternatives considered must include those that offer substantial environmental advantages over the 2030 Plan and may be feasibly accomplished in a successful manner considering economic, environmental, social, technological, and legal factors. The alternatives are taken from the 2006 Alternatives Report that is a supporting document to the 2030 General Plan. For purposes of CEQA review and the PEIR, Alternative 'B' was selected as the "project" and is referenced herein as the "2030 General Plan." Alternatives 'A' and 'C' became EIR Alternatives 2 and 3, respectively, along with the "No Project" as Alternative 1.

The following alternatives are discussed in the PEIR:

- Alternative 1: No Project (Build out of 2020 General Plan).
- Alternative 2: Infill with No Development Outside CURB (Alternative 'A' from the 2006 Alternatives Report)
- Alternative 3: Infill with Additional Development Outside of CURB (Alternative 'C' from the 2006 Alternatives Report)

Descriptions of these alternatives, the basis for selection, and the environmental characteristics of the alternatives are discussed in Chapter 7 "Project Alternatives" of the Draft PEIR.

Project Objectives

For reference purposes in consideration of project alternatives, the key project objectives are to:

- Minimize the loss of agricultural land.
- Plan for population projections within a range of 238,000 to 286,000 people.
- Provide a broader range of workforce and affordable housing opportunities.
- Consider updated traffic level of service information and mobility implications of land use decisions.
- Provide options for better usage of land – such as infill or mixed use development.
- Creation and designation of Urban Villages,
- Protect existing land uses from incompatible development.

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- Participate in the restoration of the Ormond Beach wetlands

Summary of Findings

Alternative 1: No Project (Build out of 2020 General Plan)

Under the No-Project Alternative, the City would continue with implementation of its existing 2020 General Plan, which would remain as the adopted long-range planning policy document for the City. Current development patterns would continue to occur in accordance with the existing 2020 General Plan, Zoning Code, and Specific Plans. Consequently, this alternative would fundamentally fail to meet a majority of the project objectives described above (including those developed to address workforce/affordable housing, consideration of updated traffic level of service information, and participation of restoring the Ormond Beach wetlands). Failure to update the City's existing 2020 General Plan will not result in a comprehensive update to the City's existing goals and policies to help incorporate current planning, sustainable development, environmental, and regulatory trends and objectives. Additionally, the 2020 General Plan does not include the concept of "urban village" which identifies future transit-oriented development areas. Continued implementation of the No-Project Alternative would also not likely result in as large a build out population as that anticipated under the 2030 Plan. For all of these reasons, the City Council rejects the No Project Alternative as infeasible within the meaning of CEQA and CEQA case law.

Alternative 2: Infill with No Development Outside CURB

Under Alternative 2, land uses within the City limits would be similar to those anticipated under the 2030 Plan with the exception of the proposed City Urban Restriction Boundary (CURB) amendment for the Del Norte Community Extension (DNCE), subject to applicable voter approval. The anticipated population at build-out of Alternative 2 could be about 7,000 people lower than that of the 2030 Plan as the proposed 2,500 housing units in the DNCE would not occur in Alternative 2 (assuming an average of 3 persons per unit). On the other hand, the underlying demographic and economic trends would not be significantly changed under Alternative 2 and the City's population and development could just as likely continue to occur within a slightly smaller footprint compared to that of the proposed 2030 General Plan (i.e. no DNCE development). Alternative 2 development would focus on intensifying development at key locations which are currently identified with underutilized properties and are considered ideal for revitalization and infill properties. There are five key locations, or "urban villages" that are identified throughout the city that provide sufficient densities for transit connectivity. The resulting transit-oriented land use pattern would encourage transit usage and reduce dependency on the automobile.

Under Alternative 2, the intensification of land uses within the CURB would result in a decreased need to convert existing open space lands to a developed use and help meet several project objectives including minimizing the loss of agricultural land and providing options for increased infill or mixed use development. Such an approach may result in increased levels of traffic within these areas of intensified development and/or may result in the increased need to provide

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additional levels of public services (e.g., law enforcement, fire, etc.) or infrastructure. However, the intensification of land uses may also increase the feasibility of inter-city or city-wide transit service that would help to reduce air quality and traffic impacts within these new areas of development.

While meeting several important project objectives, the greater concentrations of development within the City’s CURB will lead to increased levels of impact for certain categories of environmental effects. For example, because land uses are intensified within portions of the CURB, air quality impacts, due to the types of dwelling units and other development contemplated under the alternative, would result in slightly higher emission levels of both mobile and stationary sources of air quality emissions, and GHG emissions (see Draft PEIR, p. 7-12 and 7-13). With respect to transportation and noise, Alternative 2 would cause slightly higher levels of delay and congestion than the 2030 Plan (Draft PEIR, p. 7-14) and would intensify noise levels along major transportation corridors within certain areas of the City (Draft PEIR, p. 7-14). Finally, the proposed DNCE offers an opportunity for a substantial number of affordable housing units that would help the City meet its current and future Regional Housing Needs Assessment (RHNA) target numbers, as the DNCE requires that a minimum of one-third of all housing be affordable. Without the DNCE, Alternative 2 will have fewer options for affordable housing development within the CURB. For all of these reasons, the City Council rejects Alternative 2 as infeasible within the meaning of CEQA and CEQA case law.

Alternative 3: Infill with Additional Development Outside of CURB

Under Alternative 3, land uses within the City limits would be similar to those anticipated under the 2030 Plan with the addition of new developments outside of the CURB in five major areas: 1) the DNCE, 2) north of the Rose/Santa Clara Corridor Specific Plan, 3) Southeast Urban Village (land west of Rice Avenue), 4) Gonzales/Victoria (the area surrounding the Oxnard High School), and 5) Mandalay Bay North (area between Wooley Road and Fifth Street). RHNA targets for affordable housing would be met largely through the City’s inclusionary program that requires a 10% set-aside.

In terms of the roadway network, Alternative 3 includes the Five-Point intersection reconfiguration at Oxnard Boulevard/Saviers Road and Wooley Road to enhance mobility within Downtown. The Del Norte Boulevard extension is also included.

While Alternative 3 would result in similar types of development, the anticipated development footprint would be larger than the 2030 General Plan with greater impacts to several resource topics. For example, the intensification of similar types of development over a larger footprint would cause higher levels of delay and congestion than the 2030 Plan. As more fully described in the traffic analysis for the 2030 Plan, total daily vehicle trips generated under Alternative 3 would be higher, with forty-five (45) intersections operating at LOS D or worse before mitigation (see Draft PEIR, p. 7-17). With respect to agricultural resources, a larger development footprint would result in greater impacts to the conversion of agricultural and other open space resources. Finally, air quality and GHG emissions could be higher under this alternative (see Draft PEIR, p.

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7-15). For all of these reasons, the City Council rejects Alternative 3 as infeasible within the meaning of CEQA and CEQA case law.

Part III - Statement of Overriding Considerations

As previously described, the City has found that several impacts of the 2030 Plan remain significant following adoption and implementation of the mitigation measures described in the Final PEIR. These significant impacts are summarized below in Table 1.

The City finds, per Public Resources Code §21081(b), that specific overriding economic, legal, social, technological, or other benefits outweigh the unavoidable adverse environmental effects of the 2030 Plan (the Program). These overriding considerations include the following:

1. Creation of jobs and economic benefits for current residents and the under age 18 population that will be entering the labor force and seeking to form households within the 20-year planning period.
2. A framework for the orderly management of future City growth in areas that are within the CURB line, and within an amended CURB line, that were, as of 2005, in a form of active agriculture.
3. Updated policies that reflect current environmental and planning trends.
4. The increased opportunity to provide a significant number of affordable housing units in the proposed DNCE area; subject to voter approval, to meet current and future RHNA targets in large scale new development that will also incorporate sustainable development best practices.

1.3 Mitigation Monitoring and Reporting Program

In accordance with CEQA and the CEQA Guidelines, the City Council must adopt a mitigation monitoring and reporting program to ensure that the mitigation measures adopted herein are implemented in the implementation of the 2030 Plan. In this case, one of the primary components of the 2030 Plan includes preparing an update to the 1995 CEQA Thresholds Guidelines. Consistent with the CEQA Guidelines (Section 15097(b)), the monitoring plan applies to all of the policies and implementation measures identified in the 2030 Plan, in particular to those identified in Table 1 of this document. Consistent with the CEQA Guidelines (Section 15097 (b)), the City's annual report on the status of the general plan will serve as the basis for its mitigation monitoring and reporting program and will not require a separate mitigation monitoring and reporting program.

1.4 Resolutions of Approval

The City Council hereby takes the following actions and makes the following approvals:

1. The City Council has certified the Final PEIR in Section 1.1, above, and by prior resolution.

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2. The City Council hereby adopts as conditions of approval all mitigation measures (policies and implementation measures of the 2030 Plan) within the responsibility and jurisdiction of the City as set forth in Section 1.2 (Part I) of the findings, above.
3. The City Council hereby adopts the Mitigation Monitoring Program for the 2030 Plan as discussed in Section 1.3, above.
4. The City Council hereby adopts the Findings and Statements Of Overriding Considerations set forth above in their entirety as its findings for these actions and approvals.
5. Having certified the Final PEIR, independently reviewed and analyzed the Final PEIR, incorporated policies and implementation measures into the 2030 Plan, and adopted Findings and a Statement of Overriding Considerations, the City Council hereby separately adopts the City of Oxnard 2030 General Plan, subject to applicable voter approval for the proposed DNCE CURB amendment.

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TABLE 1
SUMMARY OF IMPACTS AND MITIGATION MEASURES

Environmental Impact	Mitigation Measures	Level of Significance Before Mitigation	Level of Significance After Mitigation
Impact 3.2-1 The Project could conflict with other applicable adopted land use plans.	None Required	LS	LS
Impact 3.2-2 The Project could conflict with an applicable airport land use compatibility plan.	New Policy CD-1.8: Remove the School designation in the Teal Club Area. Remove the school land use designation from the Teal Club area located within the airport's TPZ.	PS	LS
Impact 3.2-3 The Project would not physically divide an established community.	None Required	LS	LS
Impact 4.2-1 The Project would result in five intersections operating below LOS C.	No additional mitigation is feasible or desirable	PS	SU
Impact 4.2-2 The Project would result in an increase in public transit usage.	None Required	LS	LS
Impact 4.2-3 The Project would result in increased bicycle and pedestrian activity.	None Required	LS	LS
Impact 4.2-4 The Project could result in changes in accessibility to Oxnard-area railroad terminals and cargo transfer points.	None Required	LS	LS
Impact 4.2-5 The Project could result in substantial changes in accessibility to the Port of Hueneme.	None Required	LS	LS
Impact 4.2-6 The Project could result in inadequate parking capacity.	None Required	LS	LS
Impact 4.2-7 The Project could conflict with adopted policies, plans, or programs supporting alternative transportation.	None Required	LS	LS
Impact 4.3-1 The Project could require new or expanded water supplies, facilities, or affect the adequacy of a water supply beyond that anticipated by the current Urban Water Management Plan, the GREAT Program, and related public works plans and programs.	None Required	LS	LS

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Potentially Significant = PS Cumulative Significant = CS Significant and Unavoidable = SU

TABLE 1
SUMMARY OF IMPACTS AND MITIGATION MEASURES

Environmental Impact	Mitigation Measures	Level of Significance Before Mitigation	Level of Significance After Mitigation
Impact 4.3-2 The Project could result in impacts to groundwater supply, recharge, and secondary impacts to groundwater resources.	None Required	LS	LS
Impact 4.3-3 The Project could result in wastewater treatment demand in excess of planned capacity that cannot be met by new or expanded facilities.	None Required	LS	LS
Impact 4.3-4 The Project could violate water quality standards or waste discharge requirements, or otherwise degrade water quality.	None Required	LS	LS
Impact 4.3-5 The Project could result in water quality issues resulting from increased soil erosion and downstream sedimentation related to construction activities.	None Required	LS	LS
Impact 4.3-6 The Project could affect drainage patterns through increased on-site and downstream erosion and sedimentation.	None Required	LS	LS
Impact 4.3-7 The Project could result in the need for increased stormwater drainage system capacities beyond existing, planned, or ability to modify to meet demand.	None Required	LS	LS
Impact 4.3-8 The Project could increase solid waste disposal demand beyond existing or planned capacity or impede the ability to expand capacity.	None Required	LS	LS
Impact 4.4-1 The Project would increase the need or use of law enforcement service.	None Required	LS	LS
Impact 4.4-2 The Project would increase the need or use of fire protection service.	None Required	LS	LS
Impact 4.4-3 The Project would increase the need or use of school services or facilities.	None Required	LS	LS
Impact 4.4-4 The Project would increase the need or use of libraries and other community facilities.	None Required	LS	LS
Impact 4.5-1 The Project would increase the need or use of park and recreation facilities.	None Required	LS	LS

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Potentially Significant = PS Cumulative Significant = CS Significant and Unavoidable = SU

TABLE 1
SUMMARY OF IMPACTS AND MITIGATION MEASURES

Environmental Impact	Mitigation Measures	Level of Significance Before Mitigation	Level of Significance After Mitigation
Impact 5.2-1 The Project could have a substantial adverse effect, either directly or through habitat modifications, on a variety of special status species.	None Required	LS	LS
Impact 5.2-2 The Project could have a substantial adverse effect, either directly or through habitat modifications, on a variety of common plant and wildlife species.	None Required	LS	LS
Impact 5.2-3 The Project could have a substantial adverse effect on sensitive natural communities including riparian habitats.	None Required	LS	LS
Impact 5.2-4 The Project could have a substantial adverse effect on federally protected wetlands and other waters.	None Required	LS	LS
Impact 5.2-5 The Project could have a substantial adverse effect on wildlife habitat, nursery sites, or movement opportunities.	None Required	LS	LS
Impact 5.2-6 The Project would not conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance.	None Required	LS	LS
Impact 5.3-1 The Project would substantially degrade the existing visual character or quality of scenic resources or vistas.	None Required	LS	LS
Impact 5.3-2 The Project could substantially degrade the quality of scenic corridors or views from scenic roadways.	None Required	LS	LS
Impact 5.3-3 The Project would create a new source of substantial light or glare which would adversely affect day or nighttime views in the area.	None Required	LS	LS

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Potentially Significant = PS Cumulative Significant = CS Significant and Unavoidable = SU

TABLE 1
SUMMARY OF IMPACTS AND MITIGATION MEASURES

Environmental Impact	Mitigation Measures	Level of Significance Before Mitigation	Level of Significance After Mitigation
Impact 5.4-1 The Project could cause a substantial adverse change to a historic resource.	None Required	LS	LS
Impact 5.4-2 The Project could cause a substantial adverse change to archaeological, paleontological, and/or human remains.	Recommended Modified Policies: Modified Policy ER-12.6 Identification of Archaeological Resources. Continue to require that grading and construction work on the project site be suspended until the significance of the features can be determined by a qualified archaeologist/paleontologist in the event that archaeological/paleontological resources are discovered during site excavation. <i>The City will require that a qualified archeologist/paleontologist make recommendations for measures necessary to protect a site or to undertake data recovery, excavation, analysis, and curation of archaeological/paleontological materials. [Revised New Policy - Draft EIR Analysis]</i> Modified Policy ER-12.9 Native American Resources. The City shall consult with Native American representatives regarding cultural resources to identify locations of importance to Native Americans, including archeological sites and traditional cultural properties. Coordination with the Native American Heritage Commission should begin at the onset of a particular project. <i>[New Policy - Draft EIR Analysis]</i>	PS	LS
Impact 5.5-1 The Project would result in the conversion of important farmland to non-agricultural uses.	No Additional Mitigation is Currently Available	PS	SU
Impact 5.5-2 The Project could conflict with existing zoning for agricultural use, or conflict with existing Williamson Act contracts	None Required	LS	LS
Impact 5.5-3 The Project could involve other land use conflicts between agricultural and urban uses.	None Required	LS	LS
Impact 5.5-4 The Project could result in substantial soil erosion or the loss of topsoil.	None Required	LS	LS
Impact 5.5-5 The Project could result in substantial coastal wave or beach erosion.	None Required	LS	LS
Impact 6-1 The Project would not result in the loss of availability of a known mineral resource or a locally important mineral resource recovery site.	None Required	LS	LS

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1-10-11 Significant = LS
Potentially Significant = PS
Cumulative Significant = CS
Significant and Unavoidable = SU

TABLE 1
SUMMARY OF IMPACTS AND MITIGATION MEASURES

Environmental Impact	Mitigation Measures	Level of Significance Before Mitigation	Level of Significance After Mitigation
Impact 5.7-1 The Project could expose a variety of sensitive land uses to construction-related air quality emissions.	None Required	LS	SU
Impact 5.7-2 The Project would result in a cumulative increase of criteria pollutants in a non-attainment basin.	No additional mitigation is currently available.	PS	SU
Impact 5.7-3 The Project could conflict with or obstruct implementation of the applicable air quality plan.	None Required	LS	SU
Impact 5.7-4 The Project could expose sensitive receptors to substantial pollutant concentrations.	No additional mitigation is currently available.	PS	SU
Impact 5.7-5 The Project could create objectionable odors affecting a substantial number of people.	None Required	LS	SU
Impact 5.7-6 The Project would potentially conflict with implementation of state goals for reducing greenhouse gas emissions.	<p>Recommended New Policies and Implementation Measures: SC-1.4: Support Climate Action Team Emission Reduction Strategies. The City will continue to monitor the activities of the Climate Action Team (CAT) as they continue to develop a recommended list of emission reduction strategies. As appropriate, the City will evaluate each new project under the 2030 General Plan to determine its consistency with the CAT emission reduction strategies. Policy SC-1.5: Support Offsite Measures to Reduce Greenhouse Gas Emissions. The City will support and encourage the use of off-site measures or the purchase of carbon offsets to reduce greenhouse gas emissions. Implementation Measure 55.0. The City shall develop and maintain a Climate Change Adaptation Action Plan (CCAAP). The CCAAP shall include the following elements: an emissions inventory, emission reduction targets, applicable greenhouse gas control measures, and monitoring and report plan. <i>(New Implementation Measure – Recirculated Draft EIR Analysis)</i></p>	PS	SU
Impact 5.8-1 The Project would increase energy demand and require additional energy resources.	None Required	LS	SU

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Level of Significance = LS
Potentially Significant = PS
Cumulative Significant = CS
Significant and Unavoidable = SU

TABLE 1
SUMMARY OF IMPACTS AND MITIGATION MEASURES

Environmental Impact	Mitigation Measures	Level of Significance Before Mitigation	Level of Significance After Mitigation
Impact 6.2-1 The Project could expose people to injury or structures to damage from potential rupture of a known earthquake fault, strong groundshaking, seismic-related ground failure, or landslides.	None Required	LS	LS
Impact 6.2-2 The Project could result in potential structural damage from development on a potentially unstable geologic unit or soil.	None Required	LS	LS
Impact 6.2-3 The Project could increase the potential for structural damage from development on expansive soil.	None Required	LS	LS
Impact 6.3-1 The Project could expose people or structures to flood hazards from development within a 100-year Flood Hazard Area or from increased rates or amounts of surface runoff from development.	None Required	LS	LS
Impact 6.3-2 The Project could expose people or structures to flood hazards from failure of a levee or dam.	None Required	LS	LS
Impact 6.3-3 The Project could expose people or structures to inundation by seiche or tsunami.	None Required	LS	LS
Impact 6.3-4 The Project could expose people or structures to inundation by increased sea level rise caused by global warming conditions.	None Required	LS	LS
Impact 6.4-1 The Project could expose a variety of noise-sensitive land uses to construction noise.	None Required	LS	LS
Impact 6.4-2 The 2030 Plan could expose a variety of noise-sensitive land uses to traffic noise.	No additional mitigation is currently available.	PS	SU
Impact 6.4-3 The Project could expose a variety of noise-sensitive land uses to railroad noise.	No additional mitigation is currently available.	PS	SU
Impact 6.4-4 The Project would not result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that results in noise effects.	None Required	LS	LS
Impact 6.4-5 The Project could expose a variety of noise-sensitive land uses to stationary noise sources.	None Required	LS	LS

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Least Significant = LS Potentially Significant = PS Cumulative Significant = CS Significant and Unavoidable = SU

TABLE 1
SUMMARY OF IMPACTS AND MITIGATION MEASURES

Environmental Impact	Mitigation Measures	Level of Significance Before Mitigation	Level of Significance After Mitigation	SU
Impact 6.4-6	The Project could expose a variety of noise-sensitive land uses to excessive groundborne vibration or groundborne noise levels.		No additional mitigation is currently available.	PS
Impact 6.5-1	The Project could include uses that create a significant hazard to the public or environment from the transportation, use, or disposal of hazardous materials.		None Required	LS
Impact 6.5-2	The Project could include uses that emit hazardous emissions or handle hazardous materials, substances, or waste near school sites.		None Required	LS
Impact 6.5-3	The Project could locate development on a hazardous waste site.		None Required	LS
Impact 6.5-4	The Project could impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan.		None Required	LS

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Impact-significant = LS Potentially Significant = PS Cumulative Significant = CS Significant and Unavoidable = SU