

**RESOLUTION NUMBER 3545**

***A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPROVING A NEGATIVE DECLARATION (2205); TENTATIVE PARCEL MAP 33953 (05-0283), DEVELOPMENT PLAN REVIEW 05-0284, AND MINOR ADJUSTMENT 05-0285 TO ACCOMMODATE 12 BUSINESS CONDOMINIUM UNITS ON A 2.16 GROSS ACRE LOT DESIGNATED BUSINESS PARK, LOCATED WEST ON INDIAN AVENUE, BETWEEN RIDER STREET AND WALNUT STREET; AND MAKING FINDINGS IN SUPPORT THEREOF***

***WHEREAS***, on July 25, 2005, the applicant applied for a Tentative Parcel Map 33953 (05-0283), Development Plan Review 05-0284, and Minor Adjustment 05-0285 to construct 12 business condominium units on a 2.16 gross acre lot designated Business Park located west on Indian Avenue between Rider Street and Walnut Street; and

***WHEREAS***, the City Council of the City of Perris adopted a General Plan to guide development throughout the City and a Zoning Ordinance to implement the vision set forth in the General Plan; and

***WHEREAS***, on January 4, 2006, the Planning Commission conducted duly noticed public hearing on the proposed project, considered testimony and materials in the staff report and accompanying documents, and recommended approval of the proposed project, subject to the following amendments:

Planning Conditions of Approval:

- Condition No. 7, to change Title 14 to Title 24;
- Condition No. 3, to add a language pertaining to the reduction of parking;
- Condition No. 12, to add language pertaining to Property Owners Association; and,

***WHEREAS***, on January 31, 2006, the City Council conducted a duly noticed public hearing on the proposed project, considered testimony and materials in the staff reports, accompanying documents and exhibits; and

***WHEREAS***, the City Council considered and approved the Initial Study and Negative Declaration (2205) for the project, finding that these documents adequately addressed the impacts of the proposed project, were prepared in accordance with the California Environmental Quality Act, and reflected the independent judgment of the City; and

***WHEREAS***, all legal prerequisites for the adoption of this resolution have occurred;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Perris, California, as follows:

**Section 1.** The above recitals are all true and correct.

**Section 2.** The City Council has reviewed and considered the environmental documentation for the project prior to taking action on the applications. Based on the analysis contained in the Initial Study and the accompanying environmental information, the City Council finds that:

- A. There is no substantial evidence of potentially significant environmental impacts and a Negative Declaration (2205) has been prepared.
- B. The City has complied with the California Environmental Quality Act (CEQA).
- C. Determinations of the Planning Commission reflect the independent judgment of the City.

**Section 3.** Based on the information contained within the Project Report and the accompanying attachments and exhibits, the City Council hereby finds that:

- A. The proposed project is consistent with General Plan objectives, policies and programs.
- B. The proposed project will not adversely affect the public health, safety and welfare.
- C. The proposed project will not adversely affect the environment.

**Section 4.** The City Council hereby adopts Negative Declaration (2205), Tentative Parcel Map 33953 (05-0283), Development Plan Review 05-0284, and Minor Adjustment 05-0285, based on the information and findings presented in the staff report dated January 4, 2006.

**Section 5.** The City Council declares that should any provision, section, paragraph, sentence, or word of this Resolution be rendered or declared invalid by any court of competent jurisdiction, or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences and words of this Resolution shall remain in full force and effect.

**Section 6.** The Mayor shall sign this resolution and the City Clerk shall certify to the passage and adoption of this Resolution.

**ADOPTED, SIGNED** and **APPROVED** this 31<sup>st</sup> day of January, 2006.

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Mayor, Daryl R. Busch

ATTEST:

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City Clerk, Margaret Rey

STATE OF CALIFORNIA    )  
COUNTY OF RIVERSIDE   ) §  
CITY OF PERRIS            )

I, Margaret Rey, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, do hereby certify that the foregoing Resolution Number 3545 was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held the 31<sup>st</sup> day of January, 2006, and that it was so adopted by the following called vote:

AYES:           Rogers, Yarbrough, Landers, Motte, Busch  
NOES:  
ABSENT:  
ABSTAIN:

\_\_\_\_\_  
City Clerk, Margaret Rey