

RESOLUTION NO. 4324

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPROVING DEVELOPMENT PLAN REVIEW (DPR) 07-0130 FOR SITE 1 OF THE SOUTH PERRIS INDUSTRIAL PROJECT, AND MAKING FINDINGS IN SUPPORT THEREOF.

WHEREAS, the City of Perris has received an application (Development Plan Review 07-0130) for the First Park Airport Distribution Center (Site 1) of the South Perris Industrial Project (the "Project") to develop approximately 783,700 square feet of industrial warehouse space in one building on an approximately 38 acre site on the northwest corner of Artlo Avenue and Goetz Road, south of Mountain Avenue; and

WHEREAS, the City Council received a recommendation from the Planning Commission at the public hearing held June 16, 2010 to certify the Environmental Impact Report ("EIR") prepared for the entire South Perris Industrial Project, including Site 1 thereof; adopt the EIR Findings and Findings of Fact and Statement of Overriding Considerations; and adopt the EIR Mitigation and Monitoring Program; and

WHEREAS, the City Council also received a recommendation from the Planning Commission at the public hearing held June 16, 2010 to approve Development Plan Review 07-0130 for Site 1 of the South Perris Industrial Project; and

WHEREAS, prior to taking action, the City Council has heard, been presented with, and/or reviewed all of the information and data which constitutes the administrative record for the above-mentioned approvals, including all oral and written evidence presented to the City during all Project meetings and hearings; and

WHEREAS, the City Council of the City of Perris, after due notice, held a public hearing on July 13, 2010 for the purpose of certifying the Final EIR and approving the Statement of Overriding Considerations and accompanying attachments for the proposed project (Resolution No. 4323); and

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

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS does resolve as follows:

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

Section 2. The City Council has reviewed and considered the environmental documentation and information included in the staff report prior to its action on the Development Plan Review application for Site 1 of the Project, and finds and determines that the proposed use of the Site, based on the Findings of Fact in Support of the Statement of Overriding Considerations, and the required measures of the Mitigation Monitoring Program, fully address the potential environmental impacts to the extent feasible, and that the Declarations reflect the independent judgment of the City Council.

Section 3. The City Council hereby finds as required by PMC Section 19.54.040(F) for the approval of the Development Plan Review as follows:

1) The location, size, design, density and intensity of the proposed Project is consistent with the City's General Plan, any applicable Specific Plans, the purposes and provisions of the City's Zoning Code, the purposes of the Zone in which the site is located, and the development policies and standards of the City.

2) The proposed Project site is physically suitable, including but not limited to parcel size, shape, access, and availability of utilities and services, for the type of development proposed.

3) The Project would augment the City's economic base, create employment-generating opportunities for the citizens of Perris and surrounding communities, and provide modern industrial distribution centers that allow for the efficient storage and distribution of various goods due to the Project's location adjacent to regional transportation corridors.

4) The proposed Project and the conditions under which it would be operated or maintained is compatible with abutting properties and will not be detrimental to the public health, safety or welfare, or materially injurious to properties or improvements in the vicinity.

5) The architecture of the proposed Project is compatible with community standards and protects the character of adjacent development.

6) The proposed Project's landscaping plan ensures visual relief and provides an attractive environment for the public's enjoyment.

7) The safeguards necessary to protect the public health, safety and general welfare have been required for the proposed Project.

Section 4. Based on the Findings above, the City Council hereby approves Development Plan Review 07-0130 for Site 1 of the South Perris Industrial Project; and

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 and the City Clerk shall certify to the passage and adoption of this Resolution.

ADOPTED, SIGNED, and APPROVED this 13th day of July, 2010.

Mayor, Daryl R. Busch

ATTEST:

City Clerk, Judy Haughney, C.M.C.

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

I, Judy L. Haughney, City Clerk of the City of Perris do hereby certify that the foregoing Resolution No. 4324 was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held on the 13th day of July, 2010, by the following vote:

AYES: YARBROUGH, LANDERS, EVANS, ROGERS, BUSCH
NOES:
ABSENT:
ABSTAIN:

City Clerk, Judy L. Haughney, C.M.C.

Attachments: Planning and Engineering Conditions of Approval