

RESOLUTION NO.: 02-11-2025-01

A RESOLUTION OF THE CORNING CITY COUNCIL APPROVING THAT THE 2024-2029 CITY OF CORNING HOUSING ELEMENT IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND APPROVING ADOPTION OF THE 2024-2029 CITY OF CORNING HOUSING ELEMENT OF THE GENERAL PLAN

WHEREAS, the City of Corning prepared Housing Element Update CEQA Exemption Technical Memorandum and Environmental Assessment "common sense" exemption under State CEQA Guidelines Section 15061(b)(3) and General Plan Amendment proposing to amend the City's General Plan by inclusion of the 2024-2029 City of Corning Housing Element, as required by State law.; and

WHEREAS, the City of Corning is required to update the Housing Element of the General Plan for the 2024-2029 planning period pursuant to Government Code Section 65580 et seq.; and

WHEREAS, Government Code Section 65588 requires periodic updates to the Housing Element, and;

WHEREAS, in accordance with Government Code Section 65585(b), on July 3, 2024, the City posted the draft Housing Element and requested public comment for a 30-day review period, and on August 12, 2024, after responding to public comments, the Draft 2024-2029 Housing Element was transmitted to the State Department of Housing and Community Development (HCD) for its review; and

WHEREAS, on November 8, 2024, HCD provided a letter with findings to the City stating that additional revisions to the Housing Element would be necessary to fully comply with the State Housing Element Law; on December 18, 2024, the revised draft 2024-2029 Housing Element was transmitted to the HCD for a second review; and

WHEREAS, on December 23, 2024, HCD provided City staff with a letter stating that the housing element will substantially comply with State Housing Element Law (Gov. Code, § 65580 et seq) when it is adopted, submitted to and approved by HCD, in accordance with Government Code section 65585.

WHEREAS, the 2024-2029 Housing Element is exempt from the provisions of the California Environmental Quality Act (CEQA) (California Public Resources Code Sections 21000 et seq.), pursuant to the "common sense exemption" (Cal. Code Regs., Tit. 14, Sec. 15061(b)(3)), because it can be seen with certainty that there is no possibility that the proposed adoption of the revised 2024-2029 Housing Element may have a significant effect on the environment because it does not approve any development project or other physical change to the environment. Rather, the proposed 2024-2029 Housing Element is a document that sets forth the City's policies to plan for the City's regional housing needs allocation. Additionally, the 2024-2029 Housing Element does not grant any development entitlements or authorize development beyond what is allowed under the City's current General Plan and Zoning Code. Approval of any subsequent zoning amendments or housing development projects in accordance with the policies set forth in the proposed revised 2024-2029 Housing Element will comply with CEQA. Based on these factors, it can be seen with certainty that the programs and

policies set forth in the 2024-2029 Housing Element would not have a significant effect on the environment; and

WHEREAS, on January 21, 2024, the Corning Planning Commission, following notification in the prescribed manner, conducted a continued public hearing at which the Planning Commission considered the Project, received public comment, and received a staff report and presentation on the environmental exemption and Housing Element and at the conclusion of the hearing approved a recommendation that the City Council approve the CEQA Exemption, adopt the 2024-2029 Housing Element, authorize staff to submit the adopted 2024-2029 Housing Element to HCD for certification and make minor administrative edits to the adopted 2024-2029 Housing Element, as required for certification; and

WHEREAS, on February 11, 2025, the Corning City Council, following notification in the prescribed manner, conducted a continued public hearing at which the City Council considered the Project, received public comment, and received a staff report and presentation on the environmental exemption.

NOW, THEREFORE BE IT RESOLVED, the Corning City Council, based on its independent review and judgement hereby finds and determines that, based on substantial evidence in the record:

1. The 2024-2029 Housing Element is exempt from the provisions of the California Environmental Quality Act (CEQA) (California Public Resources Code Sections 21000 et seq.), pursuant to the "common sense exemption" (Cal. Code Regs., Tit. 14, Sec. 15061(b)(3)), because it can be seen with certainty that there is no possibility that the proposed adoption of the revised 2024-2029 Housing Element may have a significant effect on the environment because it does not approve any development project or other physical change to the environment.
2. The Corning Housing Element was prepared to comply with the provisions of State law requirements of California Government Code Section 65580 et seq; and
3. The City of Corning should authorize the City Manager, or designee, to submit the adopted 2024-2029 Housing Element to the Department of Housing and Community Development (HCD) for certification and make minor administrative edits to the adopted 2024-2029 Housing Element, as required for certification.

This foregoing resolution is hereby approved and adopted at a regular meeting of the City Council of the City of Corning held on February 11, 2025, by the following vote:

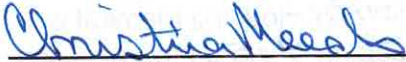
AYES: Snow, Valerio, Hargens, Lomeli, Demo

NOES: None

ABSENT: None

ABSTAIN: None

Attest:


Christina Meeds, Deputy City Clerk


Robert Snow, Mayor