

RESOLUTION NO. 2011-02

**RESOLUTION OF THE PLANNING COMMISSION OF THE
CITY OF PLACERVILLE MAKING ITS REPORT AND RECOMMENDATION ON
PROPOSED AMENDMENTS TO THE PROPOSED REDEVELOPMENT PLAN
FOR THE PLACERVILLE REDEVELOPMENT PROJECT THAT CLARIFY
THE USES PERMITTED FOR THE COUNTY TERRITORY AND THAT LIMIT
THE EXERCISE OF EMINENT DOMAIN IN THE COUNTY TERRITORY**

WHEREAS, by Resolution No. 2010-02, adopted on September 21, 2010, the Planning Commission of the City of Placerville (the "Planning Commission") selected and designated the boundaries of the project area for the Placerville Redevelopment Project (the "Project"), approved a Preliminary Plan for the Project (the "Preliminary Plan"), and submitted said Preliminary Plan to the Redevelopment Agency of the City of Placerville (the "Agency") for its acceptance and use in connection with the preparation of an official redevelopment plan for the Project; and

WHEREAS, pursuant to the Community Redevelopment Law of the State of California (Health and Safety Code Section 33000 *et seq.*; the "CRL"), the Agency prepared a proposed Redevelopment Plan (the "Redevelopment Plan") for the Project; and

WHEREAS, Section 33346 of the CRL provides that before a proposed redevelopment plan is submitted to the legislative body for adoption, the redevelopment agency shall submit the proposed redevelopment plan to the planning commission for its report and recommendation, including a determination whether the proposed redevelopment plan is in conformity with the jurisdiction's general plan, as required by Section 33331 of the CRL; and

WHEREAS, by Resolution No. RA-2011-01, adopted on January 11, 2011, the Agency referred the proposed Redevelopment Plan to the Planning Commission for its report and recommendation; and

WHEREAS, on February 1, 2011, by Resolution No. 2011-01, the Planning Commission submitted its report and recommendation concerning the proposed Redevelopment Plan to the Agency and the City Council; and

WHEREAS, the Agency is now proposing amendments to the proposed Redevelopment Plan for the purpose of clarifying the uses to be permitted in the County Territory and to limit the exercise of eminent domain in the County Territory, and has submitted the proposed amendments to the Redevelopment Plan to the Planning Commission for its report and recommendation; and

WHEREAS, the proposed amendments are contained in Sections 100, 309 and 401 of the revised Redevelopment Plan, a copy of which is attached to the staff report accompanying this resolution as "Exhibit A"; and

WHEREAS, the Planning Commission has considered the proposed amendments to the Redevelopment Plan, together with its previous report and recommendation;

NOW, THEREFORE, THE PLANNING COMMISSION OF THE CITY OF PLACERVILLE DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The Planning Commission hereby finds and determines that the facts set forth above are true and correct and are incorporated herein by this reference.

Section 2. Findings. The Planning Commission hereby finds and determines that, pursuant to Section 33346 of the CRL, the proposed amendments to the Redevelopment Plan for the Placerville Redevelopment Project conform to the General Plan of the City of Placerville. This finding is based on the fact, as more particularly described in the staff report accompanying this resolution, that the proposed amendments to the Redevelopment Plan continue to provide that the uses to be permitted within the County Territory at such time as the County Territory is annexed to the City shall be the same as designated in and permitted by the City's General Plan. The clarification providing that unless and until the County Territory is annexed to the City the uses to be permitted within the County Territory shall be those designated by the County's General Plan does not affect the City's General Plan and ensures ongoing conformance with the County's General Plan until the County Territory is annexed to the City.

Section 3. Report and Recommendation.

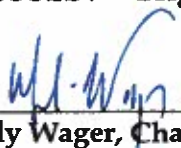
- (a) The Planning Commission hereby reports to the Redevelopment Agency of the City of Placerville and the City Council of the City of Placerville the findings referred to in Section 2 hereof as a supplement to the Planning Commission's report and recommendation in Resolution No. 2011-01.
- (b) The Planning Commission hereby recommends the approval and adoption of the proposed Redevelopment Plan as modified by the proposed amendments.

Section 4. Environmental Considerations. Pursuant to Section 15025(c) of the Guidelines for the California Environmental Quality Act (14 Cal. Code Regs. Section 15000 *et seq.*, implementing the California Environmental Quality Act, Public Resources Code Section 21000 *et seq.*), the Planning Commission has reviewed and considered the Draft Environmental Impact Report prepared for the proposed Redevelopment Plan in connection with making its report and recommendation hereunder.

Section 5. Transmittal. The Secretary of the Planning Commission shall transmit a copy of this resolution to the Redevelopment Agency of the City of Placerville and the City Council of the City of Placerville for consideration as part of the Agency's Report to the City Council pursuant to Section 33352 of the CRL, and this resolution, together with Resolution No. 2011-01, shall be deemed the report and recommendation of the Planning Commission concerning the proposed Redevelopment Plan, as modified by the proposed amendments, and contemplated public projects and activities thereunder as required by applicable provisions of law.

PASSED AND ADOPTED at a regular meeting of the Planning Commission of the City of Placerville this 1st day of March 2011, by the following vote:

AYES: Wager, Russell, Frenn.
NOES: None.
ABSTAIN: None.
ABSENT: Wolfe.
RECUSED: Briggs.



Dolly Wager, Chair

ATTEST: 

Andrew Painter, Executive Secretary