

ATTACHMENT B

RESOLUTION NO. 2018-__

Resolution of the Yolo County Board of Supervisors Adopting an Environmental Determination Relying on a Previous Environmental Impact Report for the Adoption of a Minor Revision to the Williamson Act Guidelines

WHEREAS, on_____, 2018, the Yolo County Board of Supervisors held a public hearing and considered the above-referenced project (Zone File #2016-0043);

WHEREAS, the proposed project, is the adoption of Minor Revision to the Williamson Act Guidelines, which is required to comply with state law; and

WHEREAS, one minor provision of the proposed Guidelines was inadvertently left out of the final version that was adopted by the Board of Supervisors on December 12, 2017, even though the staff report specifically referred to the provision. The clause that is to be inserted into the adopted Guidelines addresses conveyance or sale of contracted parcels; and

WHEREAS, the County prepared a Program Environmental Impact Report for the 2030 Yolo Countywide General Plan and prepared a subsequent Initial Study/Environmental Determination in connection with the comprehensive Zoning Code Update, both of which projects include the adoption of the Williamson Act Guidelines; and

WHEREAS, Section 15162(a) of the California Environmental Quality Act (CEQA) Guidelines states that “When an EIR has been certified or a negative declaration adopted for a project, no subsequent EIR shall be prepared for that project unless the lead agency determines, on the basis of substantial evidence in the light of the whole record, one or more of the following:

- (1) Substantial changes are proposed in the project which will require major revisions of the previous EIR or negative declaration due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects;
- (2) Substantial changes occur with respect to the circumstances under which the project is undertaken which will require major revisions of the previous EIR or Negative Declaration due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects; or
- (3) New information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the previous EIR was certified as complete or the Negative Declaration was adopted, shows any of the following:
 - (A) The project will have one or more significant effects not discussed in the previous EIR or negative declaration;
 - (B) Significant effects previously examined will be substantially more severe than shown in the previous EIR;
 - (C) Mitigation measures or alternatives previously found not to be feasible would in fact be

feasible, and would substantially reduce one or more significant effects of the project, but the project proponents decline to adopt the mitigation measure or alternative; or
(D) Mitigation measures or alternatives which are considerably different from those analyzed in the previous EIR would substantially reduce one or more significant effects on the environment, but the project proponents decline to adopt the mitigation measure or alternative; and

WHEREAS, staff has determined that the action to adopt a Minor Revision to the Williamson Act Guidelines does not cause any “substantial changes,” “new information,” “significant effects,” or require any new or revised “mitigation measures or alternatives,” or trigger any of the other criteria listed in Section 15162(a) of the CEQA Guidelines that would require a subsequent environmental document to be prepared;

WHEREAS, Section 15168 (c)(2) of the California Environmental Quality Act Guidelines does not require any further public notice and circulation of this Environmental Determination after finding that the project is with the scope of a previously certified program environmental impact report; and

WHEREAS, this Environmental Determination constitutes the environmental document adopted pursuant to this Resolution in compliance with the California Environmental Quality Act (CEQA) as it pertains to the project considered by the Board of Supervisors on_____, 2018;

NOW, THEREFORE, the Board of Supervisors hereby finds and resolves as follows:

1. The foregoing recitals are true and correct.
2. The Board of Supervisors has independently reviewed and analyzed this Environmental Determination, considered the information and analysis contained therein, and considered all written and oral comments received on the project and these documents.
3. Based on this review and analysis, the Board of Supervisors finds that this Environmental Determination reflects the independent judgment and analysis of the Board of Supervisors. The Board of Supervisors also makes the following additional findings:
 - A. This Environmental Determination has been completed in compliance with CEQA and all other legal requirements.
 - B. The proposed adoption of the Williamson Act Guidelines is an action anticipated under the 2030 Countywide General Plan, and compliance with the California Environmental Quality Act (CEQA) is provided by the Final General Plan Environmental Impact Report (FEIR) (SCH #2008102034). The General Plan FEIR was certified by the Yolo County Board of Supervisors on November 10, 2009 (Resolution 09-189). Pursuant to Section 15168(c)(2) of the CEQA Guidelines, no further environmental review is required.
 - C. None of the grounds set forth in CEQA Guidelines Section 15162(a) that would require a subsequent environmental document to be prepared are present. Based on the CEQA Guidelines Section 15182(c), an additional environmental document does not need to be prepared for adoption of the Williamson Act Guidelines. The previously certified General Plan FEIR

adequately examined all effects of the proposed Williamson Act Guidelines. The adoption of a minor revision to the Williamson Act Guidelines is within the scope of the General Plan Update analyzed in the General Plan EIR. There is no substantial evidence, on the basis of the entire record, that the revision to the Williamson Act Guidelines will have a significant environmental effect.

D. No new or worse significant effects could occur, and no new mitigation measures would be required, pursuant to CEQA Guidelines Section 15162. No substantial changes are proposed in the revision to the Williamson Act Guidelines, and no substantial changes in circumstances have occurred since General Plan adoption, that could involve new or worse significant impacts. No additional feasible mitigation measures or alternatives have been identified since General Plan adoption. There is no substantial new information that shows previously identified significant effects will be more significant than described in the General Plan FEIR;

E. In approving the 2030 Yolo Countywide General Plan, the County adopted all feasible mitigation measures relevant to any potentially significant effects that the proposed Williamson Act Guidelines could have on the environment; and

4. For the foregoing reasons, and for all reasons described in all other documents in the record for this matter, the Board thus adopts this Environmental Determination as the appropriate level of environmental review for the revision to the Williamson Act Guidelines.

5. A Notice of Determination shall be filed promptly after approval of the Project. The Director of the Community Services Department, located at 292 West Beamer Street in Woodland, California, shall serve as the custodian of the administrative record.

PASSED AND ADOPTED by the Board on this ___ day of _____, 2018, by the following vote:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

Supervisor Oscar Villegas, Chair
Yolo County Board of Supervisors

Attest:
Julie Dachtler, Deputy Clerk

Approved As To Form:
Philip J. Pogledich, County Counsel

By: _____
Deputy (Seal)


By:
Philip J. Pogledich