

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 W. Ocean Boulevard, 9th Floor
Long Beach, CA 90802

1 RESOLUTION NO. RES-22-0143

2

3 A RESOLUTION OF THE CITY COUNCIL OF THE

4 CITY OF LONG BEACH ADOPTING, APPROVING AND

5 CERTIFYING A SUBSEQUENT ENVIRONMENTAL IMPACT

6 REPORT (SEIR-03-21) TO THE GENERAL PLAN LAND USE

7 ELEMENT AND URBAN DESIGN ELEMENT

8 RECIRCULATED PROGRAM ENVIRONMENTAL IMPACT

9 REPORT (RPEIR-SCH# 2015051054), IN ACCORDANCE

10 WITH THE PROVISIONS OF THE CALIFORNIA

11 ENVIRONMENTAL QUALITY ACT (CEQA), SECTION 15164

12 OF THE CEQA GUIDELINES, AND MAKING CERTAIN

13 CEQA FINDINGS AND DETERMINATIONS RELATIVE

14 THERETO, INCLUDING A FINDING THAT THE ADOPTED

15 GENERAL PLAN LAND USE ELEMENT RECIRCULATED

16 PROGRAM ENVIRONMENTAL IMPACT REPORT (RPEIR)

17 MITIGATION MONITORING AND REPORTING PROGRAM

18 SHALL APPLY TO ANY PROJECTS UNDERTAKEN

19 PURSUANT TO THE CLIMATE ACTION AND ADAPTATION

20 PLAN (2205-02)(CAAP), AND THAT NO NEW OR

21 DIFFERENT MITIGATION MEASURES ARE REQUIRED;

22 AND APPROVING AND ADOPTING THE CLIMATE ACTION

23 AND ADAPTATION PLAN FOR THE CITY OF LONG BEACH

24

25 WHEREAS, on December 3, 2019, the City Council certified that the

26 General Plan Land Use Element and Urban Design Element Recirculated Program

27 Environmental Impact Report (RPEIR 03-16), together with a Mitigation Monitoring and

28 Reporting Program (MMRP) and Statement of Overriding Considerations (State

1 Clearinghouse No. 2015051054), had been completed in accordance with the provisions
2 of the California Environmental Quality Act, and state and local guidelines, and made
3 certain findings and determinations relative thereto, and further adopted and approved
4 said Land Use and Urban Design Elements making them integral components of the
5 City's General Plan, in accordance with State law State law;

6 WHEREAS, on January 5, 2021, the City Council confirmed the proposed
7 Climate Action and Adaptation Plan (2205-02) (CAAP) and directed City staff to prepare
8 a Draft Subsequent Environmental Impact Report (EIR-03-21) to the General Plan Land
9 Use Element and Urban Design Element Program Recirculated Environmental Impact
10 Report (RPEIR) (RPEIR-SCH# 2015051054) for the purpose of evaluating and
11 considering the proposed CAAP;

12 WHEREAS, the CAAP, which is in alignment with the statewide goals
13 adopted by Senate Bill 32 (SB-32), is a mechanism to establish a set of iterative
14 programs and policies that will allow the City will achieve objectives to meet a statewide
15 greenhouse gas emission (GHG) target/goal of forty percent (40%) below 1990 levels by
16 2030, and generally minimize the City's contribution to global GHG emissions (Action);
17 and further allow the City to adapt to the impacts of climate change, while maintaining
18 quality of life, prosperity, and equity for all of its residents and citizens (Adaptation);

19 WHEREAS, the CAAP sets an additional aspirational goal of reaching net
20 zero emissions by 2045, thereby matching the statewide 2045 carbon neutral goal
21 established by Executive Order B-55-18 in 2018;

22 WHEREAS, the CAAP is also a required mitigation measure of the recently
23 adopted General Plan Land Use and Urban Design Element (LUE/UD) Environmental
24 Impact Report (EIR) which committed the City to adopting a CAAP with specified GHG
25 reduction targets. GHG emissions are associated with growth anticipated by the LUE
26 from activities such as additional vehicle trips and electricity usage associated with future
27 development. As a mitigation measure to address GHG emissions associated with the
28 LUE, the City has committed to adoption of a CAAP within three years of LUE adoption,

1 as well as subsequent monitoring of GHG emissions. Under the California
2 Environmental Quality Act (CEQA), adoption of a “qualified” CAAP will also allow future
3 development projects that comply with the LUE to streamline their GHG review for CEQA
4 purposes. By allowing projects to take advantage of environmental streamlining, the City
5 will also be facilitating housing production and economic development to address the
6 City’s housing shortage and homelessness crisis and lagging wages. For the CAAP to
7 meet these obligations, it must detail a GHG reduction strategy that is reasonable,
8 enforceable and meets the state’s numerical targets;

9 WHEREAS, the Development Services Department prepared the CAAP
10 Draft SEIR to evaluate the environmental impacts that may result from implementation of
11 the proposed CAAP, as well as a proposed update to the General Plan Safety Element
12 which builds from the CAAP and is designed to address recent State legislation requiring
13 cities to include goals, policies, objectives, and feasible implementation measures in the
14 Safety Element that place a greater emphasis on climate change impacts, including
15 increased risks related to wildfires and flooding;

16 WHEREAS, the Subsequent EIR constitutes the environmental review of
17 the proposed CAAP and Safety Element as planning documents, but as such, are not
18 related to any particular physical improvements or proposed development project(s) at
19 this time. Any development projects or physical improvements incorporating features of
20 the proposed CAAP would be subject to project-specific CEQA review;

21 WHEREAS, Section 15162 of the CEQA Guidelines provides direction as
22 to the circumstances in which a subsequent EIR shall be prepared including when,
23 based on substantial evidence in light of the whole record, the lead agency determines
24 that substantial changes are proposed in the project or program described and
25 addressed in a prior EIR, or changes in the circumstances under which the project will be
26 undertaken, that together would involve new significant environmental effects or more
27 severe significant effects than previously identified, such that major revisions of the prior
28 EIR are required;

1 WHEREAS, the Project has been reviewed in accordance with the
2 provisions of CEQA;

3 WHEREAS, a Notice of Preparation (NOP) of a Draft Subsequent
4 Environmental Impact Report (DSEIR) was issued on August, 23, 2021, soliciting public
5 input regarding the environmental analysis of the Project; and

6 WHEREAS, the DSEIR was prepared and circulated for public comment for
7 45 days, from March 18, 2022, to May 2, 2022. A full and complete copy of said DSEIR,
8 together with any attachments or appendices thereto, is incorporated herein by this
9 reference as though set forth herein in full, word for word;

10 WHEREAS the DSEIR describes the effects of the proposed CAAP on the
11 environment at a detailed level, identifies applicable mitigation measures as t previously
12 described in the PEIR which would reduce each significant impact to the greatest extent
13 possible or feasible, and in most cases to a level that is less than significant; but in some
14 cases not reducing it to a less than a significant level, in which case appropriate
15 mitigation measures will be imposed;

16 WHEREAS, a Notice of Availability (NOA) of the DSEIR was prepared on
17 March 15, 2022, and copies of the DSEIR were provided to the State Office of Planning
18 and Research–State Clearinghouse (SCH) for distribution to State Responsible
19 Agencies, and was also provided to or made available to other interested agencies,
20 organizations and persons to solicit comment on the DSEIR during a 45-day comment
21 period ending on May 2, 2022;

22 WHEREAS, the DSEIR was made available to the public at the office of the
23 Department of Development Services, Planning Bureau, at 411 W. Ocean Boulevard, 3rd
24 Floor, Long Beach, California; and made available on the Planning Department’s public
25 website on March 15, 2022;

26 WHEREAS, in accordance with the CEQA Guidelines Section 15132, the
27 Final SEIR (FSEIR) document was prepared, which includes the full text of the DSEIR,
28 as revised by the City as lead agency in response to public comments, or to otherwise

1 improve the draft, and said FSEIR was made available on the City's public website(s);

2 WHEREAS, the Planning Commission of the City of Long Beach held a
3 public hearing on May 19, 2022, and recommended to the City Council the approval and
4 adoption of the Subsequent Environmental Impact Report (EIR-03-21) to the General
5 Plan Land Use Element and Urban Design Element Program Environmental Impact
6 Report (PEIR-SCH# 2015051054) (FSEIR).

7 WHEREAS, it satisfactorily appears from the record that proper notice of
8 said public hearings were given in all respects, as required by law;

9 WHEREAS, the City Council, as the decision-making body for the
10 certification of the Final SEIR, held a public hearing on July 19, 2022, at which time
11 verbal and written comments regarding the DSEIR and FSEIR were received and
12 considered by the City Council;

13 WHEREAS, the Final SEIR did not include any additional significant new
14 information or identify any new significant environmental impacts, a substantial increase
15 in the severity of an environmental impact, or any other factors under CEQA Guidelines
16 15088.5 that would require recirculation of the SEIR.

17 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
18 follows:

19 Section 1. The City Council certifies that the above recitals are true and
20 correct.

21 Section 2. The City Council of the City of Long Beach (City Council)
22 certifies that the Final Subsequent Environmental Impact Report (EIR-03-21) to the
23 General Plan Land Use Element and Urban Design Element Program Environmental
24 Impact Report (PEIR-SCH# 2015051054) (FSEIR) has been completed in compliance
25 with CEQA.

26 Section 3. The City Council certifies that it has been presented with all of
27 the information described in the above recitals and has reviewed and considered this
28 information and the Final Subsequent EIR prior to adopting this Resolution and

1 considering this approval.

2 Section 4. The City Council certifies that the Final Subsequent EIR
3 reflects the City Council's independent judgment and analysis and has been completed in
4 compliance with CEQA; notice of the City's hearings on the Draft Subsequent EIR and
5 Final Subsequent EIR have been given as required by law and the actions were
6 conducted pursuant to the State Planning and Zoning Law, CEQA, the State CEQA
7 Guidelines and the City's CEQA Guidelines.

8 Section 5. All individuals, groups and agencies desiring to comment
9 were given adequate opportunity to submit oral and written comments on the Draft and
10 Final Subsequent EIR(s), which met or exceeded the requirements of State Planning and
11 Zoning Law and CEQA, and all comments submitted during the public review and
12 comment period on the Draft Subsequent EIR were responded to adequately in the Final
13 Subsequent EIR. No new comments or information has been submitted during the
14 hearing on the Final Subsequent EIR that would substantially change the analysis or
15 conclusions of the Final Subsequent EIR.

16 Section 6. The City Council hereby finds that the adopted General Plan
17 and Land Use Element Program Environmental Impact Report Mitigation Monitoring and
18 Reporting Program shall apply to any projects undertaken pursuant to the CAAP that
19 require project specific CEQA review; and that no new or different mitigation or
20 monitoring measures are required.

21 Section 7. The City's Climate Action and Adaptation Plan (2205-02)
22 (CAAP) is hereby approved and adopted, together with the "Findings" contained in
23 Attachments "B" and "E", attached to the City Council Staff Report dated July 19, 2022.

24 Section 8. This resolution shall take effect immediately upon its adoption
25 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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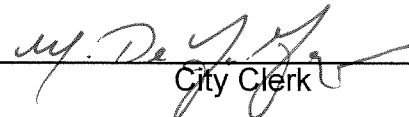
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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of August 16, 2022, by the following vote:

Ayes:	Councilmembers:	Allen, Price, Supernaw, Mungo
		Saro, Uranga, Austin, Richardson.
Noes:	Councilmembers:	None.
Absent:	Councilmembers:	Zendejas.
Recusal(s):	Councilmembers:	None.



City Clerk

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