CITY OF SEBASTOPOL

RESOLUTION 6443-2022

RESOLUTION NUMBER: 6443-2022

CITY OF SEBASTOPOL

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEBASTOPOL ADOPTING THE LOCAL HAZARD MITIGATION PLAN IN ACCORDANCE WITH THE DISASTER MITIGATION ACT OF 2000

WHEREAS, the City of Sebastopol recognizes the threat that natural hazards pose to people and property within our community; and

WHEREAS, undertaking hazard mitigation actions will reduce the potential for harm to people and property from future hazard occurrences; and

WHEREAS, the City of Sebastopol has prepared a Local Hazard Mitigation Plan update in compliance with the Disaster Mitigation Act of 2000 ("Disaster Mitigation Act") emphasizing the need for pre-disaster mitigation of potential hazards; and

WHEREAS, the City of Sebastopol has received a letter from the Federal Emergency Management Agency identifying the City's Local Hazard Mitigation Plan as eligible for approval pending final adoption; and

WHEREAS, City Council adoption of a current Local Hazard Mitigation Plan will make the City of Sebastopol eligible to receive earmarked mitigation grant funding as well as eligible to apply for additional federal mitigation grants; and

WHEREAS, the City of Sebastopol has met all federal requirements of the Stafford Act and applicable amendments, and has further met all requirements of the Disaster Mitigation Act of 2000, including development of a Disaster Mitigation Plan, through public participation and Steering Committee establishment, and development of a maintenance program for annual plan review and federal plan review every five (5) years; and

WHEREAS, the City of Sebastopol fully participated in the FEMA-prescribed mitigation planning process to prepare this local hazard mitigation plan; and

WHEREAS, the California Office of Emergency Services and Federal Emergency Management Agency, Region IX officials have reviewed the City of Sebastopol Local Hazard Mitigation Plan and approved it contingent upon this official adoption of the participating governing body; and

WHEREAS, the City of Sebastopol desires to comply with the requirements of the Disaster Mitigation Act and to augment its emergency planning efforts by formally adopting the City of Sebastopol Local Hazard Mitigation Plan; and

WHEREAS, adoption by the governing body for the City of Sebastopol, demonstrates the jurisdiction's commitment to fulfilling the mitigation goals and objectives outlined in this Local Hazard Mitigation Plan; and

WHEREAS, adoption legitimizes the plan and authorizes responsible agencies to carry out their responsibilities under the plan; and

WHEREAS, the Sebastopol Local Hazard Mitigation Plan is not a project subject to the requirements of the California Environmental Quality Act (CEQA) as continuing administrative or maintenance activities such as general policy and procedure making or governmental organizational or administrative governmental activity that will not result in direct or indirect physical changes in the environment in accordance with Section 15378(b) of the CEQA Guidelines; and

WHEREAS, the Plan is exempt under the "common sense exemption" that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment, in accordance with Section 15061(b)(3) of the CEQA Guidelines; and

WHEREAS, the Plan is further categorically exempt from CEQA in accordance with Section 15306 of the CEQA Guidelines as basic data collection, research and resource evaluation activities that do not result in a serious or major disturbance to an environmental resource and that are part of a study leading to an action that a public agency has not yet funded.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sebastopol as follows:

1. The above recitals are hereby declared to be true and correct and incorporated into this resolution as findings of the City Council.

2. The Sebastopol Local Hazard Mitigation Plan, which is attached to and made a part of this resolution by this reference, is not a project subject to the requirements of the California Environmental Quality Act (CEQA) as continuing administrative or maintenance activities such as general policy and procedure making or governmental organizational or administrative governmental activity that will not result in direct or indirect physical changes in the environment in accordance with Section 15378(b) of the CEQA Guidelines; and, is exempt under the common sense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment, in accordance with Section 15061(b)(3) of the CEQA Guidelines; and, is categorically exempt from CEQA in accordance with Section 15306 of the CEQA Guidelines as basic data collection, research and resource evaluation activities that do not result in a serious or major disturbance to an environmental resource and that are part of a study leading to an action that a public agency has not yet funded.

3. The City Council hereby adopts the Sebastopol Local Hazard Mitigation Plan as an official plan of the City.

4. The City of Sebastopol will submit this resolution to the California Office of Emergency Services and FEMA Region IX officials to permit the plan's final approval in accordance with the requirements of the Disaster Mitigation Act of 2000.

REFERENCE: I hereby certify the foregoing Resolution was introduced and adopted by the Council of the City of Sebastopol at a Regular meeting on the 7th day of June 2022.

I, the undersigned, hereby certify that the foregoing Resolution was duly adopted by City of Sebastopol City Council following a roll call vote:

VOTE:

Ayes:	Councilmembers Gurney, Rich and Mayor Slayter
Noes:	None
Absent:	Councilmember Glass and Vice Mayor Hinton
Abstain:	None

APPROVED: 

Mayor Patrick Slayter

ATTEST: 

Mary Gourley, Assistant City Manager/City Clerk, MMC

APPROVED AS TO FORM: 

Larry McLaughlin, City Attorney