

RESOLUTION NO. 2013-057

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING GENERAL PLAN AMENDMENT NO. 2013-02, ADOPTING THE 5TH CYCLE HOUSING ELEMENT FOR THE 2014-2021 PERIOD, AND ADOPTING AMENDMENTS TO THE CITY OF LAKE ELSINORE GENERAL PLAN LAND USE ELEMENT'S DISTRICT PLANS SECTION INCORPORATING DESCRIPTIONS AND INFRASTRUCTURE ANALYSIS OF CERTAIN COMMUNITIES IN ORDER TO COMPLY WITH STATE LAW (CALIFORNIA GOVERNMENT CODE SECTION 65302.10)

WHEREAS, the Housing Element is one of the seven mandatory elements of the General Plan and has been updated in accordance with State Housing and Community Development guidelines; and

WHEREAS, the City of Lake Elsinore prepared a Draft 5th Cycle Housing Element for the 2014-2021 period which has been found in compliance with State law by the Department of Housing and Community Development; and

WHEREAS, through its policies, procedures, and incentives, the updated Housing Element provides an action plan for maintaining and expanding the housing supply for all income levels in the City; and

WHEREAS, Government Code Section 65302.10(b) requires cities to update the Land Use Element of their General Plan in order to describe unincorporated "island" or "fringe" communities within or adjacent to the city's sphere of influence concurrent with adoption of the Housing Element; and

WHEREAS, General Plan Amendment No. 2013-02 (the "Project") incorporates the 5th Cycle Housing Element for the 2014-2021 period and the appropriate Land Use Amendments as required by State law; and

WHEREAS, Government Code Section 65358 empowers the legislative body to amend all or part of an adopted general plan if to do so would be in the public interest and so long as no mandatory element of the general plan is amended more frequently than four times during any calendar year; and

WHEREAS, General Plan Amendment No. 2013-02 is part of the City's Second (2nd) Cycle amendments to the Lake Elsinore General Plan for the 2013 calendar year; and

WHEREAS, on July 16, 2013 at a duly noticed public hearing, the Planning Commission considered evidence presented by the Community Development Department with respect to this item and made its recommendation in favor of General Plan Amendment No. 2013-02 by unanimously adopting Planning Commission

Resolution No. 2013-69 recommending to the City Council approval of General Plan Amendment No. 2013-02; and

WHEREAS, public notice of the General Plan Amendment has been given and the City Council of the City of Lake Elsinore has considered the recommendation of the Planning Commission as well as evidence presented by the Community Development Department and other interested parties at a duly noticed public hearing held on August 27, 2013 with respect to this item.

NOW, THEREFORE, the City Council of the City of Lake Elsinore, California, does hereby resolves as follows:

SECTION 1. The City Council has reviewed and analyzed the proposed General Plan Amendment pursuant to the California Planning and Zoning Laws (Cal. Gov. Code §§ 65000 *et seq.*), the Lake Elsinore General Plan and the Lake Elsinore Municipal Code and finds and determines that the proposed General Plan Amendment is consistent with the requirements of California Planning and Zoning Law and with the goals and policies of the Lake Elsinore General Plan and the Lake Elsinore Municipal Code.

SECTION 2. That in accordance with the California Planning and Zoning Law and the Lake Elsinore Municipal Code, the City Council hereby makes the following findings for the approval of General Plan Amendment No. 2013-02:

1. The proposed General Plan Amendment will not be a) detrimental to the health, safety, comfort or general welfare of the persons residing or working within the neighborhood of the proposed amendment or within the City, or b) injurious to the property or improvements in the neighborhood or within the City.

The proposed General Plan Amendment has been analyzed relative to its potential to have detrimental effects to ensure that the health, safety and welfare of surrounding residents will be protected.

2. The proposed Housing Element included within the General Plan Amendment will enable the City to meet the housing needs of its citizens.

The Housing Element provides a comprehensive strategy for maintaining and expanding the City's housing supply available to all economic segments in the community, including very low, lower, moderate and higher incomes.

3. The amendments to the General Plan's Land Use Element included within the proposed General Plan Amendment comply with the requirements of the California Government Code.

As required by Government Code Section 65302.10(b), the amendment to the District Plan component of the General Plan's Land Use Element addresses existing and planned water, wastewater, flood control, and fire protection

services within the three unincorporated "island" or "fringe" communities within or adjacent to the city's sphere of influence and potential funding mechanisms that may be utilized for expansion of each of these services. The analysis is based on already existing plans for expansion of these services and does not make any specific obligation to construct or to modify existing plans to extend these services to these communities. The proposed amendments to the District Plans do not change any applicable land use designations and do not propose or anticipate any specific development or annexation proposals.

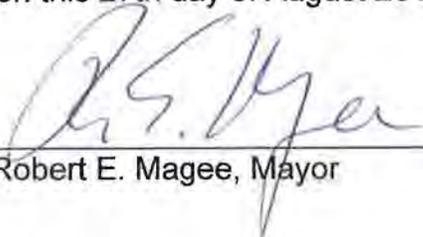
4. The proposed General Plan Amendment will not have a significant effect on the environment.

The Initial Study prepared for General Plan Amendment No. 2013-02 showed that the Project will have either "No Impact" or "Less than Significant Impacts" for all applicable environmental issues.

SECTION 3. Based upon the evidence presented, both written and oral testimony, and the above findings, the City Council hereby approves General Plan Amendment No. 2013-02, adopting the 5th Cycle Housing Element for the 2014-2021 period and amending the District Plans section of the General Plan Land Use Element by adding the attached Sections 10.8, 13.8 and 15.7.

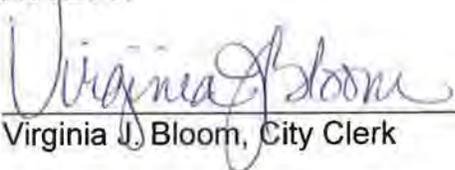
SECTION 4. This Resolution shall take effect from and after the date of its passage and adoption.

PASSED, APPROVED AND ADOPTED on this 27th day of August 2013.



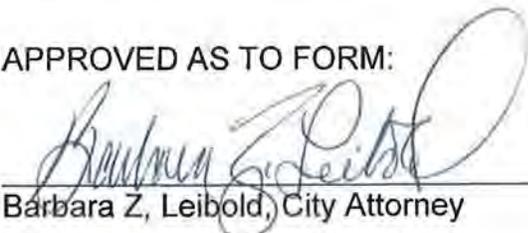
Robert E. Magee, Mayor

ATTEST:



Virginia J. Bloom, City Clerk

APPROVED AS TO FORM:

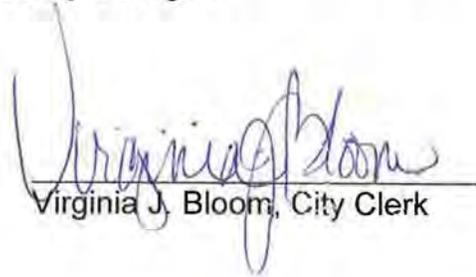


Barbara Z. Leibold, City Attorney

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF LAKE ELSINORE)

I, Virginia J. Bloom, City Clerk of the City of Lake Elsinore, California, hereby certify that Resolution No. 2013-057 was adopted by the City Council of the City of Lake Elsinore, California, at a regular meeting held on the 27 day of August 2013, and that the same was adopted by the following vote:

AYES: Council Member Tisdale, Council Member Manos, Council Member
 Hickman, Mayor Pro Tem Johnson and Mayor Magee
NOES: None
ABSENT: None
ABSTAIN: None



Virginia J. Bloom, City Clerk