

RESOLUTION NO. 20-123

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MENDOCINO ADOPTING A MITIGATED NEGATIVE DECLARATION FOR THE PROPOSED MENDOCINO COUNTY CRISIS RESIDENTIAL TREATMENT FACILITY PROJECT AT 631 SOUTH ORCHARD AVENUE, UKIAH

WHEREAS, the Mendocino County Mental Health Treatment Act Citizens' Oversight Committee proposed to construct a Crisis Residential Treatment Facility on a property located at 631 South Orchard Avenue, Ukiah; and

WHEREAS, an Initial Study was prepared for the Project and noticed and made available for agency and public review on August 14, 2020, in accordance with the California Environmental Quality Act (Public Resources Code section 21000 *et seq.*; "CEQA") and the State and County CEQA Guidelines, which Initial Study recommended the adoption of a Mitigated Negative Declaration; and

WHEREAS, in accordance with applicable provisions of law, the Board of Supervisors held a duly noticed public hearing on September 22, 2020, to solicit public comments on the proposed Initial Study/Mitigated Negative Declaration and the Project, at which time the Board of Supervisors heard and received all relevant testimony and evidence presented orally or in writing regarding the Initial Study/Mitigated Negative Declaration and the Project; all interested persons were given the opportunity to hear and be heard.

NOW THEREFORE BE IT RESOLVED, based on the evidence in the record before it, that the Board of Supervisors makes the following determinations and findings:

1. The recitals set forth in the above resolution are true and correct and incorporated herein by this reference.

2. The initial Study/Mitigated Negative Declaration for the Project was prepared pursuant to CEQA and the State and County CEQA Guidelines.

3. The Board of Supervisors hereby certifies that the Initial Study/Mitigated Negative Declaration has been completed, reviewed and considered, together with the comments received during the public review process, in compliance with CEQA and the State and County CEQA Guidelines, and finds that the Initial Study/Mitigated Negative Declaration reflects the independent judgment and analysis of the Board of Supervisors.

4. The Board of Supervisors hereby finds and determines, on the basis of the whole record before it, that there is no substantial evidence in the record that there is any significant environmental impact that might arguably be anticipated to occur as a result of the Project that cannot be adequately addressed through the mitigation measures; therefore a Mitigated Negative Declaration is adopted.

5. The Board of Supervisors hereby adopts the Initial Study/Mitigated Negative Declaration attached to this resolution as Exhibit A and adopts the Mitigation Monitoring and

Reporting Program attached to this resolution as Exhibit B. Exhibits A and B are incorporated herein by reference.

6. The Board of Supervisors designates the Clerk of the Board of Supervisors as the custodian of the documents and other materials which constitutes the record of proceedings upon which the Board of Supervisors' decision herein is based. These documents may be found at the office of the Clerk of the Board of Supervisors, 501 Low Gap Road, Room 1010, Ukiah, CA 95482.

7. The Board of Supervisors hereby directs the Mental Health Treatment Act Citizens' Oversight Committee to file a notice of determination following the adoption of the Project in accordance with CEQA and the CEQA Guidelines.

The foregoing Resolution was introduced by Supervisor Williams seconded by Supervisor Gjerde, and carried this 22nd day of September, 2020, by the following vote:

AYES: Supervisors Brown, McCowen, Haschak, Gjerde, and Williams
NOES: None
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO
Clerk of the Board

JOHN HASCHAK, Chair
Mendocino County Board of Supervisors

Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

APPROVED AS TO FORM:
CHRISTIAN M. CURTIS,
County Counsel

BY: CARMEL J. ANGELO
Clerk of the Board

Deputy