

STOCKTON CITY COUNCIL


RESOLUTION AUTHORIZING PREPARATION OF PROPOSED AMENDED AND RESTATED REDEVELOPMENT PLANS FOR THE MERGER OF THE PORT INDUSTRIAL, WEST END URBAN RENEWAL PROJECT NO. 1 AND THE ROUGH AND READY ISLAND REDEVELOPMENT PROJECT AREAS, DESIGNATING THE LEAD AND RESPONSIBLE AGENCY, AND AUTHORIZING STAFF AND CONSULTANTS TO PROCEED WITH THE PLAN AMENDMENT PROCESS PURSUANT TO THE CALIFORNIA COMMUNITY REDEVELOPMENT LAW

WHEREAS, the City Council of the City of Stockton (the "City Council") adopted the Redevelopment Plan for the Port Industrial Redevelopment Project by City Council Ordinance No. 019-01, adopted on July 10, 2001; the City Council adopted the Redevelopment Plan for West End Urban Renewal Project No. 1 by City Council Ordinance No. 686-C.S. on October 9, 1961, as amended by Ordinance No. 1078-C.S., adopted on April 6, 1964, as amended by Ordinance No. 1685-C.S., adopted on May 27, 1968, as amended by Ordinance No. 2567-C.S., adopted on September 3, 1974, as amended by Ordinance No. 3308-C.S., adopted on March 31, 1980, as amended by Ordinance No. 089-86, adopted on December 15, 1986, as amended and restated by Ordinance No. 039-91, adopted on July 15, 1991, as amended by Ordinance No. 034-94, adopted on December 19, 1994, and as amended by Ordinance No. 029-98, adopted on November 17, 1998, as amended by Ordinance No. 028-02, adopted on June 4, 2002, and as further amended and restated by Ordinance No. 011-03, adopted on March 18, 2003; and the City Council adopted the Redevelopment Plan for the Rough and Ready Island Redevelopment Project Area by City Council Ordinance No. 013-04, adopted on July 13, 2004, (collectively, the "Plans"); and

WHEREAS, the Plans established the Port Industrial, West End Urban Renewal Project No. 1 and Rough and Ready Island Redevelopment Project Areas (the "Project Areas") to be redeveloped in accordance with the provisions of the California Community Redevelopment Law (the "CRL," Health and Safety Code Section 33000 et seq.); and

WHEREAS, staff of the Redevelopment Agency of the City of Stockton (the "Agency") recommends proceeding with amendments to the Plans which would merge the Project Areas (the "Proposed Merger"); and

WHEREAS, Section 15050 of the California Environmental Quality Act Guidelines (the "CEQA Guidelines") requires that when a project requiring environmental documentation is to be carried out or approved by more than one public agency, one public agency shall be responsible for preparing the environmental documentation for the project. This agency shall be called the Lead Agency; and

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WHEREAS, the City of Stockton (the "City") and the Agency are the public agencies involved in the preparation and adoption of the Proposed Merger for which environmental documentation shall be prepared, and both agencies have responsibilities related to approving and carrying out the Proposed Merger; and

WHEREAS, pursuant to the standards set forth in Section 15051 of the CEQA Guidelines, the City and the Agency each has a substantial claim to be the Lead Agency; and

WHEREAS, Section 15051 of the CEQA Guidelines provides that where two or more public agencies have a substantial claim to be the Lead Agency, the public agencies may by agreement designate one of the agencies as the Lead Agency; and

WHEREAS, the City is the legal entity with final authority to approve and adopt the Proposed Merger pursuant to the California Community Redevelopment Law, and therefore should serve as the "Lead Agency," as defined in the CEQA Guidelines; and

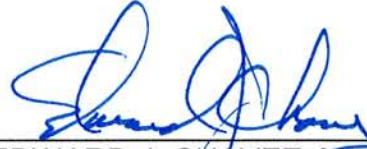
WHEREAS, the Agency has fewer broadly-defined governmental powers than does the City and therefore should serve as the "Responsible Agency," as defined in the CEQA Guidelines.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. That the City Council hereby authorizes and directs its City Manager to take all reasonable and necessary steps to effectuate adoption of the Proposed Merger.
2. That the City Council hereby consents to its designation as the Lead Agency for purposes of the preparation of environmental review documentation for the Proposed Merger; and
3. That the City Council hereby acknowledges that the Agency shall serve as the "Responsible Agency" in the preparation and consideration of the environmental review documents for the Proposed Merger, within the meaning of Public Resource Code section 21069.


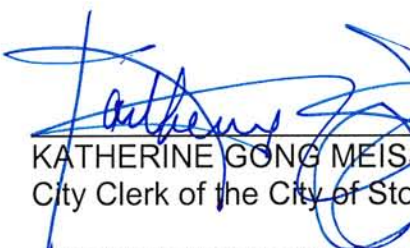
4. That the City Council hereby authorizes and directs staff to distribute the proposed Redevelopment Plan Amendments that would effectuate the Proposed Merger, the Report on the Proposed Merger, and all environmental documentation for the Proposed Merger, when completed, to all affected taxing entities, the Planning Commission and other interested persons and entities to the extent required by law.

PASSED, APPROVED and ADOPTED JUN 19 2007



EDWARD J. CHAVEZ, Mayor
of the City of Stockton

ATTEST:



KATHERINE GONG MEISSNER
City Clerk of the City of Stockton

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