

CITY OF LARKSPUR

RESOLUTION NO. 48/06

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LARKSPUR
ADOPTING THE CENTRAL LARKSPUR SPECIFIC PLAN (CLASP)**

- WHEREAS, on December 19, 1990 the City Council approved Resolution No.75/90 approving an update of the City's General Plan; and
- WHEREAS, on March 3, 1992, the City Council approved Resolution No. 10/92 adopting the Larkspur Downtown Specific Plan; and
- WHEREAS, in July of 1999, the City Council appointed a 19-member advisory committee to oversee preparation of the Central Larkspur Specific Plan, or CLASP; and
- WHEREAS, the CLASP Committee met 24 times over the next 22 months and on June 5, 2001 completed its work by voting to endorse a draft Specific Plan and forwarding it to the City Council; and
- WHEREAS, after a joint meeting with the Planning Commission to receive the Specific Plan, the Council referred the Plan to the Commission for preparation of an EIR and for adoption hearings; and
- WHEREAS, a draft EIR was released for circulation in June 2002 and in response to written and oral comments received on the Draft EIR and Specific Plan, the City determined that the draft Specific Plan and the Draft EIR should be revised and recirculated; and
- WHEREAS, the Planning Commission conducted eleven workshops from August 2002 to April 2003 to take comments and develop revisions to the draft Specific Plan; and
- WHEREAS, on May 6, 2003, the Commission held a workshop on the project description for the revised Draft EIR; and
- WHEREAS, the revised Draft EIR and the revised Specific Plan were released for circulation in November 2003 and public hearings on the revised Draft EIR were held on January 14 and February 3, 2004; a Final EIR was published in November 2004 and the Draft Specific Plan was subsequently republished to account for minor edits and is also dated November 2004; and

WHEREAS, at special meetings held on January 13, 2005 and February 3, 2005, the Planning Commission, and upon hearing and considering all oral and written testimony and arguments of all persons desiring to be heard, considered the Environmental Impact Report (EIR) for the Project and all the facts relating to the CLASP, and at a regular meeting held on February 22, 2005, recommended approval of the proposed CLASP with changes; and

WHEREAS, during thirteen public hearings held between March 2005 and May 2006, the City Council of the City of Larkspur reviewed and considered the EIR for the Project, and upon hearing and considering all oral and written testimony and arguments of all persons desiring to be heard, considered the Environmental Impact Report (EIR) for the Project and all the facts relating to the CLASP, and at a special meeting held on May 10, 2006 voted to send the Council's proposed changes to the CLASP (preliminary agreements) to the Planning Commission for report and recommendation; and

WHEREAS, at special meetings held on July 26, 2006 and August 16, 2006, the Planning Commission, reviewed and considered all oral and written testimony and arguments of all persons desiring to be heard at that meeting and review and considered the preliminary agreements reached by the City Council during its series of public hearings and the Environmental Impact Report, and recommended approval of the revised CLASP, July 2006, with changes.

WHEREAS, on September 20, 2006, the City Council approved Resolution No. 46/06 amending the Larkspur General Plan relative to the Central Larkspur Specific Plan (CLASP) area.

WHEREAS, on September 20, 2006, the City Council approved Resolution No. 47/06 amending the Larkspur Downtown Specific Plan to delete Subareas 1 and 2 of the CLASP from the boundaries of the Downtown Specific Plan and to amend related text, upon adoption of the CLASP.

WHEREAS, on September 6 and 20, 2006, the City Council of the City of Larkspur reviewed and considered the EIR for the Project, all oral and written comments raised during the public hearings, the Planning Commission's report and recommendation, the information contained in the related staff report for the proposed CLASP, and all other related materials.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LARKSPUR DOES RESOLVE AS FOLLOWS:

Section 1. That the above recitals are true and correct.

Section 2. Findings. The City Council, in approving the Central Larkspur Specific Plan (CLASP), makes the following findings:

- a. Action Program [22] of the Larkspur General Plan requires that a specific plan be prepared for the Niven Property that identifies community desires for future use of the site.
- b. The City Council appointed a Citizens Committee and held numerous workshops and hearings as outlined above to determine the community's desires for future use of the Niven Property (Subarea 3) as well as the adjacent areas referred to as Subareas 1 and 2.
- b. The City Council approved an amendment to the Larkspur General Plan to reflect the parkland and/or community facility (i.e., public facility) and the bikeways shown in the CLASP, and finds that the CLASP does not otherwise change the goals or programs of the General Plan and is found to be consistent with the Larkspur General Plan.
- c. The future development of the Central Larkspur Specific Plan area can be more appropriately guided by the adoption of the Specific Plan and its potential impacts have been determined not to be detrimental to the public health, safety, or welfare.
- d. The CLASP has been considered during duly noticed public hearings to receive and consider public testimony regarding the CLASP and have been processed in accordance with the applicable provisions of the California Government Code.

Section 3. Environmental Clearance.


- a. The Central Larkspur Specific Plan (CLASP) was analyzed in the CLASP EIR. The City Council certified the EIR and adopted related CEQA mitigation and findings by Resolution No. 46/06, dated September 20, 2006, and incorporated herein by reference.
- b. The City Council reviewed and considered the EIR prior to taking action on the CLASP Project.

Section 4. Approval. The City Council of the City of Larkspur approves the Central Larkspur Specific Plan, dated July 2006, (incorporated herein by this reference and amended per the City Council action on September 20, 2006). The Central Larkspur Specific Plan encompasses 22-acres bordered by Magnolia Avenue on the west; East Ward Street, Meadow Drive, and Larkspur Creek on the south; Larkspur Creek on the east, and Doherty Drive on the north. In addition, the project area includes the entire Doherty Dr. right-of-way from Magnolia Ave. east to the City limit (5.58 acres).

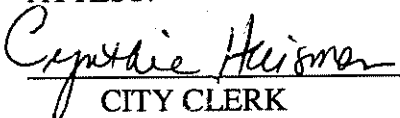
IT IS HEREBY CERTIFIED that the City Council of the City of Larkspur duly introduced and adopted the foregoing resolution at a regular meeting held on the 20th day of September, 2006 by the following vote, to wit:

Reso -Adoption of CLASP

AYES:	COUNCILMEMBERS	Arlas, Hartzell, Hillmer, Lundstrom
NOES:	COUNCILMEMBERS	Chu
ABSTENTIONS:	COUNCILMEMBERS	None
ABSENT:	COUNCILMEMBERS	None



MAYOR

ATTEST:


CITY CLERK