## RESOLUTION NO. \_\_\_\_ (2005) \*

CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT, ADOPTING THE ENVIRONMENTAL FINDINGS, MITIGATION MEASURES AND STATEMENT OF OVERRIDING CONSIDERATIONS; AND APPROVING THE MITIGATION MONITORING AND REPORTING PROGRAM

RESOLVED, by the City Council of the City of San Mateo, California, that:

WHEREAS, an Environmental Impact Report was prepared to assess the environmental impacts of the proposed San Mateo Rail Corridor Transit-Oriented Development Plan and the Bay Meadows Specific Plan Amendment (hereafter, "Projects"); and

WHEREAS, the San Mateo Rail Corridor Transit-Oriented Development Plan, a copy of which is on file at the City Clerk's Office and incorporated herein by reference, is being considered for adoption and the Environmental Impact Report must be certified prior to said adoption;

## NOW, THEREFORE, IT IS DETERMINED AND ORDERED, THAT:

- 1. The City Council has reviewed the Final Environmental Impact Report (FEIR) (a copy of which is on file at the City Clerk's Office and incorporated herein by reference) and found that the FEIR meets all provisions of the California Environmental Quality Act and that the Environmental Impact Report reflects the independent judgment of the City Council.
- 2. The FEIR adequately identifies all the environmental impacts of the proposed Projects. Potentially significant impacts have been identified and conditions of project approval have been included or changes or alterations have been required in, or incorporated into the project which will mitigate impacts to a level which will not cause a significant impact on the environment, with the exception of those unmitigated, significant impacts included in the Statement of Overriding Considerations as described in section 5 below.
- 3. Mitigation measures, which mitigate or avoid most of the significant environmental impacts of the San Mateo Rail Corridor Transit-Oriented Development Plan are identified in the FEIR. The findings to support this conclusion are attached as Exhibit A and are hereby incorporated by reference.
- 4. Pursuant to section 21081.6 of the Public Resources Code, a Mitigation Monitoring and Reporting Program has been included to

mitigate or avoid potential significant impacts on the environment. The Mitigation Monitoring and Reporting Program for the San Mateo Rail Corridor Transit-Oriented Development Plan is attached as Exhibit B and is hereby incorporated by reference. The City Council approves and adopts the Mitigation Monitoring and Reporting Plan.

- 5. Unmitigated significant impacts are identified in the FEIR, and a Statement of Overriding Considerations adopted. There are economic, social and other benefits of the proposed project which outweigh the project's unavoidable significant environmental impacts. A description of these impacts, the project's benefits and the findings for a Statement of Overriding Considerations as required by the California Environmental Quality Act are attached as Exhibit A and are hereby incorporated by reference. The City Council approves and adopts the Statement of Overriding Considerations and all other findings and elements of Exhibit A.
- 6. The City Council certifies the Final Environmental Impact Report referred to in Paragraph 2 hereof.
- 7. A certified copy of this Resolution shall be filed with the City Clerk.

	MAYOR
ATTEST:	
CITY CLERK	

## **Exhibits Attached:**

- A. Environmental Findings, Mitigation Measures, and Statement of Overriding Considerations
- B. Mitigation Monitoring and Reporting Program

## Exhibits on File with the City Clerk:

- 1. San Mateo Rail Corridor Transit Oriented Development Plan and Corridor Plan modifications
- 2. FEIR (includes document entitled Draft EIR dated February 17, 2004)