

Attachment B

County Planning Commission  
Resolution #6-2016



**RESOLUTION OF THE PLANNING COMMISSION OF THE COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA, INCORPORATING A RECOMMENDATION AND FINDINGS FOR A GENERAL PLAN AMENDMENT RELATING TO THE GROWTH MANAGEMENT ELEMENT OF THE GENERAL PLAN OF SAID COUNTY.**

WHEREAS, pursuant to Measure J-2004, the County must comply with the requirements of the Growth Management Program administered by the Contra Costa Transportation Authority (CCTA), which includes biennial submittal of the Growth Management Compliance Checklist. The Checklist demonstrates the County's compliance with the Growth Management Program during the preceding two years. Compliance qualifies the County to receive its share of the transportation sales tax revenue allocation (also known as "return to source funds") for local street and road maintenance; and

WHEREAS, at its February 7, 2012, hearing, the Board of Supervisors approved and authorized actions to fulfill compliance requirements of the Growth Management Program for the 2010/2011 reporting period. Following the Board's action, the County forwarded the 2010/2011 Compliance Checklist to the CCTA for review; and

WHEREAS, as part of its review of the County's 2010/2011 Compliance Checklist, the CCTA compared the 2005-2020 Contra Costa County General Plan to the CCTA's adopted Model Growth Management Element. The CCTA's review identified a need to include a "correspondence table" showing how the County General Plan is consistent with, or corresponds to, the CCTA's Model Growth Management Element; and

WHEREAS, the County submitted the Correspondence Table to the CCTA on June 21, 2012, which subsequently requested that the Board of Supervisors approve inclusion of the Correspondence Table in the County's 2010/2011 Compliance Checklist submittal; and

WHEREAS, the Board of Supervisors approved inclusion of the Correspondence Table in the County's 2010/2011 Compliance Checklist submittal on July, 10, 2012, and the CCTA Board accepted the Correspondence Table at its July 18, 2012, meeting; and

WHEREAS, the County and the CCTA agreed that the 2005-2020 County General Plan would be amended to include the Correspondence Table in the Growth Management Element; and

WHEREAS, for purposes of compliance with the provisions of the California Environmental Quality Act (CEQA) and the State and County CEQA Guidelines, the County determined that there is no possibility that the proposed General Plan Amendment will have a significant effect on the environment, and that the proposed General Plan Amendment is therefore exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3); and

WHEREAS, after notice having been lawfully given, a public hearing was scheduled before the County Planning Commission on Tuesday, March 8, 2016, whereat all persons interested in the matter might appear and be heard; and

**COUNTY PLANNING COMMISSION  
RESOLUTION NO. 6-2016**

WHEREAS, on Tuesday, March 8, 2016, the County Planning Commission fully reviewed, considered, and evaluated all testimony and evidence submitted in this matter.

NOW, THEREFORE BE IT RESOLVED that the County Planning Commission recommends that the Board of Supervisors:

1. FINDS, on the basis of the whole record before the County, for purposes of compliance with CEQA, that there is no possibility that the proposed project will have a significant effect on the environment, and that the project is therefore exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3); and
2. ADOPTS the General Plan Amendment, County File #GP16-0001, adding the CCTA Correspondence Table and minor explanatory text to the 2005-2020 Contra Costa County General Plan Growth Management Element.

BE IT FURTHER RESOLVED that the County Planning Commission finds that sufficient evidence has been provided to determine that the proposed project conforms with the County *Growth Management Performance Standards* (2005-2020 County General Plan Growth Management Element, Section 4.4) and makes all of the required findings to allow approval of the proposed General Plan Amendment as follows:

A. Growth Management Performance Standards

The Growth Management Performance Standards relate to development which has potential to impact traffic levels of service or increase demand for public services such as police and fire protection. As the proposed General Plan Amendment does not involve development, it is not subject to the Growth Management Performance Standards.

B. General Plan Amendment Findings

Pursuant to Government Code Section 65358, the General Plan may be amended "in the public interest" and mandatory elements of the General Plan may be amended up to four times per year. Pursuant to Government Code Section 65300.5, the General Plan must remain internally consistent.

1. Pursuant to Measure J-2004, the County must comply with the requirements of the Growth Management Program administered by the CCTA in order to qualify for its share of the transportation sales tax revenue allocation (also known as "return-to-source funds") for local street and road maintenance. Inclusion of the CCTA Correspondence Table in the Growth Management Element is necessary to achieve full compliance with the Growth Management Program. Adopting the proposed General Plan Amendment is in the public interest because it allows the County to qualify for the return-to-source funds, which currently amount to approximately \$2 million.

**COUNTY PLANNING COMMISSION  
RESOLUTION NO. 6-2016**

2. The Growth Management Element is not one of the seven mandatory General Plan elements required under Government Code Section 65302. Therefore, the proposed General Plan Amendment does not count against the annual limit on amendments.
3. The CCTA Correspondence Table illustrates consistency between the County General Plan and the CCTA Model Growth Management Element. While located in the Growth Management Element, the Table and proposed explanatory text would be informational only and would not affect other elements of the General Plan. If the proposed General Plan Amendment is adopted, the General Plan will continue to comprise an integrated, internally consistent, and compatible statement of policies for the County.


The instructions by the County Planning Commission to prepare this resolution were given by motion of the County Planning Commission on Tuesday, March 8, 2016, by the following vote:

AYES:	Commissioners -	Terrell, Clark, Snyder, Wright, Steele
NOES:	Commissioners -	None
ABSENT:	Commissioners -	Stewart, Swenson
ABSTAIN:	Commissioners -	None

Duane Steele,  
Chair of the Planning Commission,  
County of Contra Costa, State of California

I, Aruna Bhat, Secretary of the County Planning Commission, certify that the foregoing was duly called and approved on March 8, 2016.

ATTEST:



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Aruna M. Bhat,  
Secretary of the Planning Commission  
County of Contra Costa, State of California