

RESOLUTION NO. 2022-132

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING AN UPDATE TO THE COMMUNITY CLIMATE ACTION PLAN, AN IMPLEMENTATION COMPONENT OF THE ONTARIO PLAN SUPPORTING THE SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT (SCH 2021070364) FOR FILE NO. PADV22-002.

WHEREAS, the City of Ontario (City) Certified the Environmental Impact Report (EIR) prepared for The Ontario Plan and associated Statement of Overriding Considerations, and issued Resolution No. 2010-003; and

WHEREAS, the City of Ontario adopted the Policy Plan (General Plan) as part of the component framework for The Ontario Plan on January 27, 2010, and issued Resolution No. 2010-004; and

WHEREAS, on July 17, 2021, the City of Ontario adopted a Municipal Climate Action Plan and issued Resolution No. 2012-055, and on December 16, 2014, The City of Ontario adopted the Community Climate Action Plan and issued Resolution No. 2014-122, to comply with The Ontario Plan in January 2010. Since the adoption of the Municipal and Community Climate Action, the City has made progress to the 2020 Greenhouse Gas Reduction Target of 30% Below 2020 Business-as-Usual through the implementation of 42 environmental sector measures; and

WHEREAS, the 2022 Update to the Ontario Community Climate Action Plan (CCAP) serves as the strategic plan for how the City will reduce greenhouse gas (GHG) emissions and foster a sustainable community through 2050 and beyond; and

WHEREAS, the 2022 CCAP Identifies and updates sources of both municipal and community GHG emissions within the City's municipal boundaries for the calendar year of 2019 and estimates how these emissions may change over time; and

WHEREAS, the 2022 CCAP serves as the programmatic tiering document for review of the climate change impacts of projects under CEQA. The 2022 CCAP is included in the Supplemental Environmental Impact Report (SEIR) for The Ontario Plan 2050; and

WHEREAS, the 2022 CCAP includes a greenhouse gas inventory baseline for the Year 2019, a future "business-as-usual" projection of greenhouse gas emissions for the Year 2030 and Year 2050, an emissions reduction target consistent with the State's emissions reduction goals and an implementation plan identifying specific measures and a timeline for implementation of said measures to reach the reduction targets for Year 2030 and Year 2050; and

WHEREAS, the SEIR for File Nos. PGPA22-002 and PADV22-002 were circulated for a 45-day public review period and a notice of its availability was published in a local newspaper and posted in the Office of the Clerk of the Board of Supervisors of San Bernardino County; and

WHEREAS, by way of the 2022 CCAP's Implementation Plan, the City Council directs Staff to implement the 2022 CCAP's measures in phases; and

WHEREAS, the Staff has authority to revise and/or adjust said measures as required and provide yearly updates, led by the City's Sustainability Program Manager; and

WHEREAS, the CCAP meets the functional and legal mandate of a general plan; and

WHEREAS, on July 26, 2022, the Planning Commission of the City of Ontario conducted a duly noticed public hearing on the CCAP at which time all persons wishing to testify in connection with the CCAP were heard; and

WHEREAS, on July 26, 2022, the Planning Commission of the City of Ontario conducted a duly noticed public hearing on the SEIR and concluded said hearing on that date, voting (7-0) to recommend certification of the SEIR and adoption of Environmental Findings pursuant to the California Environmental Quality Act, a Statement of Overriding Considerations and a Mitigation Monitoring and Reporting to the City Council, issuing Resolution No. PC22-040; and

WHEREAS, on July 26, 2022, the Planning Commission of the City of Ontario conducted a duly noticed public hearing on the CCAP and concluded said hearing on that date, voting (7-0) to recommend approval of an update to the CCAP, an implementation component of The Ontario Plan to the City Council, issuing Resolution No. PC22-043; and

WHEREAS, on August 16, 2022, the City Council of the City of Ontario conducted a duly noticed public hearing on the CCAP at which time all persons wishing to testify were heard and the SEIR was fully studied; and

WHEREAS, all other legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Ontario, as follows:

SECTION 1. *Environmental Determination and Findings.* As the decision-making body for the Project, the City Council has reviewed and considered the information within Final Supplemental EIR and supporting documentation. Based on the entire record before the City Council and all written and oral evidence presented the City Council finds the CCAP complies with CEQA (Public Res. Code, § 2100 et seq.), the State CEQA Guidelines (14 CCR § 1500 et seq.), and the City's CEQA Guidelines. The City Council further finds that the TOP 2050 SEIR is hereby incorporated by this reference and that no substantial new information exists that would show that such impacts would be more significant than determined in the TOP 2050 SEIR.

SECTION 2. *Concluding Facts and Reasons.* As the decision-making body for the Project, the City Council has reviewed and considered the information within Final Supplemental EIR and supporting documentation and hereby concludes as follows:

(1) The 2022 CCAP meets the requirements of TOP 2050 SEIR and its mitigation measures and identifies goals and strategies to reduce GHG emissions 40 percent below 1990 levels by 2030 and 80 percent below 1990 levels by 2050; and

(2) The SEIR has been completed in compliance with CEQA and is consistent with state and local guidelines implementing CEQA; and

(3) The 2022 CCAP serves as the programmatic tiering document for review of the climate change impacts of projects under CEQA.

SECTION 3. City Council Action. Based upon the findings and conclusions set forth in Sections 1 and 2 above, the City Council APPROVES the update to the CCAP as set forth in Attachment "A" (2022 Community Climate Action Plan An Implementation Component of the Ontario Plan).

SECTION 4. Custodian of Records. The documents and materials that constitute the record of proceedings on which these findings have been based are located at the City of Ontario City Hall, 303 East "B" Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 5. Certification to Adoption. The City Clerk shall certify to the adoption of the Resolution.

PASSED, APPROVED AND ADOPTED this 16th day of August 2022.



PAUL S. LEON, MAYOR

ATTEST:



SHEILA MAUTZ, CITY CLERK

APPROVED AS TO FORM:



BEST BEST & KRIEGER LLP
CITY ATTORNEY

