

## **RESOLUTION NO. 23-006**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL APPROVING GENERAL PLAN AMENDMENT GPA2021-0005 TO AMEND THE GENERAL PLAN LAND USE MAP ON A 3.82-ACRE SITE FOR THE MONTEREY – CITY VENTURES (THE GATES) PROJECT (APNS 764-10-013 AND 764-10-015 FROM COMMERCIAL TO MIXED-USE FLEX**

**WHEREAS**, the project applicant City Ventures proposes to amend the General Plan land use designation from Commercial to Mixed Use Flex on an 3.82-acre site located on the southwest quadrant of Cochrane Road and Monterey Road (APNs 764-10-013 and 764-10-015); and

**WHEREAS**, the General Plan Amendment to amend the map was reviewed and found to be consistent with the 2035 General Plan; and

**WHEREAS**, an Initial Study/Mitigated Negative Declaration was prepared and found consistent with the California Environmental Quality Act (CEQA); and

**WHEREAS**, such request was considered and recommended for approval by the Planning Commission at its regular meeting of December 13, 2022; and

**WHEREAS**, such request was considered by the City Council at its regular meeting of February 15, 2023; and

**WHEREAS**, testimony received at a duly-noticed public hearing, along with exhibits and drawings and other materials have been considered in the review process.

### **NOW, THEREFORE, THE MORGAN HILL CITY COUNCIL DOES RESOLVE AS FOLLOWS:**

**SECTION 1.** The proposed General Plan Amendment is found to be consistent with the policies and provisions of the Morgan Hill 2035 General Plan as described in the staff report to the Planning Commission, incorporated herein by this reference.

**SECTION 2.** An Initial Study and Mitigated Negative Declaration (MND) was prepared in compliance with CEQA. The City Council of the City of Morgan Hill hereby finds that, on the basis of the whole record before it (including the initial study and any comments received), that there is no substantial evidence that the project will have a significant effect on the environment with the application of mitigation measures and that the Mitigated Negative Declaration reflects the Planning Commission's independent judgment and analysis, and that the Mitigated Negative Declaration was considered prior to action taken to adopt this Resolution.

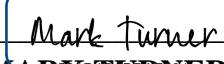
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**SECTION 3.** The City Council of the City of Morgan Hill adopts the General Plan Amendment application, GPA2021-0005: Monterey – City Ventures (The Gates).

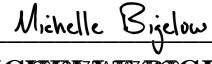
**PASSED AND ADOPTED** by the City Council of Morgan Hill at a Regular Meeting held on the 15<sup>th</sup> day of February 2023 by the following vote:

**AYES:**      **COUNCIL MEMBERS:**      **Gino Borgioli, Marilyn Librers,  
Yvonne Martinez Beltran, Mark Turner**  
**NOES:**      **COUNCIL MEMBERS:**      **Rene Spring**  
**ABSTAIN:**      **COUNCIL MEMBERS:**      **None**  
**ABSENT:**      **COUNCIL MEMBERS:**      **None**

**APPROVED:**

DocuSigned by:  
  
**Mark Turner**  
**MARK TURNER**, Mayor

**ATTEST:**

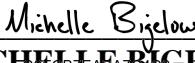
DocuSigned by:  
  
**Michelle Bigelow**  
**MICHELLE BIGELOW**, City Clerk

☒ CERTIFICATION ☒

I, Michelle Bigelow, City Clerk of the City of Morgan Hill, California, do hereby certify that the foregoing is a true and correct copy of Resolution No.23-006 adopted by the City Council at the meeting held on February 15, 2023.

**WITNESS MY HAND AND THE SEAL OF THE CITY OF MORGAN HILL**

**DATE:** 2/21/2023

DocuSigned by:  
  
**Michelle Bigelow**  
**MICHELLE BIGELOW**, City Clerk