

RESOLUTION NO. 2014-61

**RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MAMMOTH
LAKES, STATE OF CALIFORNIA, RESCINDING THE COMMUNITY
BENEFITS AND INCENTIVE ZONING (CBIZ) POLICY
(COUNCIL RESOLUTION 09-55)**

WHEREAS, on August 5, 2009 the Town Council adopted the Community Benefits and Incentive Zoning (CBIZ) Policy as Resolution 09-55; and

WHEREAS, the CBIZ Policy functions as a tool to help the Town consider and evaluate requests for legislative and discretionary amendments and is intended to serve as a “bridge” framework to be applied until Community Planning documents, including District Plans, the Trail System Master Plan, and the Parks and Recreation Master Plan, were completed; and

WHEREAS, a Townwide District Planning document was accepted by Town Council on August 3, 2011; and

WHEREAS, the Trail System Master Plan was adopted by Town Council on October 11, 2011; and

WHEREAS, the Parks and Recreation Master Plan was adopted by Town Council on February 1, 2012; and

WHEREAS, the Council desires to reduce uncertainty for project applicants and developers regarding the permit process; and

WHEREAS, each development project and permit is required to comply with the appropriate findings identified in the Town’s Municipal Code; and

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Mammoth Lakes, California, as follows:

1. That the Town Council finds the above recitations are true and correct.
2. The Town Council incorporates by reference all exhibits and attachments cited in this Resolution.

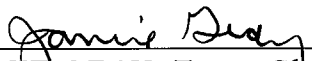
3. Pursuant to the requirements of the California Environmental Quality Act (CEQA), the Town Council makes the following finding: rescinding the CBIZ Policy would be exempt from CEQA pursuant to the General Rule, CEQA Guidelines 15061(b)(3), because there is no possibility that this action would have a significant effect on the environment.
4. The Town Council takes the following action: the CBIZ Policy shall be rescinded immediately.
5. The documents and other materials that constitute the record of proceedings upon which the Town Council's decision is based are located in the Town Offices of the Town of Mammoth Lakes, at 437 Old Mammoth Road, Suite R, Mammoth Lakes, California 93546 and Jamie Gray, Town Clerk, is hereby designated as the custodian of these records.

APPROVED AND ADOPTED THIS 1st day of October, 2014



JO BACON, Mayor

ATTEST:



JAMIE GRAY, Town Clerk

STATE OF CALIFORNIA)
COUNTY OF MONO) ss.
TOWN OF MAMMOTH LAKES)

I, JAMIE GRAY, Town Clerk of the Town of Mammoth Lakes, DO HEREBY CERTIFY under penalty of perjury that the foregoing is a true and correct copy of Resolution No. 14-61 adopted by the Town Council of the Town of Mammoth Lakes, California, at a meeting thereof held on the 1st day of October, 2014, by the following vote:

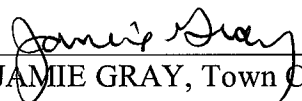
AYES: Councilmembers Fernie, Richardson, Wentworth, Mayor Pro Tem
 Raimondo, and Mayor Bacon

NOES: None

ABSENT: None

ABSTAIN: None

DISQUALIFICATION: None



JAMIE GRAY, Town Clerk