

RESOLUTION NO. 19-0088

A RESOLUTION OF THE MANHATTAN BEACH CITY COUNCIL ADOPTING THE MITIGATED NEGATIVE DECLARATION, WHICH INCLUDES THE MITIGATION MONITORING AND REPORTING PROGRAM, FOR THE AVIATION BOULEVARD AT ARTESIA BOULEVARD SOUTHBOUND TO WESTBOUND RIGHT TURN IMPROVEMENT PROJECT

THE MANHATTAN BEACH CITY COUNCIL HEREBY RESOLVES AS FOLLOWS:

SECTION 1. The Aviation Boulevard at Artesia Boulevard Southbound to Westbound Right Turn Improvement Project entails the widening of the west side of Aviation Boulevard north of the intersection at Artesia Boulevard to provide for a dedicated southbound to westbound 12.5-foot wide right-turn lane.

SECTION 2. The Project has been environmentally reviewed pursuant to the provisions of the California Environmental Quality Act (Public Resources Code Sections 21000, et seq. ("CEQA")), and the State CEQA Guidelines (California Code of Regulations, Title 14, Sections 15000, et seq.). An initial study ("IS") was prepared pursuant to State CEQA Guideline Section 15063. The initial study identified mitigatable effects in six environmental impact categories: Aesthetics, Air Quality, Cultural Resources, Hazards & Hazardous Materials, Noise, and Transportation and Traffic. In the Aesthetics category, construction related lighting that may be needed for any evening or night time construction work to minimize traffic impacts to Aviation and Artesia Boulevards will be minimized or glare shields will be utilized. In the Air Quality category, the contractor will be required to implement dust controls during construction. In the Cultural Resources and Hazards & Hazardous Materials categories, the potential environmental effects generally relate to the potential discovery of unanticipated cultural resources and hazards, such as contaminated soils, waste material in the soil. The archeological deposits will be mitigated through soil characterization analysis and mitigation plan as well as utilization of the services of a certified archeologist by the contractor. In the noise category, potential impacts relate to short-term construction noise that may increase ambient noise levels above applicable thresholds in the surrounding area will be mitigated by specialized equipment and operational adjustments by the Contractor. The Transportation and Traffic impacts will be mitigated by the contractor implementing a Traffic Management Plan. For each potential impact, the initial study and the City determined that revisions to the Project, which would be imposed as mitigation measures, reduce potential impacts to less than significant. Based on the information contained in the initial study, the City concluded that the Project could have a significant effect on the environment, but that implementation of mitigation measures would reduce such impacts to a less than significant level.

SECTION 3. Based upon this determination, a Draft Mitigated Negative Declaration ("MND") was prepared in accordance with CEQA Section 21080 (c)

and Section 15070 of the State CEQA Guidelines. The IS/MND was circulated to public agencies, interested organizations, and individuals for review from May 2, 2019, through May 31, 2019. Comments were submitted on the IS/MND during the public review period, via email and other written correspondence. These comments and responses to those comments have been included in the Final IS/MND. A Mitigation and Monitoring and Reporting Program (MMRP) has also been prepared.

SECTION 4. The Final IS/MND and the MMRP prepared for the Aviation Boulevard at Artesia Boulevard Southbound to Westbound Right Turn Improvement Project has been prepared and completed in compliance with the California Environmental Quality Act (CEQA). The Final IS/MND identified all potentially significant adverse environmental impacts and the identified mitigation measures would reduce these impacts to a less-than-significant level. All of the mitigation measures identified in the Final IS/MND are included in the MMRP and will be included in the construction contract for the Project.

SECTION 5 The City Council has considered the Final IS/MND and MMRP, along with all comments received and the responses to the comments that are contained in the Final IS/MND and MMRP. The City Council finds, in its independent judgment after considering all relevant evidence in the record of proceedings for the Project, including without limitation the information set forth in the Final IS/MND and MMRP, that there is no substantial evidence supporting a fair argument that the Project may actually produce any significant environmental impacts that cannot be mitigated to a less than significant level through implementation of those mitigation measures identified in the Final IS/MND and MMRP. Therefore, the City Council finds that the Project will not have a significant environmental effect. The City Council further finds that the Final IS/MND and MMRP reflects the Council's independent judgment and analysis.

SECTION 6 Based upon the foregoing, and after considering all of the evidence in the record, the City Council hereby adopts the Final IS/MND and the MMRP for the Aviation Boulevard at Artesia Boulevard Southbound to Westbound Right Turn Improvement Project.

SECTION 7. The City Clerk shall certify to the passage and adoption of this resolution, and shall maintain the record of proceedings upon which this decision is based. The City Engineer shall file the Notice of Determination with the County Clerk and the Office of Planning and Research.

ADOPTED on October 15, 2019.

AYES:

NOES:

ABSENT:

ABSTAIN:

NANCY HERSMAN
Mayor

ATTEST:

LIZA TAMURA
City Clerk