

E.3 Hearing to consider approval of a General Plan Amendment to incorporate by reference the Union City/Newark Local Hazard Mitigation Plan: Volume 1 and Newark's portion of Volume 2 into the General Plan – from Assistant City Manager Grindall. (RESOLUTION)

Background/Discussion – In 2016 the Cities of Union City and Newark and special districts within their operational areas embarked on a planning process to prepare for and lessen the impacts of specified natural hazards by creating the Union City/Newark Multijurisdictional Hazard Mitigation Plan (LHMP). Responding to federal mandates in the Disaster Mitigation Act of 2000, the partnership was formed to create a uniform hazard mitigation strategy that can be consistently applied and used to ensure eligibility for specified grant funding success.

The LHMP addresses the hazards that can affect an area, setting clear goals, identifying appropriate actions and following through with an effective mitigation strategy. Mitigation encourages long-term reduction of hazard vulnerability and can reduce the enormous cost of disasters to property owners and all levels of government. Mitigation can also protect critical community facilities, reduce exposure to liability, and minimize post-disaster community disruption.

The LHMP presents the accumulated information in a unified framework to ensure a comprehensive and coordinated plan covering the entire Union City/Newark Operational Area. Each jurisdiction has been responsible for the review and approval of their individual sections of the Plan. On July 27, 2017 the City Council approved the Union City/Newark Local Hazard Mitigation Plan: Volume 1 and Newark's portion of Volume 2.

General Plan Amendment - When federal officials declare a disaster area, the federal government pays 75% of the disaster costs. The rest of the costs are shared by the state and the affected local government. However Assembly Bill 2140 includes a provision that if a local jurisdiction's Local Hazard Mitigation Plan is incorporated into its General Plan by reference, no local match would be required. If the approved plan is incorporated into the General Plan Environmental Hazards Element, Newark would not be responsible to provide a local match for declared disaster response costs.

It is recommended to incorporate the LHMP to the General Plan and add the following language to the General Plan Environmental Hazards Element: "The Local Hazard Mitigation Plan, as it may be amended from time to time, is included by reference into the General Plan Environmental Hazards Element."

Attachment

Action - It is recommended that the City Council, by resolution, approve a General Plan Amendment (GP-17-13) to incorporate the Union City/Newark Local Hazard Mitigation Plan: Volume 1 and Newark's portion of Volume 2 into the Newark General Plan Environmental Hazards Element by reference.

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
NEWARK APPROVING A GENERAL PLAN AMENDMENT
(GP-17-13) TO INCORPORATE THE UNION CITY/NEWARK
LOCAL HAZARD MITIGATION PLAN: VOLUME 1 AND
NEWARK'S PORTION OF VOLUME 2 INTO THE NEWARK
GENERAL PLAN ENVIRONMENTAL HAZARDS ELEMENT
BY REFERENCE

WHEREAS, the Newark General Plan is a comprehensive statement of the goals, policies, and actions that will guide future growth and conservation in the City; and

WHEREAS, The Newark General Plan provides a vision for Newark's future and a strategy for achieving that vision and it will help Newark respond to changes in technology, transportation, demographics, the environment, and the economy during the coming decades; and

WHEREAS, The General Plan strives to preserve the things that matter the most to Newark residents while proactively shaping the City's future; and

WHEREAS, The Newark General Plan contains Newark's official policies on land use, transportation, housing, natural resources, parks, environmental hazards, economic development, public health, and community services; and

WHEREAS The Union City/Newark Local Hazard Mitigation Plan presents the accumulated information in a unified framework to ensure a comprehensive and coordinated plan covering the entire Union City/Newark Operational Area; and

WHEREAS, On July 27, 2017 the City of Newark approved the Union City/Newark Local Hazard Mitigation Plan: Volume 1 and Newark's portion of Volume 2; and

WHEREAS, the Planning Commission held a Public Hearing on August 22, 2017 and recommended that the City Council approve the proposed General Plan Amendment; and

WHEREAS, pursuant to California Government Code Sections 6061, 65090, 65091, 65094 and 65353, a public notice was published in The Tri City Voice on August 29, 2017; and

WHEREAS, the City Council held a Public Hearing on September 14, 2017 where the City Council considered approval of said General Plan Amendment.

NOW, THEREFORE, the City Council resolves as follows:

- a. That the City of Newark hereby amends the General Plan to incorporate by reference, as it may be amended from time to time, the Union City/Newark Local Hazard Mitigation Plan: Volume 1 and Newark's portion of Volume 2.
- b. That the General Plan be revised to add the following language: " The Local Hazard Mitigation Plan, as it may be amended from time to time, is included by reference into the Environmental Hazards Element."
- c. That the Council approves said amendment to the Newark General Plan as conducive to the health safety and welfare, and consistent with the land use practices of the City.