

**RESOLUTION NO. 3778**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTE SERENO  
ADOPTING THE MITIGATED NEGATIVE DECLARATION FOR TENTATIVE MAP  
FOR A FOUR (4) LOT SUBDIVISION LOCATED AT 18081 SARATOGA-LOS GATOS  
ROAD**

**WHEREAS**, Annette Seaborn has an application before the City of Monte Sereno ("City") for a Tentative Subdivision Map, for a 4-lot subdivision on a 0.96- acre site located at 18081 Saratoga-Los Gatos Road and bounded by residential uses to the north, east, west and south across Saratoga-Los Gatos Road; and

**WHEREAS**, the project site is comprised of one existing parcel, Assessor's Parcel Number 410-20-036 ("Subject Property"); and

**WHEREAS**, the subdivision of the Subject Property consists of four (4) lots, including three (3) residential lots and one (1) lot for a private cul-de-sac; and

**WHEREAS**, the City, as lead agency under the California Environmental Quality Act (Pub. Res. Code § 21000 et seq.) and the CEQA Guidelines (14 Cal. Code Regs. §§ 15000- 15387), has prepared an Initial Study to evaluate the potentially significant environmental effects of the Project; and

**WHEREAS**, the mitigation measures provided in the Initial Study would reduce significant impacts to a less than significant level and therefore, the Project with mitigation measures incorporated, would not have a significant effect on the environment; and

**WHEREAS**, the City prepared a Mitigated Negative Declaration for the Project pursuant to the requirements of CEQA Guidelines Section 15070; and

**WHEREAS**, the City prepared a Notice of Intent to Adopt the Mitigated Negative Declaration, and sent the notices along with the Mitigated Negative Declaration, to the State Clearinghouse on February 1, 2019 with an initial circulation and on February 26, 2020 with a recirculation; and

**WHEREAS**, the Notice of Intent for adoption of the Mitigated Negative Declaration, pursuant to the requirements of CEQA Guidelines Section 15072, was posted with the

Santa Clara County Clerk, on the City's website, and otherwise made available for public review on February 1, 2019 and again on February 26, 2020, and

**WHEREAS**, the Mitigated Negative Declaration was circulated for a 32-day public review period (State Clearinghouse 2018052014) initially, ending on March 4, 2019, and a revised Mitigated Negative Declaration was recirculated for a 34-day public review period (State Clearinghouse 2018052014) ending on March 30, 2020, and was made available for review pursuant to the requirements of CEQA Guidelines Section 15073; and

**WHEREAS**, several comments were received on the Mitigated Negative Declaration, and responses were prepared; and

**WHEREAS**, the City prepared a Mitigation Monitoring and Reporting Program ("MMRP"), pursuant to CEQA Guidelines Section 15097; and

**WHEREAS**, a public hearing on the Mitigated Negative Declaration was noticed pursuant to the requirements of the Monte Sereno Municipal Code and State Law and a duly noticed public hearing was held by the City Council of Monte Sereno on June 2, 2020.

**NOW THEREFORE, BE IT RESOLVED** by the City Council of Monte Sereno, as follows:

SECTION 1: The City Council of Monte Sereno hereby specifically makes the following findings:

1. The Mitigated Negative Declaration has been completed in compliance with CEQA and its implementing guidelines; and
2. On the basis of the whole record before the City Council, including the Initial Study and comments received on the Mitigated Negative Declaration, there is no substantial evidence that the Project as mitigated will have a significant effect on the environment; and
3. The Mitigated Negative Declaration reflects the City's independent judgement and analysis; and
4. Documents and other materials constituting the record of the proceedings upon which the City's decision and its findings are based are located at the Office of the City Clerk of the City of Monte Sereno, Monte Sereno City Hall, 18041 Saratoga - Los Gatos Road, Monte Sereno, California 95030.

SECTION 2: After careful consideration, the City Council of Monte Sereno hereby adopts the Mitigated Negative Declaration.

**PASSED AND ADOPTED** by the City Council of Monte Sereno on June 2, 2020 by the following vote:

AYES: Council Members Ellahie, Mayor Pro Tempore Leuthold and Mayor Lawler

NOES: Council Member Turner

ABSTAIN: Council Member LaBouve (Recused)

ABSENT:

DocuSigned by:  
By Liz Lawler  
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Mayor Liz Lawler

ATTEST: Gloisy Gonzalez-Langarica  
Gloisy Gonzalez-Langarica, Deputy City Clerk