

RESOLUTION NO. 2024-004

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHINO,
CALIFORNIA ADOPTING THE CITY OF CHINO 2021-2029 HOUSING
ELEMENT**

WHEREAS, the City has received a mandate from the State of California and the California Department of Housing and Community Development (HCD) to update the Housing Element of the General Plan, in order to set forth the City's strategy to preserve and enhance the community's residential character, expand housing opportunities for all economic sectors, and provide guidance and direction for local government officials in all matters related to housing; and

WHEREAS, on January 17, 2023, the City Council adopted an updated Housing Element, which included a program for the creation of an Affordable Housing Overlay and Mixed Use Overlay in order to accommodate Chino's share of the regional housing need for lower-income households; and

WHEREAS, following adoption, the Housing Element was sent to the California Department of Housing and Community Development (HCD), which requested amendments to the Housing Element before it could be certified; and

WHEREAS, on April 18, 2023, following a recommendation by the Planning Commission, the City Council adopted Section 20.09.090 of the Chino Municipal Code, establishing regulations and standards for the Affordable Housing Overlay and Mixed Use Overlay; and

WHEREAS, HCD reviewed Section 20.09.090, per the requirements of state law, and determined that revisions were required in order for the City to comply with the requirements in Housing Element law, particularly Government Code 65583.2; and

WHEREAS, City staff and the City's Housing Element consultant have worked closely with HCD to make revisions to the Housing Element and to Section 20.09.090, as well as Sections 20.04.030 and 20.21.340, in order to comply with state Housing Element laws. These amendments are included as a separate ordinance (Ordinance No. 2024-003); and

WHEREAS, on December 20, 2023, the Planning Commission held a duly noticed public hearing for the proposed 2021-2029 Housing Element changes and for PL23-0133 and adopted Resolution No. PC2023-035, reaffirming their recommendation for the City Council to adopt the 2021-2029 Housing Element and Municipal Code Amendments; and

WHEREAS, all provisions of the California Government Code and Chino Municipal Code related to the 2021-2029 Housing Element have been complied with, including a noticed public hearing; and

WHEREAS, the City Council has completed its study of the proposed amendments to the 2021-2029 Housing Element; and

WHEREAS, on November 5, 2024, the City Council held a duly-noticed public hearing and continued the Public Hearing to November 19, 2024 to consider all documentary and verbal

evidence concerning the amendments to the 2021-2029 Housing Element and closed the public hearing.

NOW, THEREFORE, the City Council of the City of Chino, California, does hereby FIND, DETERMINE, and RESOLVE as follows:

A. The foregoing recitals are true and correct and incorporated herein.

B. Based on substantial evidence, both written and oral, from the public hearing, the City Council makes the following findings and takes the following actions regarding the 2021-2029 Housing Element Update:

1. *CEQA Findings.* On January 4, 2022, the City Council adopted a Negative Declaration (State Clearinghouse No. 2021100569) for the 2021-2029 Housing Element update. The proposed amendments to the 2021-2029 Housing Element are sufficiently addressed in the Negative Declaration, and therefore no further environmental review is required.
2. *Findings For Non-Vacant Sites.* The City Council finds, pursuant to Government Code Section 65583.2(g)(2) and based on substantial evidence described in Section 4 and Appendix B of the 2021 – 2029 Housing Element, that any existing uses on sites identified to accommodate affordable housing are likely to be discontinued during the planning period, and therefore do not constitute an impediment to additional residential development during the period covered by the 2021-2029 Housing Element. Any sites identified to accommodate 2021-2029 RHNA need that have existing structures, improvements and/or activities demonstrate a likelihood for redevelopment during the 2021-2029 planning period. Parcels with existing uses or activities that were not likely to be discontinued during the planning period were generally removed if they had conditions suggesting continued use or activity during the planning period.
3. *Approval of 2021-2029 Housing Element.* The City Council hereby approves the updates 2021-2029 Housing Element. City Staff are permitted to make minor non-substantive technical edits, including fixing typos and/or grammatical errors, as necessary for final certification.
4. *Actions by the City Clerk.* The City Clerk is hereby directed to attest as to the adoption of this Resolution as of the date set forth below and forthwith transmit a copy of this Resolution, by regular mail, to the Applicant at the address of record set forth in the Application.

PASSED, APPROVED AND ADOPTED THIS 19TH DAY OF NOVEMBER 2024.

EUNICE M. ULLOA, MAYOR

ATTEST:

NATALIE GONZAGA, CITY CLERK

State of California)
County of San Bernardino) §
City of Chino)

I, Natalie Gonzaga, City Clerk of the City of Chino, do hereby certify the foregoing Resolution was duly adopted by the Chino City Council at a regular meeting held on the 19th day of November 2024, by the following votes:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

NATALIE GONZAGA, CITY CLERK