

RESOLUTION NO. 2026-93

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA
CERTIFICATION OF THE INITIAL STUDY, THE MITIGATED NEGATIVE
DECLARATION, AND MITIGATION MONITORING AND REPORTING
PROGRAM, INCLUDING ADOPTION OF ENVIRONMENTAL FINDINGS
PURSUANT TO CALIFORNIA ENVIRONMENTAL QUALITY ACT GUIDELINES,
PREPARED FOR THE PROPOSED CONSTRUCTION OF THE “BIKE PATH –
SAN JOSE CREEK,” FD428 CIP PROJECT FUND | CC2590 CIP | PROJECT NO.
58072**

WHEREAS, pursuant to the California Environmental Quality Act ("CEQA") (Public Res. Code, § 21000 et seq.), the State CEQA Guidelines (14 CCR §15000 et seq.) and the City of Pomona's Local CEQA Guidelines, the City of Pomona (the "City") is the lead agency for the Project, as the public agency with general governmental powers;

WHEREAS, the City, as lead agency, in compliance with Section 15070 of the CEQA Guidelines, an Initial Study (IS) was prepared to assess the potential effects of this project on the environment;

WHEREAS, the public comment period on the Notice of Intent (NOI) to adopt a Mitigated Negative Declaration (MND) was provided from May 11, 2026 to June 11, 2026. The comment period was advertised by publishing public notices in a newspaper of general circulation in the area affected by the Project on May 12, 2026. The City submitted the NOI to the Governor's Office of Land Use and Climate Innovation State Clearinghouse on May 11, 2026 (SCH No. 2026050416), and posted the NOI with the Los Angeles County Clerk for the local review period. The City placed copies of the MND at the City of Pomona City Hall and posted a copy online on the City of Pomona's website;

WHEREAS, the City did not receive comments regarding the MND from any agencies;

WHEREAS, the City did not receive comments regarding the MND from the general public;

WHEREAS, all of the findings and conclusions made by the City Council pursuant to this Resolution are based upon the oral and written evidence presented to it as a whole and not based solely on the information provided in this Resolution;

WHEREAS, environmental impacts identified in the MND as potentially significant but which the City finds can be mitigated to a level of less than significant, through the imposition of feasible mitigation measures identified in the MND and set forth herein, are described in Section 2 hereof;

WHEREAS, prior to taking action, the City Council has heard, been presented with, reviewed and considered all of the information in the administrative record, including the IS, MND, and all oral and written evidence presented to it during all meetings and hearings;

WHEREAS, the MND reflects the independent judgment of the City and is deemed adequate for

purposes of making decisions on the merits of the Project.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pomona, California as follows:

SECTION 1. CEQA FINDINGS. In compliance with Section 15070 of the CEQA Guidelines, an IS was prepared to assess the potential effects of this Project on the environment. At the Public Hearing of August 3, 2026, the City Council, exercising their independent judgment, reviewed the IS and determined that although the proposed Project could have a significant effect on the environment, the effects will be reduced to a level that is less than significant with the implementation of mitigation measures outlined in the MND.

SECTION 2. ENVIRONMENTAL IMPACTS MITIGATED TO A LEVEL OF LESS THAN SIGNIFICANT. The City Council hereby finds that the mitigation measures identified in the MND will avoid or substantially lessen the following potentially significant environmental impacts to a less than significant level. The potentially significant impacts and the mitigation measures, which will reduce them to a less than significant level, are as follows:

1. Biological Resources (BIO-1, BIO-2, BIO-3, BIO-4; Initial Study page 3-20)
2. Cultural Resources (CUL-1, Initial Study page 3-28)
3. Noise (NOI-1, NOI-2; Initial Study page 3-61)
4. Tribal Cultural Resources, (TCR-1, TCR-2, TCR-3; Initial Study page 3-80)

SECTION 3. CERTIFICATION OF THE MND. The City Council hereby finds and determines that the MND has been reviewed and considered in evaluating the proposed Project, that the MND is an accurate and objective statement that fully complies with CEQA, the State CEQA Guidelines, the City's Local CEQA Guidelines, and that the MND reflects the independent judgment of the City Council. The City Council hereby certifies the MND based on the following findings and conclusions:

1. CEQA Compliance: As the decision-making body for the Project, the City Council of the City of Pomona has reviewed and considered the information contained in the Findings and supporting documentation. The City Council determines that the Findings contain a complete and accurate reporting of the environmental impacts and mitigation measures associated with the Project. The Council finds that the MND was prepared in compliance with CEQA and that the City Council has complied with CEQA's procedural and substantive requirements.
2. Conclusions: All potentially significant environmental impacts from implementation of the proposed Project have been identified in the MND and with the implementation of the mitigation measures defined herein and set forth in the MND, will be mitigated to a less-than-significant level.

SECTION 4. CUSTODIAN OF RECORD. The documents and materials that constitute the record of proceedings on which these Findings have been based are located at the City of Pomona, 505 S.

Garey Avenue, Pomona, California. The custodian for these records is the Public Works Department. This information is provided in compliance with Section 21081.6 of the California Public Resources Code.

SECTION 5. RESOLUTION REGARDING STAFF DIRECTION. Staff are hereby directed to file a Notice of Determination with the County of Los Angeles within 5 working days after certification of the MND for the Project.

SECTION 6. The Mayor of the City of Pomona City Council shall sign this Resolution, and the City Clerk shall attest and certify to the passage and adoption of this Resolution and it shall become effective immediately upon its approval. The Secretary shall forward the original to the City Clerk.

PASSED, APPROVED AND ADOPTED this 3rd day of August 2026.

CITY OF POMONA:

Tim Sandoval
Mayor

APPROVED AS TO FORM:

ATTEST:

Sonia Carvalho
City Attorney

Karla Shipman, CMC
Acting City Clerk

I, HEREBY CERTIFY that the foregoing resolution was duly adopted by the City Council of the City of Pomona at a regular meeting thereof held on August 3, 2026 by the following vote of the Council:

AYES:

NOES:

ABSTAIN:

ABSENT:

Karla Shipman, CMC
Acting City Clerk