

RESOLUTION NO. 69,237-N.S.

AMEND THE BERKELEY GENERAL PLAN TO UPDATE REFERENCE TO THE  
LOCAL HAZARD MITIGATION PLAN (LHMP)

WHEREAS, the Council of the City of Berkeley has the authority to approve plans by reference into the General Plan; and

WHEREAS, the Council adopted the Disaster Mitigation Plan on June 22, 2004; and

WHEREAS, the Plan was updated in 2014; and

WHEREAS, the 2014 Plan has expired; and

WHEREAS, the adoption of a current LHMP as an appendix to the Disaster Preparedness and Safety Element of the City's General Plan will maintain the City's compliance with 44 CFR Part 201, Section 201.6, and Government Code 65302.6 requirements, and associated eligibility for mitigation grant funding; and

WHEREAS, City staff has collaborated with numerous partner representatives, scientists and hazard experts to develop a First Draft Plan; and

WHEREAS, from December 18, 2018 through February 28, 2019, the community and all City commissions and boards were invited to provide feedback on the First Draft Plan, and these comments were reviewed and incorporated into the Final Draft 2019 LHMP; and

WHEREAS, at its meeting on June 11, 2019, the State of California Board of Forestry and Fire Protection reviewed the Final Draft LHMP and the Disaster Preparedness and Safety Element of the General Plan and determined that they met requirements of Government Code 65302.5; and

WHEREAS, on September 20, 2019, the Federal Emergency Management Agency determined the Final Draft Plan to be eligible for final approval pending its adoption by the Berkeley City Council; and

WHEREAS, on October 23, 2019, the Disaster and Fire Safety Commission reviewed the Final Draft 2019 LHMP and voted unanimously to recommend adoption of the LHMP; and

WHEREAS, on November 6, 2019, the Planning Commission held a duly noticed Public Hearing to consider public input and comment on the Final Draft LHMP and to consider changes to the Disaster Preparedness and Safety Element of the General Plan to update the LHMP reference in the General Plan; and

WHEREAS the Planning Commission voted to recommend adoption of the LHMP;

WHEREAS, the City Council held a duly noticed public hearing on December 10, 2019; and

WHEREAS, the proposed amendment to the General Plan will allow the LHMP to be incorporated into the General Plan; and

WHEREAS, all documents constituting the record of this proceeding are and shall be retained by the City of Berkeley Planning and Development Department, Land Use Planning Division, at 2120 Milvia Street, Second Floor, Berkeley, California.

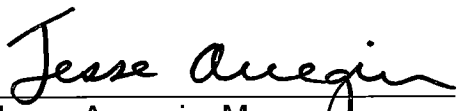
NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the General Plan is hereby amended to update the LHMP reference and to remove the reference to the update year; as shown in Exhibit A.

The foregoing Resolution was adopted by the Berkeley City Council on December 10, 2019 by the following vote:

Ayes: Bartlett, Droste, Hahn, Kesarwani, Robinson, Wengraf, and Arreguin.

Noes: None.

Absent: Davila and Harrison.

  
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Jesse Arreguin, Mayor

Attest:   
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Mark Numainville, City Clerk

**PROPOSED AMENDMENTS TO THE GENERAL PLAN TO UPDATE REFERENCE  
TO THE LOCAL HAZARD MITIGATION PLAN (LHMP)**

Changes would be made to the fifth paragraph on page S-3 of the Disaster Preparedness and Safety Element as follows:

*In 2004, the City adopted its first Hazard Mitigation Plan. It is part of the Disaster Preparedness and Safety Element of the General Plan. The City updated the Disaster Mitigation Plan in 2014 and renamed it the Local Hazard Mitigation Plan (LHMP). On 12/16/14, the City Council adopted the LHMP (by reference) into the General Plan. The LHMP will be updated periodically, as required by State and Federal regulations.*