RESOLUTION NO. 7589

A RESOLUTION OF THE SANTA PAULA CITY COUNCIL FORMALLY ADOPTING THE CITY'S FEDERAL EMERGENCY MANAGEMENT AGENCY-APPROVED LOCAL HAZARD MITIGATION PLAN, AS PART OF THE VENTURA COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN, AND AMENDING THE HAZARD AND PUBLIC SAFETY ELEMENT ('SAFETY ELEMENT') OF THE CITY OF SANTA PAULA 2040 GENERAL PLAN (PROJECT 2025-GPA-01) TO REFLECT THIS ADOPTION AND REQUIRED LANGUAGE, AND FINDING THE ACTION TO BE STATUTORILY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT UNDER PUBLIC RESOURCES CODE § 15183

The City Council of the City of Santa Paula does resolve as follows:

SECTION 1: The City Council finds and declares that:

A. In 2006, the state legislature passed Assembly Bill No. 2140 ("AB 2140"), allowing California counties and cities to be considered for additional state cost-share on eligible Public Assistance projects by adopting their current, FEMA-approved local hazard mitigation plans ("LHMP"s) into the Safety Element of their General Plan. This adoption, along with other requirements, makes the county or city eligible to be considered for part or all of its local-share costs on eligible Public Assistance projects to be provided by the state through the California Disaster Assistance Act ("CDAA").

B. For eligible Public Assistance projects, the typical local (non-federal) cost share is 25% of the total project cost. CDAA can allow the state to pay up to 18.75% of the non-federal share, that would otherwise fall upon the county or city, to pay for eligible Public Assistance projects once the legislature has passed a bill allowing additional state funding after a disaster occurs. Upon approval of the legislature, counties and cities that are AB 2140 compliant are also eligible to be considered for the remaining 6.25% local share to be funded by the state, essentially covering the entire local-share cost for eligible Public Assistance projects.

C. AB 2140 is not a requirement; it is an optional state incentive to help counties and cities become more resilient to natural hazards. As such, the City of Santa Paula is desirous of AB 2140 compliance.

D. There are multiple steps that must be completed before the California Office of Emergency Services ("Cal OES") can issue a letter of AB 2140 compliance. A jurisdiction must have:

1. Formally adopted their LHMP via resolution.

2. A current, FEMA-approved or approvable pending adoption (APA) LHMP.
3. Formally adopted their most current, approved LHMP into the Safety Element of their General Plan via resolution.
4. Included language within the Safety Element of their General Plan that references their LHMP.
5. Included a web link, appendix, or language within the Safety Element that directs the public to the most current, approved LHMP in its entirety.
6. E-mailed the link to the updated General Plan Safety Element web page along with the signed, adoption resolution(s) to the Cal OES AB 2140 inbox for review and approval.

E. Rather than enact a number of individual LHMP's that might otherwise compete for limited resources, in 2021, a coalition of Ventura County jurisdictions began a planning process to prepare for and lessen the impacts of specified natural hazards by pooling resources and creating a Multi-Jurisdictional Hazard Mitigation Plan ("MJHMP") that could be consistently applied to the defined Ventura County Planning Area ("VCPA"). This MJHMP could be used to ensure eligibility for specified grant funding sources.

F. The hazard identification and profiling in the MJHMP addressed the following natural hazards considered to be of significant importance within the VCPA, with each jurisdiction responsible for the review and approval of their respective section(s):

- Dam Failure Inundation
- Drought
- Earthquake
- Flooding (includes Levee Failures)
- Landslide & Mass Movements
- Sea Level Rise/Coastal Erosion (SLR)
- Severe Storms
- Severe Weather Events (Heat/Freeze Events)
- Tsunami
- Wildfire

G. The MJHMP accumulated this information into a unified framework to ensure a comprehensive and coordinated plan covering all organizational partners within the VCPA.

H. On August 17, 2022, the Santa Paula City Council unanimously adopted Resolution No. 7417, authorizing the adoption of relevant portions of the Ventura County MJHMP. This satisfied the requirement in Section D.1., listed above.

I. In January 2023, the Federal Emergency Management Agency ("FEMA")

notified the Ventura County Sheriff's Office of Emergency Services that they had received documentation from the Cities of Fillmore, Moorpark, Ojai, San Buenaventura, and Santa Paula, and the Channel Islands Beach Community Services District ("CIBCSD"), confirming their adoption of the *Ventura County Multi-Jurisdictional Local Hazard Mitigation Update 2022*, and confirming that these jurisdictions are in conformance with the Code of Federal Regulations, Title 44, Part 201, Section 6 (44 C.F.R. 201.6) until August 16, 2027, five years from the plan's original approval date. This satisfied the requirement in Section D.2., listed above.

J. In order to be fully compliant with AB 2140, the City of Santa Paula now must satisfy the above requirements in Sections D.3. and D.4., by formally adopting the FEMA-approved MJHMP into the Safety Element of the 2040 General Plan and making appropriate and required language changes to the Safety Element to reflect this adoption.

K. In early 2025, the Santa Paula Police Department Emergency Services Coordinator contacted the Planning Division to initiate a project application (2025-GPA-01) to complete the remaining steps for AB 2140 compliance.

L. The Planning Division completed its review and scheduled a duly noticed public hearing regarding this application before the Planning Commission on August 26, 2025.

M. On August 26, 2025 the Planning Commission unanimously adopted Resolution No. 3872, recommending the City Council approve a resolution formally adopting the City's FEMA-approved LHMP, as part of the Ventura County MJHMP, and amend the Hazard and Public Safety Element ('Safety Element') of the 2040 General Plan to reflect this adoption and required language, and find the action to be statutorily exempt from CEQA under Public Resources Code § 15183.

N. Based upon this resolution, the Planning Division scheduled a duly noticed public hearing before the City Council on October 1, 2025.

O. On October 1, 2025 the City Council opened a public hearing, received staff recommendation and public testimony, closed the public hearing, and adopted Resolution No. 7589, formally adopting the City's FEMA-approved LHMP, as part of the Ventura County MJHMP, and amending the Hazard and Public Safety Element ('Safety Element') of the 2040 General Plan to reflect this adoption and required language, and finding the action to be statutorily exempt from CEQA under Public Resources Code § 15183, because the amendment is consistent with the certified 2040 General Plan FEIR.

P. This Resolution, and its findings, are made based upon the evidence presented to the City Council at its October 1, 2025 hearing, including, without limitation, the staff report submitted by the Planning Division and

written and oral public comments.

SECTION 2: *Factual Findings*. The City Council finds that the following facts exist:

A. SPMC § 16.212.020 provides that the Planning Commission or City Council may at any time initiate an application to amend the General Plan, up to four (4) times per calendar year. This action represents the first amendment of the General Plan in the 2025 calendar year.

B. Per SPMC § 16.212.030, the Planning Commission shall act by resolution to recommend to the City Council approval, approval with modifications, or denial of the proposed application. A majority vote of the entire Planning Commission is required to recommend approval or approval with modifications. The Planning Commission voted unanimously to recommend approval to the City Council via Resolution No. 3872 on August 26, 2025.

C. Per SPMC § 16.212.040, the City Council shall then consider the Planning Commission's recommendation and act by resolution to approve or deny the application. A majority vote of the entire Council is required to amend the General Plan. The City Council voted to adopt Resolution No. 7589 to approve the application on October 1, 2025.

SECTION 3: *General Plan Amendment.* The General Plan shall be amended as follows:

1. The following language is added to Section 5, Hazards and Public Safety, under Part 1, Purpose and Legal Requirements, of Subsection A, Overview:

"Information regarding hazards and public safety planning presented in this Section reflects available data and plans in effect at the time of the last General Plan update (2040) or before. On October 1, 2025 the Santa Paula City Council adopted Resolution No. 7589, formally adopting the FEMA-approved 'Ventura County Multi-Jurisdictional Hazard Mitigation Plan – Update 2022' (available here in its entirety (large file, please allow sufficient time to load): https://www.spcity.org/DocumentCenter/View/6023/Ventura-County-Multijurisdictional-Hazard-Mitigation-Plan---2022-Update) into this Section, which supersedes any prior references to hazards and public safety planning contained herein. The Multi-Jurisdictional Hazard Mitigation Plan (MJHMP) for the Ventura County planning area, which includes the City of Santa Paula, was developed in accordance with the Disaster Mitigation Act of 2000 (DMA 2000) and followed FEMA's Local Hazard Mitigation Plan guidance. The MJHMP incorporates a process where hazards are identified and profiled, the people and facilities at risk are analyzed, and mitigation actions are developed to reduce or eliminate hazard risk. The implementation of these mitigation actions, which include both short

and long-term strategies, involve planning, policy changes, programs, projects, and other activities."

SECTION 4: *General Plan Amendment Findings.* SPMC § 16.212.050 requires the following findings to be made:

A. The Project is in the public interest, and there will be a community benefit resulting from the amendment given that:

1. Updating the Safety Element to include reference to the adopted MJHMP ensures interested parties will be directed to the most recent hazard mitigation and public safety planning for the City.

2. Including the proposed language in the Safety Element ensures the City is compliant with AB 2140, which makes the City eligible to be considered for additional state funding of local-share costs, essentially covering the entire local-share cost for eligible Public Assistance projects.

B. The Project is consistent with the goals, policies and objectives of the General Plan.

1. There is no change to the existing language, data tables, and exhibits in the Safety Element, only the addition of the proposed new language shown above.

C. The Project will not conflict with provisions of the Development Code.

1. The existing language in the Safety Element is compliant with the Development Code, and there is no change to the existing language, data tables, and exhibits in the Safety Element.

D. The Project will not adversely affect surrounding properties.

1. The 2040 General Plan is applicable citywide.

2. The MJHMP was developed in collaboration with neighboring jurisdictions in accordance with the Disaster Mitigation Act of 2000 (DMA 2000) and followed FEMA's Local Hazard Mitigation Plan guidance, with the intent of maximizing response capabilities across the region by pooling resources.

3. The addition of the proposed language to the Safety Element will not result in environmental impacts not otherwise addressed in the Environmental Impact Report (EIR) for the 2040 General Plan update, and is thus exempt from CEQA pursuant to Section 15183.

SECTION 5: *Environmental Review.* Pursuant to Section 15183 of the CEQA Guidelines, formal adoption of the FEMA-approved MJHMP and amendment of the 2040 General Plan Safety Element to include the proposed language is exempt from further review under the California Environmental Quality Act. These actions create no inconsistency with the development density established by the 2040 General Plan policies for which an

Environmental Impact Report was certified. Further there are no project-specific significant effects from these actions which are peculiar to the project, and the actions do not have the potential for significant or cumulative impacts not already addressed in the certified 2040 General Plan Environmental Impact Report.

SECTION 6: *Notice of Exemption.* The Secretary, or designee, is directed to file a Notice of Exemption in accordance with 14 CCR § 15062 and any other applicable laws.

SECTION 7: *Approval.* The City Council adopts the City's FEMA-approved Local Hazard Mitigation Plan, as part of the Ventura County Multi-Jurisdictional Hazard Mitigation Plan, and approves amending the Hazard and Public Safety Element ('Safety Element') of the City of Santa Paula 2040 General Plan to reflect this adoption and add the language in Section 3 above.

SECTION 8: The City Clerk is directed to certify a copy of this Resolution.

SECTION 9: This Resolution will become effective immediately upon adoption and remain effective unless superseded by a subsequent resolution.

PASSED AND ADOPTED this 1st day of October, 2025.

Pedro A. Chavez, Mayor

ATTEST:

Julie Latshaw, City Clerk

CITY OF SANTA PAULA INCORPORATED APRIL 22, 1902 VENTURA COUNTY, CA

APPROVED AS TO FORM:

Monica Castillo, City Attorney

CERTIFICATION

CITY OF SANTA PAULA)
COUNTY OF VENTURA) §
STATE OF CALIFORNIA)

I, Julie Latshaw, City Clerk of the City of Santa Paula, California, do hereby certify that the foregoing Resolution No. 7589 was dully passed and adopted by the City Council of the City of Santa Paula at the regular meeting thereof, held on the 1st day of October 2025, and was signed by the Mayor of said City, and that the same was passed and adopted by the following vote:

AYES: CHAVEZ, JUAREZ, CROSSWHITE, CORNEJO, ORNELAS

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Santa Paula, California this 1st day of October 2025.

CITY OF SANTA PAULA INCORPORATED APRIL 22, 1902 VENTURA COUNTY, CA

Julie Latshaw, CMC
City Clerk