

**CITY COUNCIL  
RESOLUTION NO. 03-23**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WHEATLAND APPROVING A  
GENERAL PLAN AMENDMENT TO THE CITY OF WHEATLAND HEALTH AND SAFETY  
ELEMENT**

**WHEREAS**, Section 65358 of the California Government Code provides for the amendment of all or part of an adopted General Plan; and

**WHEREAS**, the primary purpose of this General Plan Amendment is to ensure consistency between the City of Wheatland General Plan and Assembly Bill 2140; and

**WHEREAS**, Assembly Bill 2140 was passed in 2006 and allows California counties and cities to adopt a current, FEMA-approved, local hazard mitigation plan (LHMP) into the Health and Safety Element of the General Plan to be considered eligible for Public Assistance funding by the State through the California Disaster Assistance Act (CDAA); and

**WHEREAS**, on November 22, 2022, the Wheatland City Council voted to provide staff with direction to prepare a General Plan Amendment to establish consistency with Assembly Bill 2140; and,

**WHEREAS**, the Wheatland City Council duly gave notice of an emergency public hearing as required by law; and

**WHEREAS**, on January 10, 2023, the Wheatland City Council duly held an emergency public hearing on the matter, and received and considered evidence, both oral and documentary; and

**NOW, THEREFORE, BE IT RESOLVED** that the Wheatland City Council does hereby make the following findings for approval of the General Plan Amendment:

1. The proposed project conforms to the provisions and standards of the General Plan in that the proposed amendment is internally consistent with all other provisions of the General Plan and does not conflict with any of the previously adopted Goals, Policies and Programs of the General Plan; and
2. The proposed Amendment will implement the goals and objectives of the General Plan by clarifying the process used in the development of the City of Wheatland Health and Safety Element; and
3. The proposed Amendment will not be detrimental to the public interest, convenience, and general welfare of the City in that the Amendment will result in compliance with Assembly Bill 2140; and
4. Adoption of this Resolution is found to be exempt from the California Environmental Quality Act because the adoption of this Resolution is not a project; and

5. The Proposed General Plan Amendment will not require changes to or modifications of any other plans that the City Council adopted before the date of this resolution.
6. This Resolution shall take effect on January 10, 2023.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that the Wheatland City Council does hereby ADOPT the General Plan Amendment as shown in Exhibit A for compliance with Assembly Bill 2140.

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**I HEREBY CERTIFY** that the foregoing resolution was adopted by the Wheatland City Council at an emergency meeting on the 10<sup>th</sup> day of January 2023 by the following vote:

**AYES:** Shelton, Coe, McIntosh, Teter, West  
**NOES:**  
**ABSENT:**  
**ABSTAIN:**

  
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LISA THOMASON  
City Clerk