

**ASSOCIATION OF BAY AREA GOVERNMENTS
EXECUTIVE BOARD**

RESOLUTION NO. 06-13

FINAL PLAN BAY AREA

WHEREAS, the Association of Bay Area Governments (ABAG) is the regional planning agency for the San Francisco Bay Area; and

WHEREAS, California Government Code § 65080 et seq. requires ABAG, in conjunction with the Metropolitan Transportation Commission (MTC) to prepare and update a Sustainable Communities Strategy (SCS) every four years; and

WHEREAS, the SCS is subject to review and revision, pursuant to California Government Code § 65080; and

WHEREAS, beginning in January, 2011 ABAG and MTC commenced a comprehensive and coordinated planning process to develop an SCS as part of MTC's Regional Transportation Plan (RTP) update in conformance with all applicable federal and state requirements including Senate Bill 375; and

WHEREAS, as required by Senate Bill 375, the RTP incorporates the SCS prepared jointly by MTC and ABAG for the San Francisco Bay Area and the RTP/SCS is known as Plan Bay Area (Plan); and

WHEREAS, the Plan, including its SCS, which is attached hereto as Attachment A as revised pursuant to Attachment B, and incorporated herein as though set forth in length, contains an integrated set of public policies, strategies, and investments to maintain, manage, and improve the transportation system in the San Francisco Bay Area through the year 2040 and calls for development of an integrated land use and intermodal transportation system that facilitates the efficient, economic movement of people and goods; and

WHEREAS, pursuant to California Government Code § 65080(b)(2)(J), the Sustainable Communities Strategy shall not be interpreted as superseding the exercise of the land use authority of cities and counties and that nothing in said section shall require a city's or county's land use policies and regulations, including its general plan, to be consistent with the Regional Transportation Plan; and

WHEREAS, ABAG developed the Regional Growth Forecast for Jobs, Population and Housing through 2040 (Forecast) by working with local jurisdictions, and the Forecast projects growth based on existing land use plans and policies, and demographic and economic trends; and

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WHEREAS, pursuant to California Government Code § 65080(b)(2)(G), in preparing the Plan's SCS MTC and ABAG considered spheres of influence adopted by the Local Agency Formation Commissions within the San Francisco Bay Area; and

WHEREAS, pursuant to California Government Code § 65080(b)(2)(E), federal public participation requirements, and MTC's Public Participation Plan (MTC Resolution No. 3821), the Plan, including its SCS, was developed through a strategic, proactive, comprehensive public outreach and involvement program, which included: an adopted public participation plan; routine distribution of information to local/regional media; advertising in local and regional newspapers; distribution of public information materials, such as brochures and newsletters; a robust speakers bureau effort; a dedicated website; meetings with representatives from the each county board of supervisors and all city councils; noticed public hearings to receive testimony on the Plan, its SCS, and the Programmatic Environmental Impact Report (EIR); subregional workshops to facilitate public comment on the Plan; and interagency coordination and involvement; and

WHEREAS, pursuant to California Government Code § 65080(b)(2)(B), the Plan's SCS (i) identifies the general location of uses, residential densities, and building intensities within the region; (ii) identifies areas within the region sufficient to house all the population of the region, including all economic segments of the population, over the course of the planning period of the RTP taking into account net migration into the region, population growth, household formation and employment growth; (iii) identifies areas within the region sufficient to house an eight-year projection of the regional housing need for the region pursuant to California Government Code § 65584; (iv) identifies a transportation network to service the transportation needs of the region; (v) gathers and considers the best practically available scientific information regarding resource areas and farmland in the region as defined in subdivisions (a) and (b) of California Government Code § 65080.01; (vi) considers the state housing goals specified in California Government Code §§ 65580 and 65581; and (viii) allows the RTP to comply with Section 176 of the Federal Clean Air Act (42 U.S.C. § 7506); and

WHEREAS, pursuant to California Government Code § 65080(b)(2)(B), in preparing the Plan's SCS, ABAG was responsible for identifying the general location of uses, residential densities, and building intensities within the region; identifying areas within the region sufficient to house all the population of the region, including all economic segments of the population, over the course of the planning period of the RTP taking into account net migration into the region, population growth, household formation and employment growth; identifying areas within the region sufficient to house an eight-year projection of the regional housing need for the region pursuant to California Government Code § 65584; gathering and considering the best practically available scientific information regarding resource areas and farmland in the region as defined in subdivisions (a) and (b) of California Government Code § 65080.01; and considering the state housing goals specified in California Government Code §§ 65580 and 65581; and

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WHEREAS, pursuant to California Government Code § 65080(b)(2)(B), in preparing the Plan's SCS, MTC was responsible for identifying a transportation network to service the transportation needs of the region; and allowing the RTP to comply with Section 176 of the Federal Clean Air Act (42 U.S.C. Sec. 7506); and

WHEREAS, pursuant to California Government Code § 65080(b)(2)(B), in preparing the Plan's SCS, MTC and ABAG were jointly responsible for setting forth a forecasted development pattern for the region, which, when integrated with the transportation network, and other transportation measures and policies, will reduce the greenhouse gas emissions from automobiles and light trucks to achieve the greenhouse gas emission reduction targets adopted by the California Air Resources Board (CARB) for the San Francisco Bay Area; and

WHEREAS, CARB set the per capita greenhouse gas emission reduction targets for automobiles and light trucks for the San Francisco Bay Area at 7 percent by 2020 and 15 percent by 2035 from a 2005 base year; and

WHEREAS, as demonstrated in the Program EIR certified for the Plan, the SCS sets forth a forecasted development pattern for the region, which, when integrated with the transportation network, and other transportation measures and policies, will reduce the greenhouse gas emissions from automobiles and light trucks to achieve the regional greenhouse gas emission targets set by CARB for the region; and

WHEREAS, CARB held a meeting on June 27, 2013, in which CARB staff provided an update on the Plan and its staff preliminarily concluded that the Plan complies with the greenhouse gas emission reduction targets established by CARB for the San Francisco Bay Area; and

WHEREAS, prior to taking action on the Plan, ABAG has heard, been presented with, reviewed, and considered all of the information and data in the administrative record, including the Final Program EIR, and all oral and written evidence presented to it during all meetings and hearings; and

WHEREAS, Attachment B of this resolution, attached hereto and incorporated herein as though set forth at length, lists major revisions and corrections made to the draft Plan; and

WHEREAS, MTC and ABAG intend to assist implementing agencies in determining whether a proposed project qualifies for development incentives associated with the Plan by developing advisory guidelines for evaluating consistency; and

WHEREAS, the Legislature did not direct either MTC or ABAG to make Plan consistency determinations on behalf of implementing agencies, ~~unless assistance is requested by an implementing agency or issues of a regional scale are implicated,~~ MTC and ABAG do not intend to actively participate in the process of determining project consistency with the Plan; and

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WHEREAS, while the Plan is intended to promote and provide incentives for development of Priority Development Areas (PDAs) identified in the Plan, the Plan is not intended to create direct or indirect obstacles to a local government's decision to approve development projects that are not included in, or consistent with, PDAs identified in the Plan; and

WHEREAS, the ratio of projected jobs and housing in the Plan is not intended to act as a direct or indirect cap on development locations in the region; and

WHEREAS, the Plan is not intended to dictate local land use policy or development approvals; and

WHEREAS, the Plan is intended to increase housing choices by providing incentives for qualifying development projects; and

WHEREAS, adoption of the Plan is accompanied by certification that the Final Environmental Impact Report for the Plan complies with the California Environmental Quality Act (CEQA) (ABAG Resolution No. 05-13).

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NOW, THEREFORE, BE IT RESOLVED that the Association of Bay Area Governments certifies that the foregoing recitals are true and correct and incorporated by this reference; and be it further

RESOLVED, that ABAG finds that the Plan, including its SCS, meets the requirements of Senate Bill 375 (Steinberg, 2008) as codified in California Government Code § 65080, subdivision (b); and be it further

RESOLVED, that ABAG finds that the Plan, including its SCS, complies with the requirements of all other applicable laws; and be it further

RESOLVED, that ABAG does hereby adopt the Plan, including its SCS, and the Final 2040 Regional Growth Forecast for the San Francisco Bay Area, attached hereto as Attachment A, as revised pursuant to Attachment B and subject to additional minor or non-substantive technical corrections and editorial changes (Final Plan); and be it further

RESOLVED, that ABAG directs its staff to publish the Final Plan.

The foregoing was adopted by the Executive Board this 18th day of July, 2013.

Mark Luce
President

Certification of Executive Board Approval

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 18th day of July, 2013.

Ezra Rapport
Secretary-Treasurer

Approved as To Legal Form

Kenneth K. Moy
Legal Counsel

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ATTACHMENT A

Plan Bay Area and Final 2040 Regional Growth Forecast for the
San Francisco Bay Area

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ATTACHMENT B

Summary of Major Revisions and Corrections to the Draft Plan