

RESOLUTION NO. 2026-020

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FONTANA, CALIFORNIA, DECLARING, PURSUANT TO THE PREVIOUSLY ADOPTED MITIGATION NEGATIVE DECLARATION FOR THE FIRE STATION NO. 80 PROJECT, A PORTION OF CERTAIN REAL PROPERTY LOCATED AT 6585 CHERRY AVENUE A PUBLIC RIGHT-OF-WAY FOR STREET AND UTILITY PURPOSES AND ACCEPTING THE ROAD INTO THE CITY'S STREET SYSTEM.

WHEREAS, the City of Fontana ("City") is a municipal corporation duly organized and existing under the laws of the State of California; and

WHEREAS, the City acquired title to a parcel of certain real property located at 6585 Cherry Avenue within the City of Fontana, County of San Bernardino, commonly known as Assessor Parcel Number 0228-021-46 (the "Property"); and

WHEREAS, on October 11, 2022, the City of Fontana's Engineering Department ("Applicant") submitted an application for a Major Administrative Site Plan No. 22-050 ("ASP No. 22-050"), for the site and architectural review of a 14,663 square foot fire station, a 4,193 square foot training center and a 7,000 square foot training tower (six-stories)(collectively, the Fire Station No. 80 Project") on the Project Site; and

WHEREAS, pursuant to the California Environmental Quality Act (Public Resources Code §21000 et seq.) and the State CEQA Guidelines (California Code of Regulations, Title 14, §15000 et seq.) ("CEQA"), a Mitigated Negative Declaration analyzing all potential impacts of the Project was prepared for the City's consideration as lead agency under State CEQA Guidelines section 15063; and

WHEREAS, the Mitigated Negative Declaration ("MND") indicated that all potential environmental impacts from the Project would be less than significant with the incorporation of the identified mitigation measures in the Mitigation Monitoring and Reporting Program ("MMRP"); and

WHEREAS, February 6, 2024, to Public Resources Code section 21080, subdivision (c)(2), the Planning Commission approved and adopted the Final IS/MND and MMRP; and

WHEREAS, the Property will serve as the site for the new Fire Station No.80, which is essential to providing emergency services and public safety for the growing community; and

WHEREAS, the Property is located within the Westgate Specific Plan area, which establishes land use and infrastructure improvements necessary to support planned development and enhance traffic circulation; and

WHEREAS, the Westgate Specific Plan includes the widening of the roadway and infrastructure improvements along Cherry Avenue to accommodate increased traffic capacity, along with associated public infrastructure such as storm drains, sewer, streetlights, sidewalks, medians, and bike lanes; and

WHEREAS, the City now deems it necessary and in the public interest to formally declare a portion of the Property a public right-of-way for street and utility purposes, more particularly described in Exhibit A and depicted in Exhibit B, both of which are attached hereto and incorporated herein by this reference (“Right-of-Way”); and

WHEREAS, pursuant to Section 1806 of the California Streets and Highways Code, the City Council deems it necessary and in the public interest to formally accept said portion of the Property into the City’s street system.

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

Section 1. Recitals. The above recitals are true, correct and by this reference incorporated herein.

Section 2. CEQA. Consistent with CEQA and the State CEQA Guidelines an MND was prepared Fire Station No. 80 Project. The Planning Commission adopted the MND and approved the MMRP for the Project and, based on the CEQA Sections 15162 through 15164, staff has determined that, with regard to the declaration of public right-of-way and acceptance into City street system, none of the criteria requiring a subsequent environmental document have been met and that further environmental analysis is not required. The Planning Commission directed staff to file a Notice of Determination with the San Bernardino County Clerk and the Office of Planning and Research within five (5) working days of approval of the Project.

Section 3. Declaration of public right-of-way and acceptance into City street system. The Right-of-Way as described in **Exhibit A** and depicted on **Exhibit B** is hereby declared, designated and established as a public right-of-way of the City of Fontana for street and utility purposes. Additionally, said public right-of-way is hereby formally accepted into the street system of the City.

Section 4. Publication. The City Clerk shall cause this Resolution, including Exhibits A and B, to be recorded in the Official Records of the San Bernardino County Recorder.

Section 5. Effective Date. This Resolution shall become effective immediately.

Section 6. Severability. If any provision of this Resolution or the application of any such provision to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end, the provisions of this Resolution are

severable. The City Council declares that it would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

Section 7. Certification. The City Clerk shall certify to the adoption of this Resolution.

Section 8. Custodian of Records. The documents and materials that constitute the record of proceedings on which this Resolution is based are located at the City Clerk's office located at 8353 Sierra Avenue, Fontana, CA 92335. The custodian of records is the City Clerk.

APPROVED AND ADOPTED this 14th day of April, 2026.

READ AND APPROVED AS TO LEGAL FORM:

City Attorney

I, Germaine Key, City Clerk of the City of Fontana, California, do hereby certify that the foregoing Resolution is the actual Resolution duly and regularly adopted by the City Council at a regular meeting of said City Council on the 14th day of April, 2026, by the following vote to-wit:

AYES:
NOES:
ABSENT:
ABSTAIN:

City Clerk of the City of Fontana

Mayor of the City of Fontana

ATTEST:

City Clerk