

Appendix O. 2011 City of Chino GHG Settlement Agreement

Appendix

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Attachment 1

SETTLEMENT AND RELEASE AGREEMENT

Exhibit "E": Climate Impact Study Process

- I. Staff shall do all of the following:
 - A. Require an analysis of the GHG emissions attributable to the proposed project--whether directly, indirectly, or cumulatively--based on a threshold of significance of 900 metric tons per year of GHGs according to their CO2 equivalent (CO2e).
 - B. Require an analysis of feasible measures that would reduce GHG emissions attributable to the project to a level of insignificance, including but not limited to energy conservation; water conservation; and transit, pedestrian, and bicycle access.
 - C. Formulate recommended conditions of approval and mitigation measures pursuant to CEQA that could be imposed on the project in order to reduce GHG emissions from the project.
- II. The final decision-maker (whether the Planning Commission, the City Council, or otherwise) shall do all of the following:
 - A. Review and consider the analysis and recommendations of CITY's staff required by Section I (above) and conduct at least one public hearing thereon prior to approval of the project (though this hearing may be folded into the hearing on the merits of the project itself).
 - B. Consider the feasibility of imposing conditions of approval, including mitigation measures pursuant to CEQA, based on the analysis and recommendations of CITY's staff prepared pursuant to Section I (above) for each covered project.
 - C. Consider including in every project and in every development agreement that CITY approves a requirement that all such approvals be subject to ordinances and enactments adopted after the effective date of the approvals, where such ordinances and enactments are part of the Climate Action Plan.
- III. CITY shall complete the foregoing Climate Impact Study Process prior to the first discretionary approval for the development project or agreement in question.