

ORDINANCE NUMBER O- 18012 (NEW SERIES)

ADOPTED ON NOV 29 1993

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 9, DIVISION 2, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 69.0208, 69.0211 AND 69.0212 RELATING TO THE PROCEDURES FOR IMPLEMENTATION OF CEQA AND THE STATE CEQA GUIDELINES.

WHEREAS, May 18, 1993, has been declared "Regulatory Relief Day"; and

WHEREAS, one purpose of Regulatory Relief Day is to streamline and consolidate where appropriate, the City's land use regulatory and environmental procedures; and

WHEREAS, the Planning Department has reviewed San Diego Municipal Code sections 69.0208, 69.0211 and 69.0212 having to do with the procedures for implementation of CEQA and the State CEQA Guidelines and has suggested several amendments to the code section to streamline the regulatory process; NOW, THEREFORE,

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter VI, Article 9, Division 2, of the San Diego Municipal Code be and the same is hereby amended by amending Sections 69.0208, 69.0211 and 69.0212, to read as follows:

SEC. 69.0208 Public Review and Comment

Other public agencies and members of the public shall have the following time periods to review and

comment on draft environmental impact reports and supplements, negative declarations and addenda:

A. and B. [No changes.]

C. Addenda

All addenda for environmental documents certified more than three years previously shall be distributed for public review for fourteen (14) calendar days along with the previously certified environmental impact report or negative declaration pursuant to section 69.0211; provided, however, that this review period for the addenda shall not extend the time for action beyond that required under law, and provided further that the failure to allow review of addenda or allow sufficient time to review addenda shall not invalidate any discretionary agency approval based upon an addendum under review.

D. and E. [No changes.]

SEC. 69.0211 Addenda to Environmental Reports

DEP shall be responsible for determining whether to prepare an addendum to an environmental impact report or negative declaration pursuant to Section 15164 of the State CEQA Guidelines. These may be prepared provided no substantial changes have occurred pursuant to CEQA Guidelines section 15162 which require an environmental document, addenda for environmental documents certified more than three (3) years previously shall be distributed by DEP for public review for a fourteen (14) calendar day period, along

with the previously certified Environmental Impact Report or negative declaration. DEP shall evaluate written comments on draft addenda in accordance with Section 15088 of the State CEQA Guidelines and incorporate the comments and responses into the final addenda and record. Failure by DEP to provide all or a portion of the review period shall not preclude discretionary action on the project when necessary to avoid conflict with time limits imposed by law.

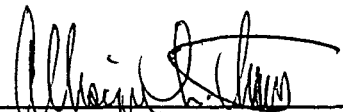
SEC. 69.0212 Final Report Distribution and Review

DEP shall make all final environmental reports available to the public and decision makers at least fourteen (14) calendar days prior to the first public hearing or discretionary action on the project. DEP shall also mail copies of final environmental reports to the public, including but not limited to community planning groups or others, as appropriate, no later than fourteen (14) calendar days prior to the first public hearing or discretionary action. Pursuant to Public Resources Code section 21092.5, DEP shall provide a final environmental impact report to a public agency that commented on the draft document ten (10) days prior to certification of the Document. No comments shall be solicited and no written responses to comments on final environmental reports shall be prepared. The intent of this review period is to provide other public agencies, the public, and the decision makers the opportunity to review the final

report prior to the first public hearing or discretionary action on the project. Notwithstanding, failure to provide this fourteen (14) calendar day review period shall not be treated as a procedural defect and shall not preclude discretionary action on the project when necessary to avoid conflict with time limits imposed by law.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By 

Allisyn L. Thomas
Deputy City Attorney

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04/28/93
07/16/93 COR.COPY
Or.Dept:Plan.
O-93-149
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Passed and adopted by the Council of The City of San Diego on **NOV 29 1993**
 by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
George Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Stallings	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Juan Vargas	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

SUSAN GOLDING
 Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.

By *Juana Lopez*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

NOV 08 1993

NOV 29 1993

, and on

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.

(Seal)

By *Juana Lopez*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance **0-18012** NOV 29 1993
 Number Adopted

RECEIVED

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CITY CLERKS OFFICE
SAN DIEGO, CA

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JUL 29 1993

JUL 29 1993

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JUL 29 1993

CERTIFICATE OF PUBLICATION

RECEIVED
CITY CLERK'S OFFICE
93 DEC 15 AM 9:36
SAN DIEGO, CALIF.

OFFICE OF THE CITY CLERK
2ND FLOOR
CITY ADMINISTRATION BUILDING
202 C STREET
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 9,...

I, Corey Donahue, am a citizen of the United States and a resident of the county aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

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AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 9, DIVISION 2, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 69.0208, 69.0211 AND 69.0212 RELATING TO THE PROCEDURES FOR IMPLEMENTATION OF CEQA AND THE STATE CEQA GUIDELINES.
This ordinance amends The City of San Diego's Procedures for Implementation of CEQA and the State CEQA Guidelines by changing the periods set aside for public review of addenda and final environmental documents.
A complete copy of this ordinance is on file in the office of the City Clerk, City Administration Building, 202 C Street, 2nd floor, San Diego, CA 92101.
INTRODUCED ON NOV 08 1993
Passed and adopted by the City of San Diego on NOV 29 1993
AUTHENTICATED BY: SUSAN GOLDING
Mayor of The City of San Diego, CA
CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, CA
By Linda Luqano, Deputy
(SEAL)
Pub. Dec. 13
285775

ORDINANCE NUMBER O-18012 (NEW SERIES)

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

DEC. 13

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 13th day of DEC., 19 93.

Corey Donahue

(Signature)

2 1/8" x 2 = \$ 56.32