

RESOLUTION NUMBER R- 305088

DATE OF FINAL PASSAGE JUL 22 2009

A RESOLUTION ELECTING TO EXEMPT THE CITY OF SAN DIEGO FROM THE CONGESTION MANAGEMENT PROGRAM [CMP].

WHEREAS, in 1989 the legislature required urban regions to implement a Congestion Management Program [CMP] to measure the performance of the region's transportation system and identify deficiencies; and

WHEREAS, local agencies are required to prepare Deficiency Plans for CMP freeways, highways & arterials operating at less than Level of Service E within their jurisdiction; and

WHEREAS, the City of San Diego [City] could potentially lose a portion of City allocated gas tax funds (in Fiscal Year 2009 approximately \$6.6 million from Section 2105 Streets & Highway Code, of a total of \$20 million) if Deficiency Plans are not completed on time; and

WHEREAS, the required Deficiency Plans would cost the City between \$600,000 and \$1,000,000 to produce; and

WHEREAS, the Regional Transportation Plan (RTP), as administered by SANDAG, is the primary tool to provide solutions to regional congestion; and

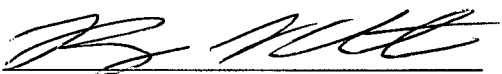
WHEREAS, SANDAG will continue to comply with Federal congestion management provisions; and

WHEREAS, in 1996, the legislature allowed an option for regions to opt out of CMP without negative consequences; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the City elects to be exempt from the Congestion Management Program.

BE IT FURTHER RESOLVED, that this activity is not a project and therefore exempt from California Environmental Quality Act [CEQA] pursuant to State Guidelines, Section 15060 (c)(3).

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Ryan Kohut  
Deputy City Attorney

RK:sc  
06/30/09  
Or.Dept:E&CP  
R-2009-1363

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 14 2009.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 7-22-09  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor