

Item 104- April 30, 2013

(R-2013-592)

subitem B

RESOLUTION NUMBER R- 308130

DATE OF FINAL PASSAGE MAY 16 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE SALE TO SCI CALIFORNIA FUNERAL SERVICES, INC., OF CERTAIN CITY-OWNED SURPLUS REAL PROPERTY IN BONITA, IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15312.

WHEREAS, the City of San Diego (City) has entered into a Purchase and Sale Agreement, on file in the Office of the City Clerk as Document No. <sup>RR.</sup> 308129, with SCI California Funeral Services, Inc., a California corporation, for that certain surplus real property in the Bonita area owned by City which was formerly used as a right-of-way for water pipeline and which is now surrounded by the Glen Abbey Memorial Park & Mortuary (Sale); and

WHEREAS, the California Environmental Quality Act (CEQA) (Public Resources Code section 21000 et seq.), section 21084, states that the CEQA Guidelines thereto (California Code of Regulations, Title 14, Chapter 3, Section 15000 et seq.) shall list those classes of projects which have been determined not to have a significant effect on the environment and which shall be exempt from CEQA; and

WHEREAS, pursuant to that authority, CEQA Guidelines sections 15300-15333 list the categorical exemptions promulgated by the California Office of Planning and Research and

adopted by the Secretary of the California Natural Resources Agency for those classes of Projects which have been determined not to have a significant effect on the environment; and

WHEREAS, the Development Services Department has established that the Sale is categorically exempt from CEQA pursuant to CEQA Guidelines section 15312 and that no exception to the exemption, as set forth in CEQA Guidelines section 15300.2, applies to the Sale; and

WHEREAS, the Council of the City of San Diego has considered the potential environmental effects of the Sale, and

WHEREAS, on APR 30 2013, the City Council held a duly-noticed public meeting and considered the written record for the Sale as well as public comment; and

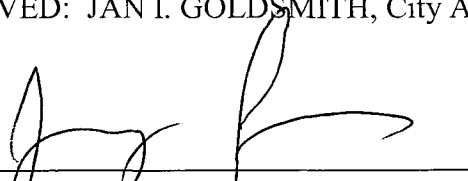
WHEREAS, the Council of the City of San Diego, using its independent judgment, has determined that the Sale will not have a significant effect on the environment because the foreseeable uses of the subject surplus real property by SCI California Funeral Services, Inc., will involve either negligible or no expansion of existing uses of the land and the surrounding land, and will involve minor alterations to land with negligible or no permanent effects on the environment; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the sale of the 1.79 acres of City-owned surplus real property surrounded by the Glen Abbey Memorial Park & Mortuary, pursuant to that certain Purchase and Sale Agreement on file in the Office of the City Clerk as Document No. RR- 308129, is categorically exempt from CEQA

pursuant to CEQA Guidelines section 15312 and that an exception to the exemption does not apply under CEQA Guidelines section 15300.2.

APPROVED: JAN I. GOLDSMITH, City Attorney

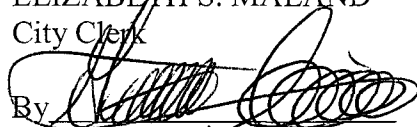
By

  
\_\_\_\_\_  
Jeremy M. Fonseca  
Deputy City Attorney

JMF:mcm  
April 15, 2013  
Or.Dept: READ  
Doc. No. 533384

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of ~~APR 30 2013~~.

ELIZABETH S. MALAND  
City Clerk

By   
\_\_\_\_\_  
Deputy City Clerk

Approved: 5/16/13  
(date)

  
\_\_\_\_\_  
BOB FILNER, Mayor

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

\_\_\_\_\_  
BOB FILNER, Mayor

Passed by the Council of The City of San Diego on APR 30 2013, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
District 4 (Vacant)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

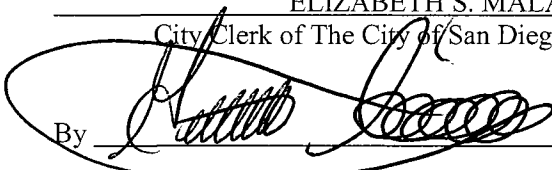
Date of final passage MAY 16 2013

AUTHENTICATED BY:

BOB FILNER  
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California  
Resolution Number R- 308130