

Item # 330-May 14

(R-2013-641)

RESOLUTION NUMBER R- 308191

Sub item B

DATE OF FINAL PASSAGE MAY 16 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE LEASE AGREEMENT WITH HOUSING DEVELOPMENT PARTNERS OF SAN DIEGO, WITH REGARD TO THE SAN DIEGO SQUARE PROPERTY LOCATED AT 910 C STREET, SAN DIEGO, CALIFORNIA, IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15301.

WHEREAS, the City of San Diego (City) has entered into a lease amendment, on file in the Office of the City Clerk as Document No. PR 308190 (Lease), with Housing Development Partners of San Diego, a California nonprofit public benefit corporation (HDP), with regard to certain City-owned real property located at 910 C Street, San Diego, California 92101 (Property), consisting of approximately 60,000 square feet of improved land bound by 9th Avenue, 10th Avenue, Broadway and C Street, and commonly known as "San Diego Square"; 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 Lease is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 and that no exception to the exemption, as set forth in CEQA Guidelines section 15300.2, applies to the Lease; and

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

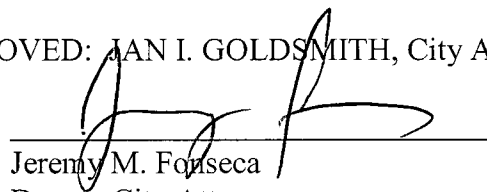
WHEREAS, the City Council held a duly-noticed public meeting and considered the written record for the Lease as well as public comment; and

WHEREAS, the Council of the City of San Diego, using its independent judgment, has determined that the Lease will not have a significant effect on the environment because the foreseeable uses of the Property pursuant to the Lease will involve negligible and no expansion of existing uses of the Property by HDP; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the lease agreement on file in the Office of the City Clerk as Document No. RR-308190, with Housing Development Partners of San Diego, a California nonprofit public benefit corporation, for that certain City-owned and improved real property located at 910 C Street, San Diego, California 92101 (Property), and commonly known as "San Diego Square," is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 and that an exception to the exemption does not apply under CEQA Guidelines section 15300.2.

APPROVED: JIAN I. GOLDSMITH, City Attorney

By


Jeremy M. Fonseca
Deputy City Attorney

JMF:mm

April 30, 2013

Or.Dept:Real Estate Assets Dept.

Doc. No. 554373

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 14 2013

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 5/16/13
(date)


BOB FILNER, Mayor

Vetoed: _____
(date)

BOB FILNER, Mayor

MAY 14 2013

Passed by the Council of The City of San Diego on _____, 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.

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

(Seal)

By , Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- <u>308191</u>