

Sub Item-101B  
Tue, 25<sup>th</sup> 2013  
(R-2013-761)

RESOLUTION NUMBER R- 308300

DATE OF FINAL PASSAGE JUL 11 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE SALE OF CERTAIN CITY-OWNED REAL PROPERTY IN DEL DIOS TO THE DEL DIOS MUTUAL WATER COMPANY 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 Real Estate Purchase and Sale Agreement, on file in the Office of the City Clerk as Document No. R-308300, with Del Dios Mutual Water Company, a California corporation, for that certain real property consisting of approximately 20,770 square feet of land identified as Assessor's Parcel Numbers 238-050-03 and 238-050-04 (Property), located in the unincorporated Del Dios area of the County near Escondido (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 (City Council) has considered the potential environmental effects of the Sale, and


WHEREAS, 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 City Council, using its independent judgment, has determined that the Sale will not have a significant effect on the environment because the Sale is categorically exempt from CEQA as a surplus government property sale, in accordance with CEQA Guidelines Section 15312; the subject property will not necessarily be used for any certain purpose in the future and no specific planning or development plan exists informing such future uses; and any future development constituting a project on the subject property after the Sale would undergo environmental review at the appropriate time once sufficient details regarding any such development are actually available, in accordance with CEQA Guidelines Section 15004; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the sale of real property consisting of approximately 20,770 square feet of land identified as Assessor's Parcel Numbers 238-050-03 and 238-050-04, located in the unincorporated Del Dios area of the County near Escondido, pursuant to that certain Real Estate Purchase and Sale Agreement on file in the Office of the City Clerk as Document No. RL 308300, 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.

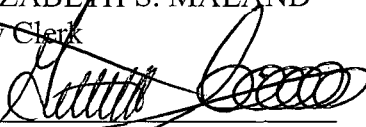
APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Jeremy M. Fonseca  
Deputy City Attorney

JMF:mcm  
6/5/2013  
Or.Dept: Real Estate Assets Dept.  
Doc. No.: 575059

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of ~~JUN 25 2013~~

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 7/11/13  
(date)

  
BOB FILNER, Mayor

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

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

Passed by the Council of The City of San Diego on JUN 25 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"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

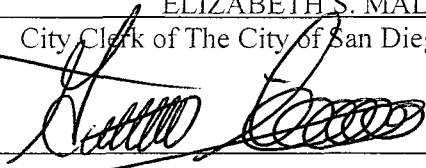
Date of final passage JUL 11 2013.

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- 308300