

Item # 103:
Subitem B
(R-2013-799)
MON, 7/15/13

RESOLUTION NUMBER R- 308352

DATE OF FINAL PASSAGE JUL 30 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT ACCEPTING FUNDS FROM HIGHWAY SAFETY IMPROVEMENT PROGRAM FOR THE ULRIC STREET FASHION HILLS TO DAVID STREET, K-RAIL PROJECT IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO EXEMPTION 15301.

WHEREAS, Transportation Engineering staff proposed the installation of a concrete barrier in the center of the road, installation of sidewalk on the east side of Ulric Street, and installation of pedestrian ramps to meet ADA standards; and

WHEREAS, the California Environmental Quality Act (CEQA), Public Resources Code section 21084, states that the CEQA Guidelines 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 for those classes of projects which have been determined not to have a significant effect on the environment; and

WHEREAS, the Council of the City of San Diego has considered the potential environmental effects of the construction on Ulric Street Fashion Hills to David Street, K-rail; and

WHEREAS, on JUL 15 2013, the City Council held a duly noticed public meeting and considered the written record for the project as well as public comment; and


WHEREAS, the Council of the City of San Diego, using its independent judgment, has determined that the project will not have a significant effect on the environment because it involves a minor alteration to existing facilities with negligible or no expansion of use;

NOW, THEREFORE,

BE IT RESOLVED, that the construction on Ulric Street Fashion Hills to David Street, K-rail is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301.

BE IT FURTHER RESOLVED, that the Council of the City of San Diego has determined that an exception to the exemption as set forth in CEQA Guidelines section 15300.2 does not apply.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 

Ryan P. Gerrity
Deputy City Attorney

RPG:cfq
6/27/2013
Or.Dept:Transportation & Storm Water
CC No.: N/A
Doc. No.: 586693

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 15 2013.

ELIZABETH S. MALAND
City Clerk

By *Mary Gorman*
Deputy City Clerk

Approved: *7/26/13*
(date)

Bob Filner
BOB FILNER, Mayor

Vetoed: _____
(date)

BOB FILNER, Mayor

This resolution, as passed by the Council on July 15, 2013, is effective July 30, 2013, which represents the day this resolution was returned to the Office of the City Clerk with the Mayor's signature of approval.

JUL 15 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"/>
Myrtle Cole	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUL 30 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 *Mary Zunaya*, Deputy

<p>Office of the City Clerk, San Diego, California</p> <p>Resolution Number R- <u>308352</u></p>
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