

RESOLUTION NUMBER R- 308372

DATE OF FINAL PASSAGE JUL 30 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE APPROVAL OF THE FIRST AMENDMENT TO FLAT RATE LEASE WITH SAN DIEGO INDOOR SOCCER, INC. IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15301

WHEREAS, the City of San Diego (City) is amending a lease on file in the Office of the City Clerk as Document No. RR-298552 (Lease), with San Diego Indoor Soccer, Inc., a California corporation, for that certain real property consisting of approximately 92,500 square feet of rooftop area of the University Heights Reservoir located at 2720 Howard Avenue, San Diego (Property); and

WHEREAS, this lease amendment referred to as the First Amendment to Flat Rate Lease, which is on file in the Office of the City Clerk as Document No. ^{RR} 308371, authorizes a nine (9) year extension of the Lease along with the use and reconfiguration of the Property for additional soccer fields within the same footprint of the Property (Lease Amendment); 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 Amendment is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 (Existing Facilities) and that no exception to the exemption, as set forth in CEQA Guidelines section 15300.2, applies to the Lease Amendment; and


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

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

WHEREAS, the Council of the City of San Diego, using its independent judgment, has determined that the Lease Amendment will not have a significant effect on the environment because the Lease Amendment is categorically exempt from CEQA as an existing facility in accordance with CEQA Guidelines section 15301; the Lease Amendment will involve the extension of the Lease of the Property, an existing public structure, where there will be negligible or no expansion of the existing use of the Property; and

BE IT RESOLVED, that the Council of the City of San Diego determines using its independent judgment that the Lease Amendment is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 and that an exception to the exemption does not apply.


APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Kenneth R. So
Deputy City Attorney

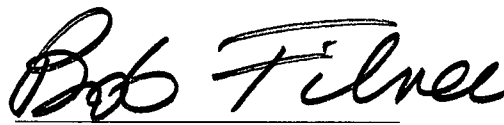
KRS:nja
06/26/13
Or. Dept: READ
Doc. No. 586887
Comp. R-2013-811

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 7/23/13.

ELIZABETH S. MALAND
City Clerk


By _____
Deputy City Clerk

Approved: 7/26/13
(date)


BOB FILNER, Mayor

Vetoed: _____
(date)

BOB FILNER, Mayor

This resolution 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.

Passed by the Council of The City of San Diego on JUL 23 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 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"/> |

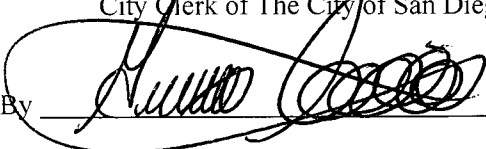
Date of final passage JUL 30 2013.

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 , Deputy

Office of the City Clerk, San Diego, California

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