

Item 61-B
10/15/13

(R-2014-128)

RESOLUTION NUMBER R- 308500

DATE OF FINAL PASSAGE OCT 29 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE APPROVAL OF PALM AVENUE INTERSTATE 805 INTERCHANGE PROJECT IS STATUTORILY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO SECTION 15262 FOR FEASIBILITY AND PLANNING STUDIES.

WHEREAS, Simon Wong Engineering, Inc. entered into a consultant agreement with the City of San Diego to provide professional engineering services for the Palm Avenue Interstate 805 Interchange Project (Project) on November 13, 2007, as Document No. RR-303158; and

WHEREAS, the proposed Second Amendment to the agreement with Simon Wong Engineering, Inc. is required for the purpose of an extension of time to allow for the completion of construction for the Project; and

WHEREAS, the California State Legislature, through the California Environmental Quality Act (CEQA), Public Resources Code sections 21000-21177, has determined that CEQA does not apply to various types of projects listed therein; and

WHEREAS, CEQA 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 15260-15285 list the statutory exemptions promulgated by the California State Legislature; and

WHEREAS, the Council of the City of San Diego has considered the potential environmental effects of the Second Amendment to the agreement with Simon Wong Engineering, Inc. for the Palm Avenue Interstate 805 Interchange Project; 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 as this action would secure funds for further environmental analysis and not commit the City to any future course of action; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the Palm Avenue Interstate 805 Interchange Project is statutorily exempt from CEQA pursuant to CEQA Guidelines section 15262, Feasibility and Planning Studies.

APPROVED: JAN I. GOLDSMITH, City Attorney

By



Ryan P. Gerrity
Deputy City Attorney

RPG:cfq
9/3/2013
Or.Dept:Eng./Row
Document Number: 627149

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

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved pursuant to
Charter section 265(i):

(date)

TODD GLORIA, Council President

Passed by the Council of The City of San Diego on OCT 15 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 type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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 checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Date of final passage OCT 29 2013.

(Please note: When a resolution is approved by the Council President as interim Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA, COUNCIL PRESIDENT

as interim 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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