

RESOLUTION NUMBER R- 308529

DATE OF FINAL PASSAGE NOV 05 2013

ITEM # 101
SUB-C
10/22/13

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE APPROVAL OF THE AGREEMENT FOR RECREATIONAL IMPROVEMENTS TO CHICANO PARK IS STATUTORILY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15262.

WHEREAS, the City of San Diego desires to enter into a contract with Urban Corps of San Diego for recreational improvements to Chicano Park (Project); and

WHEREAS, the contract includes planning, engineering, design, and construction; and

WHEREAS, the City's park design process includes input and workshops with the public and there is no design for the park presently that would allow for any meaningful review for impacts to the environment pursuant to the California Environmental Quality Act (CEQA); and

WHEREAS, the California State Legislature, through 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 Development Services Department has established that the portion of the Project that relates to planning and design is statutorily exempt from CEQA pursuant to CEQA Guidelines section 15262; and

WHEREAS, the contract with Urban Corps specifically requires that prior to final approval of a proposed site plan and general development plan for Chicano Park, Urban Corps must conduct any required environmental review and obtain any necessary permits; and

WHEREAS, the above provision will allow for environmental review to be conducted at a time when meaningful information is available to allow for review, pursuant to CEQA Guidelines section 15004; and

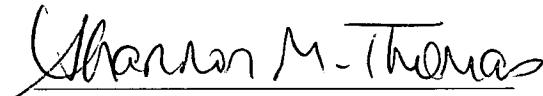
WHEREAS, the Council of the City of San Diego has considered the potential environmental effects of the Project, and

WHEREAS, on OCT 22 2013, the City Council held a duly noticed public meeting and considered the written record for the Project as well as any public comment; and

WHEREAS, the Council of the City of San Diego, using its independent judgment, has determined that the planning and design portions of the Project will not have a significant effect on the environment and that any design is subject to CEQA review and permitting prior to approval; and

BE IT RESOLVED, that the portions of the Project that relate to planning and design are statutorily exempt from CEQA pursuant to CEQA Guidelines section 15262.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Shannon M. Thomas
Deputy City Attorney

SMT:als
10/9/2013
Or.Dept:DSD
Doc. No.: 651173

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 22 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 22 2013, by the following vote:

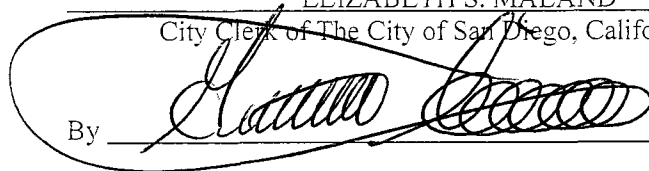
Councilmembers	Yeas	Nays	Not Present	Recused
Sherrri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd 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 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 NOV 05 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.

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

By , Deputy

Office of the City Clerk, San Diego, California
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