

Tues 4-8-14
(R-2014-562) Item
106B

RESOLUTION NUMBER R- 308868

DATE OF FINAL PASSAGE APR 22 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO TO PROHIBIT PARKING OF VEHICLES FOR SALE ON MARMIL WAY AND UNIVERSITY AVENUE IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO EXEMPTION GUIDELINE 15301.

WHEREAS, San Diego Municipal Code section 86.0138 authorizes the prohibition of parking of vehicles with "For Sale" signs displayed on their vehicle on certain streets within the City of San Diego; and

WHEREAS, the City seeks to add two additional locations where the parking of vehicles for sale will be prohibited; 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 (City Council) has considered the potential environmental effects of prohibiting the parking of vehicles for sale on these streets ; and

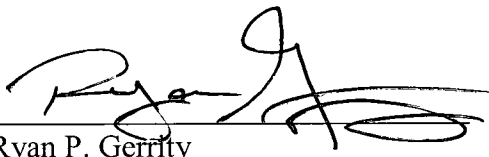
WHEREAS, on APR 8 2014, the City Council held a duly noticed public meeting and considered the written record for the project as well as public comment; and

WHEREAS, the City Council, using its independent judgment, has determined that the project will not have a significant effect on the environment because there is a negligible or no expansion of use in the operation of the existing street; NOW, THEREFORE,

BE IT RESOLVED, that the prohibition of parking vehicles for sale on portions of Marmil Way and University Avenue 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:jl
3/13/2014
Or.Dept: Transportation & Storm Water Departmen
CC No. 3000006720
Doc. No. 746773

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 08 2014.

ELIZABETH S. MALAND
City Clerk

By Karen Cook
Deputy City Clerk



KEVIN L. FAULCONER, Mayor

Approved: 4/16/14
(date)

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on APR 8 2014, 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"/>
Ed Harris	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage APR 22 2014.

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

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

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

(Seal)

By Karen O'Neil, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 308868

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000006720
 DEPT _____
 NC _____

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \$921.00

Purpose: Authorize the prohibition of parking vehicles for sale on Marmil Way between Marmil Ave. and Tonawanda Drive and on University Ave. between 38th Street and Marlborough Avenue. Authorize the CFO to expend an amount not to exceed \$921 from the General Fund for the said installations contingent upon City Comptroller first certifying that the funds are, or will be in deposit to City Treasurer.

Date: February 24, 2014 By: Elena Padilla
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
001	100000			OTHR-00000000-TR	512114	2116	2116110014		\$921.00
TOTAL AMOUNT									\$921.00

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: _____

Vendor: _____

Purpose: _____

Date: _____ By: Elena Padilla
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
TOTAL AMOUNT									

FUND OVERRIDE