

Item 342
Subitem B
Tues. 6/17/14

RESOLUTION NUMBER R- 309064

DATE OF FINAL PASSAGE JUN 25 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE EXPENDITURE TOWARD THE LANDSCAPE CONTRACT WITH TREEBEARD LANDSCAPE, INC. FOR LANDSCAPING AND RELATED EXPENDITURES FOR LANDSCAPE MAINTENANCE SERVICES WITHIN THE TIERRASANTA MAINTENANCE ASSESSMENT DISTRICT IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15301.

WHEREAS, the City of San Diego's Park and Recreation Department, Open Space Division, currently administers 50 of the 57 Maintenance Assessment Districts located throughout the City, including the Tierrasanta Maintenance Assessment District (District); and

WHEREAS, the District maintains landscape and hardscape medians, parkways, and undeveloped open space; and

WHEREAS, all landscape maintenance activities in the District are provided by a landscape contractor; and

WHEREAS, following a competitive selection and procurement process, the City selected Treebeard Landscape as the lowest responsible bidder, and the City Council authorized a contract with Treebeard Landscape for landscape maintenance activities within the District (Contract); and

WHEREAS, the City Council has considered a proposed expenditure of additional funds (Project) pursuant to the Contract; 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 Project is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 and that no exception to the exemption, as set forth in CEQA Guidelines section 15300.2, applies to the Project; and

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

WHEREAS, the City Council, using its independent judgment, has determined that the Project will not have a significant effect on the environment because the landscape maintenance activities in the District merely include care and cleaning of existing street medians, parkway landscaping, sidewalks, curbs and gutters, landscaped slopes, greenbelts, and open space areas;
NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego as follows:

1. The City Council determines that the Project is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301.

2. The City Council determines 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 *Daphne Z. Skogen*
Daphne Z. Skogen
Deputy City Attorney

DZS:dkr
4/4/2014
Or.Dept: Park & Rec. Dept.
CC No. 760106
Doc. No. 761188

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 17 2014

ELIZABETH S. MALAND
City Clerk

By *Mary Teran*
Deputy City Clerk

Approved: 6/25/14
(date)

Kevin L. Faulconer
KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUN 17 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 JUN 25 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 Mary Hernandez, Deputy

Office of the City Clerk, San Diego, California

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