

RESOLUTION NUMBER R- 311257
DATE OF FINAL PASSAGE JUL 31 2017

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT APPROVAL OF AMENDMENTS TO THE MUNICIPAL CODE AND THE LOCAL COASTAL PROGRAM REGARDING SECOND UNITS IN A SINGLE-FAMILY OR MULTIFAMILY RESIDENTIAL ZONE, KNOWN AS COMPANION UNITS, TO IMPLEMENT PROVISIONS OF GOVERNMENT CODE SECTIONS 65852.1 AND 65852.2 IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO SECTION 15282(h) OF THE CEQA GUIDELINES.

WHEREAS, California Environmental Quality Act (CEQA) Guidelines (California Code of Regulations, Title 14, Chapter 3, Section 15000 et seq.) Section 15282(h) provides that CEQA does not apply the adoption of an ordinance regarding second units in a single-family or multifamily residential zone by a city or county to implement the provisions Sections 65852.1 and 65852.2 of the Government Code as set for in section 21080.17 of the Public Resources Code; and

WHEREAS, the City of San Diego desires to amend to its companion unit regulations in the Municipal Code to comply with the new State mandate regarding accessory dwelling units set forth in Sections 65852.1 and 65852.2 of the Government Code (Project); and

WHEREAS, the amendments reduce requirements for parking, zoning setbacks, fire sprinklers, public utilities and fees; and

WHEREAS, the Planning Department has established that the Project is exempt from CEQA pursuant to CEQA Guidelines Section 15282(h) and that no exception to the exemption, as set forth in CEQA Guidelines section 15300.2, applies to the Project; and

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

WHEREAS, 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 Council of the City of San Diego, using its independent judgment, has determined that the Project is exempt from CEQA, pursuant to CEQA Guidelines Section 15282(h); NOW, THEREFORE,

BE IT RESOLVED, that the Council of the City of San Diego, using its independent judgment, has considered the written record and public comment for the requested authorization, and determines that the Project is exempt from CEQA pursuant to CEQA Guidelines Section 15282(h).

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.

BE IT FURTHER RESOLVED, that the City Clerk is directed to file a Notice of Exemption regarding the Project with the Clerk of the Board of Supervisors for the County of San Diego.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Corrine L. Neuffer
Deputy City Attorney

CLN:dkr
July 5, 2017
Or.Dept:Planning
Doc. No.: 1534403

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 24 2017.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 7/31/17
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

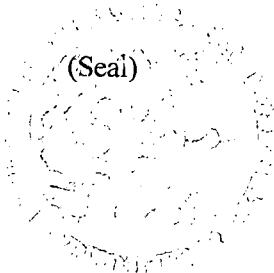
Passed by the Council of The City of San Diego on JUL 24 2017, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<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"/>
Chris Ward	<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"/>
Chris Cate	<input type="checkbox"/>	<input checked="" 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"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUL 31 2017

(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.

By *Zinda Kruse*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 311257