(R-2018-289)

RESOLUTION NUMBER R- 311523

DATE OF FINAL PASSAGE FEB 05 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT APPROVAL OF THE JOINT USE AGREEMENT WITH THE SAN DIEGO UNIFIED SCHOOL DISTRICT FOR PERSHING MIDDLE SCHOOL IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15301.

WHEREAS, the California Environmental Quality Act (CEQA) (Public Resources Code section 21000 et seq.), states that 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 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 City of San Diego (City) desires to authorize the execution of that certain Agreement for the Construction, Operation, Maintenance, and Use of Joint Use Facilities at Pershing Middle School between the City and the San Diego Unified School District, on file in the Office of the City Clerk as Document No. OO
20901, for the joint use of portion of Pershing Middle School (Project); and

WHEREAS, the Planning Department has established that the approval of the Project is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 (Existing Facilities) for the operation, repair, maintenance and minor alteration of existing facilities

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involving negligible or no expansion of use, 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 effect 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; 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 City staff's request to execute the Agreement for the Construction, Operation, Maintenance, and Use of Joint Use Facilities at Pershing Middle School between the City of San Diego and the San Diego Unified School District, and determines that the Project is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301, and that an exception to the exemption as set forth in CEQA Guidelines section 15300.2 does not apply.

APPROVED: MARA W. FILLIOT I, City Attorney

By

David L. Powell

Deputy City Attorney

DLP:jdf:sc 01/16/18

Or. Dept: Park & Rec. CC No.: 3000010540 Doc. No.: 1667557

meeting of	passed by the Council of the City of San Diego, at the
	ELIZABETH S. MALAND
	City Clerk By
	Deputy City Clerk
Approved: 2/5/18 (date)	KEVIN L. FAULGONER, Mayor
Vetoed:(date)	KEVIN L. FAULCONER, Mayor

The City of San Diego COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

CC DEPT. 3000010540

ORIGINATING

Amo	unt:											
Purp	ose:											
Date:			By:									
					ACCOUNTING DA	ATA	•	COMPTROLLER'S DEPA	ARTMENT			
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount			
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CC 3000010540

Passed by the Council of T	he City of San Diego on _		JAN 3 0 2018	, by the foll	owing vote:
Councilmembers	Yeas	Nays	Not Present	Recused	
Barbara Bry	Ź			<u> </u>	
Lorie Zapf	7				
Chris Ward	$\vec{\mathbf{Z}}$				
Myttle Cole					
Mark Kersey	Ź				
Chris Cate	\mathbb{Z}				
Scott Sherman	Ź				
David Alvarez	•				
Georgette Gomez	Z Z				
Date of final passage	FEB 0 5 2018				
AUTHENTICATED BY:		N	<u>KEVIN L. F.</u> Mayor of The City o	AULCONER San Diego, Cali	fornia.
				IS. MALAND	1.0
(Seal)		Cit	y Clerk of The City	of San Diego, Ca	aliforma.
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in the first					
		Office of t	he City Clerk, San	Diego, Californ	nia
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