

RESOLUTION NUMBER R- 311702

DATE OF FINAL PASSAGE APR 23 2018

ITEM #S400B

4/23/18

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT PUBLIC RIGHT-OF-WAY VACATION NO. 2104041 (PROJECT NO. 577902), VACATING A PORTION OF PUBLIC RIGHT-OF-WAY LOCATED AT THE SOUTHWEST CORNER OF JAMACHA ROAD AND CARDIFF STREET, IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO SECTIONS 15305 AND 15312 OF THE CEQA GUIDELINES.

WHEREAS, California Environmental Quality Act (CEQA) Guidelines (California Code of Regulations, Title 14, Chapter 3, Section 15000 et seq.) section 15305 provides that CEQA does not apply to minor alterations in land use limitations in areas with an average slope of less than 20 percent, which do not result in any changes; and

WHEREAS, CEQA Guidelines section 15312 provides that CEQA does not apply to sales of surplus government property, except for parcels of land located in an area of statewide, regional, or area-wide concern identified in section 15206(b)(4) of the CEQA Guidelines; and

WHEREAS, the City of San Diego desires to vacate 1.164 acres of excess public right-of-way located on an unimproved parcel of land, Assessor's Parcel Number 577-370-18, owned by the City of San Diego at the southwest corner of Jamacha Road and Cardiff Street (Public Right-of-Way Vacation No. 2104041); and

WHEREAS, the Planning Department has established that Public Right-of-Way Vacation No. 2104041 is exempt from CEQA pursuant to CEQA Guidelines sections 15305 and 15312 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 Public Right-of-Way Vacation No. 2104041; and

WHEREAS, on April 23, 2018, the City Council held a duly noticed public meeting and considered the written record for the Project as well as public comment; and 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 Public Right-of-Way Vacation No. 2104041 is exempt from CEQA pursuant to CEQA Guidelines sections 15305 and 15312.

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



Casey C. Shaw
Deputy City Attorney

CS:als
04/18/2018
Or.Dept:Planning
Doc. No.: 1729790

Passed by the Council of The City of San Diego on APR 23 2018, 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 type="checkbox"/>	<input checked="" 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 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"/>
Georgette Gomez	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage APR 23 2018

(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 *Steph Muey*, Deputy

Office of the City Clerk, San Diego, California
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