

RESOLUTION NUMBER R- 312434DATE OF FINAL PASSAGE APR 26 2019

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE ORDINANCE AMENDING CHAPTER 8 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING THE TITLE OF ARTICLE 3 AND BY ADDING NEW DIVISION 3, TITLED "SHARED MOBILITY DEVICES," SECTIONS 83.0301, 83.0302, 83.0303, 83.0304, 83.0305, 83.0306, 83.0307, 83.0308, 83.0309, 83.0310, 83.0311, 83.0312, AND 83.0313, RELATING TO PERMITTING AND THE OPERATION OF SHARED MOBILITY DEVICE RENTAL COMPANIES IS CATEGORICALLY EXEMPT FROM CEQA PURSUANT TO SECTIONS 15301 AND 15306 OF THE STATE CEQA GUIDELINES.

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 City of San Diego (City) desires to adopt regulations relating to permitting and the operation of shared mobility device rental companies (Project); and

WHEREAS, the Planning Department has determined that this Project is not subject to CEQA pursuant to State CEQA Guidelines section 15060(c)(2), as it would not result in any direct or indirect physical change in the environment, and that nevertheless, is

categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 (Existing Facilities) and 15306 (Information Collection), and that no exception to the exemption, as set forth in CEQA Guidelines section 15300.2, applies to the Project; and

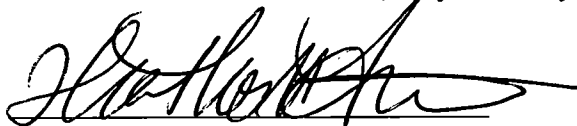
WHEREAS, the Council of the City of San Diego has considered the potential environmental effects of the Project; and

WHEREAS, the 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 the requested authorization, and determines that the Project is categorically exempt from CEQA pursuant to CEQA Guidelines sections 15301 and 15306 and that an exception to the exemption as set forth in CEQA Guidelines 15300.2 does not apply.

APPROVED: MARA W. ELLIOTT, City Attorney

By



Heather M. Ferbert
Deputy City Attorney

HMF:nja
04/10/19
Or. Dept: Office of the Mayor
Doc. No.: 1980108

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 23 2019.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 4/26/19
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on APR 23 2019, 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"/>
Jennifer Campbell	<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"/>
Monica Montgomery	<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"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage APR 26 2019

(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.

(Seal)

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

By *Hy Beady*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- <u>312434</u>