

#100b
10/22/19

(R-2020-153)

RESOLUTION NUMBER R- 312713

DATE OF FINAL PASSAGE OCT 24 2019

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE EXECUTION OF TWO FIVE-YEAR LEASES WITH THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR THE OPERATION AND MAINTENANCE OF THE EL CAJON BOULEVARD AND UNIVERSITY AVENUE BRIDGE DECKS OVER INTERSTATE 15 IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL 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 desires to authorize the execution of that certain five-year lease between the City of San Diego and the State of California, on file in the Office of the City Clerk as Document No. RR- 312712-1, for the operation and maintenance of kiosks on the El Cajon Boulevard Bridge Deck and that certain five-year lease between the City of San Diego and the State of California, on file in the Office of the City Clerk as Document No. RR- 312712-2, for the operation and maintenance of kiosks on the University Avenue Bridge Deck (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 and that no exception to the exemption, as set forth in CEQA Guidelines section 15300.2, applies to the Project; and

WHEREAS, pursuant to CEQA Section 15352(a), approval of the Project, which includes improvements to the Property, does not constitute approval of the project for which a future discretionary action and environmental document would be required. This action will not foreclose review of alternatives or mitigation measures by the public as part of any future CEQA process. Formal approval of a future project will occur once an environmental review has been completed in accordance with the provisions of CEQA Section 15004 and the City's Land Development Code; and

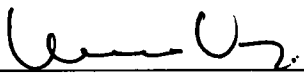
WHEREAS, the City Council has considered the potential environmental effect of the Project; and

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 Staffs' request to execute the five-year lease between the City of San Diego and the State of California for the operation and maintenance of kiosks on the El Cajon Boulevard Bridge Deck and the five-year lease between the City of San Diego and the State of California for the operation and maintenance of kiosks on the University Avenue Bridge Deck, 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. ELLIOTT, City Attorney

By 
Marco A. Verdugo
Deputy City Attorney

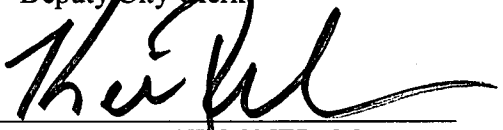
MAV:sc
10/08/2019
Or.Dept: READ
CC No. N/A
Doc. No.: 2192916

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 22 2019.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 10/24/19
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on OCT 22 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 OCT 24 2019.

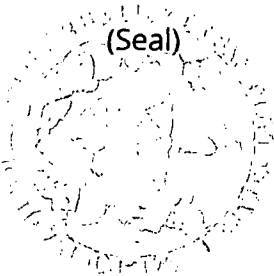
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

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

By *Linda Krwin*, Deputy



Office of the City Clerk, San Diego, California

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