

RESOLUTION NUMBER R- 312675DATE OF FINAL PASSAGE MAR 13 2020

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE SEWAGE TRANSPORTATION AGREEMENT BETWEEN THE CITY OF SAN DIEGO AND THE CITY OF EL CAJON IS STATUTORILY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTIONS 15301(b) AND 15061(b)(3).

WHEREAS, the City of San Diego (City) provides wastewater transportation, treatment, and disposal services for the City and 12 adjacent entities known as the Participating Agencies (PAs). The contractual conditions that are related to these services are contained in two distinct documents; and

WHEREAS, the large sewer mains, pump stations, and treatment plants that convey, treat, and dispose of the sewage for the City and the PAs are referred to collectively as the Metro System. The Metro System services provided to the PAs are governed by the terms and conditions of the Regional Wastewater Disposal Agreement (the Metro Agreement), City Document No. OO-18517, filed May 18, 1998. This agreement remains in force through December 31, 2050; and

WHEREAS, the agreement that stipulates the terms and conditions under which wastewater is transported from the City of El Cajon through the Muni System to the Metro System expired on June 1, 2001. Even though the agreement has expired, both agencies agreed to continue to operate under the expired agreement until a new agreement could be memorialized. The new Sewage Transportation Agreement (Transportation Agreement) will replace the expired agreement and it will be in effect through December 31, 2050, to run concurrent with the Metro Agreement; and

WHEREAS, the Planning Department has established that the Agreement is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301(b) and that no exception to the exemption as set forth in CEQA Guidelines section 15300.2 applies and an exception under CEQA Guidelines section 15061(b)(3); and

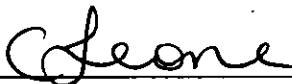
WHEREAS, the Council of the City of San Diego has considered the potential environmental effects of the Agreement; and

WHEREAS, after having considered the written record concerning the Agreement as well as public comment, if any, the City Council has determined based upon its independent judgment that CEQA Guidelines section 15301(b) and CEQA Guidelines section 15300.2 cover the Agreement; NOW, THEREFORE,

BE IT RESOLVED, that the Council of the City of San Diego (City Council) determines that the Agreement is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 (b) (existing facilities used to provide sewerage services) and under CEQA Guidelines section 15061(b)(3).

BE IT FURTHER RESOLVED, that the City Council has determined 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 
Christine M. Leone
Deputy City Attorney

CML:soc
01/03/2020
Or.Dept: PUD
CC No. N/A
Doc. No.: 2278178

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 10 2020.

ELIZABETH S. MALAND
City Clerk

By *Connie Patterson*
Deputy City Clerk

Approved: 3/13/2020
(date)

Kevin L. Faulconer
KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on MAR 10 2020, 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 MAR 13 2020.

(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 Connie Patterson, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 312875