

612A
(R-2020-371)
4/7/2020

RESOLUTION NUMBER R- 312910

DATE OF FINAL PASSAGE APR 09 2020

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE AUTHORIZATION OF THE EXECUTION OF THE FIRST AMENDMENT TO FLAT RATE PARCEL GROUND LEASE WITH AIR CENTER MYF, LLC, FOR UP TO 7.69 ACRES OF UNIMPROVED LAND LOCATED AT MONTGOMERY-GIBBS EXECUTIVE AIRPORT IS COVERED BY THE COMMON-SENSE EXEMPTION IN SECTION 15061(b)(3), AND IS ALSO CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTIONS 15301 AND 15303.

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 authorize the First Amendment to Flat Rate Parcel Ground Lease between the City and Air Center MYF, LLC, on file in the Office of the City Clerk as Document No. RR- 312911, to lease up to 7.69 acres of unimproved land located at Montgomery-Gibbs Executive Airport (Project); and

WHEREAS, the Planning Department has established that the Project is covered by the Common-Sense Exemption pursuant to CEQA Guidelines Section 15061(b)(3) and is also

categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 (Existing Facilities), and 15303 (New Construction or Conversion of Small Structures), 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 (Council) 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; and

WHEREAS, the Council, using its independent judgment, has determined that the Project is covered by the Common Sense Exemption, CEQA section 15061(b)(3), in that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and also categorically exempt from CEQA, pursuant to CEQA Guidelines section 15301 (Existing Facilities) which allows for the operation, repair, maintenance, permitting, leasing, licensing, or minor alterations of existing public or private structures or facilities involving negligible or no expansion of existing or former use, and section 15303 (New Construction or Conversion of Small Structures) which consists of construction and location of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior structure; NOW,

THEREFORE,

BE IT RESOLVED, that the Council of the City of San Diego determines that the Project is covered by the Common-Sense Exemption, CEQA Guidelines section 15061(b)(3), and is categorically exempt from CEQA pursuant to CEQA Guidelines sections 15301 and 15303, and

that an exception to the exemption as set forth in CEQA Guidelines section 15300.2 does not apply.

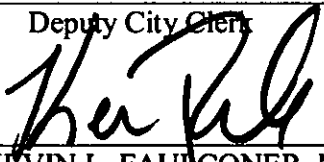
APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Hilda R. Mendoza
Hilda R. Mendoza
Deputy City Attorney

HRM:nja
02/27/20
Or. Dept: READ
Doc. No. 2339144

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 04/07/2020 .

ELIZABETH S. MALAND
City Clerk

By /s/ Gil Sanchez
Deputy City Clerk


KEVIN L. FAULCONER, Mayor

Approved: 4/9/2020
(date)

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on APR 07 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 09 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
for Stacy Ready

Office of the City Clerk, San Diego, California

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