

RESOLUTION NUMBER R- 313972

DATE OF FINAL PASSAGE MAR 22 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE TRANSFER AND EXPENDITURE OF \$773,500 OF FUNDS FOR THE EAST ELLIOTT LAND ACQUISITION IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15313.

WHEREAS, the City of San Diego (City) is seeking to acquire Multi-Habitat Planning Area (MPHA)/Open Space lands within the East Elliott area (Project), as part of the continued implementation of the Multiple Species Conservation Program (MSCP). East Elliott is a core biological area, deemed essential for continued conservation of San Diego's unique biodiversity; and

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 Development Services Department has established that the Project is categorically exempt from CEQA pursuant to CEQA Guidelines section 15313 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 (City Council) has considered the potential environmental effects of the Project; and

WHEREAS, on March 8, 2022, the City Council held a duly noticed public meeting and considered the written record for the Project as well as public comment; and

WHEREAS, the City Council, using its independent judgment, has determined that the Project will not have a significant effect on the environment as the project is to allow for the acquisition of lands for fish and wildlife conservation purposes where the purpose of the acquisition is to preserve the land in its natural condition; NOW, THEREFORE,

BE IT RESOLVED, that this Council declares that the authorization to transfer and expend funds from the Habitat Acquisition Fund (HAF) for East Elliott property acquisitions from willing sellers is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15313 (Acquisition of Lands for Wildlife Conservation Purposes) which consists of the acquisition of lands for fish and wildlife conservation purposes.

BE IT FURTHER RESOLVED, that this Council has determined that none of the exceptions to the exemption found in CEQA Guidelines Section 15300.2 would apply.

APPROVED: MARA W. ELLIOTT, City Attorney

By     /s/ Noah J. Brazier      
Noah J. Brazier  
Deputy City Attorney

NJB:nja  
02/22/2022  
Or. Dept: Planning  
Doc. No.: 2855691

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 08 2022.

ELIZABETH S. MALAND  
City Clerk

By Connie Patterson  
Deputy City Clerk

Approved: 3/22/22  
(date)

Todd Gloria  
TODD GLORIA Mayor

Approved: \_\_\_\_\_  
(date)

\_\_\_\_\_  
TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on MAR 08 2022, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<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"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<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"/>
Raul A. Campillo	<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"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 22 2022.

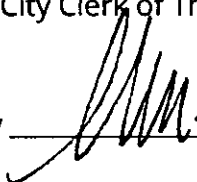
**(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)**

AUTHENTICATED BY:

TODD GLORIA  
Mayor of The City of San Diego, California.

(Seal)

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

By , Deputy  
for **Connie Patterson**

Office of the City Clerk, San Diego, California

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