

RESOLUTION NUMBER R- 314606DATE OF FINAL PASSAGE MAR 1 0 2023

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE APPROVAL OF THE SECOND AMENDMENT TO THE AGREEMENT WITH PARSONS-BLACK & VEATCH JOINT VENTURE FOR AS-NEEDED CONSTRUCTION MANAGER-TREATMENT PLANT AND FACILITIES PROJECTS IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTIONS 15303, 15304 AND 15306.

WHEREAS, the Pure Water Program is seeking enter into a second amendment to an agreement with Parsons-Black & Veatch Joint Venture for as-needed construction management services for its treatment plant and facilities, including the Penasquitos Pump Station Oxygenation System (Oxygenation System) and the Central Area Small Scale Facility at Point Loma (Phase 2 Demonstration Facility) (collectively, the Project); and

WHEREAS, the California State Legislature, through the California Environmental Quality Act (CEQA), Public Resources Code sections 21000-21189.70.10, has determined that CEQA does not apply to various types of projects listed therein; and

WHEREAS, California Public Resources Code section 21084 states that CEQA Guidelines (Cal. Code Regs., title 14, §§ 15000 to 15387 (CEQA Guidelines)) 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, under that authority, CEQA Guidelines sections 15300-15333 list the categorical exemptions promulgated by the California State Legislature; and

WHEREAS, the Planning Department has determined that the Project is categorically exempt from CEQA under CEQA Guidelines sections 15303, 15304 and 15306; and that no

exception to the exemptions, 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 any public comment; and

WHEREAS, the Council, using its independent judgment, has determined that the Oxygenation System portion of the Project is categorically exempt from CEQA under CEQA Guidelines section 15303 because it involves the 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 of the structure; and

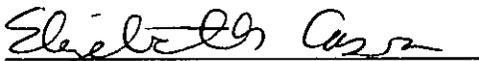
WHEREAS, the Council, using its independent judgment, has determined that the Phase 2 Demonstration Facility portion of the Project is categorically exempt from CEQA under CEQA Guidelines section 15303 because it involves the construction and location of limited numbers of new, small facilities or structures, 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 of the structure; section 15304 because it involves minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry or agricultural purposes; and section 15306 because it involves basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource; and

WHEREAS, the Council has also determined that none of the exceptions to the exemptions, as set forth in CEQA Guidelines section 15300.2, apply to the Project; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the Project is categorically exempt from CEQA under CEQA Guidelines sections 15303, 15304 and 15306, and none of the exceptions to the exemptions set forth in CEQA Guidelines section 15300.2 apply to the Project.

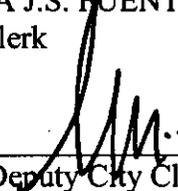
APPROVED: MARA W. ELLIOTT, City Attorney

By 
Elizabeth Cason
Deputy City Attorney

EC:hm
February 13, 2023
February 21, 2023 COR.COPY
February 24, 2023 COR.COPY.2
Or.Dept: Public Utilities Department
CC No.: N/A
Doc. No. 3219831_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 28 2023

DIANA J.S. FUENTES
City Clerk

By  _____
Deputy City Clerk

Approved: 3/9/23
(date)

 _____
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on FEB 28 2023, 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"/>
Kent Lee	<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 10 2023.

(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.)

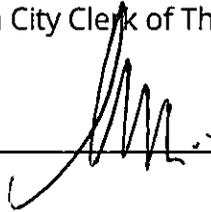
AUTHENTICATED BY:



(Seal)

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

DIANA J.S. FUENTES
Interim City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

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