

RESOLUTION NUMBER R- 315666

DATE OF FINAL PASSAGE JUL 10 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT APPROVING CITY'S SALE OF 40 SQUARE FEET OF REAL PROPERTY IN THE PUBLIC RIGHT-OF-WAY OF AN UNNAMED ALLEY WITHIN BLOCK 16 OF SORRENTO LANDS AND TOWNSITE OFF SORRENTO VALLEY ROAD IN THE CITY OF SAN DIEGO IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT UNDER CEQA GUIDELINES SECTIONS 15312 AND 15061(B)(3).

WHEREAS, the City of San Diego (City) is considering making an exempt surplus land declaration under the California Surplus Land Act and approving a Purchase and Sale Agreement for the City's sale to Velmatt L.P. of certain real property consisting of 0.0009 acre (40 square feet) of excess public right-of-way of an unnamed alley within Block 16 of Sorrento Lands and Townsite off Sorrento Valley Road in the Sorrento Valley area of the City (Project); and

WHEREAS, within the California Environmental Quality Act (CEQA) (Public Resources Code section 21000, *et seq.*), Public Resources Code Section 21084 states that the CEQA Guidelines (California Code of Regulations, Title 14, Chapter 3, Section 15000, *et seq.*) prepared by the California Governor's Office of Planning and Research and adopted by the Secretary of the Natural Resources Agency under Public Resources Code section 21083 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, CEQA Guidelines sections 15300 through 15333 list the categorical exemptions for those classes of projects that have been determined not to have a significant effect on the environment and are exempt from CEQA; and

WHEREAS, CEQA Guidelines section 15312 sets forth a categorical exemption for “sales of surplus government property except for parcels of land located in an area of statewide, regional, or areawide concern identified in [CEQA Guidelines section 15206(b)(4)]”; and

WHEREAS, the City Planning Department determined that the Project is categorically exempt from CEQA under CEQA Guidelines section 15312 because the Project involves the sale of the Property, which is surplus government property; and

WHEREAS, the City Planning Department further determined that the Project is not located in an area of statewide, regional, or areawide concern identified in CEQA Guidelines section 15206(b)(4); and

WHEREAS, the City Planning Department further determined that the Project is also not subject to CEQA under the common sense exception in CEQA Guidelines section 15061(b)(3) because it can be seen with certainty that there is no possibility that the Project may have a significant effect on the environment; and

WHEREAS, the City Planning Department further determined that no exception set forth in CEQA Guidelines section 15300.2 applies to the Project; and

WHEREAS, the Council held a duly noticed public meeting and considered the written record and related public comment about the Project; and

WHEREAS, the Council, exercising its independent judgment, determined that the Project will not result in a significant effect on the environment, is categorically exempt from CEQA under CEQA Guidelines section 15312, and is further exempt under the common sense exemption described in CEQA Guidelines section 15061(b)(3); and

WHEREAS, the Council, exercising its independent judgment, determined that no exception set forth in CEQA Guidelines section 15300.2 applies to the Project because no

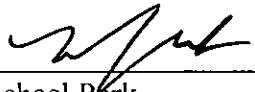
cumulative impacts were identified; no significant effects on the environment were identified; none of the land is adjacent to a scenic highway; no historical resources will be affected by the action; and none of the land is identified on a list of hazardous waste sites under California Government Code section 65962.5; and

WHEREAS, the Office of the City Attorney has drafted this Resolution based on the information provided by City staff (including information provided by affected third parties and verified 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, as follows:

1. The Project will not result in a significant effect on the environment, is categorically exempt from CEQA under CEQA Guidelines section 15312 (titled “Surplus Government Property Sales”), and is further exempt from CEQA under the common sense exemption described in CEQA Guidelines section 15061(b)(3).
2. The Property is not located in an area of statewide, regional, or areawide concern identified in CEQA Guidelines section 15206(b)(4).
3. No exception to the identified categorical exemption, set forth in CEQA Guidelines 15300.2, applies to the Project.

APPROVED: MARA W. ELLIOTT, City Attorney

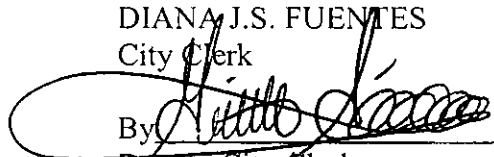
By 

Michael Park
Deputy City Attorney

MP:nja
06/05/2024
Or. Dept: DREAM
Doc. No.: 3685910

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 02 2024.

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 7/10/24
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JUL 02 2024, 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"/>
Henry L. Foster III	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 JUL 10 2024

(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)

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

By Linda Arwin, Deputy
For Gilbert Sanchez

Office of the City Clerk, San Diego, California
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