

RESOLUTION NUMBER R- **315691**DATE OF FINAL PASSAGE JUL 22 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE ADOPTION OF AMENDMENTS TO THE SAN DIEGO MUNICIPAL CODE RELATED TO THE SUPPLEMENT TO THE 2022 BUILDING STANDARDS CODE ARE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15061(B)(3).

WHEREAS, the City of San Diego wants to adopt amendments to the San Diego Municipal Code (Municipal Code) relating to the supplement to the 2022 edition of the California Building Standards Code and adopt local amendments (Project); 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, the Development Services Department has established that the Project is exempt from CEQA pursuant to CEQA Guidelines section 15061(b)(3) under the common sense exemption and that CEQA applies only to projects which have the potential for causing significant effect on the environment. This activity is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) as the activity is covered by the common sense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment and where it can be seen with certainty that there is no possibility that the activity in

question may have a significant effect on the environment, the activity is not subject to CEQA.

The proposed amendments to the Municipal Code address permit application times, permit issuance authority, and minor edits and corrections to ensure consistency with the State adopted code and the 2022 code supplement and these amendments will not, on their own accord, have the potential to result in a significant effect on the environment; 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, this project consists of the City's adoption of state codes and allowable local amendments to implement those codes. Future projects proposed after the adoption of the state codes will require their own environmental review; and

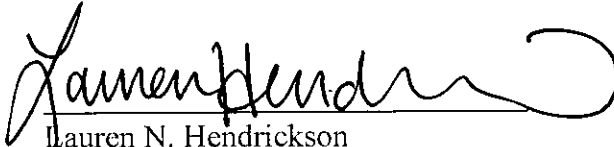
WHEREAS, the Council, using its independent judgment, has determined that the Project will not have a significant effect on the environment pursuant to CEQA Guidelines section 15061(b)(3); and

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, that the Council determines that the Project is exempt under CEQA Guidelines section 15061(b)(3).

BE IT FURTHER RESOLVED, that the City Clerk, or designee, is directed to file a Notice of Exemption in accordance with CEQA with the Clerk of the Board of Supervisors for the County of San Diego and the State Clearinghouse in the Office of Planning and Research regarding the Project.

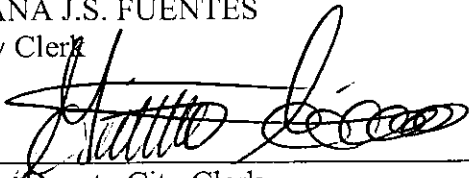
APPROVED: MARA W. ELLIOTT, City Attorney

By 
Lauren N. Hendrickson
Deputy City Attorney

LNH:cm
June 27, 2024
July 12, 2024 COR. COPY
Or.Dept: DSD
Doc. No. 3705125_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 16 2024.

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 7/19/24
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

JUL 16 2024

Passed by the Council of The City of San Diego on _____, 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 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 JUL 22 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

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| Office of the City Clerk, San Diego, California |
| Resolution Number R- 315691 |