

RESOLUTION NUMBER R- 315881

DATE OF FINAL PASSAGE NOV 15 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE LANDSCAPE MAINTENANCE FOR THE DESIGNATED CENTER MEDIANS, RIGHTS-OF-WAY, AND AREAS WITHIN THE GAS TAX PROGRAM ARE CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15031 (EXISTING FACILITIES) AND SECTION 15304 (MINOR ALTERATIONS TO LAND).

RECITALS

The Council of the City of San Diego (Council) adopts this Resolution based on the following:

A. The California Environmental Quality Act (CEQA) (California 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.

B. 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.

C. The City of San Diego (City) desires to authorize the First Amendment to the contract with Aztec Landscaping (Request for Proposal (RFP) No. 10087194-20-G) for landscape maintenance for the designated center medians, rights-of-way, and areas within the Gas Tax Program (Project).

D. The Planning Department has established that the Project is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301(Existing Facilities) and section 15304 (Minor Alterations to Land) and that no exception to the exemptions, as set forth in CEQA Guidelines section 15300.2, applies to the Project.

E. The Council has considered the potential environmental effects of the Project.

F. The Council held a duly noticed public meeting and considered the written record for the Project as well as public comment.

G. The Council, using its independent judgment, has determined that the Project is categorically exempt from CEQA, pursuant to CEQA Guidelines section 15031 (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 CEQA Guidelines section 15304 (Minor Alterations to Land) which consists of 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.

H. The Office of the City Attorney prepared 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 and accurate.

ACTION ITEMS

Be it resolved by the Council of the City of San Diego:

1 The Council has determined that the Project is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 and section 15304.

2. The Council has determined that an exception to the exemption as set forth in CEQA Guidelines section 15300.2 does not apply.

3. 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 Catherine Morrison
Catherine C. Morrison
Deputy City Attorney

CCM:jvg
October 29, 2024
Or.Dept: Parks & Rec.
Doc. No. 3859481

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 12 2024.

DIANA J.S. FUENTES
City Clerk

By Connie Patterson
Deputy City Clerk *for Gil Sanchez*

Approved: 11/15/24
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on NOV 12 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 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 NOV 15 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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