

RESOLUTION NUMBER R- 315961

DATE OF FINAL PASSAGE DEC 19 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE MOVEMENT OF SMART STREETLIGHT AND AUTOMATED LICENSE PLATE RECOGNITION TECHNOLOGY IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO CEQA GUIDELINES SECTIONS 15301 AND 15302(C).

RECITALS

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

A. The Council is considering authorizing the movement of Smart Streetlight and Automated License Plate Recognition (ALPR) technology consistent with the Transparent and Responsible Use of Surveillance Technology (TRUST) Ordinance (Project).

B. California Public Resources Code section 21065 defines a project as an activity which may cause either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

C. 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.), prepared by the California Office of Planning and Research (COPR) pursuant to Public Resources Code section 21083, shall list those classes of projects which have been determined to not have a significant effect on the environment and that shall be exempt from CEQA.

D. Pursuant to that authority, CEQA Guidelines sections 15300 through 15333 list categorial exemptions prepared by the COPR 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.

E. The City of San Diego Planning Department (Planning Department) determined that the proposed Project is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 (Existing Facilities), as the movement of Smart Streetlights and ALPR technology provides for minor alteration of existing facilities (existing streetlights) involving negligible or no expansion of existing or former use.

F. The Planning Department determined that the proposed Project is also categorically exempt from CEQA Guidelines section 15302(c) (Replacement or Reconstruction), as the movement of Smart Streetlights and ALPR technology provides for the replacement or reconstruction of existing utility systems and/or facilities (existing streetlights) involving negligible or no expansion of capacity.

G. The Council considered the potential environmental effects of the Project.

H. On DEC 17 2024, the Council held a duly notice public meeting, and considered the written record and related public comment and evidence concerning the Project.

I. The Council, exercising its independent judgment, has determined that the Project will not result in a significant effect on the environment and is exempt from CEQA pursuant to CEQA Guidelines section 15301 because it involves the operation, repair, maintenance, or minor alteration of existing public facilities involving negligible or no expansion of existing or former use.

J. The Council, exercising its independent judgment, has determined that the Project will not result in a significant effect on the environment and is exempt from CEQA pursuant to CEQA Guidelines section 15302(c) because it involves the replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity.

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

L. 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.

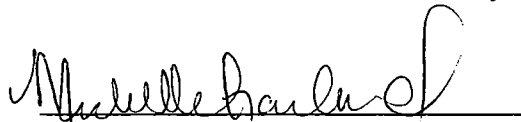
ACTION ITEMS

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

1. The Project is categorically exempt from the provisions of CEQA under CEQA Guidelines sections 15301 and 15302(c).
2. No exception to the application of a categorical exemption set forth in CEQA Guidelines section 15300.2 applies to the Project.
3. The City Clerk or designee is directed to file a Notice of Exemption in accordance with CEQA with the San Diego County Clerk's Office and the State Clearinghouse in the Office of Planning and Research regarding the Project.

APPROVED: HEATHER FERBERT, City Attorney

By



Michelle A. Garland  
Senior Chief Deputy City Attorney

MAG:hm  
December 3, 2024  
Or.Dept: PSE  
CC No. N/A  
Doc. No. 3892208\_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 17 2024.

DIANA J.S. FUENTES  
City Clerk

By   
Deputy City Clerk

Approved: 12/19/24  
(date)

  
TODD GLORIA, Mayor

Vetoed: \_\_\_\_\_  
(date)

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

Passed by the Council of The City of San Diego on DEC 17 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 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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 19 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 Connie Patterson Deputy

Office of the City Clerk, San Diego, California

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