

RESOLUTION NUMBER R- 316042

DATE OF FINAL PASSAGE MAR 05 2025

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE AUTHORIZATION OF THE EXECUTION OF THE JOINT USE AGREEMENTS BETWEEN THE CITY OF SAN DIEGO AND SAN DIEGO UNIFIED SCHOOL DISTRICT FOR BIRNEY ELEMENTARY SCHOOL, BOONE ELEMENTARY SCHOOL, CLAIREMONT CANYONS ACADEMY, FLETCHER ELEMENTARY SCHOOL, KUMEYAAY ELEMENTARY SCHOOL, PERRY ELEMENTARY SCHOOL, ROWAN ELEMENTARY SCHOOL, AND WILSON MIDDLE SCHOOL ARE CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTIONS 15301 AND 15323.

RECITALS

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

A. The California Environmental Quality Act (CEQA) (Public Resources Code section 21000 et seq.) 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 the 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 execution of Joint Use Agreements for the Construction, Operation, Maintenance, and Use of Joint Use Facilities with the San Diego Unified School District at Birney Elementary School, on file in the Office of the City

Clerk as Document No. OO- 21929-1, Boone Elementary School, on file in the Office of the City Clerk as Document No. OO- 21929-2, Clairemont Canyons Academy, on file in the Office of the City Clerk as Document No. OO- 21929-3, Fletcher Elementary School, on file in the Office of the City Clerk as Document No. OO- 21929-4, Kumeyaay Elementary School, on file in the Office of the City Clerk as Document No. OO- 21929-5, Perry Elementary School, on file in the Office of the City Clerk as Document No. OO- 21929-6, Rowan Elementary School, on file in the Office of the City Clerk as Document No. OO- 21929-7, and Wilson Middle School, on file in the Office of the City Clerk as Document No. OO- 21929-8 (Project).

D. The Planning Department has established that the Project is categorically exempt from CEQA pursuant to CEQA Guidelines sections 15301 (Existing Facilities) and 15323 (Normal Operations of Facilities for Public Gathering), and that no exception to the exemption, 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 15301 (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 15323 (Normal Operations of Facilities for Public Gatherings) which exempts the normal operations of existing facilities for

public gatherings for which the facilities were designed, where there is a past history of the facility being used for the same or similar kind of purpose.

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 of the City of San Diego determines that the Project is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 and section 15323, and that an exception to the exemption as set forth in CEQA Guidelines section 15300.2 does not apply.

APPROVED: HEATHER FERBERT, City Attorney

By Catherine Morrison
 Catherine C. Morrison
 Deputy City Attorney

CCM:jvg
 January 30, 2025
 Or.Dept: Park & Rec.
 Doc. No. 3955131

I certify that the Council of the City of San Diego adopted this Resolution at a meeting held on
FEB 25 2025

DIANA J.S. FUENTES
 City Clerk

By Connie Patterson
 Deputy City Clerk

Approved: 3/3/25
 (date)

Todd Gloria
 TODD GLORIA, Mayor

Vetoed: _____
 (date)

 TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on FEB 25 2025, 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 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 05 2025

(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 Hinda Irwin, Deputy
For Connie Patterson

Office of the City Clerk, San Diego, California
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