

RESOLUTION NUMBER R- **316043**

DATE OF FINAL PASSAGE **FEB 27 2025**

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT ACCEPTING RELINQUISHMENT OF APPROXIMATELY 22,000 SQUARE FEET OF LAND LOCATED BETWEEN THE INTERSTATE 5 FREEWAY AND SANTA FE STREET, BENEATH THE ROSE CREEK BIKEWAY, FROM THE CALIFORNIA DEPARTMENT OF TRANSPORTATION IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT UNDER TITLE 14 CALIFORNIA CODE OF REGULATIONS SECTION 15301.

RECITALS

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

A. The Council is considering a Letter (Letter) from the City of San Diego (City) to the California Department of Transportation (Caltrans) accepting relinquishment from Caltrans of that certain approximately 22,000 square feet of land beneath the Rose Creek Bikeway (Bikeway) between the Interstate 5 Freeway and Santa Fe Street (Project).

B. The California Environmental Quality Act (CEQA), California Public Resources Code (Code) sections 21000-21189.3, provides in Code section 21083 that the California Office of Planning and Research will promulgate, and the Secretary of the California Natural Resources Agency will adopt, guidelines for implementation of CEQA. The California Office of Planning and Research promulgated, and the Secretary of the California Natural Resources Agency adopted, the guidelines for implementation of CEQA set forth in Title 14 California Code of Regulations sections 15000 through 15387 (CEQA Guidelines)

C. Code section 21084 requires the CEQA Guidelines to include a list of classes of projects that have been determined not to have a significant effect on the environment and are exempt from the provisions of CEQA. CEQA Guidelines sections 15300 through 15333 list

classes of projects that have been determined not to have a significant effect on the environment and declared to be exempt from preparation of environmental documents under CEQA.

D. The Council considered the written record related to the Project and all public comments about the potential environmental effects of the Project. The Council, using its independent judgment, determined that the Project is categorically exempt from the provisions of CEQA under CEQA Guidelines section 15301 (titled "Existing Facilities") on the basis that the Project involves the acceptance of land beneath an existing structure (the Bikeway) and no expansion of the Bikeway's use.

E. The Council further determined that no exception to the application of a categorical exemption under CEQA Guidelines section 15300.2 applies to the Project.

F. The Office of the City Attorney prepared this Resolution based on the information provided by City staff, with the understanding that this information is complete and accurate.

ACTION ITEMS

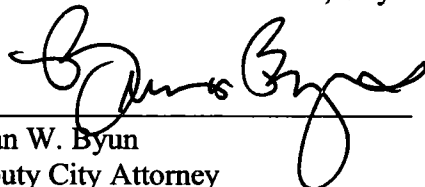
Be it resolved by the Council of the City of San Diego:

1. The Project is categorically exempt from the provisions of CEQA under CEQA Guidelines section 15301.

2. No exception to the application of a categorical exemption under CEQA Guidelines section 15300.2 applies to the Project.

APPROVED: HEATHER FERBERT, City Attorney

By



Brian W. Byun
Deputy City Attorney

BWB:nja
02/07/2025
Or. Dept: Econ. Dev.
Doc. No. 3956204

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 *Cennie Patterson*
Deputy City Clerk

Approved: 2/27/25
(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 FEB 27 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 Dinda Brown, Deputy
For Connie Patterson

Office of the City Clerk, San Diego, California

Resolution Number R- **316043**