

5/24/2022 #330A

(R-2022-475)

RESOLUTION NUMBER R- 314140

DATE OF FINAL PASSAGE JUN 03 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE ORDINANCE AMENDING CHAPTER 8, ARTICLE 3, DIVISION 3 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 83.0301 AND 83.0302; BY RETITLING AND AMENDING SECTIONS 83.0303, 83.0304, 83.0305, 83.0306, AND 83.0307; BY AMENDING SECTIONS 83.0308, 83.0309, 83.0310, AND 83.0311; BY ADDING NEW SECTION 83.0312; AND BY RENUMBERING, RETITLING, AND AMENDING SECTION 83.0312 TO 83.0313 AND SECTION 83.0313 TO 83.0314, ALL RELATING TO THE OPERATION OF SHARED MOBILITY DEVICE SERVICE PROVIDERS IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA SECTIONS 15301 AND 15306 OF THE STATE CEQA GUIDELINES.

WHEREAS, 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; and

WHEREAS, 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; and

WHEREAS, the City of San Diego (City) desires to adopt regulations relating to the operation of shared mobility device service providers (Project); and

WHEREAS, the Planning Department has determined that this Project is not subject to CEQA pursuant to CEQA Guidelines section 15060(c)(2) as it would not result in any direct or indirect physical change in the environment, and that nevertheless, is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 (Existing Facilities) and 15306 (Information Collection), and that no exceptions to the exemptions, as set forth in CEQA Guidelines section 15300.2, apply to the Project; and

WHEREAS, the Council of the City of San Diego (City Council) has considered the potential environmental effects of the Project; and

WHEREAS, on MAY 24, 2022, the City Council held a duly noticed public meeting and considered the written record for the Project as well as public comment; NOW, THEREFORE,

BE IT RESOLVED, that the Council of the City of San Diego, using its independent judgment, has considered the written record and public comment for the requested authorization, and determines that the Project is categorically exempt from CEQA pursuant to CEQA Guidelines sections 15301 and 15306 and that an exception to the exemption as set forth in CEQA Guidelines 15300.2 does not apply.

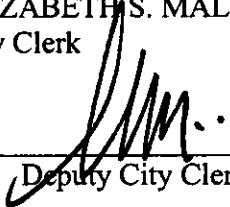
APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Cassandra E. Mougin  
Cassandra E. Mougin  
Deputy City Attorney

CEM:cc:cm  
April 25, 2022  
Or.Dept: Sustainability & Mobility  
Doc. No. 2961640

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 24 2022.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 6/2/22  
(date)

  
TODD GLORIA, Mayor

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

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

Passed by the Council of The City of San Diego on MAY 24 2022, 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"/>
Monica Montgomery Steppe	<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"/>
Chris Cate	<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 MAY 24 2022

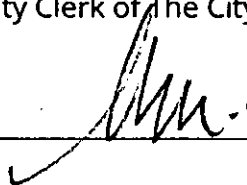
**(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)**

AUTHENTICATED BY:

TODD GLORIA  
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

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