

RESOLUTION 2013-200

**RESOLUTION FINDING THE ESTABLISHMENT OF
PARKING RATES ON B STREET PIER AND THE
AMENDMENT OF PARKING RATES AT LANE
FIELD EXEMPT FROM THE CALIFORNIA
ENVIRONMENTAL QUALITY ACT (CEQA) AS
SPECIFIED UNDER SECTION 15273 OF THE
CEQA GUIDELINES**

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the legislature in 1962 pursuant to Harbors and Navigation Code Appendix 1, (Port Act); and

WHEREAS, parking is an existing use on B Street Pier, which is located in the City of San Diego, on non-cruise ship days; and

WHEREAS, in the area of B Street Pier, there is a need for additional public parking due to the decrease of public parking during the construction of the North Embarcadero Visionary Plan (NEVP) Phase 1; and

WHEREAS, on April 22, 2003, parking rates for B Street Pier were established by the District pursuant to District Ordinance No. 2247, but currently, these rates are not charged for parking on the pier; and

WHEREAS, the District proposes to increase the parking rates and charge said rates on a temporary basis; and

WHEREAS, public parking is currently available at the Lane Field parking lot, which is located on the northwest corner of Pacific Highway and Broadway in the City of San Diego, and the District currently has an Operating Contract with ABM to manage parking operations at the Lane Field public parking lot; and

WHEREAS, on April 22, 2003 and on December 7, 2004, parking rates for the Lane Field parking lot were established and adjusted by the District pursuant to District Ordinance Nos. 2247 and 2328, respectively; and

WHEREAS, the District, subject to the approval of the Board of Port Commissioners (Board), desires to adjust the parking rates at the B Street Pier and the Lane Field parking lots to be the same; and

WHEREAS, the proposed Board's approval of the parking rates for B Street Pier and Lane Field parking lot is statutorily exempt pursuant to CEQA

Guidelines Section 15273 (Rates, Tolls, Fares and Charges) and Section 2.h of the District's Guidelines for Compliance with CEQA; and

WHEREAS, a duly noticed public hearing was held on November 19, 2013, before the Board, at which the Board received public testimony and reviewed and considered all testimony and materials made available to the Board regarding the item; and

WHEREAS, having reviewed and considered all testimony and materials made available to the Board, including, but not limited to, the staff reports and all the testimony and evidence in the record of the proceedings with respect to the item, the Board took the actions hereinafter set forth.

NOW, THEREFORE, BE IT RESOLVED by the Board, as follows:

Pursuant to Section CEQA Guidelines Section 15273 (Rates, Tolls, Fares and Charges) and Section 2.h of the District's Guidelines for Compliance with CEQA, the Board finds as follows:

1. The facts recited above are true and further finds that this Board has jurisdiction to consider, approve and adopt the subject of this Resolution.
2. The applicable provisions of CEQA, the State CEQA Guidelines, and the District Guidelines have been duly observed in conjunction with said hearing and the considerations of this matter and all of the previous proceedings related thereto.
3. The adjustment of parking rates on B Street Pier and at the Lane Field parking lot is to meet operational expenses of the District.
4. The adjustment of parking rates on B Street Pier and at the Lane Field parking lot may increase annual parking revenue and is to meet financial reserve needs and requirements of the District.
5. The adjustment of parking rates on B Street Pier and at the Lane Field parking lot is based on demand and market conditions.
6. The District's capital projects have a separate and distinct funding source and therefore, the adjustment of parking rates on B Street Pier and at the Lane Field parking lot is not to obtain funds for capital projects for expansion of systems.

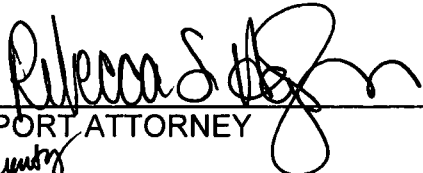
Further, the Board finds that the continued public parking at the B Street Pier on non-cruise days is Categorically Exempt pursuant to CEQA Guidelines Sections 15301 (Class 1 - Existing Facilities) and 15304 (Class 4 - Minor Alterations to Land) and Sections 2.h and/or 3.a and/or 3.d of the District's Guidelines for

2013-200

compliance with CEQA because it involves the operation and minor alteration of an existing public facility, involving negligible expansion of an existing use, and may involve a minor alteration in the conditions of the pier, which does not involve the removal of vegetation.

Further, the Board finds that the continued public parking at the Lane Field parking lot is Categorical Exempt pursuant to CEQA Guidelines Sections 15301 (Class 1 - Existing Facilities) and Sections 2.h and/or 3.a of the District's Guidelines for compliance with CEQA because it involves the operation and minor alteration of an existing public facility, involving negligible expansion of an existing use.

APPROVED AS TO FORM AND LEGALITY:



PORT ATTORNEY
Deputy

2013-200

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 19th day of November, 2013, by the following vote:

AYES: Castellanos, Merrifield, Moore, Nelson, Smith,

NAYS: None.

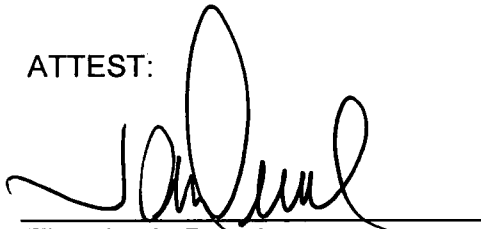
EXCUSED: Malcolm, Valderrama

ABSENT: None.

ABSTAIN: None.


Ann Y. Moore, Chair
Board of Port Commissioners

ATTEST:


Timothy A. Deuel
District Clerk

(Seal)