

RESOLUTION 2013-217

RESOLUTION ADOPTING THE "CLIMATE ACTION PLAN" FOR THE DISTRICT THAT INCLUDES A STRATEGY TO REDUCE GHG EMISSIONS ON PORT TIDELANDS

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 I; and

WHEREAS, while not legally required to adopt a plan to reduce greenhouse gas (GHG) emissions, in 2010, the District initiated the process for a Climate Action Plan to address a strategy to reduce GHG emissions District-wide; and

WHEREAS, the District was committed to having an open, public process during the development of the Plan and held approximately 30 meetings open to the public beginning in 2010, continuing through 2013, including meetings held through the District's ad hoc Climate and Energy Work Group and Environmental Advisory Committee, evening meetings held to further inform and engage the general public on the District's efforts, five Board of Port Commissioners (Board) meetings, and three Board workshops focused on the content of the Climate Action Plan; and

WHEREAS, the Climate Action Plan includes GHG inventories, GHG reduction targets for the years 2020 and 2035, as well as GHG reduction policies and measures that are designed to achieve the targets and reduce GHG emissions District-wide to restore and protect the climate; and

WHEREAS, at the Climate Plan Workshop III on November 12, 2013, the Board directed staff to prepare the appropriate analysis pursuant to the California Environmental Quality Act (CEQA) for the Climate Action Plan; and

WHEREAS, the District conducted an environmental assessment of the Climate Action Plan and determined that adoption of the Climate Action Plan is categorically exempt from CEQA pursuant to section 15308 of the CEQA Guidelines and Section 3(g) of the District's CEQA Guidelines as an action taken by a regulatory agency to assure the maintenance, restoration, enhancement or protection of the environment, and the application of that categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines section 15300.2; and

WHEREAS, the Clerk of the Board has caused notice to be duly given of a public hearing in this matter in accordance with law, as evidenced by the affidavit of publication and affidavit of mailing on file with the Clerk of the Board; and

WHEREAS, the Board held a duly noticed public hearing on the Climate Action Plan on December 10, 2013, at which the Board received public testimony, reviewed and considered all testimony and materials made available to the Board regarding the proposed Climate Action Plan; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District, as follows:

1. The Board finds 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 Board has considered the full record before it, which includes, but not limited to, the Staff Report and Agenda Sheet, the environmental assessment for the Climate Action Plan, the draft Climate Action Plan with Appendices, testimony by staff and the public, and other materials and evidence submitted or provided to it.

3. The Board finds and determines that the applicable provisions of CEQA, the CEQA Guidelines and the District Guidelines have been duly observed in the considerations of this matter and all of the previous proceedings related thereto, and using its independent judgment and analysis, on the basis of the entire record before it, the Board finds that the Climate Action Plan is categorically exempt pursuant to CEQA Guidelines section 15308 and no exceptions to said exemption exist pursuant to CEQA Guidelines section 15300.2.

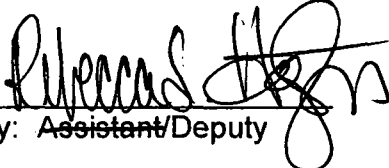
4. The Climate Action Plan is consistent with the certified Port Master Plan and will not adversely affect public health, safety and welfare in that the Climate Action Plan is a strategic document that proposes the reduction of GHG emissions.

5. The Board hereby approves and adopts the Climate Action Plan on record in the Office of the District Clerk as Document No. 61196.

6. Pursuant to Public Resources Code Section 21152 and CEQA Guidelines Section 15062, the Clerk of the Board shall cause a Notice of Exemption to be filed with the Clerk of the County of San Diego and the State Office of Planning and Research.

2013-217

APPROVED AS TO FORM AND LEGALITY:
PORT ATTORNEY

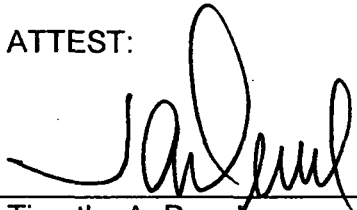

By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 10th day of December, 2013, by the following vote:

AYES: Castellanos, Malcolm, Merrifield, Moore, Nelson, Smith and Valderrama
NAYS: None.
EXCUSED: None.
ABSENT: None.
ABSTAIN: None.


Ann Y. Moore, Chair
Board of Port Commissioners

ATTEST:


Timothy A. Deuel
District Clerk

(Seal)