

RESOLUTION 2014-71

RESOLUTION EXEMPTING THE MODIFICATION TO RATES AND HOURS AND DAYS OF OPERATION FOR TIDELANDS PUBLIC PARKING METER PILOT PROGRAM IN TUNA HARBOR PURSUANT TO CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) SECTIONS 15273 AND 15301 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, Section 21 of the Port Act authorizes the Board of Port Commissioners (Board) to pass all necessary ordinances and resolutions for the regulation of the District; and

WHEREAS, District currently operates approximately 975 parking meters in the North Embarcadero, South Embarcadero and Shelter Island areas, and 186 of those parking meters are located at Tuna Harbor; and

WHEREAS, the District proposes to implement a pilot program for the 186 parking meters located at Tuna Harbor; and

WHEREAS, the proposed Tuna Harbor parking meter pilot program would: (1) increase rates at the parking meters from \$1.25 per hour to \$1.75 per hour; (2) add Sunday enforcement of the parking meters; (3) change the hours of enforcement from 8:00 a.m. through 6:00 p.m. to 10:00 a.m. through 8:00 p.m.; (4) establish a base line of data, demand and utilization rates at Tuna Harbor; (5) increase access to the bay by encouraging parking turnover; and (6) enable the District to collect data on parking for future parking programs; and

WHEREAS, the District proposed to add Section 8.21 to Article 8 of the San Diego Unified Port District Code, Parking Pilot Program for Tuna Harbor Public Parking Lot, to codify the proposed Tuna Harbor parking meter pilot program; and

WHEREAS, the proposed Tuna Harbor parking meter pilot program and addition of Section 8.21 to Article 8 of the San Diego Unified Port District Code, Parking Pilot Program for Tuna Harbor Public Parking Lot are 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 (District's CEQA Guidelines) and categorically exempt under CEQA Guidelines Section

15301 (Class 1 - Existing Facilities) and 3.a of the District's CEQA Guidelines; and

WHEREAS, having reviewed and considered all testimony and materials made available to the Board of Port Commissioners (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:

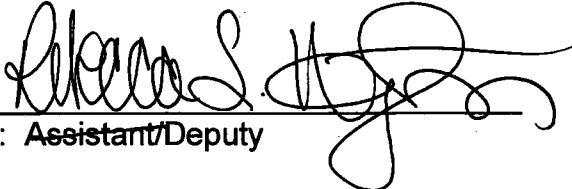
Pursuant to Section CEQA Guidelines Section 15273 (Rates, Tolls, Fares and Charges) and Section 2.h of the District's Guidelines for Compliance with CEQA, the Board finds as follows:

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 Tuna Harbor parking meter pilot program's modifications to rates, hours, and days of operation are to meet operational expenses of the District.
4. The Tuna Harbor parking meter pilot program's modifications to rates, hours, and days of operation may increase parking meter revenue by approximately \$82,000 per year and are to meet financial reserve needs and requirements of the District.
5. The Tuna Harbor parking meter pilot program's modifications to rates, hours, and days of operation are based on demand and market conditions.
6. The District's capital projects have a separate and distinct funding source and therefore, the Tuna Harbor parking meter pilot program's modifications to rates, hours, and days of operation are not being implemented to obtain funds for capital projects for expansion of systems.

Further, the Board finds that the continued public parking at the Tuna Harbor parking meters is Categorically Exempt pursuant to CEQA Guidelines Section 15301 (Class 1 - Existing Facilities), and Section 3.a of the District's CEQA Guidelines because it involves only an operational change and minor improvements such as adjustments to the parking meters, and modifications to

the parking meter signage and stickers, and will involve no expansion of use beyond that previously existing.

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 15TH day of April 2014, by the following vote:


AYES: Bonelli, Castellanos, Malcolm, Moore, Nelson, and Valderrama

NAYS: Merrifield


EXCUSED: None.

ABSENT: None.

ABSTAIN: None.


Robert E. Nelson, Chairman
Board of Port Commissioners

ATTEST:


Laura Nicholson
Deputy District Clerk

(Seal)