

**RESOLUTION 2015-137**

**RESOLUTION FINDING THE AMENDMENT TO THE  
SAN DIEGO UNIFIED PORT DISTRICT, PORT OF  
SAN DIEGO TARIFF NO. 1-G, RATES AND  
CHARGES, TO INCREASE CERTAIN RATES AND  
UPDATE TARIFF FORMAT AND LANGUAGE  
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**, District staff conducts an annual review of the San Diego Unified Port District (Port) Tariff No. 1-G (Tariff), which governs the rates, charges, rules and regulations applicable for all maritime-related commercial activity within the Port's jurisdiction; and

**WHEREAS**, District staff recommended that the Board adopt an amendment to the Port's Tariff, for a General Rate Increase (GRI), language revisions to amend the Tariff to include a new item for Cruise Passenger Operations Pier and Terminal Rental Fee, and other minor language modifications; and

**WHEREAS**, the Board conducted a public hearing on the proposed changes on October 6, 2105; and

**WHEREAS**, having reviewed and considered all testimony and materials made available to the BPC, including, but not limited to, the staff reports and all of 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 of Port Commissioners of the San Diego Unified Port District as follows:

1. The facts recited above are true and this Board of Port Commissioners 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 increased fees and other amendments are to meet operational expenses of the District.
4. The amendment to Port of San Diego Tariff No. 1-G to increase certain rates and update the Tariff format and language will be based on relevant economic indicators such as the Consumer Price Index for West Region, All Urban Consumers, and the Producer Price Index for Port and Harbor Operations and is to meet operational expenses of the District and obtain funds for capital projects necessary to maintain service within existing service areas.
5. The amendment to Port of San Diego Tariff No. 1-G to increase certain rates and update the Tariff format and language may increase revenues to the District by approximately \$279,000 in Fiscal Year 2015/2016 (\$450,000 annually) and is to meet financial reserve needs and operating expenses of the District.
6. The amendment to Port of San Diego Tariff No. 1-G to increase certain rates and update the Tariff format and language will maintain a rate structure that is competitive with other competitor ports and is not to obtain funds for capital projects for expansion of systems.
7. Further, the Board of Port Commissioners finds the proposed project is considered an "excluded development" pursuant to Section 8.a (Existing Facilities) of the District's Coastal Development Permit Regulations; therefore, issuance of a Coastal Development Permit is not required.

APPROVED AS TO FORM AND LEGALITY:  
GENERAL COUNSEL

  
\_\_\_\_\_  
By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 6<sup>th</sup> day of October, 2015, by the following vote:

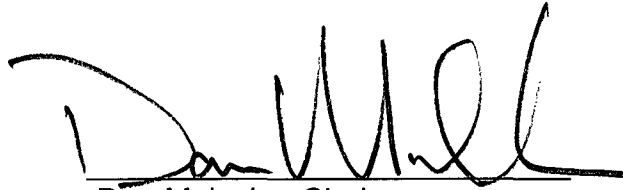
AYES: Bonelli, Castellanos, Malcolm, Nelson, and Valderrama.

NAYS: None.

EXCUSED: Merrifield and Moore.

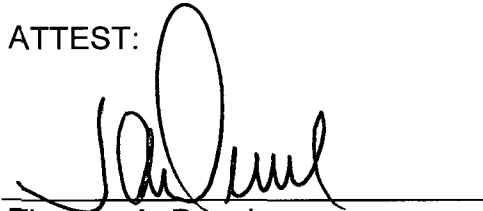
ABSENT: None.

ABSTAIN: None.



Dan Malcolm, Chairman  
Board of Port Commissioners

ATTEST:



Timothy A. Deuel  
District Clerk

