

RESOLUTION 2015-39

RESOLUTION RESCINDING RESOLUTION NO. 2015-35 FINDING THE AMENDMENTS TO SAN DIEGO UNIFIED PORT DISTRICT (UPD) CODE, ARTICLE 8, SECTIONS 8.10 AND 8.14 TO ADD A NEW RATE RANGE FOR PARKING METERS LOCATED ALONG THE NORTH EMBARCADERO, TUNA HARBOR AND RUOCCO PARK PUBLIC PARKING LOTS ONLY, AND MODIFICATION OF HOURS AND DAYS OF OPERATION FOR TIDELANDS PUBLIC METERS IN THESE AREAS, THE RESCISSION OF SAN DIEGO UNIFIED PORT DISTRICT (UPD) CODE ARTICLE 8, SECTION 8.21 - PARKING PILOT PROGRAM FOR TUNA HARBOR PUBLIC PARKING LOT, AND THE ADOPTION OF ARTICLE 8, SECTION 8.21 AUTHORIZING THE EXECUTIVE DIRECTOR TO ESTABLISH MARKET-BASED PARKING RATES AT ALL TIDELANDS PUBLIC PARKING LOTS AND GARAGES UP TO THE MAXIMUM BOARD-APPROVED PARKING RATES AT EACH RESPECTIVE LOCATION 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, on April 14, 2015, the District adopted Resolution No. 2015-35 finding the amendments to UPD Code, Article 8, Sections 8.10 and 8.14, the rescission of UPD Code, Article 8, Section 8.21 and the adoption of the new UPD Code, Article 8, Section 8.21, all of which are more fully described in the staff agenda sheet and the administrative record, incorporated herein by reference, are statutorily exempt pursuant to California Environmental Quality Act 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, a duly noticed meeting of the Board of Port Commissioners was held on April 27, 2015, at which the Board took the actions hereinafter set forth.

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

1. The Board of Port Commissioners 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 of Port Commissioners hereby rescinds Resolution No. 2015-35 finding the amendments to San Diego Unified Port District (UPD) Code, Article 8, Sections 8.10 and 8.14 to add a new rate range for parking meters located along the North Embarcadero, Tuna Harbor and Ruocco Park Public Parking Lots Only, and Modification of Hours and Days of Operation for Tidelands Public Meters in these areas, the recession of San Diego Unified Port District (UPD) Code Article 8, Section 8.21 – Parking Pilot Program for Tuna Harbor Public Parking Lot, and the adoption of Article 8, Section 8.21 authorizing the Executive Director to establish market-based parking rates at all tidelands public parking lots and garages up to the maximum Board-approved parking rates at each respective location exempt from the California Environmental Act (CEQA) as specified under Section 15273 of the CEQA guidelines.

APPROVED AS TO FORM AND LEGALITY:
GENERAL COUNSEL


By: Assistant/Deputy

2015-39

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 27th day of April 2015, by the following vote:

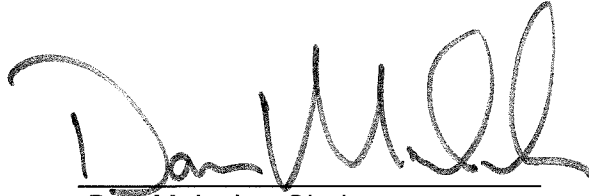
AYES: Bonelli, Castellanos, Malcolm, Merrifield, Moore, and Valderrama.

NAYS: None.

EXCUSED: Nelson.

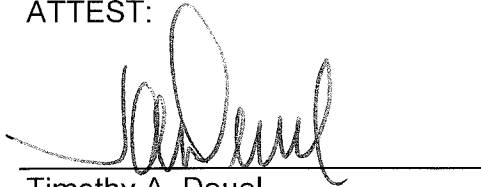
ABSENT: None.

ABSTAIN: None.



Dan Malcolm, Chairman
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)