NOTICE OF DETERMINATION (SUBSEQUENT ACTION)

TO: <u>X</u> Recorder/County Clerk P.O. Box 1750, MS A-33 1600 Pacific Hwy, Room 260 San Diego, CA 92101-2422

> Office of Planning and Research 1400 Tenth Street, Room 121 Sacramento, CA 95814

Project Number: N/A

FROM: City of San Diego City Planning Department 202 C Street, MS 413 San Diego, CA 92101

State Clearinghouse Number: 1996081056; 2006091032; 2019060003; 2015021053

Project Title: Housing Action Package 2.0

Project Location: Citywide

Description of Subsequent Action: The Housing Action Package 2.0 (herein after referred to as "HAP 2.0") is comprised of ten items that are separated into the following three parts:

- **Part 1: Encouraging New Homes** promotes the development of new homes by implementing recently adopted state law, revising existing regulations and affordable housing programs to encourage new homes on public land and for students.
- **Part 2: Fair Housing for All** strengthens regulations to further fair housing and promotes the development of new homes for families, including middle-income San Diegans.
- **Part 3: Thriving Neighborhoods** fortifies regulations, adds new language to reduce displacement caused by new development, and amends existing regulations that govern the continuation of incompatible uses near residential areas in the San Diego Promise Zone.

HAP 2.0 also amends the resolution for the Neighborhood Enhancement In Lieu (R-313282) to implement changes adopted in the 2022 Land Development Code (LDC) update.

Citywide Amendments (10 Items)

Part 1: Encouraging New Homes

- <u>Assembly Bill 2097 (AB 2097) Implementation</u> AB 2097 prohibits local agencies from imposing parking minimums from properties within Transit Priority Areas (TPAs). HAP 2.0 implements AB 2097 by amending the City's existing parking regulations to limit the oversupply of parking by removing parking minimums for new residential and commercial developments within TPAs in compliance with the state law requirement.
- Junior Accessory Dwelling Unit (JADU) Revisions
 HAP 2.0 aligns the City's current JADU regulations with guidelines recommended by the
 California Department of Housing and Community Development (HCD), in a letter to the
 City. HAP 2.0 modifies the JADU Regulations by no longer allowing JADUs to be built inside
 detached garages and other ADUs in compliance with state law.
- 3. Accessible Accessory Dwelling Units (ADU) Home Incentive

HAP 2.0 expands housing opportunities for people with disabilities, mobility limitations, and special needs by providing an incentive for accessible ADU homes. HAP 2.0 modifies the ADU Home Density Bonus program to incentivize the development of ADUs that meet the accessibility requirements in the California Building Code. The amendment allows one additional accessible ADU home if a residential development includes at least two deed-restricted affordable ADU homes.

4. Housing on Publicly-Owned and Non Profit-Owned Land

HAP 2.0 provides public agencies and qualified non-profit organizations greater flexibility in developing homes on publicly owned land by increasing the building Floor Area Ratio (FAR) bonuses and allowing development of affordable homes on properties zoned as commercial or residential. HAP 2.0 amends the LDC for qualifying housing developments on publicly owned land and land owned by qualified non-profit organizations, by increasing the FAR bonuses in exchange for providing additional base-unit affordable homes. This amendment allows for greater flexibility in developing affordable homes, as shown in the table below.

Mobility	<u>Affordable</u>	Max Floor Area Ratio (FAR) by Percent of Homes that are <u>Affordable</u>			
Zone	<u>Income</u> Level	25-34% affordable homes	35-49% affordable homes	50-100% affordable homes	
1	Very Low, Low and Moderate	No Max FAR	No Max FAR	No Max FAR	
2	Very Low, Low	6.0	7.0	8.0	
	Moderate	5.0	6.0	7.0	
3	Very Low, Low	4.0	5.0	6.0	
-	Moderate	3.0	4.0	5.0	

Floor Area Ratio by Mobility Zone, Income Level and Percent of Homes that are Affordable

5. Housing on Underutilized Commercial Sites

HAP 2.0 incentivizes the production of mixed-used development with homes on commercial sites to support the implementation of community plan updates. HAP 2.0 amends the LDC to provide a 0.5 FAR bonus for residential or mixed-use development on sites in the Sustainable Development Area with a base commercial zone that allows for residential or mixed-use, but currently has a non-residential use. This FAR bonus may be used in addition to affordable housing density bonus programs including Complete Communities: Housing Solutions and would apply to the entire site of a proposed development.

6. <u>Student Housing</u>

HAP 2.0 amends the affordable home density bonus program to allow for a density bonus range based on the percentage of homes deed restricted for low income students consistent with the City's multifamily affordable home density bonus program. It also removes the requirement for student housing to provide an operating agreement with a college or university. The amendment also allows student housing development in any zone that allows for multifamily housing within a Sustainable Development Area or within 1-mile of a college or university campus. It also increases bicycle parking requirements while limiting the oversupply of automobile parking by removing automobile parking minimums (but still allowing for the appropriate provision of automobile parking). Any development under these regulations would only be allowed in areas where multi-family homes are allowed by the current zoning.

Part 2: Fair Housing for All

- 7. <u>Single Room Occupancy (SRO) Home Incentive</u>
 - HAP 2.0 incentivizes the construction of new SRO housing to support the production of homes, particularly at the very low-income level. HAP 2.0 amends the Affordable Housing in All Communities program which encourages more affordable housing construction throughout the City by allowing affordable homes built through the City's density bonus program and 100 percent affordable housing developments to be built in High Resource communities with a ministerial process to include SROs as a qualifying project. Amending this program will allow for ministerial approval for SRO homes in areas near transit where affordable housing is either unavailable or very limited.
- 8. <u>Complete Communities: Housing Solutions (CCHS) Amendments</u> CCHS is a City housing incentive program that provides a building FAR bonus to developments that provide affordable homes and neighborhood amenities.
 - A. CCHS Development Regulations

HAP 2.0 removes or provides waivers of development requirements that discourage the use of the CCHS and/or discourage the development of new homes for families. Current regulations like current fence requirements or private exterior open space requirements can discourage the development of new homes under the CCHS programs. HAP 2.0 adjusts the development regulations that disincentivize family homes and/or the use of the CCHS program. New projects may receive a waiver of the private exterior open space requirement for development if at least 10 percent of all homes have three or more bedrooms.

B. <u>CCHS Development Impact Fees (DIF)</u>

The proposed amendment provides a new DIF waiver for homes with three or more bedrooms to incentivize the construction of new homes for larger households, including families with children and intergenerational families. These homes must be deed restricted for households earning no more than 150 percent of the Area Median Income and are limited to one lease per home.

Additionally, since CCHS was adopted in 2021, the City Council has adopted Citywide DIFs that are scaled based on home size, with smaller homes generally subject to payment of lower fees than larger homes. Therefore, the DIF scaling that was previously a benefit only under Complete Communities, is no longer relevant or necessary.

C. 100 Percent Moderate Income Option

The proposed amendments provide an alternative pathway to providing deed-restricted affordable homes under the CCHS program. HAP 2.0 creates a 100 percent base unit moderate income option for the CCHS program. The new moderate income option requires that at least 100 percent of base homes be deed-restricted as affordable for moderate income households. Additionally, at least half of all required rental homes must be rented at a cost that does not exceed 30 percent of 80 percent of 120 percent of Area Median Income, and the remainder must be rented at a cost that does not exceed 30 percent of Area Median Income.

D. Incentivizing Family Housing

HAP 2.0 incentivizes developing family housing by providing an FAR bonus. HAP 2.0 provides up to a 1.5 FAR bonus to a development that creates homes for larger families. To qualify for the bonus, at least 10 percent of the total homes must have at least two bedrooms, and an additional 10 percent of the total homes must have at least three

bedrooms. Additionally, each home is required to be under one lease agreement per home. The proposed FAR bonus is in addition to other programs.

E. Off-Site Affordable Option

The proposed amendments provide the option to develop CCHS required affordable homes off-site. HAP 2.0 allows for affordable off-site homes under CCHS with the following additional requirements:

- Locational:
 - Within a Sustainable Development Area, and
 - The following Resource Opportunity Areas identified by the California Tax Allocation Committee at the time the application is deemed complete:
 - High Resource Opportunity Area
 - Highest Resource Opportunity Area
 - Moderate Resource Opportunity Areas if located in the same community planning area and City Council District, or within three miles of the premises.
- Neighborhood Enhancement Fund:
 - Required for both the market-rate and affordable sites, with the fee applied to the receiver site capped at the size of the subject development site.
- Deed Restriction:
 - Required to record a deed restriction prior to the first building permit that documents the number of affordable units to be provided, and
 - Assigns foreclosure rights of the development to the San Diego Housing Commission if affordable homes are not issued certificates of occupancy between 36 months (for an existing structure) and 54 months (for new development).
- Comparable Amenities
 - Existing Municipal Code Section 143.1015(A)(6)(a) requires that all deedrestricted affordable homes are required to have a comparable mix of bedrooms and amenities. Off-site affordable homes would continue to be subject to this regulation. Additionally, the proposed amendments specifically require that any off-site required affordable homes have a comparable bedrooms mix to the market-rate dwelling units in the development and the affordable homes must have access to generally comparable amenity types offer in the development, as reasonably determined by the San Diego Housing Commission. Similarly, the interior features of the affordable homes must be good quality and consistent with current building standards, and amenities must meet or exceed California Tax Credit Allocation Committee requirements for common areas and play/recreational facilities, if applicable, as reasonably determined by San Diego Housing Commission.

Part 3: Thriving Communities

9. <u>Anti-Displacement Measures</u>

HAP 2.0 promotes the preservation of affordable homes and protects people from displacement caused by new market rate development. HAP 2.0 creates new regulations about priority rental preference for affordable units, rental unit withdrawal from the market, and condo conversions. HAP 2.0 complements the Residential Tenant Protection Regulations that strengthen noticing requirements and relocation assistance for tenants. HAP 2.0 amends existing regulations and introduces new measures aimed at reducing displacement by development, as follows:

- A. <u>Dwelling Unit Protections</u>
 - Removes the citywide expiration date of January 1, 2025, and makes the dwelling unit protection regulations permanent.
 - Removes the exemption for housing unit replacement for commercial and all mixed-use projects.
 - Clarifies that Dwelling Unit Protections only applies to previously renteroccupied units.
- B. Coastal Overlay Zone Affordable Housing Replacement
 - Expands protections and requires replacement of affordable dwelling units with very low income units,
 - Expands application to premises with two or more structures containing a total of five or more units.
 - Eliminates the three-mile allowance for replacing affordable units and disallows the replacement of affordable units in low resource or high segregation and poverty resource California Tax Credit Allocation Committee Opportunity Areas. Off-site replacement affordable units in high or highest resource California Tax Credit Allocation Committee Opportunity Areas need to be relocated in an area that is also a high or highest resource California Tax Credit Allocation Committee Opportunity Areas.
 - Clarifies that affordable housing replacement requirements do not apply to previously owner-occupied units.
- C. Priority Rental Preference for Affordable Units

HAP 2.0 introduces an ordinance that gives existing residents in Low Resource or High Segregation and Poverty Resource California Tax Credit Allocation Committee Opportunity Areas, according to the most recent California State Treasurer TCAC/HCD Opportunity Area Maps, priority preference to rent new deed-restricted affordable units. The priority preference requirements will not be implemented until a program can be developed and approved as part of a future action of the Housing Authority and/or City Council to ensure successful implementation.

D. Condo Conversion Regulations

HAP 2.0 implements state law to allow tenants of rental units proposed for conversion into a condominium a 90-day period to buy the condominium before the seller accepts other offers.

10. Discontinued Incompatible Uses

HAP 2.0 creates an incentive to encourage the production of homes on properties within a zone that allows for homes and mixed-use development within the San Diego Promise Zone (SDPZ) as currently designated and ceases the continuation of incompatible previously conforming uses after a 15-year period. The proposed amendments provide a 15-year period to transition their premises to an allowed and conforming use. HAP 2.0 amends the following sections in the LDC.

A. <u>Affordable Housing Regulations: FAR Incentive</u>

HAP 2.0 provides FAR incentives to sites zoned for housing within the SDPZ with an incompatible previously conforming use if the existing use is redeveloped into a residential conforming use. The FAR incentives provide a 0.5 FAR bonus to developments that convert an incompatible, previously conforming use into homes that are consistent with the current zone on the property. The incentive can be increased to a 1.5 FAR bonus if the development includes at least 50% deed-restricted affordable homes. The incentive

must be used within 15 years after a property is determined to be an incompatible previously conforming use.

B. <u>Discontinuation of Incompatible Uses</u>

HAP 2.0 amends the LDC to no longer allow the continuation of an incompatible discontinued previously conforming use in the SDPZ if the use is ended for more than 30 days for any reason other than building maintenance, repair, or safety. The purpose of the amendment is to encourage incompatible pnon-conforming uses to phase out, and where the use has been discontinued, no longer allow it to resume.

C. No Longer Permitted

HAP 2.0 amends the LDC to no longer allow incompatible previously conforming uses in the SDPZ (as currently designated) after a 15-year period from the effective date of the ordinance.

11. <u>Amendments to the Neighborhood Enhancement In Lieu Fee Resolution (R-313282)</u> HAP 2.0 amends City Council Resolution R-313282 to implement changes adopted in the 2022 LDC update. Specifically, the amendments will replace the definition of a Transit Priority Area with a Sustainable Development Area to allow these funds to be expended in Sustainable Development Areas. Additionally, the amendments provide additional clarifications regarding the distribution of funds.

The Environmental Review section of the City Planning Department reviewed HAP 2.0 and determined that implementation of HAP 2.0 would not result in new or more severe significant impacts over and above those disclosed in the previously certified and adopted environmental documents listed below.

- Final Environmental Impact Report (EIR) for the Land Development Code (DEP No. 96-033/SCH No. 1996081056) certified by the San Diego City Council on November 18, 1997 (Resolution R-289458);
- 2. Final Program EIR (PEIR) for the General Plan (Project No. 104495/SCH No. 2006091032) certified by the San Diego City Council on March 14, 2008 (Resolution R-303472);
- Addendum to the General Plan PEIR for the General Plan Housing Element Update 2021– 2029 (Project No. 104495/SCH No. 2006091032) adopted by the San Diego City Council on June 18, 2020 (Resolution R-313099);
- Final PEIR for Complete Communities: Housing Solutions and Mobility Choices (SCH No. 2019060003) certified by the San Diego City Council on November 17, 2020 (Resolution R-313279);
- 5. Final PEIR for the Climate Action Plan (Project No. 416603/SCH No. 2015021053) certified by the San Diego City Council on January 4, 2016 (Resolution R-310176); and
- 6. Addendum to the Climate Action Plan PEIR for the City of San Diego Climate Action Plan Update (Project No. 416603/SCH No. 2015021053) adopted by the San Diego City Council on August 10, 2022 (Resolution R-314298).

Additionally, the adoption of the proposed amendments revising the City's Accessory Dwelling Unit (ADU) Home Density Bonus program to incentivize the development of ADUs that meet the American's with Disabilities Act (ADA) accessibility requirements is statutorily exempt from CEQA pursuant to CEQA Guidelines Section 15282(h) which exempts the adoption of an ordinance regarding second units in a single-family or multifamily residential zone by a city or county to implement the provisions of Sections 65852.1 and 65852.2 of the Government Code as set forth in Section 21080.17 of the Public Resources Code.

Project Applicant: City of San Diego, City Planning Department, 202 C Street, MS 413, San Diego, CA 92101. Contact: Seth Litchney, Program Manager. Phone: (619) 533-4546. E-mail: <u>SALitchney@sandiego.gov</u>.

This is to advise that on <u>December 12, 2023</u> the City of San Diego City Council approved the above described project and made the following determinations:

- The activity in its approved form will not have significant effects on the environment beyond those identified in the Final Environmental Impact Report (EIR) for the Land Development Code (DEP No. 96-033/SCH No. 1996081056) certified by the San Diego City Council on November 18, 1997 (Resolution R-289458); Final Program EIR (PEIR) for the General Plan (Project No. 104495/SCH No. 2006091032) certified by the San Diego City Council on March 14, 2008 (Resolution R-303472); Addendum to the General Plan PEIR for the General Plan Housing Element Update 2021-2029 (Project No. 104495/SCH No. 2006091032) adopted by the San Diego City Council on June 18, 2020 (Resolution R-313099); Final PEIR for Complete Communities: Housing Solutions and Mobility Choices (SCH No. 2019060003) certified by the San Diego City Council on November 17, 2020 (Resolution R-313279); Final PEIR for the Climate Action Plan (Project No. 416603/SCH No. 2015021053) certified by the San Diego City Council on January 4, 2016 (Resolution R-310176); and Addendum to the Climate Action Plan PEIR for the City of San Diego Climate Action Plan Update (Project No. 416603/SCH No. 2015021053) adopted by the San Diego City Council on August 10, 2022 (Resolution R-314298).
- 2. The environmental documents listed above were prepared and certified pursuant to the provisions of CEQA.
- 3. Mitigation measures were adopted in association with the Final EIR certification process by the City of San Diego City Council for the above listed environmental documents and are being implemented as part of this action.
- 4. Pursuant to CEQA Guidelines Section 15091, Findings were made by the City of San Diego City Council in association with the Final EIR certification process for the above listed environmental documents.
- 5. A Statement of Overriding Considerations was adopted by the City of San Diego City Council in association with the Final EIR certification process for the above listed environmental documents.
- 6. Record of the project approvals may be examined at the address below.

The final CEQA environmental documents listed above, including comments and responses, are available to the general public at the office of the City Planning Department, 202 C Street, MS 413, San Diego, CA 92101.

Analyst: Elena Pascual, Senior Planner City of San Diego City Planning Department 202 C Street, MS 413 San Diego, CA 92101 Telephone: (619) 533-5928

Filed by: _____

Reference: California Public Resources Code, Sections 21108 and 21152.

1/18/97.

OFFICE OF THE CITY CLERK 2ND FLOOR CITY ADMINISTRATION BUILDING SAN DIEGO, CALIFORNIA 92101 PHONE: 533-4000

COUNTY CLERK 1600 PACIFIC HIGHWAY SAN DIEGO, CA 92101 DATE November 18, 1997

The following NOD (s) is (are) enclosed for filing:

City of San Diego Land Develop-

ment Code - DEP Number: 96-0333

For various City Council actions

including the Adoption of the

proposed Land Development Code to

be incorporated into the Municipal

Code.

Contact: Baker 236-7714

(FILE: MEET; Item 330 a

Council Mtg. 11/18/97.)

Description/Amt. of Check:

SEE CERTIFICATE OF FEE EXEMPTION

CHARLES G. ABDELNOUR, City Clerk

By: <u>Peggy Rogers</u> Deputy

Received by:

Date:

cc: Subject File

089458

1/94

NOTICE OF DETERMINATION

TO: <u>X</u> Recorder/County Clerk P.O. Box 1750, MS A33 1600 Pacific Hwy, Room 260 San Diego, CA 92101-2422 FROM: City of San Diego Development Services Department 1222 First Avenue, MS 501 San Diego, CA 92101

X Office of Planning and Research 1400 Tenth Street, Room 121 Sacramento, CA 95814

DEP Number: 96-0333

State Clearinghouse Number: 96081056

Project Title: City of San Diego Land Development Code

Project Location: City of San Diego

Project Description: <u>Various CITY COUNCIL actions including the ADOPTION of the proposed Land</u> <u>Development Code to be incorporated as Chapters 12, 13, and 14 of the Municipal Code; AMENDMENT</u> <u>and RE-ADOPTION of previously adopted Chapter 11; and REPEAL and AMENDMENT of certain chapters</u> <u>of the Municipal Code including Chapter 10 and portions of Chapters 2, 5, 6, and 9 of the Municipal</u> <u>Code</u>.

This is to advise that the City of San Diego <u>City Council</u> on <u>Nov. 18, 1997</u> approved the above described project and made the following determinations:

- The project in its approved form <u>X</u> will, <u>will</u> will not, have a significant effect on the environment.
- 2. X An Environmental Impact Report was prepared for this project and certified pursuant to the provisions of CEQA. R-289458.
 - A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.

Record of project approval may be examined at the address above.

- 3. Mitigation measures ____ were, X were not, made a condition of the approval of the project.
- 4. (EIR only) Findings X were, ____ were not, made pursuant to CEQA Guidelines Section 15091.
- (EIR only) A Statement of Overriding Considerations <u>X</u> was, <u>was</u> was not, adopted for this project.

It is hereby certified that the final environmental report, including comments and responses, is available to the general public at the office of the Land Development Review Division, Fifth Floor, City Operations Building, 1222 First Avenue, San Diego, CA 92101.

Analyst: Baker

Telephone:	(619) 236-7714
Filed by:	asand K. Baker
	Signature
	Associate Planner
	Title

Reference: California Public Resources Code, Sections 21108 and 21152.

R 289458

CAL RNIA DEPARTMENT OF FISH AND GA CER' FICATE OF FEE EXEMPTION

De Minimis Impact Finding or One Fee Per Project Provision

Project Title/Location (include county): Land Development Code (to be incorporated as Chapters 12, 13, and 14 of the City of San Diego Municipal Code, City of San Diego, County of San Diego.

DEP NO. <u>96-0333</u>

SCH NO. 96081056

Project Applicant: Betsy McCollough, Community Planning and Development Director, City of San Diego, 202 C Street, MS 5A, San Diego, CA 92101.

Project Description: Land Development Code. Various CITY COUNCIL actions including the ADOPTION of the proposed Land Development Code to be incorporated as Chapters 12, 13 and 14 of the Municipal Code; AMENDMENT and RE-ADOPTION of previously adopted Chapter 11; REPEAL and AMENDMENT of certain chapters of the Municipal Code, including Chapter 10 and portions of Chapters 2, 5, 6 and 9; AMENDMENT of the non-conforming use and premises regulations and renaming to "previously conforming" uses and premises; AMENDMENT of the Local Coastal Program implementing ordinances and other documents in the Local Coastal Program; MODIFICATION of existing planning and zoning support documents and ADOPTION of new support documents; AMENDMENT of zone regulations; and READOPTION of the Uniform Building Code, the National Electrical Code, the Uniform Mechanical Code and the Uniform Plumbing Code.

Findings of Exemption (attach as necessary):

An Environmental Impact Report and Initial Study have been prepared for the project. The City of San Diego, as Lead Agency, concludes that the project would result in a de minimis impact to wildlife resources as the following apply:

- 1. The project involves revision of the planning, zoning, subdivision, engineering and building regulations of the Municipal Code, collectively referred to as the Land Development Code. The Land Development Code provides for discretionary review of projects which would have the potential for significant impact on biological resources; such projects would require review pursuant to the California Environmental Quality Act. A Notice of Determination would be filed at the time of approval by the Lead Agency for such projects. Any ministerial implementation of the Land Development Code would be deemed to have a de minimis effect on biological resources.
- 2. No biological studies were requested for the project.

Certification:

I hereby certify that the lead agency has made the above findings of fact and that based upon the initial study and hearing record, the project will not individually or cumulatively have an adverse effect on wildlife resources, as defined in Section 711.2 of the Fish and Game Code.

Tina Christiansen, Manager Development Services Department By: rul Senior Planner Title: Lead Agency: City of San Diego Veptimber 29 1997 Date:

STATE OF CALIFORNIA-THE RESOURCES AGENCY DEPARTMENT OF FISH AND GAME ENVIRONMENTAL FILING FEE CASH RECEIPT		67990
Lead Agency: 1 City of Ann Riego	Date:	11/20/97
County/State gency of Filing: Aan Widow	Docu	ment No.: 970503
Project Title: " City of Ann Riego Hand Renelog	ment (Code DEP#
Project Applicant Name:	Phone	Number: 76-0333
Project Applicant Address:		
Project Applicant (check appropriate box): Local Public Agency School Distri	ict	Other Special District
State Agency	Private Enti	
CHECK APPLICABLE FEES:		the second second
M Environmental Impact Report	\$850.00	\$
() Negative Declaration	\$1,250.00	\$
() Application Fee Water Diversion (State Water Resources Control Board Only)	\$850.00	\$
() Projects Subject to Certified Regulatory Programs	\$850.00	\$
() County Administrative Fee	\$25.00	\$
() Project that is exempt from fees		
TOTAL RECE	IVED	\$
Signature and title of person receiving payment : M. W. M.	The Part Party	Market Market Star The
FIRST COPY-PROJECT APPLICANT SECOND COPY-DFG/FASB PHIRD COPY-LEAD AGENCY	FOURTH COPY	Y-COUNTY/STATE AGENCY OF FILING

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TO: <u>X</u> Recorder/County Clerk P.O. Box 1750, MS A33 San Diego, CA 92101-2422 FROM: Development Services Department, City of San Diego 1222 First Avenue, MS 501 San Diego, CA 92101

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100	J. Smith	, Record	er/Count	ty Clerk

X Office of Planning and Research 1400 Tenth Street, Room 121 Sacramento, CA 95814

State Clearinghouse Number: 2006091032

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BY_

Project Number: 104495

Project Title: Draft General Plan

Project Location: The entire City of San Diego in the County of San Diego.

Project Description: The City of San Diego Draft General Plan is proposed to replace the existing 1979 Progress Guide and General Plan (1979 General Plan). The General Plan sets out a long-range, comprehensive framework for how the city will grow and develop, provide public services and maintain the qualities that define San Diego over the next 20-30 years. The proposed update has been guided by the City of Villages growth strategy and citywide policy direction contained within the General Plan Strategic Framework Element (adopted by the City Council on October 22, 2002). The Draft General Plan is comprised of an introductory Strategic Framework chapter and nine elements: Land Use and Community Planning; Mobility; Urban Design; Economic Prosperity; Public Facilities, Services and Safety; Recreation; Conservation; Noise; and Historic Preservation. The update to the Housing Element was adopted by the City Council under separate cover on December 5, 2006.

Project Applicant: <u>City of San Diego City Planning and Community Investment Department, 202 C Street, 4th</u> <u>Floor, MS 401, San Diego, CA, 92101. Contact: Nancy Bragado (619)533-4549.</u>

This is to advise that the **San Diego City Council** on <u>March 10, 2008</u> approved the above described project and made the following determinations:

- 1. The project in its approved form <u>X</u> will, <u>will not, have a significant effect on the environment.</u>
- 2. X A Program Environmental Impact Report No. 104495 was prepared for this project and certified by the San Diego City Council pursuant to the provisions of CEQA.
- 3. Mitigation measures <u>X</u> were, <u>were</u> were not, made a condition of the approval of the project.
- 4. (EIR only) Findings X were, were not, made pursuant to CEQA Guidelines Section 15091.
- 5. (EIR only) A Statement of Overriding Considerations X was, was not, adopted for this project.

It is hereby certified that the final environmental report, including comments and responses, is available to the general public at the office of the Land Development Review Division, Fifth Floor, City Operations Building, 1222 First Avenue, San Diego, CA 92101.

Analyst: Mirrasoul

Telephone:

(619) 446-5380 nature

Filed by:

Deputy City Clerk Title

Reference: California Public Resources Code, Sections 21108 and 21152.



State of California - The Pesources Agency

DEPARTMENT OF AND GAME http://www.dfg.ca.gov Environmental Review and Permitting 1416 Ninth Street, Suite 1260 Sacramento, California 95814



APR 1 4 2003

Removed

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Posted MAR 1 4 2008

CEQA Filing Fee No Effect Determination Form

Project Name: Draft General Plan

				A CONTRACTOR OF A CONTRACTOR OFTA CONTRACTOR O
CEQA Lead Agency: City of Sa	an Diego	Returned to age	A. Consul	APR 1 4 2001
CEQA Document Type:	PEIR	DODULY		
SCH Number and/or local age	ncy ID number:	Project No. 104495,	SCH No. 2006091	032

Project Location: Entire City of San Diego

Brief Project Description: The City of San Diego Draft General Plan is proposed to replace the existing 1979 *Progress Guide and General Plan* (1979 General Plan). The General Plan sets out a long-range, comprehensive framework for how the city will grow and develop, provide public services and maintain the qualities that define San Diego over the next 20-30 years. The proposed update has been guided by the City of Villages growth strategy and citywide policy direction contained within the General Plan Strategic Framework Element (adopted by the City Council on October 22, 2002). The Draft General Plan is comprised of an introductory Strategic Framework chapter and nine elements: Land Use and Community Planning; Mobility; Urban Design; Economic Prosperity; Public Facilities, Services and Safety; Recreation; Conservation; Noise; and Historic Preservation. The update to the Housing Element was adopted by the City Council under separate cover on December 5, 2006.

Determination: Based on a review of the Project as proposed, the Department of Fish and Game has determined that for purposes of the assessment of CEQA filing fees [F&G Code 711.4(c)] the project has no potential effect on fish, wildlife and habitat and the project as described does not require payment of a CEQA filing fee. This determination does not in any way imply that the project is exempt from CEQA and does not determine the significance of any potential project effects evaluated pursuant to CEQA.

Please retain this original determination for your records; you are required to file a copy of this determination with the County Clerk after your project is approved and at the time of filing of the CEQA lead agency's Notice of Determination (NOD). If you do not file a copy of this determination with the County Clerk at the time of filing of the NOD, the appropriate CEQA filing fee will be due and payable.

Without a valid No Effect Determination Form or proof of fee payment, the project will not be operative, vested, or final and any local permits issued for the project will be invalid, pursuant to Fish and Game Code Section 711.4(c)(3).

DFG Approval By: Jun March Leslee Newton-Reed Date: 1-17-2008

Title: Environmental Scientist

Conserving California's Wildlife Since 1870

STATE OF CALIFORNIA - THE RESOURCES AGENCY DEPARTMENT OF FISH AND GAME ENVIRONMENTAL FILING FEE CASH RECEIPT	*343548*
Lead Agency: City of San Diego Development Services Dept	Date: 03/14/2008
County/State Agency of Filing: San Diego	Document No.: 14444
Project Title: Draft General Plan	
Project Applicant Name: City of San Diego, Planning and Community Investment Department	
Project Applicant Address: 202 C Street, 4th Floor, MS 401	
City San Diego State CA Zip Code 92101 Pho	none Number: (619) 533-4549
Negative Declaration \$1, Application Fee Water Diversion (State Water Resources Control Board Only) \$ Projects Subject to Certified Regulatory Programs \$	gency Private Entity 2,606.75 \$ 1,876.75 \$ \$886.25 \$ \$886.25 \$ \$50.00 \$ 50.00
TOTAL REC	CEIVED \$ 50.00
Signature and title of person receiving payment:	1SUI Deputy
WHITE - PROJECT APPLICANT YELLOW - DFG/FASB PINK - LEAD AGENCY GOLDENRO	OD - COUNTY CLERK DFG 753.6a (Rev. 1/08)



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IFORNIA	State of California - Department of Fish and Wildlife
EFANTINENT OF FISH & WILDLIFE	2020 ENVIRONMENTAL FILING FEE CASH RECEIPT
C.1	DFW 753.5a (Rev. 12/10/19) Previously DFG 753.5a

		RECEIPT 37-2020	089	91	
		STATE CL 201906	EARI 0003	NGHOUS	E NUMBER (If applicable
SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY. LEAD AGENCY CITY OF SAN DIEGO PLANNING DEPARTMENT	LEADAGENCY EMAIL			DATE	12/09/2020
COUNTY/STATE AGENCY OF FILING					ENT NUMBER
San Diego County PROJECT TITLE COMPLETE COMMUNITIES HOUSING SOLUTIONS AN	D MOBILITY CHOICES	PROGRAM			
PROJECT APPLICANT NAME CITY OF SAN DIEGO PLANNING DEPARTMENT	PROJECT APPLICANT I			PHONE	NUMBER 358-495-4764
PROJECT APPLICANT ADDRESS 9485 AERO DRIVE	CITY SAN DIEGO	STATE	A	ZIP COL	92123
PROJECT APPLICANT (Check appropriate box) Image: Construct appropriate box Image: Construct box Image: Construct box Image: Construct box	Other Special District	s	tate A	gency	Private Entity
CHECK APPLICABLE FEES: Environmental Impact Report (EIR) Mitigated/Negative Declaration (MND)(ND) Certified Regulatory Program document (CRP) Exempt from fee Notice of Exemption (attach) CDFW No Effect Determination (attach) Fee previously paid (attach previously issued cash receipt c	001/	\$3,343.25 \$2,406.75 \$1,136.50	\$ \$ \$		3,343.25 0.00 0.00
Water Right Application or Petition Fee (State Water Resound County documentary handling fee Other Ot	rces Control Board only)	\$850.00	\$ \$		0.00 50.00 0.00 3,393.25
🗌 Cash 🖄 Credit 🖄 Check 🔲 Other	TOTAL	RECEIVED	\$		
1	ENCY OF FILING PRINTED I an Diego County			BAKER	, Deputy

CA



FILED Dec 09, 2020 04:04 PM Ernest J. Dronenburg, Jr. SAN DIEGO COUNTY CLERK File # 2020-000951 State Receipt # 37-20200891 Document # 2020-NOD-155

SAN DIEGO COUNTY CLERK CEQA FILING COVER SHEET

•

THIS SPACE FOR CLERK'S USE ONLY

Complete and attach this form to each CEQA Notice filed with the County Clerk TYPE OR PRINT CLEARLY Project Title

COMPLETE COMMUNITIES: HOUSING SOLUTIONS AND MOBILITY CHOICES PROGRAM

Check Document being Filed:

) Environmental Impact Report (EIR)

Mitigated Negative Declaration (MND) or Negative Declaration (ND)

) Notice of Exemption (NOE)

) Other (Please fill in type):

FILED IN THE OFFICE OF THE SAN DIEGO
COUNTY CLERK ON December 9, 2020
Posted December 9, 2020 Removed JM. 8, 2021
Returned to agency on Jan. 8, 2021
DEPUTY Kiburth Bin

Filing fees are due at the time a Notice of Determination/Exemption is filed with our office.For more Information on filing fees and No Effect Determinations, please refer to California Code of Regulations, Title 14, section 753.5.

NOTICE OF DETERMINATION

TO:

<u>X</u>

Recorder/County Clerk P.O. Box 1750, MS A33 1600 Pacific Hwy, Room 260 San Diego, CA 92101-2422

FROM:

I: City of San Diego Planning Department 9485 Aero Drive, MS 413 San Diego, CA 92123

<u>X</u> Office of Planning and Research 1400 Tenth Street, Room 121 Sacramento, CA 95814

PROJECT NUMBER: N/A

STATE CLEARINGHOUSE NUMBER: 2019060003

PROJECT TITLE: Complete Communities: Housing Solutions and Mobility Choices Program

PROJECT LOCATION: The Complete Communities: Housing Solutions and Mobility Choices Program area is located within the jurisdictional boundaries of the City of San Diego (City), which is located within the southwestern corner of San Diego County. San Diego County is bordered by Riverside County to the north, Orange County at the northwest corner, Imperial County to the east, the Republic of Mexico to the south, and the Pacific Ocean on the west.

The applicable project areas for the Complete Communities: Housing Solutions Program include zones within Transit Priority Areas (TPAs) that allow for multi-family residential development. The location of TPAs are based on the adopted San Diego Association of Governments (SANDAG) 2050 Regional Transportation Plan. TPAs are defined in Senate Bill (SB) 743 and established in Section 21099 of the California Public Resources Code, which states: "Transit priority area" means "an area within one-half mile of a major transit stop that is existing or planned." "Major Transit Stop," is defined as, "a site containing an existing rail transit station, a ferry terminal served by either a bus or rail transit service, or the intersection of two or more major bus routes each having a frequency of service of 15 minutes.

The proposed Complete Communities: Mobility Choices Program would apply to new development, citywide in all City Council Districts, subject to certain exceptions. Physical impacts associated with the construction of active transportation infrastructure and amenities resulting from implementation of the program would occur within the City's Mobility Zones 1, 2, and 3. These improvements would largely occur within existing road rights-of-way or within the development footprint of future development projects.

DESCRIPTION OF ACTION: City Council approval and adoption of the Complete Communities: Housing Solutions and Mobility Choices initiative, which proposes amendments to the San Diego Municipal Code (SDMC) to provide incentives to increase housing production and expand the mobility network around transit hubs and existing development. Under the Complete Communities: Housing Solutions initiative, future development projects that provide affordable housing and provide or contribute toward neighborhood-serving improvements would be allowed additional square footage and building height, which would allow for additional units beyond what is otherwise allowed in the respective base zone, Planned District Ordinance, or Community Plan. Existing height restrictions in the Coastal Zone in addition to height restrictions in proximity to airports would continue to apply. Additionally, projects that qualify for participation in the Housing Program could be approved through a ministerial process, unless site-specific conditions warrant a discretionary approval. In exchange for additional density, building square footage and height, Complete Communities: Housing Solutions would require all projects to provide new community-serving infrastructure improvements through either payment of a fee into a Neighborhood Enhancement Fund or by accommodating a public promenade that meets specified standards including minimum street frontage requirements.

Complete Communities: Mobility Choices includes amendments to the City's SDMC and Land Development Manual (LDM) to implement the Complete Communities: Mobility Choices initiative and support adoption of a new CEQA significance threshold for transportation that implements SB 743. It also includes the adoption of a fee to mitigate vehicle miles traveled (VMT) impacts from new development. Complete Communities: Mobility Choices will implement SB 743 by ensuring that new

development mitigates transportation impacts based on VMT to the extent feasible, while incentivizing development within the City's urban areas (Mobility Zones 1, 2, and 3).

The Complete Communities: Housing Solutions and Mobility Choices initiative removes regulatory barriers to housing at all income levels, especially low, very low, and moderate-income households, while investing in neighborhood and mobility amenities, such as recreational opportunities, street trees, linear parks, bicycle facilities, urban plazas, and promenades. These types of investments increase the quality of neighborhoods where new housing is proposed by creating more walkable, bikeable, and enjoyable spaces, which in turn helps the City meet its Climate Action Plan (CAP) goals. Prioritizing these investments in areas where the investments are needed most are central to the intent behind the Complete Communities initiative.

Complete Communities delivers on the City's vision of creating equitable, healthy, and sustainable neighborhoods that are diverse, walkable, connected, safe, and inclusive. Complete Communities: Housing Solutions and Mobility Choices creates incentives to build homes near transit, provide more mobility alternatives, and enhance quality of life for all residents, regardless of their background and identity. Through thoughtful and inclusive planning, the initiatives set the City on a path to create a healthy environment, and thriving communities. The Complete Communities: Housing Solutions and Mobility Choices initiative implements the City's CAP through sustainable land use and transportation planning by building complete communities where people can easily access work, shopping, and recreation by walking, biking, or taking transit, resulting in Citywide reductions to VMT therefore resulting in greenhouse gas emissions reductions and improved air quality.

PROJECT APPLICANT: City of San Diego Planning Department, 9485 Aero Drive, MS 413, San Diego, CA 92123. Contacts:

- 1. Julia Chase, Senior Planner. Phone number: (858) 495-4764. Email: JLChase@sandiego.gov
- 2. Nancy Graham, Development Project Manager III. Phone number: (619) 236-6891. Email: NHGraham@sandiego.gov

This is to advise that the City of San Diego City Council on NOV 09 2020 approved the above described project and made the following determinations: R-313279

- The project in its approved form X will will not have a significant effect on the environment. 1.
- 2. An Environmental Impact Report was prepared for this project and certified pursuant to the provisions of CEQA.
- 3. Mitigation measures were not made a condition of the approval of the project and a Mitigation, Monitoring and Reporting Program was not adopted for the project.
- 4. Findings were made pursuant to CEQA Guidelines Section 15091.
- A Statement of Overriding Considerations was adopted for this project. 5.
- 6. A record of project approval may be examined at the address above.

It is hereby certified that the final environmental report, including comments and responses, is available to the general public by appointment at the City of San Diego Planning Department, 9485 Aero Drive, MS 413, San Diego, CA 92123.

Analyst: Oscar Galvez, Senior Planner City of San Diego Planning Department 9485 Aero Drive, MS 413 San Diego, CA 92123

Telephone:

Filed by:

Connie Parturon Signature Acqistative Recorder II

Reference: California Public Resources Code, Sections 21108 and 21152.

	San Die Transaction #: Receipt #:	go County 5134478 2020665877	
Ernest J. Dronenburg, Jr. Assessor/Recorder/County Clerk 1600 Pacific Highway Suite 260 P. O. Box 121750, San Diego, CA 92112-1750 Tel. (619) 237-0502 Fax (619) 557-4155 www.sdarcc.com	Cashier Date: Cashier Location:	12/09/2020 SD	Print Date: 12/09/2020 4:05 pm
			Payment Summary
			Total Fees: \$3,393.25 Total Payments: \$3,393.25 Balance: \$0.00
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Payments			
CHECK PAYMENT #0001787504			\$3,321.00
VITALCHEK PAYMENT			\$72.25
Total Payments	<u> </u>		\$3,393.25
Filing			
CEQA - NOD		Document #: 2020- Map #: 20200891	000951 Date: 12/09/2020 4:04PM Pages: 3
Fees: Fish & Wildlife County			\$50.00
Fees: Fish & Wildlife Environ	mental Impact Re	port	\$3,343.25
Total Fees Due:			\$3,393.25
Grand Total - All Documents:			\$3,393.25

4

NOTICE OF DETERMINATION

TO: X RECORDER/COUNTY CLERK P.O. BOX 1750, MS A33 1600 PACIFIC HWY, ROOM 260 SAN DIEGO, CA 92101-2422 FROM: CITY OF SAN DIEGO PLANNING DEPARTMENT 1010 SECOND AVENUE, MS 413 SAN DIEGO, CA 92101 Ernest J Dronenburg, Jr. Recorder County Clerk DEC 2 1 2015 BY_____SHUBER

OFFICE OF PLANNING AND RESEARCH 1400 TENTH STREET, ROOM 121 SACRAMENTO, CA 95814

150222

PROJECT NUMBER: 416603 STATE CLEARINGHOUSE NUMBER: 2015021053

PROJECT TITLE: CLIMATE ACTION PLAN

PROJECT LOCATION: The planning area for the CAP is the General Plan planning area, which encompasses all land within the city limits and prospective annexation areas.

DESCRIPTION OF ACTION: CITY COUNCIL APPROVAL for the adoption of the Climate Action Plan (CAP) and associated policies. Former Governor Arnold Schwarzenegger's Executive Order B-3-05 established the 2050 statewide greenhouse gas (GHG) reduction target of 80 percent below 1990 levels. In 2015, Governor Edmund G. Brown, Jr.'s Executive Order B-30-15 established the 2030 statewide GHG reduction target of 40 percent below 1990 levels. The City of San Diego has prepared a draft CAP that identifies measures to effectively meet GHG reduction targets for 2020, 2030, and 2035, as targets and interim targets for achieving the 2030 and 2050 State targets. The CAP estimates the GHG emissions for the City of San Diego in the baseline year 2010 (baseline) to be around 13.0 million metric tons of carbon dioxide equivalent (MMT CO₂e). The CAP estimates the City's emissions would increase to approximately 14.1 MMT CO₂e by 2020, 15.9 MMT CO2e by 2030, and 16.7 MMT CO₂e by 2035. With implementation of the CAP, the City aims to reduce emissions 15 percent below the baseline to approximately 11.0 MMT CO₂e by 2020, 40 percent below the baseline to approximately 7.8 MMT CO₂e by 2030, and 50 percent below the baseline to approximately 6.5 MMT CO₂e by 2035. With implementation of the CAP, the City and regional actions, continued implementation of federal and state mandates, and five local strategies with associated action steps for target attainment. The five strategy areas are:

- Water & Energy Efficient Buildings;
- Clean & Renewable Energy;
- Bicycling, Walking, Transit & Land Use;
- Zero Waste (Gas & Waste Management); and
- Climate Resiliency.

Implementation of the CAP is divided into:

- Early Actions (Adoption of the CAP-December 31, 2017),
- Mid-Term Actions (January 1, 2018-December 31, 2020), and
- Longer-Term Actions (2021-2035).

It is anticipated that with future implementing actions, the CAP would meet the requirements set forth in CEQA Guidelines Section 15183.5, whereby a lead agency (e.g. The City of San Diego) may analyze and mitigate the significant effects of GHG emissions at a programmatic level, such as in a general plan, a long range development plan, or a separate plan to reduce GHG emissions.

PROJECT APPLICANT: City of San Diego Planning Department, Contact: Seth Litchney, 1010 Second Avenue, San Diego, CA 92101, (619) 236-6892

This is to advise that the City of San Diego <u>City Council</u> on <u>December 15, 2015</u> approved the above described project and made the following determinations: R-310176

- 1.
- The project in its approved form \underline{x} will, \underline{w} will not, have a significant effect on the environment. <u>x</u> An Environmental Impact Report was prepared for this project and certified pursuant to the provisions of 2. CEOA.

A (Mitigated) Negative Declaration was prepared for this project pursuant to the provisions of CEQA.

An Addendum to Negative Declaration / Mitigated Negative Declaration / Environmental Impact Report No. ______ was prepared for this project pursuant to the provisions of CEQA.

Record of project approval may be examined at the address above.

- Mitigation measures \underline{x} were, \underline{x} were not, made a condition of the approval of the project; and a mitigation, monitoring and reporting program \underline{x} was, \underline{x} was not, adopted for the project. Findings \underline{x} were, \underline{x} were not, made pursuant to CEQA Guidelines Section 15091. 3.
- 4.
- A Statement of Overriding Considerations <u>x</u> was, <u>was</u> was not, adopted for this project. 5.

It is hereby certified that the final environmental report, including comments and responses, is available to the general public at the office of the Planning Department, 1010 Second Avenue, San Diego, CA 92101.

Analyst: R. Malone Telephone: (619) 446-5371

Filed by:

Many Brogoto Signature Deputy Director Title

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FILED IN THE OFFICE OF THE COUNTY CLERK

San Diego County on DEU 2 1 2015
Posted DEC 2 1 2015 Removed
Returned to agency on
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Ernest J. Dronenburg, Jr.

COUNTY OF SAN DIEGO ASSESSOR/RECORDER/COUNTY CLERK



ASSESSOR'S OFFICE 1600 Pacific Highway, Suite 103 San Diego, CA 92101-2480 Tel. (619) 236-3771 * Fax (619) 557-4056

www.sdarcc.com

RECORDER/COUNTY CLERK'S OFFICE 1600 Pacific Highway, Suite 260 P.O. Box 121750 * San Diego, CA 92112-1750 Tel. (619)237-0502 * Fax (619)557-4155

Transaction #: 354214720151221 Deputy: SHUBER Location: COUNTY ADMINISTRATION BUILDING 21-Dec-2015 12:05

150222

FEES:

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50.00	Qty of 1 Fish and 0	Game Filing Fee for Ref# 2015 01173	

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PAYMENTS:

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3,119.75 TENDERED

SERVICES AVAILABLE AT{.OFFICE LOCATIONS

* Tax Bill Address Changes {.* Records and Certified Copies: {. Birth/ Marriage/ Death/ Real Estate {.* Fictitious Business Names (DBAs) {.* Marriage Licenses and Ceremonies {.* Assessor Parcel Maps {.* Property Ownership {.* Property Records

* Property Values {.* Document Recordings

SERVICES AVAILABLE ON-LINE AT{.www.sdarcc.com

* Forms and Applications {.* Frequently Asked Questions (FAQs) {.* Grantor/ Grantee Index {.* Fictitious Business Names Index (DBAs) {.* Property Sales {.* On-Line Purchases

Assessor Parcel Maps {. Property Characteristics {. Recorded Documents

State of California—Natural Resources Agency CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE 2015 ENVIRONMENTAL FILING FEE CASH RECEIPT

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Image: Service of Exemption 150222 \$3,069.75 \$			RECEIP1#		
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OFFICE OF THE CITY CLERK 2ND FLOOR CITY ADMINISTRATION BUILDING 202 "C" STREET, MS 2A SAN DIEGO, CA 92101 TELEPHONE: 619-533-4000

COUNTY CLERK 1600 PACIFIC HIGHWAY SAN DIEGO, CA 92101

DATE: December 18, 2015

CHECK ONE:

	CERTIFICATE OF FEE EXEMPTION:	
X	DESCRIPTION/AMOUNT OF CHECK:	SEE ATTACHED

PROJECT NUMBER: 416603

PROJECT TITLE: Climate Action Plan

CONTACT NAME AND NUMBER: Seth Litchney, (619) 236-6892.

PROJECT APPLICANT: City of San Diego, Planning Department Seth Litchney 1010 Second Avenue San Diego, CA 92101 (619) 236-6892

RESOLUTION NUMBER: R-310176

ITEM AND COUNCIL DATE: Item 330b of December 15, 2015

FILE LOCATION: MEET

ELIZABETH S. MALAND, City Clerk

By: Gil Sanchez, Deputy

Received by:

Date: _____