



**SAN DIEGO COUNTY CLERK  
CEQA FILING COVER SHEET**

**FILED**  
Jan 24, 2024 10:40 AM  
JORDAN Z. MARKS  
SAN DIEGO COUNTY CLERK  
File # 2024-000050  
State Receipt # 37012420240048

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

**AUTHORITY TO ACCEPT THE CALIFORNIA BOARD OF STATE AND COMMUNITY  
CORRECTIONS PROPOSITION 64 PUBLIC HEALTH AND SAFETY GRANT PROGRAM FUNDS**

**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 January 24, 2024**  
**Posted January 24, 2024 Removed \_\_\_\_\_**  
**Returned to agency on \_\_\_\_\_**  
**DEPUTY \_\_\_\_\_**

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 EXEMPTION

**TO:** Recorder/County Clerk  
 Attn: James Scott  
 1600 Pacific Highway, M.S. A33  
 San Diego, CA 92101

**FROM:** County of San Diego  
 Planning & Development Services, M.S. O650

**SUBJECT:** FILING OF NOTICE OF EXEMPTION IN COMPLIANCE WITH PUBLIC RESOURCES CODE SECTION 21108 OR 21152

**Project Name:** Authority to Accept the California Board of State and Community Corrections Proposition 64 Public Health and Safety Grant Program Funds

**Project Location:** Utilization of grant funds would be applicable throughout the unincorporated County of San Diego

**Project Applicant:** County of San Diego, Planning and Development Services  
 Address: 5510 Overland Avenue, Suite 310, San Diego, CA 92123

**Project Description:** Request authorization from the Board of Supervisors for PDS to accept the grant from BSCC for the Proposition 64 Public Health and Safety Grant Program in the amount up to \$2,092,520 for the grant project period beginning May 1, 2023, and ending on April 30, 2028.

**Agency Approving Project:** County of San Diego

**County Contact Person:** Michael Condon, Telephone Number: (858) 692-0895

**Date Form Completed:** January 24, 2024

This is to advise that the County of San Diego Board of Supervisors has approved the above-described project on October 26, 2022 (item #\_\_\_) and found the project to be exempt from the CEQA under the following criteria:

1. Exempt status and applicable section of the CEQA ("C") and/or State CEQA Guidelines ("G"):
  - Declared Emergency [C 21080(b)(3); G 15269(a)]
  - Emergency Project [C 21080(b)(4); G 15269(b)(c)]
  - Statutory Exemption. C Section:
  - Categorical Exemption. G Section:
  - G 15081(b)(3) - It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment and the activity is not subject to the CEQA.
  - G 15182 - Residential Projects Pursuant to a Specific Plan
  - G 15183 - Projects Consistent with a Community Plan, General Plan, or Zoning
  - Activity is exempt from the CEQA because it is not a project as defined in Section 15378.
2. Mitigation measures  were  were not made a condition of the approval of the project.
3. A Mitigation reporting or monitoring plan  was  was not adopted for this project.

Statement of reasons why project is exempt: The proposed action complies with CEQA because it is subject to the common sense exemption, because it can be seen with certainty that there is no possibility that it may have a significant effect on the environment (Section 15061(b)(3) of the CEQA Guidelines) because acceptance of these grant funds has no potential to cause a physical change in the environment. The proposed action seeks the authority for the application and acceptance of grant funding for the enhancement of the licensing program and compliance activities for both licensed and unlicensed activities. The program enhancements consist of increased staffing, equipment, IT Improvements, and training in support existing licensing and enforcement activities. The enhancements resulting from the proposed action are administrative in nature with the action exempt from CEQA review because it can be seen with certainty that the activity will not have a significant effect on the environment. Any future projects that may develop as a result of this action would require CEQA compliance prior to implementation. None of the exceptions to the exemptions apply (Section 15300.2 of the CEQA Guidelines) because the ordinance does not authorize, ban or exempt any development and therefore will not cause impacts to scenic highways, hazardous waste sites or historical resources. In addition, see Attachment A, A Resolution of the County of San Diego Board of Supervisors authorizing Director, Planning & Development Services, to apply for and accept funds from the California Board of State and Community Corrections Proposition 64 Public Health and Safety Grant Program, dated January 24, 2024, attached to this form.

The following is to be filled in only upon formal project approval by the appropriate County of San Diego decision-making body.

Signature:  Telephone: (858) 692-0895

Name (Print): Michael Condon Title: Land Use/Environmental Planner, Planning and Development Services

This Notice of Exemption has been signed and filed by the County of San Diego.

This notice must be filed with the Recorder/County Clerk as soon as possible after project approval by the decision-making body. The Recorder/County Clerk must post this notice within 24 hours of receipt and for a period of not less than 30 days. At the termination of the posting period, the Recorder/County Clerk must return this notice to the Department address listed above along with evidence of the posting period. The originating Department must then retain the returned notice for a period of not less than twelve months. Reference: CEQA Guidelines Section 15082.

**Resolution No. 24-007**

**Meeting Date: January 24, 2024 (05)**

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO AUTHORIZING DIRECTOR, PLANNING & DEVELOPMENT SERVICES, TO APPLY FOR AND ACCEPT FUNDS FROM THE CALIFORNIA BOARD OF STATE AND COMMUNITY CORRECTIONS PROPOSITION 64 PUBLIC HEALTH AND SAFETY GRANT PROGRAM (DISTRICTS: ALL)

**WHEREAS**, the County of San Diego desires to participate in the Proposition 64 Public Health and Safety Grant Program funded through the California State and Local Government Law Enforcement Account and administered by the Board of State and Community Corrections (hereafter referred to as the BSCC).

**WHEREAS**, on May 24, 2022 (21), the Board of Supervisors directed the Chief Administrative Officer to explore the establishment of a cannabis licensing program to be managed by Code Compliance rather than managed by law enforcement and return to the Board with options for the Cannabis Facility Operation Certificate Fee.

**WHEREAS**, on October 26, 2022 (6), the Board of Supervisors authorized the transfer of the cannabis licensing program to PDS and approved the introduction of an ordinance amending the County Administrative and Regulatory Codes to include licensing fees, include PDS in the uniform licensing procedure, and remove the Sheriff's Department from cannabis licensing regulations.

**WHEREAS**, on November 16, 2022 (1), the Board of Supervisors took action on Consent, adopting Ordinance No. 10812 (N.S.) entitled: AN ORDINANCE AMENDING BUSINESS REGULATIONS, TITLE 2, DIVISION 1 OF THE SAN DIEGO COUNTY CODE TO ADD PLANNING AND DEVELOPMENT SERVICES TO THE UNIFORM LICENSING PROCEDURE AND REMOVE THE SHERIFF'S DEPARTMENT FROM THE CANNABIS LICENSING REGULATIONS DATED OCTOBER 26, 2022 ORDINANCE; AND, Ordinance No. 10813 (N.S.), entitled: AN ORDINANCE AMENDING ARTICLE XX, SECTION 362.1, OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE TO INCLUDE CANNABIS FACILITY OPERATIONS LICENSING FEES.

**NOW, THEREFORE, BE IT RESOLVED** that the Director of Planning & Development Services and/or designee be authorized on behalf of the County of San Diego Board of Supervisors to submit the grant proposal for this funding and sign the Grant Agreement with the BSCC, including any amendments thereof.

**BE IT FURTHER RESOLVED** that grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

**BE IT FURTHER RESOLVED** that the County of San Diego agrees to abide by the terms and conditions of the Grant Agreement as set forth by the BSCC.

The Clerk of the Board of the County of San Diego shall certify as to the adoption of this Resolution.

**Resolution No. 24-007**

**Meeting Date: January 24, 2024 (05)**

**APPROVED AS TO FORM AND LEGALITY**

**Claudia G. Silva, County Counsel**

**BY: Regan Savalla, Senior Deputy County Counsel**

ON MOTION of Supervisor Desmond, seconded by Supervisor Lawson-Remer, the above Resolution was passed and adopted by the Board of Supervisors, County of San Diego, State of California, on this 24<sup>th</sup> day of January 2024, by the following vote:


AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe  
NOES: Desmond

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STATE OF CALIFORNIA)  
County of San Diego) §

I hereby certify that the foregoing is a full, true and correct copy of the Original Resolution entered in the Minutes of the Board of Supervisors.

ANDREW POTTER  
Clerk of the Board of Supervisors

By:   
Sidra Marshall, Deputy



Resolution No. 24-007  
Meeting Date: 01/24/2024 (05)