

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER R-03973

ADOPTED ON NOVEMBER 15, 2005

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO APPROVING AN AGREEMENT WITH THE CITY OF SAN DIEGO FOR ONE HUNDRED NINETY-FIVE THOUSAND THREE HUNDRED SEVENTY-FIVE DOLLARS FOR PAYMENT INTO THE HABITAT ACQUISITION FUND, TO MITIGATE IMPACTS TO UPLAND HABITAT IN THE VALENCIA BUSINESS PARK.

WHEREAS, the Southeastern Economic Development Corporation (SEDC) is responsible for implementing redevelopment in Project areas; and

WHEREAS, in order to carry out and implement the Central Imperial Redevelopment Plan, SEDC on behalf of the Redevelopment Agency of the City of San Diego [Agency] constructed public improvements at Valencia Business Park; and

WHEREAS, during the construction of the public improvements Valencia Business Park, SEDC impacted upland habitat; and

WHEREAS, through the Environmental Impact Report for the Potter Tract Tentative Map, LDR No. 96-7729, dated April 27, 2000, Mitigation, Monitoring and Reporting Program, Biological Resources, Subsection C1 (document certified by City of San Diego Planning Commission on May 11, 2000), SEDC is required to mitigate for impacts to upland habitat that occurred during the public improvement construction for Valencia Business Park; and

WHEREAS, the agreement with the City of San Diego allows SEDC, on behalf of the Agency, to pay a fee in the amount of \$195,375.00 (\$25,000 per acre), which will be deposited

into the City of San Diego's Habitat Acquisition Fund [Fund], Fund No. 10571, as established by City Council Resolution R-275129, adopted on February 12, 1990; and

WHEREAS, payments deposited into the Habitat Acquisition Fund are used to acquire, maintain and administer the preservation of sensitive biological resources; and

WHEREAS, payment into the Habitat Acquisition Fund will fully mitigate for impacts of Tier II and Tier IIIB habitat as noted in the Potter Tract (Valencia Business Park) EIR and as required by CEQA; and

WHEREAS, upon such payment, mitigation for upland habitat impacts resulting from implementation of the Valencia Business Park project will be complete and SEDC and the Agency will be in compliance with the Project's Mitigation, Monitoring and Reporting Program without any further mitigation required; NOW, THEREFORE,

BE IT RESOLVED, by the Redevelopment Agency of the City of San Diego, as follows:

1. That the Redevelopment Agency shall adopt by resolution an agreement with the City of San Diego, for payment into the Habitat Acquisition Fund, the amount of one hundred ninety-five thousand three hundred seventy-five dollars (\$195,375.00), to mitigate impacts to upland habitat in the Valencia Business Park. A copy of the agreement is on file in the office of the secretary to the Agency as Document No. D-03973.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By _____
Carol A. Leone
Deputy City Attorney

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