

REDEVELOPMENT AGENCY OF  
THE CITY OF SAN DIEGO  
RESOLUTION NO. 827  
ADOPTED ON JANUARY 25, 1983

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE  
CITY OF SAN DIEGO APPROVING THE SIXTH  
IMPLEMENTATION AGREEMENT BETWEEN THE AGENCY AND  
EWH 1979 DEVELOPMENT COMPANY, L.P.

WHEREAS, the Redevelopment Agency of The City of San Diego (the "Agency")  
is engaged in activities necessary to carry out and implement the  
Redevelopment Plan for the Horton Plaza Redevelopment Project; and

WHEREAS, in order to carry out and implement such Redevelopment Plan, the  
Agency has heretofore entered into that certain Second Amended Disposition and  
Development Agreement, as amended by the Fourth Implementation Agreement and  
Fifth Implementation Agreement and Third Amendment to Disposition and  
Development Agreement (the "Agreement") with EWH 1979 Development Company,  
L.P. (the "Developer") for the sale of real property in the Redevelopment  
Project for the development and construction of a major regional shopping  
center; and

WHEREAS, in order to further implement the development under said Agreement, the Agency and Developer propose (pursuant to the terms and provisions of a Sixth Implementation Agreement), to provide for certain appropriate changes in said Agreement; and

WHEREAS, the Developer has executed and submitted to this Agency copies of said proposed Sixth Implementation Agreement in a form desired by the Developer; and

WHEREAS, the Supplemental Master Environmental Impact Report for the Centre City Redevelopment Projects ("MEIR") and other previous environmental documents included as an implementation activity the sale of real property and the construction of a major regional shopping center, office building (and/or alternate residential use), and related parking facilities pursuant to the terms and conditions set forth in the Agreement and the Horton Plaza Redevelopment Plan, and the City Council by Resolution No. 255269 and the Agency by Resolution No. 694 certified the MEIR with respect to such development, and the proposed Sixth Implementation Agreement does not change the development or environmental impacts thereof; and

WHEREAS, the Centre City Development Corporation has reviewed and discussed said proposed Sixth Implementation Agreement and has recommended that the Agency enter into the Sixth Implementation Agreement; and

WHEREAS, the Agency has duly considered all terms and conditions of the proposed Sixth Implementation Agreement and believes that the changes contained in the proposed Sixth Implementation Agreement are in the best

interests of the City and health, safety, morals and welfare of its residents, and in accord with the public purposes and provisions of applicable State and local law and requirements.

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

1. The Agency hereby finds and determines that the certifications, findings and determinations with respect to environmental impacts of the proposed sale of real property and the construction of a major regional shopping center, office building (and/or alternate residential use), and related parking facilities pursuant to the terms and conditions set forth in the Agreement and the Horton Plaza Redevelopment Plan, as set forth in Resolution No. 694 of the Agency are not changed by the proposed Sixth Implementation Agreement, and such certifications, findings and determinations are hereby ratified in their entirety.
2. The proposed Sixth Implementation Agreement and the terms and conditions thereof, are hereby approved.
3. The Chairman or Vice Chairman of the Agency is hereby authorized to execute the Sixth Implementation Agreement on behalf of the Agency.
4. The Executive Director of the Agency (or his designee) is hereby authorized, on behalf of the Agency, to sign all documents necessary and appropriate to carry out and implement the Sixth Implementation Agreement and to administer the Agency's obligations, responsibilities and duties to be performed under the Sixth Implementation Agreement.

APPROVED: John W. Witt, General Counsel

By Janis Sammartino Gardner Deputy Counsel

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Or.Dept:CCDC

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