

(RA-98-28)

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NO. 2798

ADOPTED ON DECEMBER 2, 1997

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO CONSIDERING THE ENVIRONMENTAL EFFECTS OF THE OWNER PARTICIPATION AGREEMENT BETWEEN THE REDEVELOPMENT AGENCY AND SANTOSH ARYA, AND MAKING CERTAIN FINDINGS REGARDING THE ENVIRONMENTAL IMPACTS OF THE PROPOSED PROJECT, AND ADOPTING A MITIGATION MONITORING AND REPORTING PROGRAM.

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 Central Imperial Redevelopment Project (the "Project"); and

WHEREAS, the Agency has negotiated a proposed Owner Participation Agreement (the "Agreement") with Santosh Arya (the "Participant") for the development and construction of 1,570 square feet of commercial use, consisting of a gas station, carwash, and mini-mart (the "Project"), on a 0.5 acre site (the "Project"), and the Agency proposes to enter into the Agreement; and

WHEREAS, the Agency, as "responsible agency," must consider the environmental effects of the Project, as shown on the

environmental document prepared by the Lead Agency; and

WHEREAS, a Mitigated Negative Declaration (DEP No. 94-0618) was prepared by The City of San Diego (the "City"), the Lead Agency for the Project, and circulated for review, comments and consultation with citizens, professional disciplines and public agencies pursuant to the California Environmental Quality Act of 1970 ("CEQA"), as amended, and state and local guideline and regulations adopted pursuant thereto; and

WHEREAS, a duly noticed public hearing was held by the City with respect to the Final Mitigated Negative Declaration, at which all interested persons and organizations were given an opportunity to be heard; and

WHEREAS, the Final Mitigated Negative Declaration has been certified by The City of San Diego; and

WHEREAS, the Agency in connection with its consideration of the approval of the proposed Project, has reviewed and considered the information contained in the Final Mitigated Negative Declaration; NOW, THEREFORE,

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

1. That the Agency certifies that the information in the Final Mitigated Negative Declaration has been reviewed and considered by the members of the Agency.

2. That the Agency finds and determines that:

a. The implementation of the Project will not result in significant environmental effects in certain respects identified in the Final Mitigated Negative Declaration, as described in Section I of Attachment A (attached hereto and incorporated herein by this reference).

b. Changes or alterations have been required in, or incorporated into, the Project which avoid or substantially lessen certain significant environmental effects of the Project identified in the Final Mitigated Negative Declaration, as described in Section II of Attachment A.

c. Changes or alterations which avoid or substantially lessen certain significant environmental effects of the Project identified in the Final Mitigated Negative Declaration, are within the responsibility and jurisdiction of another public agency and not the Agency or the City Council, and such changes have been adopted by the other agency or can and should be adopted by such other agency, as described in Section III of Attachment A.

d. There are no significant environmental effects of the Project which cannot be avoided or substantially lessened.

3. That the Reporting and Monitoring Program for the Agreement, identified in the Final Mitigated Declaration and

contained in Attachment B (attached hereto and incorporated herein by this reference) is hereby approved and adopted to monitor and ensure that the mitigation measures identified will be instituted.

4. That the Executive Director of the Agency, or designee, is authorized and directed to cause the filing of the Notice of Determination with respect to the Final Mitigated Negative Declaration upon approval of the proposed Agreement.

APPROVED: CASEY GWINN, General Counsel

By

Allisyn L. Thomas  
Deputy General Counsel

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