

(r-90-344)

RESOLUTION NUMBER R- 274203

ADOPTED ON AUG 07 1989

WHEREAS, the Mission San Diego de Alcalá, herein the "Mission," is a designated historical site, being No. 113 on the Register of Historical Landmarks designated by the Historical Site Board of The City of San Diego; and

WHEREAS, on November 6, 1988, the Roman Catholic Bishop of San Diego, a corporation sole, herein referred to as the "Diocese," obtained a building permit to construct a Liturgical and Pastoral Center on a certain site at the Mission; and

WHEREAS, prior to building the proposed Liturgical and Pastoral Center on the above-mentioned site, the Diocese agreed to have an archaeologist, with a certificate in historic archaeology, do a limited amount of excavation on the site; and

WHEREAS, after certain excavation work had been performed, the archaeologist discovered human remains and other items, including foundation elements which appeared to be associated with burials; and

WHEREAS, it was believed that some of the human remains discovered were those of Native Americans; and

WHEREAS, on August 7, 1989, the Council of The City of San Diego held a special hearing to hear the matter of the Mission San Diego de Alcalá Excavation; and

WHEREAS, in making its recommendations, the Council heard and considered public testimony; NOW, THEREFORE,

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BE IT RESOLVED, by the Council of The City of San Diego, that it hereby thanks the Diocese for working with the authorized representatives of the Kumeyaay Luiseno, Quechan, Cocopah and Cupeno Peoples and archaeologists and arriving at a mutual solution regarding disposition of the Liturgical and Pastoral Center at the Mission San Diego de Alcalá, said solution including the decision by the Diocese not to build the Liturgical and Pastoral Center on the site originally proposed for the project and for which a building permit had been obtained.

BE IT FURTHER RESOLVED, by the Council, that the matter of the Diocese's building permit be referred to the Rules Committee to address the questions of whether the Diocese's building permit may be kept open or whether the fees required to be paid for a new project can be waived.

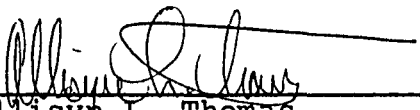
BE IT FURTHER RESOLVED, that all the ideas regarding the archaeological significance of the Site as presented in the public testimony on this matter, be referred to the Planning Department to determine possible future actions.

BE IT FURTHER RESOLVED, that this matter be referred to the City Attorney and City Manager to address the following issues and report to Rules Committee in six (6) months with an informal report.:

1. How can The City of San Diego avoid the situation which occurred in the instant case; i.e. allowing significant alteration of a designated historical site without an Environmental Impact Report?

2. Is The City of San Diego's Sensitive Lands Ordinance sufficient to prevent the situation described in Issue No. 1 above, or is additional legislation needed?

APPROVED: JOHN W. WITT, City Attorney

By 
Allisyn L. Thomas
Deputy City Attorney

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Or.Dept:Clerk
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AUG 07 1989

Passed and adopted by the Council of The City of San Diego on..... ,
by the following vote:

| Council Members | Yeas | Nays | Not Present | Ineligible |
|------------------------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| Abbe Wolfsheimer | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Ron Roberts | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Gloria McColl | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| H. Wes Pratt | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Ed Struikma | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| J. Bruce Henderson | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Judy McCarty | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Bob Filner | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Mayor Maureen O'Connor | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

By *Charles G. Abdelnour*, Deputy.

Office of the City Clerk, San Diego, California

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