

RESOLUTION NUMBER R-

284609

ADOPTED ON SEP 13 1994

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO CERTIFYING THE SECONDARY STUDY OF ENVIRONMENTAL IMPACTS WITH RESPECT TO THE PROPOSED COOPERATION AGREEMENT BETWEEN THE REDEVELOPMENT AGENCY AND THE SAN DIEGO UNIFIED SCHOOL DISTRICT; AND THE PROPOSED SALE OF REAL PROPERTY AND CONSTRUCTION OF AN ELEMENTARY SCHOOL PURSUANT THERETO.

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 Southcrest Redevelopment Project (the "Project"); and

WHEREAS, the following environmental documents have been prepared in connection with and subsequent to the approval and adoption of the Project:

1. Environmental Impact Report (EQD No. 83-0770) for the Southcrest Redevelopment Plan. The Southcrest Redevelopment Plan was approved by the Council of The City of San Diego (the "Council") on April 14, 1986 by Ordinance No. O-16622 (New Series); and the information in the Environmental Impact Report for the Southcrest Redevelopment Plan was approved by the Agency on February 12, 1985 by Resolution No. 1054; and

2. Final Supplemental Environmental Impact Report (SCH No. 93 101067) (the "Final EIR") for the Cesar Chavez Elementary School Project, prepared by the San Diego Unified School District (the "District") which is the Lead Agency for this project, and is being considered concurrently with the certification of this Secondary Study; and

WHEREAS, the Council approved a Cooperation Agreement with the District by City Council Resolution No. R-284521 on August 9, 1994, pursuant to which: The Agency shall sell real property to the District for the development and construction by the District of an elementary school; and

WHEREAS, the sale of real property pursuant to the Cooperation Agreement and the construction of an elementary school pursuant to the terms and conditions set forth in the Cooperation Agreement and the Southcrest Redevelopment Plan is one of the redevelopment activities assessed by the Environmental Impact Report for the Project; and

WHEREAS, the Southeastern Economic Development Corporation, Inc., acting on behalf of the Agency, has prepared a Secondary Study in accordance with and pursuant to the California Environmental Quality Act of 1970 ("CEQA") and State and local regulations and guidelines adopted pursuant thereto and such Secondary Study assesses the environmental impacts of the sale of real property and construction of an elementary school pursuant to the Cooperation Agreement; NOW, THEREFORE,

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

1. That the Council hereby recertifies that the Secondary Study of environmental impacts with respect to the proposed sale of real property and the construction of an elementary school pursuant to the Cooperation Agreement has been prepared pursuant to the California Environmental Quality Act of 1970 ("CEQA") and State and local regulations and guidelines adopted pursuant thereto.

2. That the Council hereby further recertifies that the information contained in the Secondary Study and the Environmental Impact Report for the Project has been reviewed and considered by the members of the Council.

3. That the Council hereby finds and determines that:

(a) No substantial changes are proposed in the Project, or with respect to the circumstances under which the Project is to be undertaken, as a result of the sale of real property and construction of the development pursuant to the Cooperation Agreement, which will require major or important revisions in the Environmental Impact Report certified for the Project, due to the involvement of new significant environmental impacts not covered in the Environmental Impact Report; and

(b) No new information of substantial importance to the Project has become available which was not known or could not have been known at the time the Environmental Impact Report for the Project was certified as complete, and which shows that the Project will have any significant effects not discussed previously in the Environmental Impact Report, or that any significant effects previously examined will be substantially more severe than shown in the Environmental Impact Report, or that any mitigation measures or alternatives previously found not to be feasible or not previously considered would substantially reduce or lessen any significant effects of the Project on the environment; and

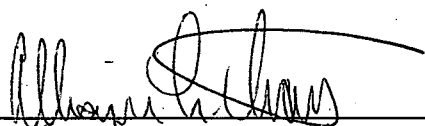
(c) No environmental impact report is necessary or required; and

(d) The sale of real property and construction of an elementary school pursuant to the Cooperation Agreement will have no significant effect on the environment except as identified and considered in the Environmental Impact Report.

4. That the Council hereby finds and determines that the certifications, findings and determinations with respect to environmental impacts in the Project as set forth in Ordinance No. O-16622 (New Series) of the Council include as an implementation activity the sale of property and construction of the facilities pursuant to the Cooperation Agreement and such certifications, findings and determinations are hereby ratified in their entirety.

APPROVED: JOHN W. WITT, City Attorney

By



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Deputy City Attorney

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