

RESOLUTION NUMBER R- 289935

ADOPTED ON APR 07 1998

WHEREAS, Ethel Bethea submitted an application to Development Services for a tentative parcel map, street vacation and slope easement abandonment for 302 Dale Grove Lane (Case No. 96-0462); and

WHEREAS, the matter was set for a public hearing to be conducted by the Council of The City of San Diego; and

WHEREAS, the issue was heard by the Council on April 7, 1998; and

WHEREAS, the Council of The City of San Diego considered the issues discussed in Mitigated Negative Declaration LDR No. 96-0462; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that it is hereby certified that Mitigated Negative Declaration No. 96-0462, on file in the office of the City Clerk, has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code section 21000 et seq.), as amended, and the State guidelines thereto (California Code of Regulations section 15000 et seq.), that the declaration reflects the independent judgment of The City of San Diego as Lead Agency and that the information contained in the report, together with any comments received during the public review process, has been reviewed and considered by this Council in connection with the approval of the tentative parcel map and street vacation and slope easement abandonment at 302 Dale Grove Lane.

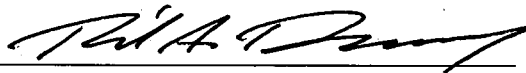
BE IT FURTHER RESOLVED, that the Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study and

therefore, that said Mitigated Negative Declaration, a copy of which is on file in the office of the City Clerk and incorporated by reference, is hereby approved.

BE IT FURTHER RESOLVED, that pursuant to California Public Resources Code section 21081.6, the Council hereby adopts the Mitigation Monitoring and Reporting Program, or alterations to implement the changes to the project as required by this body in order to mitigate or avoid significant effects on the environment, a copy of which is attached hereto and incorporated herein by reference.

APPROVED: CASEY GWINN, City Attorney

By



Richard A. Duvernay
Deputy City Attorney

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Or.Dept:Dev.Svcs.
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EXHIBIT A

MITIGATION MONITORING AND REPORTING PROGRAM

ETHEL BETHEA

TENTATIVE MAP NO. 96-0462 AND STREET VACATION

This Mitigation Monitoring and Reporting Program is designed to ensure compliance with Public Resources Code Section 21081.6 during implementation of mitigation measures. This program identifies at a minimum: the department responsible for the monitoring, what is to be monitored, how the monitoring shall be accomplished, the monitoring and reporting schedule, and completion requirements. A record of the Mitigation Monitoring and Reporting Program will be maintained at the offices of the Development Services Department, 1222 First Avenue, Fifth Floor, San Diego, CA 92101. All mitigation measures contained in the Mitigated Negative Declaration (LDR No. 96-0462) shall be made conditions of Tentative Map No. 96-0462 as may be further described below.

Paleontological Resources

1. Prior to issuance of any grading permits or the recordation of the Final Map, the Development Services Manager shall verify that a qualified paleontologist and/or paleontological monitor has been retained to implement the monitoring program and that the requirement for paleontological monitoring is noted on the grading plans.

A qualified paleontologist is defined as an individual with a PhD or MS degree in paleontology or geology and who is a recognized expert in the application of paleontological procedures and techniques such as screen washing of materials and identification of fossil deposits. A paleontological monitor is defined as an individual who has experience in the collection and salvage of fossil materials and who is working under the supervision of a qualified paleontologist. All persons involved in the paleontological monitoring of the project shall be approved by the Environmental Analysis Section (EAS) of Development Services.

2. The paleontologist shall attend all preconstruction meetings to discuss grading plans with the appropriate contractor(s).
3. The paleontologist or paleontological monitor shall be on-site at all times during the original cutting of formations with a known potential to contain fossils, such as San Diego Formation and Otay Formation. Periodic inspections of cuts in such formations shall also be made. The frequency of inspections will depend on the rate of excavation, the materials excavated, and the abundance of fossils.
4. The paleontologist or paleontological monitor shall be allowed to temporarily direct, divert, or halt grading to allow evaluation and recovery of fossil remains in a timely manner. At the time of discovery, the paleontologist shall immediately notify EAS and the resident Engineer regarding the procedure to be performed before construction activities are allowed to resume.

5. Fossil remains collected during this salvage program shall be cleaned, sorted, and catalogued and then (with the owner's permission) deposited in a public, non-profit institution with research interest in the materials, such as the San Diego Natural History Museum.
6. A monitoring results report shall be submitted to EAS and the San Diego Natural History Museum prior to the issuance of any building permits. The report, with appropriate graphics, shall summarize the results, analysis and conclusions of the paleontological monitoring program, even if negative.

The above mitigation monitoring and reporting program may require additional fees and/or deposits to be collected prior to the issuance of any building permits to ensure the successful implementation of the monitoring program.