

RESOLUTION NUMBER R- 291004

ADOPTED ON NOV 24 1998

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 OF THE CITY OF SAN DIEGO AND THE CITY OF SAN DIEGO, AND THE PROPOSED SALE OF REAL PROPERTY AND DEVELOPMENT OF THE FATHER BROCKHAUS PARK IN THE SOUTHCREST REDEVELOPMENT PROJECT AREA PURSUANT THERETO.

WHEREAS, the Redevelopment Agency of The City of San Diego [Agency] is engaged in activities necessary to carry out and implement the Redevelopment Plan for the Southcrest Redevelopment Project [Project]; and

WHEREAS, the following documents were prepared in connection with and subsequent to the approval and adoption of the Project: Final Environmental Impact Report [Final EIR] for the Southcrest Redevelopment Plan (EQD No. 84-0721); the information in the Final EIR for the Southcrest Redevelopment Plan was certified on April 1, 1986, by Agency Resolution No. 1303 and by City Council Resolution No. R-265359. The Southcrest Redevelopment Plan was approved by the Council of The City of San Diego [Council] on April 14, 1986, by Ordinance No. O-16622; and

WHEREAS, the Council proposes to approve a Cooperation Agreement with Redevelopment Agency of The City of San Diego for the sale of real property to the City for the development of the Father Brockhaus Park [Park]; and

WHEREAS, the sale of the property pursuant to the Cooperation Agreement and the development of the Park pursuant to the terms and conditions set forth in the proposed

Cooperation Agreement and the Southcrest Redevelopment Plan are 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), as amended, and State and local regulations and guidelines adopted pursuant thereto, and the Secondary Study assesses the environmental impacts of the sale of the real property and construction of the post office 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 certifies that the Secondary Study of environmental impacts with respect to the proposed sale of real property and the development of the Park pursuant to the Cooperation Agreement has been prepared and completed in compliance with the California Environmental Quality Act of 1970 (CEQA), as amended, and State and local regulations and guidelines adopted pursuant thereto.
2. That the Council further certifies that the information contained in the Secondary Study and the EIR for the Project has been reviewed and considered by the Council members.
3. That the Council 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 the development of the Park pursuant to the Cooperation Agreement, which will require major or important revisions in the EIR for the Project, due to the involvement of new significant environmental impacts not covered in the EIR; 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 EIR for the

Project was certified as complete, and which shows that the Project will have any significant effects not discussed previously in the EIR, or that any significant effects previously examined will be substantially more severe than shown in the EIR, 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 negative declaration, or subsequent environmental impact report, or supplement or addendum to the EIR is necessary or required; and

d. The sale of real property and the development of the Park pursuant to the Cooperation Agreement will have no significant effect on the environment, except as identified and considered in the EIR for the Project.

4. That the Council 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 include as an implementation activity the sale of property and the development of the Park pursuant to the Cooperation Agreement, and the certifications, findings and determinations are ratified in their entirety.

APPROVED: CASEY GWINN, City Attorney

By



Douglas K. Humphreys
Deputy City Attorney

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10/26/98
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