

RESOLUTION NUMBER R- 291627

ADOPTED ON MAY 18 1999


BE IT RESOLVED, by the Council of The City of San Diego, that it is hereby certified that Mitigated Negative Declaration LDR No. 98-0995, 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 CONSTRUCTION OF SEWER GROUP 636.

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 
John F. Kirk
Deputy City Attorney

JFK:aw:mr
5/03/99
Or.Dept:E&CP
R-99-1250
Form=mndr.frm

EXHIBIT A

MITIGATION MONITORING AND REPORTING PROGRAM

Sewer Group Job 636

LDR No. 98-0995

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 Land Development Review Division, 1222 First Avenue, Fifth Floor, San Diego, CA 92101. All mitigation measures contained in the Mitigated Negative Declaration (LDR No. 98-0995) shall be included in the Project Plans and Specifications. The City of San Diego, Engineering and Capital Projects Department and Planning and Development Review Department are jointly responsible for ensuring that this program is carried out.

MITIGATION, MONITORING AND REPORTING PROGRAM:

Cultural Resources

The following measures comprise the archaeological Mitigation, Monitoring, and Reporting Program (MMRP) and shall be stated in the contract documents and on the construction plans. The plans and specifications shall be reviewed by the Environmental Analysis Section (EAS) of Development Services prior to contract advertisement:

The applicant (City of San Diego Engineering & Capital Projects Department) shall provide a letter of verification to EAS stating that a qualified archaeologist and/or archaeological monitor has been retained to implement the monitoring program. All persons involved in the archaeological monitoring of this project shall be approved by EAS prior to the start of monitoring.

1. Prior to the preconstruction meeting, the applicant (City of San Diego Engineering & Capital Projects Department) shall provide a letter of verification to the Environmental Review Manager of Land Development Review (LDR) stating that a qualified archaeologist and/or archaeological monitor has been retained to implement the monitoring program. **ALL PERSONS INVOLVED IN THE ARCHAEOLOGICAL MONITORING OF THE PROJECT SHALL BE APPROVED BY LDR PRIOR TO THE START OF MONITORING.**
2. The qualified archaeologist shall attend any preconstruction meetings to make comments and/or suggestions concerning the archaeological construction monitoring program and discuss plans with the Resident Engineer.

R-291627

3. Where existing trenches are to be excavated, monitoring shall be required only where excavation would occur below the invert of the existing pipe. THE APPLICANT SHALL NOTIFY LDR OF THE START AND END OF CONSTRUCTION. Full-time monitoring by the archaeologist or archaeological monitor of excavation within native soils, not including any geologic formation material, within the following proposed sewer main trenches and connecting laterals shall be undertaken:
 - a. Howard Ave. between Florida St. and Station 1+90.
 - b. Lincoln Ave. between Florida St. and Station 1+90.
 - c. Alley Block 143 between Howard Ave. and Station 6+05.
 - d. Alley Block 176 between Station 2+00 and Station 5+00.
 - e. Alley Block 195 between Station 1+00 and Station 6+00.
 - f. Myrtle Ave. between Station 3+10 and Station 3+65.
 - g. Cypress Ave. between Georgia St. and Station 9+75.
 - h. Georgia St. between Myrtle Ave. and Robinson Ave.
 - i. Wilshire Terr. between Station 0+00 and Myrtle Ave.
 - j. Wilshire Terr. between Station 6+00 and Station 8+60.
 - k. Florida St. between Cypress Ave. and Robinson Ave.
 - l. Alley Block 256 between Station 1+50 and Station 6+65.
 - m. Florida Ct. between Florida St. and Station 3+00.
 - n. Georgia Ct. between Florida St. and Station 3+05.
 - o. Robinson Ave. between Florida St. and Station 1+90.
4. In the event that cultural resources are discovered, the archaeologist shall have the authority to divert or temporarily halt ground disturbance operations in the area of discovery to allow evaluation of potentially significant cultural resources. THE ARCHAEOLOGIST SHALL CONTACT LDR AT THE TIME OF DISCOVERY. The significance of the discovered resources shall be determined by the archaeologist in consultation with LDR. LDR must concur with the evaluation before grading activities will be allowed to resume. For significant cultural resources, a Research Design and Data Recovery Program shall be prepared and carried out to mitigate impacts before grading activities in the area of discovery will be allowed to resume. Any human bones of Native American origin shall be turned over to the appropriate Native American group for reburial.
5. All cultural materials collected shall be cleaned, catalogued, and permanently curated with an appropriate institution. All artifacts shall be analyzed to identify function and chronology as they relate to the history of the area. Faunal material shall be identified as to species and specialty studies shall be completed, as appropriate.

6. A monitoring results report and/or evaluation report, if appropriate, which describes the results, analysis, and conclusions of the archaeological monitoring program (with appropriate graphics) shall be submitted to and approved by the Environmental Review Manager of LDR within three months following the termination of the archaeological monitoring program. For significant cultural resources, a Research Design and Data Recovery Program shall be included as part of the evaluation report. A mitigation report for significant cultural resources, if required, shall be submitted to and approved by the Environmental Review Manager of LDR within three months following the termination of the archaeological monitoring program.

Paleontological Resources

The following measures comprise the paleontological Mitigation, Monitoring, and Reporting Program (MMRP) and shall be stated in the contract documents and on the construction plans. The plans and specifications shall be reviewed by the Environmental Analysis Section (EAS) of Development Services prior to contract advertisement:

1. Prior to the preconstruction meeting, the applicant (City of San Diego Engineering & Capital Projects Department) shall provide a letter of verification to the Environmental Review Manager of Land Development Review (LDR) stating that a qualified paleontologist and/or paleontological monitor has been retained to implement the monitoring program. **ALL PERSONS INVOLVED IN THE PALEONTOLOGICAL MONITORING OF THE PROJECT SHALL BE APPROVED BY LDR PRIOR TO THE START OF MONITORING.**

A qualified paleontologist is defined as an individual with a Ph.D. or M.S. 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 may be retained to perform the on-site monitoring in place of the qualified paleontologist. 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.

2. The qualified paleontologist shall attend any preconstruction meetings to discuss the grading plans with the grading and excavation contractor. The paleontologist's duties shall include monitoring, salvaging, preparation of collected materials for storage at a scientific institution that houses paleontological collections, and preparation of a monitoring results report as described below.
3. The paleontologist or paleontological monitor shall be on-site full-time during the initial cutting of previously undisturbed areas. **THE APPLICANT SHALL NOTIFY LDR OF THE START AND END OF CONSTRUCTION.** Where existing trenches are to be excavated, monitoring shall be required only where excavation would occur below the invert of the existing pipe. Monitoring of excavation within previously undisturbed formations within the following proposed sewer trenches and connecting laterals shall be undertaken:

R - 291627

- a. Howard Ave. between Florida St. and Station 1+90.
 - b. Lincoln Ave. between Florida St. and Station 1+90.
 - c. Alley Block 143 between Howard Ave. and Station 6+05.
 - d. Alley Block 176 between Station 2+00 and Station 5+00.
 - e. Alley Block 195 between Station 1+00 and Station 6+00.
 - f. Myrtle Ave. between Station 3+10 and Station 3+65.
 - g. Cypress Ave. between Georgia St. and Station 9+75.
 - h. Georgia St. between Myrtle Ave. and Robinson Ave.
 - i. Wilshire Terr. between Station 0+00 and Myrtle Ave.
 - j. Wilshire Terr. between Station 6+00 and Station 8+60.
 - k. Florida St. between Cypress Ave. and Robinson Ave.
 - l. Alley Block 256 between Station 1+50 and Station 6+65.
 - m. Florida Ct. between Florida St. and Station 3+00.
 - n. Georgia Ct. between Florida St. and Station 3+05.
 - o. Robinson Ave. between Florida St. and Station 1+90.
4. The paleontologist shall have the authority to divert, direct, or temporarily halt construction activities in the area of discovery to allow recovery of fossil remains. THE PALEONTOLOGIST SHALL IMMEDIATELY NOTIFY LDR STAFF OF SUCH FINDING AT THE TIME OF DISCOVERY. LDR shall approve salvaging procedures to be performed before construction activities are allowed to resume.
 5. The paleontologist shall be responsible for preparation of fossils to a point of identification as defined in the City of San Diego Paleontological Guidelines and the submittal of a letter of acceptance from a local qualified curation facility. Any discovered fossil sites shall be recorded by the paleontologist at the San Diego Natural History Museum.
 6. A monitoring results report with appropriate graphics summarizing the results, analysis, and conclusions of the paleontological monitoring program shall be submitted to LDR within three months following the completion of the paleontological monitoring program.

EXHIBIT A

MITIGATION MONITORING AND REPORTING PROGRAM

Sewer Group Job 636

LDR No. 98-0995

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 Land Development Review Division, 1222 First Avenue, Fifth Floor, San Diego, CA 92101. All mitigation measures contained in the Mitigated Negative Declaration (LDR No. 98-0995) shall be included in the Project Plans and Specifications. The City of San Diego, Engineering and Capital Projects Department and Planning and Development Review Department are jointly responsible for ensuring that this program is carried out.

MITIGATION, MONITORING AND REPORTING PROGRAM:

Cultural Resources

The following measures comprise the archaeological Mitigation, Monitoring, and Reporting Program (MMRP) and shall be stated in the contract documents and on the construction plans. The plans and specifications shall be reviewed by the Environmental Analysis Section (EAS) of Development Services prior to contract advertisement:

The applicant (City of San Diego Engineering & Capital Projects Department) shall provide a letter of verification to EAS stating that a qualified archaeologist and/or archaeological monitor has been retained to implement the monitoring program. All persons involved in the archaeological monitoring of this project shall be approved by EAS prior to the start of monitoring.

1. Prior to the preconstruction meeting, the applicant (City of San Diego Engineering & Capital Projects Department) shall provide a letter of verification to the Environmental Review Manager of Land Development Review (LDR) stating that a qualified archaeologist and/or archaeological monitor has been retained to implement the monitoring program. **ALL PERSONS INVOLVED IN THE ARCHAEOLOGICAL MONITORING OF THE PROJECT SHALL BE APPROVED BY LDR PRIOR TO THE START OF MONITORING.**
2. The qualified archaeologist shall attend any preconstruction meetings to make comments and/or suggestions concerning the archaeological construction monitoring program and discuss plans with the Resident Engineer.

R - 291627