

RESOLUTION NUMBER R- **291631**

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. 96-7309, 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 641.

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
5/04/99
Or.Dept:E&CP
R-99-1254
Form=mndr.frm

EXHIBIT A

MITIGATION MONITORING AND REPORTING PROGRAM

SEWER GROUP JOB 641, COUNCIL APPROVAL OF CAPITAL IMPROVEMENT

PROJECT NO. 443095, LDR No. 96-7309

Cultural Resources

Prior to the preconstruction meeting, the applicant 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, as defined in the City of San Diego Historical Resources Guidelines, have been retained to implement the monitoring program. The requirement for archaeological monitoring shall be noted on the grading plans. **ALL PERSONS INVOLVED IN THE ARCHAEOLOGICAL MONITORING OF THIS PROJECT SHALL BE APPROVED BY LDR PRIOR TO THE START OF MONITORING. THE APPLICANT SHALL NOTIFY LDR OF THE START AND END OF CONSTRUCTION.**

- a. The qualified archaeologist shall attend any preconstruction meetings to make comments and/or suggestions concerning the archaeological monitoring program with the construction manager.
- b. The qualified archaeologist or archaeological monitor shall be present on site during construction activity involving only NEW AND/OR DEEPER EXCAVATION work in previously undisturbed soils. This would include the following sheets (Drawing No. 27902-D):

Sheet 2&3	from Sta. 1+00.00 to Sta. 11+95.00
Sheet 7&8	from Sta. 1+00.00 to Sta. 11+95.00
Sheet 13	manhole at Sta. 16+80.00
Sheet 16	manhole at Sta. 11+10.00
Sheet 19	from Sta. 0+85.00 to Sta. 3+45.00
Sheet 21&22	from Sta. 1+00.00 to Sta. 11+00.00
Sheet 26&27	from Sta. 1+00.00 to Sta. 11+00.00
Sheet 28	from Sta. 0+50.00 to Sta. 3+50.00 from Sta. 1+00.00 to Sta. 1+95.00
Sheet 29	from Sta. 2+66.61 to Sta. 4+82±
Sheet 33	from Sta. 0+50.79 to Sta. 6+80.00
Sheet 35	from Sta. 1+00.00 to Sta. 5+85.00
Sheet 36	from Sta. 1+00.00 to Sta. 1+35.00
Sheet 37	from Sta. 4+50.45 to Sta. 6+75.45
Sheet 38	from Sta. 1+00 to Sta. 4+39.48 and;

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	From Sta. 1+00 to Sta. 3+20.00
Sheet 40	from Sta. 1+00 to Sta. 3+07.00
Sheet 41	from Sta 0+15.81 to Sta. 3+00
Sheet 45	from Sta. 1+00 to Sta. 2+06.61

- c. **WHEN REQUESTED BY THE ARCHAEOLOGIST, THE CITY RESIDENT ENGINEER SHALL DIVERT, DIRECT, OR TEMPORARILY HALT GROUND DISTURBANCE ACTIVITIES IN THE AREA OF DISCOVERY TO ALLOW EVALUATION OF POTENTIALLY SIGNIFICANT CULTURAL RESOURCES.** THE ARCHAEOLOGIST SHALL IMMEDIATELY NOTIFY LDR STAFF OF SUCH FINDING AT THE TIME OF DISCOVERY. The significance of the discovered resources shall be determined by the archaeologist, in consultation with LDR and the Native American community. 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.
- d. 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.
- e. Within three months following the completion of grading, 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. 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 prior to the release of the grading bond.

Paleontological Resources

Prior to the preconstruction meeting , the applicant 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, as defined in the City of San Diego Paleontological Guidelines, have been retained to implement the monitoring program. The requirement for paleontological monitoring shall be noted on the grading plans. **ALL PERSONS INVOLVED IN THE PALEONTOLOGICAL MONITORING OF THIS PROJECT SHALL BE APPROVED BY LDR PRIOR TO THE START OF MONITORING. THE APPLICANT SHALL NOTIFY LDR OF THE START AND END OF CONSTRUCTION.**

- a. The qualified paleontologist shall attend any preconstruction meetings to make comments and/or suggestions concerning the paleontological monitoring program with the construction manager.

- b. The paleontologist or paleontological monitor shall be on site during all excavation activities in previously undisturbed formation that may contain fossilized materials (the Bay Point formation identified in the Initial Study prepared for this project). This would include the following sheets (Drawing No. 27902-D):

Sheet 2&3	from Sta. 1+00.00 to Sta. 11+95.00
Sheet 7&8	from Sta. 1+00.00 to Sta. 11+95.00
Sheet 13	manhole at Sta. 16+80.00
Sheet 16	manhole at Sta. 11+10.00
Sheet 19	from Sta. 0+85.00 to Sta 3+45.00
Sheet 21&22	from Sta. 1+00.00 to Sta. 11+00.00
Sheet 23	from Sta. 0+72.50 to Sta. 3+70.00
Sheet 26&27	from Sta. 1+00.00 to Sta. 11+00.00
Sheet 28	from Sta. 0+50.00 to Sta. 3+50.00 from Sta 1+00.00 to Sta. 1+95.00
Sheet 29	from Sta. 2+66.61 to Sta. 4+82±
Sheet 30	from Sta. 1+00 to Sta. 1+28.23
Sheet 31&32	from Sta. 0+24.89 to Sta. 5+00.00
Sheet 33	from Sta. 0+50.79 to Sta. 6+80.00
Sheet 35	from Sta. 1+00.00 to Sta. 5+85.00
Sheet 36	from Sta. 1+00.00 to Sta. 1+35.00
Sheet 37	from Sta. 4+50.45 to Sta. 6+75.45
Sheet 38	from Sta. 1+00 to Sta. 4+39.69 and; From Sta. 1+00 to Sta. 3+20.00
Sheet 40	from Sta. 1+00 to Sta. 3+07.77
Sheet 41	from Sta. 0+15.81 to Sta. 3+00
Sheet 45	from Sta. 1+00 to Sta. 2+06.61

- c. **WHEN REQUESTED BY THE PALEONTOLOGIST, THE CITY RESIDENT ENGINEER SHALL 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.**

- d. The paleontologist shall be responsible for preparation of fossils

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to a point of identification as defined in the City of San Diego Paleontological Guidelines and 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.

- e. Within three months following the completion of grading, a monitoring results report, with appropriate graphics, summarizing the results, analysis, and conclusions of the paleontological monitoring program shall be submitted to and approved by Environmental Review Manager of LDR.

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