

RESOLUTION NUMBER R- **291635**

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.99-0154, 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 AND WATER GROUP 671.

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-99-1256
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EXHIBIT A

MITIGATION MONITORING AND REPORTING PROGRAM

SEWER AND WATER GROUP JOB NO. 671

LDR No. 99-0154

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. 99-0154) shall be included in the Project Plans and Specifications. The City of San Diego, Engineering and Capital Projects Department and the Planning and Development Review Department are jointly responsible for ensuring that this program is carried out.

MITIGATION, MONITORING AND REPORTING PROGRAM:

The following measures comprise the Mitigation, Monitoring and Reporting Program, and shall be stated in the contact documents and referenced on the construction plans for Group Job No. 671 (Capital Improvement Project Nos. 44-211.5 and 73-850.8).

Cultural Resources

1. Prior to the pre-construction meeting, the Engineering & Capital Project Department Project Manager shall provide 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 the preconstruction meetings to make comments and/or suggestions concerning the archaeological construction monitoring program with the construction manager.

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- b. The qualified archaeologist or archaeological monitor shall be present on site full-time during grading of native soils. This would include the following sheets (Drawing No. 28896):

Sheet 2 - from Sta. 1+00 to Sta. 7+00

Sheet 3 - from Sta. 7+00 to Sta. 13+50.67

Sheet 4 - from Sta. 1+00 to Sta. ~~7+07.18~~ 7+37.78

Sheet 5 - from Sta. 1+00 to Sta. 6+02.77

Sheet 6 - from Sta. 1+00 to Sta. 4+50.80 (Linwood Street) and from Sta. 1+00 to Sta. 3+06.00

Sheet 7 - from Sta. 1+00 to Sta. ~~4+04.0~~ 4+50.17 (Torrance Street) and from Sta. 1+00 to Sta. 3+89.00 (Neale Street)

Sheet 8 - from Sta. 1+00 to Sta. 5+22.65

Sheet 9 - from Sta. 1+00 to Sta. 3+79.54

- 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 of 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 release of the grading bond.

Implementation of the above measures will reduce impacts to cultural resources resulting from construction of this project to below a level of significance.

Paleontological Resources

2. 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 by 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 THE 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 full time during the initial cutting of previously undisturbed areas. Monitoring may be increased or decreased at the discretion of the qualified paleontologist, in consultation with LDR, and will depend on the rate of excavation and the abundance of fossils. This would include the following sheets (Drawing No. 28896):

Sheet 2 - new and/or deeper trenching into formational material from Sta. 1+00 to Sta. 7+00

Sheet 3 - new and/or deeper trenching into formational material from Sta. 7+00 to Sta. 13+50.67

Sheet 4 - new and/or deeper trenching into formational material from Sta. 1+00 to Sta. ~~7+07.48~~ 7+37.78

Sheet 5 - new and/or deeper trenching into formational material from Sta. 1+00 to Sta. 6+02.77

Sheet 6 - new and/or deeper trenching into formational material from Sta. 1+00 to Sta. 4+50.80 (Linwood Street) and from Sta. 1+00 to Sta. 3+06.00 (Guy Street)

Sheet 7 - new and/or deeper trenching into formational material from Sta. 1+00 to Sta. ~~4+04.0~~ 4+50.17 (Torrance Street) and from Sta. 1+00 to Sta. 3+89.00 (Neale Street)

Sheet 8 - new and/or deeper trenching into formational material from Sta. 1+00 to Sta. 5+22.65

Sheet 9 - new and/or deeper trenching into formational material from Sta. 1+00 to Sta. 3+79.54

- 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 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 of 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 the Environmental Review Manger of LDR.