

RESOLUTION NUMBER R- 291713

ADOPTED ON JUN 01 1999

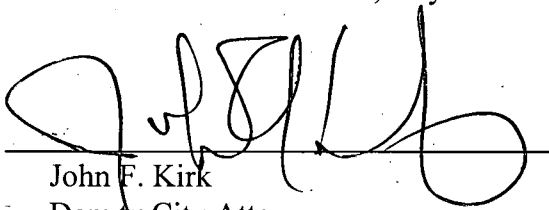
BE IT RESOLVED, by the Council of The City of San Diego, that it is hereby certified that Mitigated Negative Declaration LDR No.96-0328, on file in the office of the City Clerk, has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code section 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 MAIN REPLACEMENT GROUP 634A.

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
5/14/99
Or.Dept: E&CP
Bid No: K99242C
R-99-1326
Form=mndr.frm

RESOLUTION NUMBER R- 291713

ADOPTED ON JUN 01 1999

WHEREAS, ~~On~~ ~~MAY 08 1996~~ City of San Diego Engineering and Capital Projects Department submitted an application to the Development Services Department for the Capital Improvement Project 172.401; and

WHEREAS, the Capital Improvement Project 172.401 was set for a public hearing to be conducted by the City Council of the City of San Diego; and

WHEREAS, the issue was heard by the City Council on JUN 01 1999; and

WHEREAS, the City Council of the City of San Diego considered the issues discussed in Mitigated Negative Declaration No. 96-0328; NOW THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that it is hereby certified that Mitigated Negative Declaration No. 96-0328 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 Administration Code Section 15000 et seq.), that the report reflects the independent judgment of the City of San Diego as Lead Agency and that the information contained in said report, together with any comments received during the public review process, has been reviewed and considered by the City Council.

BE IT FURTHER RESOLVED that the City 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 attached hereto and incorporated by reference, is hereby approved.

BE IT FURTHER RESOLVED that pursuant to California Public Resources Code, Section 21081.6, the City 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: Luis Dueñas

By: *Luis Dueñas*
Luis Dueñas
Project Manager

ATTACHMENT: Exhibit A, Mitigation Monitoring and Reporting Program

R-291713

EXHIBIT A

MITIGATION MONITORING AND REPORTING PROGRAM

LDR NO. 96-0328

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. 96-0328) shall be made conditions of Encroachment PERMIT as may be further described below.

As conditions of the Capital Improvement Project GJ No. 634, the following measures are required to reduce potential adverse project impacts to archeological and biological resources.

Archaeological Resources

1. Prior to the preconstruction meeting, the applicant shall provide verification that a qualified archeologist and/or an archeological monitor has been retained to implement the archeological monitoring program. This verification shall be presented in a letter from the applicant to the Environmental Review Manager of the Land Development Review Division. ALL PERSONS INVOLVED IN THE ARCHEOLOGICAL MONITORING OF THIS PROJECT SHALL BE APPROVED BY EAS AT LEAST 30 DAYS PRIOR TO THE PRECONSTRUCTION MEETING. FOR QUESTIONS REGARDING THE ARCHAEOLOGICAL SITES, EAS SHALL BE CONTACTED.
2. The qualified archeologist shall attend any preconstruction meetings to make comments and/or suggestions concerning the archaeological construction monitoring program and discuss plans with the engineer. The requirement for archeological monitoring shall be noted on the construction plans.
3. The qualified archeologist or archeological monitor shall be present on-site full-time during construction activity involving only NEW AND/OR DEEPER EXCAVATION work in previously undisturbed soils. This would include the following sheets (Drawing No. 2-7 of 21):

28223-02-D, Sheet 2	from Sta. 4+70 to Sta. 8+00
28223-03-D, Sheet 3	from Sta. 8+00 to Sta. 16+00
28223-04-D, Sheet 4	from Sta. 16+00 to Sta. 18+90
28223-05-D, Sheet 5	from Sta. 4+30 to Sta. 8+00
28223-06-D, Sheet 6	from Sta. 8+00 to Sta. 16+00
28223-07-D, Sheet 7	from Sta. 20+80 to Sta. 23+00
4. In the event that unanticipated cultural resources are discovered, the archaeologist shall have the authority to divert or temporarily halt ground disturbance operation in the area of discovery to allow evaluation of potentially significant cultural resources. THE ARCHAEOLOGIST SHALL CONTACT

R-291713

LDR AND THE RESIDENT ENGINEER 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 trenching 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. 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 report and/or evaluation report, if appropriate, which describes the results, analysis, and conclusions of the above program (with appropriate graphics) shall be submitted to and approved by the Environmental Review Manager of LDR within three months following termination of the monitoring program. For significant cultural resources, a Research Design and Data Recovery Program shall be prepared as part of the evaluation report and carried out prior to the completion of the project. 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 completion of the project. THE APPLICANT SHALL NOTIFY LDR OF THE START AND END OF CONSTRUCTION.

Biological Resources

7. All re-lining of the existing sewer line at Morley Field will be hand-carried along existing trails and inserted into the pipeline from the upstream manhole. No work area or staging area is required for the proposed repair. No access road is required. Vehicles may be parked on the existing grassy area of Morley Field adjacent to the canyon where the repair work will be conducted.
8. Due to the presence of coastal sage scrub habitat, the preferred habitat of the California Gnatcatcher, construction activity at Morley Field shall take place during the non-breeding season of the gnatcatcher. The non-breeding season includes the time period between August 31 and February 15.