

RESOLUTION NUMBER R- 291815

ADOPTED ON JUN 22 1999

WHEREAS, on November 16, 1998, the Lincoln Property Company submitted an application to The City of San Diego for a community plan amendment and a Planned Residential Development Permit for the Lincoln La Jolla project; and

WHEREAS, the matter was set for a public hearing to be conducted by the Council of The City of San Diego; and

WHEREAS, the issue was heard by the Council on JUN 22 1999, and

WHEREAS, the Council of The City of San Diego considered the issues discussed in Mitigated Negative Declaration No. 98-0855; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that it is hereby certified that Mitigated Negative Declaration No. 98-0855, 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 the Lincoln La Jolla project.

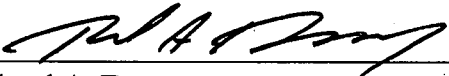
BE IT FURTHER RESOLVED, that the Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study and

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


Richard A. Duvernay
Deputy City Attorney

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05/20/99
Or.Dept:P&DR
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EXHIBIT A

MITIGATION MONITORING AND REPORTING PROGRAM


LINCOLN LA JOLLA
COMMUNITY PLAN AMENDMENT
PLANNED RESIDENTIAL DEVELOPMENT PERMIT

LDR NO. 98-0855

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 Planning and Development Review, 1222 First Avenue, Fifth Floor, San Diego, CA 92101. All mitigation measures contained in the Mitigated Negative Declaration (LDR No. 98-0855) shall be made conditions of the Community Plan Amendment and Planned Residential Development Permit No. 98-0855.

Paleontology

1. Prior to issuance of the first grading permit, the applicant shall provide a letter of verification to the Environmental Review Manager of Planning and Development Review (PDR) 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 THE PROJECT SHALL BE APPROVED BY PDR PRIOR TO THE START OF MONITORING. THE APPLICANT SHALL NOTIFY PDR OF THE START AND END OF CONSTRUCTION.**
2. The qualified paleontologist shall attend any preconstruction meetings to discuss the paleontological monitoring program with the construction manager.
3. 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 PDR, and will depend on the rate of excavation, the materials excavated and the abundance of fossils.
4. **WHEN REQUESTED BY THE PALEONTOLOGIST, THE CITY RESIDENT ENGINEER OR HIS/HER DESIGNEE SHALL DIVERT, DIRECT, OR TEMPORARILY HALT CONSTRUCTION ACTIVITIES IN THE AREA OF DISCOVERY TO ALLOW RECOVERY OF FOSSIL REMAINS. THE PALEONTOLOGIST SHALL IMMEDIATELY NOTIFY PDR STAFF OF SUCH FINDING AT THE TIME OF DISCOVERY. PDR 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 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.

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6. Prior to the release of the grading bond, 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 Manager of PDR.

Hydrology/Water Quality

7. Prior to the issuance of grading permits, the applicant shall submit a Storm Water Pollution Prevention Plan (SWPPP) and Monitoring Program Plan for the drainage system satisfactory to the City Engineer.
8. The drainage system plan may include devices such as grease traps or Stormceptor (or equivalent) hydro conduits, and energy dissipaters at discharge points. Unforeseen natural or human-made factors may require revisions to or additions of post-construction BMPs during the construction phase. The grading plans shall note the condition requiring a SWPPP and Monitoring Program Plan.
9. Prior to the issuance of building permits, the City Engineer shall inspect the drainage system. Existing runoff catchment basins or temporary erosion control devices shall continue to operate until the drainage system is approved by the City Engineer.
10. The applicant shall be responsible for the quarterly cleaning and maintenance of the drainage system. The applicant shall submit annual letter reports to the City Engineer, identifying the quarterly clean-out dates, system conditions, and required maintenance. Spot checks of the drainage system may be made by the City Engineer to ensure proper clean-out and maintenance.

Other

11. This mitigation monitoring and reporting program will require an additional deposit of \$450.00 to be collected prior to the issuance of building permits to ensure the successful completion of the program.

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