

RESOLUTION NUMBER R- 291865

ADOPTED ON JUN 28 1999

BE IT RESOLVED, by the Council of The City of San Diego, that it is hereby certified that Mitigated Negative Declaration LDR No. 98-1182 , 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 WATER AND SEWER GROUP 464A.

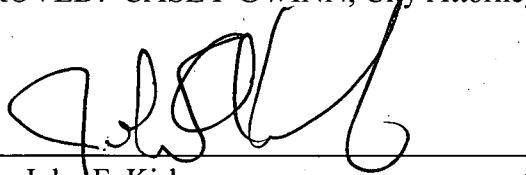
BE IT FURTHER RESOLVED, that the Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study and therefore, that said Mitigated Negative Declaration, a copy of which is on file in the office of the City Clerk and incorporated 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
6/14/99
Or.Dept:E&CP.
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EXHIBIT A
 MITIGATION MONITORING AND REPORTING PROGRAM
 GROUP JOB 464 A/B/C
 PLANNED RESIDENTIAL DEVELOPMENT PERMIT
 LDR NO. 98-1182

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.98-1182) shall be included on the plans and specifications.

MITIGATION, MONITORING AND REPORTING PROGRAM:

This Mitigation, Monitoring, and Reporting Program (MMRP) is designed to ensure compliance with AB 3180 (1989) during implementation of mitigation measures. The program specifies what is to be monitored, how the monitoring shall be accomplished, the monitoring and reporting schedule, and completion requirements. The City of San Diego, Engineering and Capital Projects, and Development Services Departments are jointly responsible for ensuring that this program is carried out.

Cultural Resources

1. Prior to the start of construction, the Engineering and Capital Projects Department Project Manager shall provide verification that a qualified archaeologist and/or an archaeological monitor have been retained to implement the archaeological monitoring program. This verification shall be in the form of a letter from the Project Manager to the Environmental Review Manager of Development Services Department. **ALL PERSONS INVOLVED IN THE ARCHAEOLOGICAL MONITORING OF THIS PROJECT SHALL BE APPROVED BY EAS AT LEAST 30 DAYS PRIOR TO THE PRECONSTRUCTION MEETING.**
2. The qualified archaeologist shall attend any preconstruction meetings to make comments and/or suggestions concerning the monitoring program and to discuss excavation plans with the excavation contractor. **The requirements for archaeological monitoring shall be noted on the construction plans. THE PROJECT MANAGER SHALL NOTIFY EAS STAFF OF ANY PRECONSTRUCTION MEETING DATES AND OF THE START AND END OF CONSTRUCTION.** The archaeologist's duties shall include monitoring, evaluation, analysis of collected materials, and preparation of a monitoring results report in conformance with the City of San Diego's *Draft Historical Resources Guidelines* (November 1997). These duties are defined as follows:

a. Monitoring

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. 24602-D):

- | | |
|---------|---|
| Sheet 5 | from Sta. 4+ 80 to Sta. 2 + 00 along "G" from Manhole 8 to Manhole 7. |
| Sheet 6 | from Sta. 3+ 40 to Sta. 0 + 00 along 14 th Street (Sta. 4 + 80 on "G" Street) from Manhole 9 to Manhole 8. |
| Sheet 7 | from Sta. 0+ 00 along 14 th (Sta. 4 + 80 on "G" Street) from Manhole 8 to Manhole 10. |

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. 29385-D):

- | | |
|---------|--|
| Sheet 2 | from Sta. 7+ 70 (@ location of existing manhole to be abandoned) to Sta. 8+01(location of new manhole) |
| Sheet 3 | from Sta. 0+00 to Sta. 3+ 80 |
| Sheet 4 | from Sta. 0+00 to Sta. 5+ 84 |
| Sheet 5 | from Sta. 0+00 to Sta. 9+00 |
| Sheet 6 | from Sta. 9+00 to Sta. 14+75.8 |

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. 29386-D):

- | | |
|----------|--|
| Sheet 5 | from Sta. 3+38.38 to Sta. 8+50 |
| Sheet 6 | from Sta. 11+ 40.16 to Sta. 17+00 |
| Sheet 7 | from Sta. 17+00 to Sta. 19 + 01.16 |
| Sheet 13 | from Sta. 0+10(+/-,16 feet RT) to Sta. 2 + 10 (10 feet RT) |

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b. Evaluation

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 EAS AT THE TIME OF DISCOVERY.** The significance of the discovered resources shall be determined by the archaeologist, in consultation with EAS. EAS must concur with the evaluation procedures to be performed before construction activities are 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.

c. Analysis

All collected cultural remains shall be cleaned, cataloged 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. Specialty studies shall be completed as appropriate.

d. Report Preparation

A monitoring results report with appropriate graphics, which describes the results, analyses, and conclusions of the above program shall be prepared and submitted to EAS within three months following termination of the cultural resources program. Also, any sites or features encountered shall be recorded with the South Coastal Information Center at San Diego State University and with the San Diego Museum of Man.

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

1. Prior to construction activities, the Engineering and Capital Projects Department Project Manager shall provide verification that a qualified paleontologist and/or paleontological monitor has been retained to implement the paleontological monitoring program. This verification shall be in the form of a letter from the Project Manager to the Environmental Review Manager of the Development Services Department.

A qualified paleontologist is defined as an individual with a Ph.D. or M.S. degree in paleontology or geology who is a recognized expert in the application of paleontological procedures and techniques such as screen washing of materials and identification of fossil deposits, and who has field experience in southern California.

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A paleontological monitor may be retained to perform 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 material and who is working under the direction of a qualified paleontologist. **ALL PERSONS INVOLVED IN THE PALEONTOLOGICAL MONITORING OF THIS PROJECT SHALL BE APPROVED BY EAS AT LEAST 30 DAYS PRIOR TO THE PRECONSTRUCTION MEETING.**

2. The qualified paleontologist shall attend any preconstruction meetings to consult with the excavation contractor and to make comments and/or suggestions concerning the monitoring program. **THE PROJECT MANAGER SHALL NOTIFY EAS STAFF OF ANY PRECONSTRUCTION MEETING DATES AND OF THE START AND END OF CONSTRUCTION.** The paleontologist's duties shall include monitoring, salvaging, preparation of materials for deposit in a local scientific institution that houses paleontological collections, and preparation of a monitoring report. These duties are defined as follows:

- a. **Monitoring**

The paleontologist or paleontological monitor shall be on site during all excavation activities in previously undisturbed formations that may contain fossilized materials (within the Bay Point formation (Qbp) as identified in the Initial Study prepared for this project). This would include the following sheets (Drawing No. 24602-D):

- | | |
|---------|---|
| Sheet 5 | from Sta. 4+ 80 to Sta. 2 + 00 along "G" from Manhole 8 to Manhole 7. |
| Sheet 6 | from Sta. 3+ 40 to Sta. 0 + 00 along 14 th Street (Sta. 4 + 80 on "G" Street) from Manhole 9 to Manhole 8. |
| Sheet 7 | from Sta. 0+ 00 along 14 th (Sta. 4 + 80 on "G" Street) from Manhole 8 to Manhole 10. |

The qualified paleontologist or paleontological 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. 29385-D):

- | | |
|---------|--|
| Sheet 2 | from Sta. 7+ 70 (@ location of existing manhole to be abandoned) to Sta. 8+01(location of new manhole) |
| Sheet 3 | from Sta. 0+00 to Sta. 3+ 80 |
| Sheet 4 | from Sta. 0+00 to Sta. 5+ 84 |
| Sheet 5 | from Sta. 0+00 to Sta. 9+00 |
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The qualified paleontologist or paleontological 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. 29386-D):

Sheet 5	from Sta. 3+38.38 to Sta. 8+50
Sheet 6	from Sta. 11+ 40.16 to Sta. 17+00
Sheet 7	from Sta. 17+00 to Sta. 19 + 01.16
Sheet 13	from Sta. 0+10(+/-, 16 feet RT) to Sta. 2 + 10 (10 feet RT)

b. **Salvaging**

In the event that well-preserved fossils are encountered, 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 in a timely fashion. Recovery is anticipated to take from one hour to a maximum of two days. **THE PALEONTOLOGIST SHALL CONTACT EAS AT THE TIME OF DISCOVERY.** EAS must concur with the salvaging methods before construction activities are allowed to resume.

c. **Fossil Preparation**

Fossil remains shall be cleaned, sorted, repaired, catalogued, and then stored in a local scientific institution that houses paleontological collections. The qualified paleontologist shall be responsible for preparation of fossils to a point of identification, and submittal of a letter of acceptance from a local qualified curation facility. A qualified curation facility is defined as a research institution with a permanent commitment to long-term care of paleontological collections. Such an institution shall have a professional curatorial staff.

If the fossil collection is not accepted by a local qualified facility for reasons other than inadequate preparation or specimens, the project paleontologist shall contact EAS to suggest an alternative disposition of the collection.

d. **Report Preparation**

A monitoring results report, with appropriate graphics, which summarizes the results (even if negative), analysis, and conclusions of the above monitoring program shall be prepared and submitted to EAS within three months following the termination of the paleontological monitoring program. Any discovered fossil sites shall be recorded at the San Diego Natural History Museum.

Implementation of the above measures would reduce impacts to fossil resources resulting from construction of this project, to below a level of significance.

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