

293049

RESOLUTION NUMBER R-_____

ADOPTED ON MAY 0 1 2000

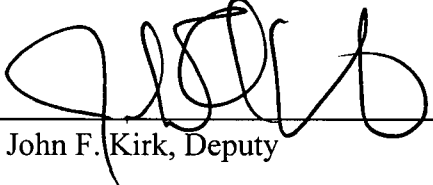
BE IT RESOLVED, by the Council of The City of San Diego, that it is hereby certified that LDR Mitigated Negative Declaration No. 99-0702, on file in the office of the City Clerk, has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code section 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 601.

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 LDR 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

JFK:aw:mr
04/13/00
Or.Dept:Eng&CP
Bid No: K20079C
R-2000-1202
Form=mndr.frm



Land Development
Review Division
(619) 236-6460

Mitigated Negative Declaration

LDR No. 99-0702
SCH No. Pending

SUBJECT: Sewer and Water Group Job 601. COUNCIL APPROVAL of Capital Improvement Project Nos. 44-102.3 and 73-836.1 for the rehabilitation and replacement of 6,200 linear feet of old six-inch and eight-inch concrete sewer mains, laterals and manholes and cast iron water mains, laterals and manholes. The project is located in Old Town, within the Old Town San Diego Community Planning Area. Applicant: City of San Diego, Engineering and Capital Projects Department, Water and Wastewater Facilities Division.

- I. PROJECT DESCRIPTION: See attached Initial Study.
- II. ENVIRONMENTAL SETTING: See attached Initial Study.
- III. DETERMINATION:

The City of San Diego conducted an Initial Study which determined that the proposed project could have a significant environmental effect. Subsequent revisions in the project proposal create the specific mitigation identified in Section V of this Mitigated Negative Declaration. The project as revised now avoids or mitigates the potentially significant environmental effects previously identified, and the preparation of an Environmental Impact Report will not be required.

- IV. DOCUMENTATION:

The attached Initial Study documents the reasons to support the above Determination.

- V. MITIGATION, MONITORING AND REPORTING PROGRAM:

This Mitigation, Monitoring, and Reporting Program (MM&RP) 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 Planning and Development Review Departments are jointly responsible for ensuring that this

R-293049

program is carried out. The following mitigation measures shall be incorporated into the construction plans and specifications for this project:

Historical Resources

1. Prior to the preconstruction meeting, the Engineering and Capital Projects Department Project Manager shall provide a letter of verification to the Environmental Review Manager of Land Development Review (LDR) stating that a qualified archaeologist and/or an archaeological monitor as defined in the City of San Diego Historical Resources Guidelines, have been retained to implement the archaeological 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 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 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. 25096-D):

Sheet 2	from Sta. 0+71.4 @ new MH No. 1 and Sta. 6+62.5 @ new MH No. 3
Sheet 4	from Sta. 12+86.2 to Sta. 15+9.6 (MH 9 to MH 10)
Sheet 5	from Sta. 0+68.8 @ new MH No. 11 to Sta. 8+00
Sheet 6	from Sta. 11+42.2 @ new MH No. 15 and Sta. 11+69.9 (new MH No. 16) to Sta. 13+08.6 (MH No. 17)
Sheet 8	from Sta. 1+00 (new MH No. 8) to Sta. 4+50.3 (new MH No. 16)
Sheet 9	from Sta. 0+00 (new MH No. 3) to Sta. 2+45.50 @ new MH No. 18

R-293049

Sheet 9

from Sta. 0+00 (MH No. 13) to Sta. 2+75.00 (new
MH No. 19)

- c. **WHEN REQUESTED BY THE ARCHAEOLOGIST, THE 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 procedures to be performed before construction 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 construction 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, 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 and specialty studies shall be completed as appropriate. Additionally, 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.
- e. Within three months following completion of grading, a monitoring results report and/or evaluation report, with appropriate graphics, which describes the results, analysis, and conclusions of the above archaeological program 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 (with updated and/or new DPR forms), if required, shall be submitted to and approved by the Environmental Review Manager prior to the issuance of the Notice of Completion.

VI. PUBLIC REVIEW DISTRIBUTION:

Draft copies or notice of this Mitigated Negative Declaration were distributed to:

R - 293049

State of California

- State Clearinghouse (46)
- Regional Water Quality Control Board (44)
- CALTRANS - District 11 (31)
- Parks and Recreation Department (40)
- Office of Historic Preservation (41)
- State Parks - Southern Service Center

City of San Diego

- Mayor's Office, Karen Scarborough (91)
- Councilmember Wear, District 2
- Planning and Development Review Department
- Engineering and Capital Projects Department
- Historical Site Board (87)
- Library Dept. - Gov. Documents (81)

Others

- San Diego Transit Corporation (112)
- San Diego Gas & Electric Co. (114)
- Metropolitan Transit Development Board (115)
- Dr. Florence Shipek (208)
- Dr. Lynne Christenson (208A)
- Vonn-Marie May (209)
- San Diego State University (210)
- San Diego Historical Society (211)
- San Diego Natural History Museum (213)
- Save Our Heritage Organization (214)
- Ron Christman (215)
- Louie Guassac (215A)
- Clarence R. Brown Sr. (217)
- San Diego County Archaeological Society (218)
- Kumeyaay Cultural Repatriation Committee (225)
- Native American Distribution - NOTICE ONLY (225A-225R)
- Old Town San Diego Community Planning Committee (368)
- Old Town San Diego Chamber of Commerce (369)
- Old San Diego Senior Citizen (371)
- Old San Diego Task Force (372)

VII. RESULTS OF PUBLIC REVIEW:

- () No comments were received during the public input period.

R-293049

- () Comments were received but did not address the draft Mitigated Negative Declaration finding or the accuracy/completeness of the Initial Study. No response is necessary. The letters are attached.
- () Comments addressing the findings of the draft Mitigated Negative Declaration and/or accuracy or completeness of the Initial Study were received during the public input period. The letters and responses follow.

Copies of the draft Mitigated Negative Declaration, the Monitoring and Reporting Program and any Initial Study material are available in the office of the Land Development Review Division for review, or for purchase at the cost of reproduction.

Jeanne Krosch
Jeanne Krosch, Senior Planner
Planning and Development Review

October 1, 1999
Date of Draft Report

Date of Final Report

Analyst: Myra S. Herrmann (H:\DEC_FILE\990702mnd.wpd)

R- 293049