

RESOLUTION NUMBER R- 293053

ADOPTED ON MAY 01 2000

BE IT RESOLVED, by the Council of The City of San Diego, that it is hereby certified that LDR Mitigated Negative Declaration No. 98-0384, 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 Main Replacement Group 662.

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 R. Kirk, Deputy

JFK:aw:mr
04/13/00
Or.Dept:Eng&CP
Bid No: K20078C
R-2000-1198
Form=mndr.frm



Mitigated Negative Declaration

Land Development
Review Division
(619) 236-6460

LDR No. 98-0384

SUBJECT: ~~Sewer and Water Group 662. Sewer and Water Group Jobs 660, 661B, 662, and 663.~~ COUNCIL APPROVAL of the replacement of approximately 9,315 feet of sewer main and 1,086 feet of water main (Group Job 660), approximately 6,675 feet of sewer main and 1,600 feet of water main (Group Job 661B), approximately 8,795 feet of sewer main and 1,360 feet of water main (Group Job 662), and approximately 10,727 feet of sewer main and 1,443 of water main (Group Job 663). All work would be within public streets, alleys, and on private property (Group Job 660) and would be within the Mission Hills neighborhood of the Uptown Community planning area (Group Jobs 660, 661B, and 662), and the Old San Diego Community planning area (Group Jobs 662 and 663) ~~planning area.~~ Applicant: City of San Diego, Engineering and Capital Projects Department.

REVISED UPDATE:

Revisions have been made to the Mitigated Negative Declaration subsequent to the distribution of the draft document which include corrections to Station numbers for Group Jobs 662 and 663 and the addition of two historical mitigation measures. The first measure requires that markers are provided to identify known grave sites within the San Diego Avenue right-of-way and the second requires notification of the Historical Resource Board if a historical resource is discovered during excavation activities in order that an appropriate commemoration for the site can be determined. The revisions are considered minor in scope and do not effect the environmental analysis or conclusions of the Draft MND as previously presented. These revisions are shown as ~~strikeout~~/underline.

- 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 in the following area(s): cultural resources and paleontological resources. Subsequent revisions in the project proposal create the specific mitigation identified in Section V of this Mitigated

R-293053

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:

The following measures comprise the Mitigation, Monitoring, and Reporting Program (MMRP) and shall be stated in the contract documents and referenced on the construction plans for Sewer and Water Group Jobs 660, 661B, 662, and 663. The of San Diego, Land Development Review Division (LDR) and Engineering and Capital Projects ~~Division~~ Department are responsible for ensuring that the program is carried out.

CULTURAL RESOURCES

1. Thirty days 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 monitoring program. The requirement for archaeological monitoring shall be noted on the grading plans and specifications.

A qualified archaeologist is defined as an individual certified by the Society of Professional Archaeologists (SOPA). At least 200 hours of field experience required for certification must have been obtained in southern California. Uncertified individuals who believe they meet the requirements for certification may submit evidence of their qualifications to LDR.

An archaeological monitor is defined as an individual who has expertise in the collection and salvage of cultural resources and who is working under the direction of a qualified archaeologist.

ALL PERSONS INVOLVED IN THE ARCHAEOLOGICAL MONITORING OF THIS PROJECT SHALL BE APPROVED BY LDR AT LEAST 30 DAYS PRIOR TO THE PRECONSTRUCTION MEETING. THE PROJECT

ENGINEER SHALL NOTIFY LDR OF ANY PRECONSTRUCTION MEETING AND THE START AND END OF CONSTRUCTION.

2. The qualified archaeologist shall attend any preconstruction meetings to make comments and/or suggestions concerning the archaeological monitoring program with the construction manager and to discuss excavation plans with the excavation contractor.

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, as referenced on the following sheets:

Group Job 660 (28915-D):

Sheets 2 & 3 from Sta. 1+00.00 to Sta. 15+50.00
Sheet 4 from Sta. 1+00.00 to Sta. 5+40.00
Sheet 5 from Sta. 1+00.00 to Sta. 1+50.00
Sheet 6 from Sta. 1+00.00 to Sta. 6+71.64
Sheet 7 from Sta. 1+00.00 to Sta. 9+72.56
Sheet 8 from Sta. 1+00.00 to Sta. 5+60.00
Sheet 9 from Sta. 1+00.00 to Sta. 5+83.83
Sheets 10&11 from Sta. 1+00.00 to Sta. 10+50.00
Sheet 12 from Sta. 1+00.00 to Sta. 7+36.23
Sheets 13&14 from Sta. 5+00.00 to Sta. 10+30.00
Sheet 15 from MH No. 8 to 43, MH No. 7 to 44, MH No. 41 to 45
Sheets 16&17 from Sta. 1+00.00 to Sta. 11+85.00

Group Job 661B (28601-D):

Sheets 2 & 3 from Sta. 1+00.00 to Sta. 10+68.64
Sheet 4 from Sta. 1+77.98 to Sta. 6+30.55
Sheets 5 & 6 from Sta. 1+00.00 to Sta. 11+93.61
Sheet 7 from Sta. 1+00.00 to Sta. 3+65.51 and
from Sta. 15+43.96 to Sta. 11+93.61
Sheet 8 from Sta. 1+00.00 to Sta. 3+96.55
Sheet 9 from Sta. 1+84.44 to Sta. 7+55.45
Sheets 11 from Sta. 9+30.00 to Sta. 14+57.00
Sheet 12 from Sta. 1+00.00 to Sta. 4+9.04 and
from Sta. 1+00.00 to Sta. 4+87.61

Group Job 662 (286042-D):

Sheets 2, 3,4,5 from Sta. 1+00.00 to Sta. 24+50.93
~~Sheet 4 from Sta. 1+00.00 to Sta. 3+50.00~~
 Sheet 5 from Sta. 1+00.00 to Sta. 3+92.00
 Sheet 7 from Sta. 0+00.00 to Sta. 4+77.70
 Sheets 6,8,9 from Sta. 1+00.00 to Sta. 23+77.72
~~Sheet 10 from Sta. 1+00.00 to Sta. 7+47.76~~
 Sheets 11&12 from Sta. 1+00.00 to Sta. 14+49.87
 Sheet 12 from Sta. 1+00.00 to Sta. 4+40.00
~~Sheets 14 from Sta. 1+00.00 to Sta. 2+33.99~~
 Sheets 15 from Sta. 1+00.00 to Sta. 3+69.66
Sheet 16 from Sta. 0+55.00 to Sta. 4+51.04

Group Job 663 (30028-D)

Sheets 2 & 3 from Sta. 1+00.00 to Sta. 12+29.05 44.05
 Sheet 4 from Sta. ~~4+70.00~~ to Sta. ~~7+00~~ 2+77.81 to 7+96.41
 Sheet 5 from Sta. 1+00.00 to Sta. 6+55.09
 Sheet 6 from Sta. 1+00.00 to Sta. ~~6+15.40~~ 13.70
 Sheet 7 from Sta. ~~5+76.35~~ 4+54.45 to Sta. 10+20.06 (if
 open trench)
 Sheet 8 from Sta. 1+60.00 to Sta. ~~2+40.00~~ 3+97.56
 Sheet 9 from Sta. 1+00.00 to Sta. ~~5+83.83~~ 3+13.75
 Sheets 13 from Sta. 5+40.00 to Sta. 8+00.00
 Sheets 15 from Sta. 1+00.00 to Sta. 3+60.00
Sheet 16 from Sta. 7+99.47 to Sta. 9+45.39
 Sheet 17 from Sta. ~~4+17.63~~ 1+77.20 to Sta. 7+30.00
 Sheet 19 from Sta. 14+70.00 to Sta. ~~15+90.33~~ 16+00.67
 Sheet 20 from Sta. 0+50.00 to Sta. ~~3+02.66~~ 3+13.58
 from Sta. ~~0+60.00~~ 70.00 to Sta. ~~2+99.46~~ 3+29.16
 Sheet 21 from Sta. ~~0+50.00~~ 45.00 to Sta. 1+80.00 and
 from Sta. ~~0+45.00~~ 40.00 to Sta. 2+45.00
Sheet 28 from Sta. 1+00 to Sta. 4+20.00
Sheet 29 from Sta. 1+00 to Sta. 4+50.00

For any site that is identified as having archaeological evidence of a pre-existing historical structure, historic settlement or event, an application shall be made to the Historical Resource Board for designation as a Historic Site and for a determination on an

acceptable manner of commemoration the historical value on the site.

The location of each know grave site in the San Diego right-of-way identified in the sub-surface radar survey conducted in November, 1993 (as shown on the drawing in appendix A), and any new graves discovered during the course of the project, shall be marked on the surface of the street or sidewalk with an appropriate marker to be determined by EAS and the Engineering and Capital Project Department staff. Any grave sites discovered during the course of the project that are not identified on the existing plaque located on the El Campo Santo Cemetery wall shall be shown on a new plaque similar to the existing plaque and shall be placed on the El Campo Santo Cemetery wall next to the existing plaque.

b. Evaluation

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 AND THE RESIDENT ENGINEER 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 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.

c. Analysis

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.

d. Report Preparation

Within three months following completion of grading, a monitoring results report and/or evaluation report 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 historical 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 of LDR.

Paleontological Resources

1. Thirty days prior to the preconstruction meeting, the Engineering and Capital Projects Department Project Manager shall provide 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, has been retained to implement the monitoring program. The requirement for paleontological monitoring shall be noted on the construction plans and specifications. **ALL PERSONS INVOLVED IN THE PALEONTOLOGICAL MONITORING OF THE PROJECT SHALL BE APPROVED BY LDR PRIOR TO THE START OF MONITORING. THE PROJECT ENGINEER SHALL NOTIFY LDR OF THE PRECONSTRUCTION MEETING AND THE START AND END OF CONSTRUCTION.**

A qualified paleontologist is defined as an individual with a PhD. or M.S. 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. The qualified paleontologist must have field experience in southern California and must be an expert in the preparation and curation of fossils.

A paleontological monitor is defined as an individual who has experience in the collection and salvage of fossil materials and who is working under the supervision of a qualified paleontologist.

The qualified paleontologist shall attend any preconstruction meetings to make comments and/or suggestions concerning the paleontological monitoring program with City staff and the excavation contractor.

a. Monitoring

The paleontologist or paleontological monitor shall be on-site during construction activities involving only **NEW AND/OR DEEPER EXCAVATION** work in previously undisturbed areas of San Diego (tsd), Bay Point (Qbp), Mission Valley (Tmv), and Linda Vista (Qln) Formations as on the following sheets. 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, the materials excavated, and the abundance of fossils.

Group Job 660 (28915-D):

Sheets 2 & 3	from Sta. 1+00.00 to Sta. 15+50.00
Sheet 4	from Sta. 1+00.00 to Sta. 5+40.00
Sheet 5	from Sta. 1+00.00 to Sta. 1+50.00
Sheet 6	from Sta. 1+00.00 to Sta. 6+71.64
Sheet 7	from Sta. 1+00.00 to Sta. 9+72.56
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Sheet 15	from MH No. 8 to 43, MH No. 7 to 44, MH No. 41 to 45
Sheets 16&17	from Sta. 1+00.00 to Sta. 11+85.00

Group Job 661B (28601-D):

Sheets 2 & 3	from Sta. 1+00.00 to Sta. 10+68.64
Sheet 4	from Sta. 1+77.98 to Sta. 6+30.55
Sheets 5 & 6	from Sta. 1+00.00 to Sta. 11+93.61
Sheet 7	from Sta. 1+00.00 to Sta. 3+65.51 and from Sta. 15+43.96 to Sta. 11+93.61
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Sheets 11 from Sta. 9+30.00 to Sta. 14+57.00
 Sheet 12 from Sta. 1+00.00 to Sta. 4+9.04 and
 from Sta. 1+00.00 to Sta. 4+87.61

Group Job 662 (2860+2-D):

Sheets 2, 3,4,5 from Sta. 1+00.00 to Sta. 24+50.93
~~Sheet 4 from Sta. 1+00.00 to Sta. 3+50.00~~
 Sheet 5 from Sta. 1+00.00 to Sta. 3+92.00
 Sheet 7 from Sta. 0+00.00 to Sta. 4+77.70
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Group Job 663 (30028-D)

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 Sheet 7 from Sta. ~~5+76.35~~ 4+54.45 to Sta. 10+20.06 (if
open trench)
 Sheet 8 from Sta. 1+60.00 to Sta. ~~2+40.00~~ 3+97.56
 Sheet 9 from Sta. 1+00.00 to Sta. ~~5+83.83~~ 3+13.75
 Sheets 13 from Sta. 5+40.00 to Sta. 8+00.00
 Sheets 15 from Sta. 1+00.00 to Sta. 3+60.00
Sheet 16 from Sta. 7+99.47 to Sta. 9+45.39
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 Sheet 20 from Sta. 0+50.00 to Sta. ~~3+02.66~~ 3+13.58
 from Sta. ~~0+60.00~~ 70.00 to Sta. ~~2+99.46~~ 3+29.16
 Sheet 21 from Sta. ~~0+50.00~~ 45.00 to Sta. 1+80.00 and
 from Sta. ~~0+45.00~~ 40.00 to Sta. 2+45.00
Sheet 28 from Sta. 1+00 to Sta. 4+20.00
Sheet 29 from Sta. 1+00 to Sta. 4+50.00

b. Salvaging

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 AND THE RESIDENT ENGINEER SHALL IMMEDIATELY NOTIFY LDR STAFF OF SUCH FINDINGS AT THE TIME OF DISCOVERY. LDR shall approve salvaging procedures to be performed before construction activities are allowed to resume.

c. Fossil Preparation

The paleontologist shall be responsible for preparation of fossils to a point of identification as defined by 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.

d. Report Preparation

Within three months following the completion of grading, a monitoring results report with appropriate graphics summarizing the results, analysis, and conclusions of the above monitoring program shall be submitted to and approved by the Environmental Review Manager of LDR.

VI. PUBLIC REVIEW DISTRIBUTION:

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

City of San Diego

Council Member Wear, District 2

Council Member Kehoe, District 3

Planning and Development Review Department (MS 501 & 4A)

Engineering and Capital Projects (MS 980A)

Historical Site Board (87)

Library, Mission Hills Branch (MS 17)

Ron Christman (215)

Louis Guassac (215A)

Vonn-Marie May (209)

San Diego County Archaeological Society (218)

San Diego Historical Society (211)
San Diego Museum of Man (212)
San Diego Natural History Museum (213)
San Diego State University, EC Allison Research Center (181)
San Diego Transit Corporation
Dr. Florence Shipek (208)
Dr. Lynne Christenson (208A)
South Coastal Information Center (210)
Save Our Heritage Organization (214)
Kumeyaay Cultural Repatriation Committee (225)
Uptown Planners (498)
Mission Hills Association (327)
Hillcrest Association (495)
Metropolitan Transit Development Board (115)
Old Town San Diego Community Planning Committee (368)
Old Town San Diego Chamber of Commerce (369)
San Diego Unified School District (125)

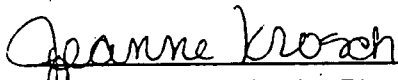
Copies of the Public Notice of this Mitigated Negative Declaration were distributed to:

Borona Group of Capitan Grande Band of Mission Indians (225-A)
Campo Band of Mission Indians (225-B)
Cuyapaipe Band of Mission Indians (225-C)
Inaja and Cosmit Band of Mission Indians (225-D)
Jamul Indian Village (225-E)
La Posta Band of Mission Indians (225-F)
Manzanita Band of Mission Indians (225-G)
Sycuan Band of Mission Indians (225-H)
Viejas Group of Capitan Grande Band of Mission Indians (225-I)
Mesa Grande Band of Mission Indians (225-J)
San Pasqual Band of Mission Indians (225-K)
Santa Ysabel Band of Diegueno Indians (225-L)
La Jolla Band of Mission Indians (225-M)
Pala Band of Mission Indians (225-N)
Pauma Band of Mission Indians (225-O)
Pechanga Band of Mission Indians (225-P)
San Luiseno Band of Mission of Indians (225-Q)
Los Coyotes Band of Indians (225-R)

VII. RESULTS OF PUBLIC REVIEW:

- () No comments were received during the public input period.
- () 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.
- (X) 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, Senior Planner
Planning and Development Review

January 3, 2000
Date of Draft Report

January 28, 2000
Date of Final Report

Analyst: Pechersky/Krosch