

RESOLUTION NUMBER R- 294988

ADOPTED ON JUN 5 2001

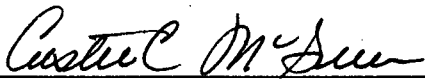
BE IT RESOLVED, by the Council of the City of San Diego, that it is hereby certified that LDR Mitigated Negative Declaration No. 99-0303, on file in the office of the City Clerk, has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code section 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 Group Job 619.

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 
Cristie C. McGuire, Deputy

CCM:aw
4/12/01
Or.Dept:E&CP
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ATTACHMENT A
MITIGATION, MONITORING, AND REPORTING PROGRAM
SEWER GROUP JOB 619
LDR NO. 99-0303

~~This Mitigation Monitoring and Reporting Program is designed to ensure compliance with AB 3180~~ (1989) 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. The City of San Diego, Engineering and Capital Projects Department, and the Planning and Development Review Department are jointly responsible for ensuring that this program is carried out.

Cultural 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. 28374-D):

Sheet 5	from Sta. 1+00 to Sta. 2+67.90 (MH 3A to MH 3B)
Sheet 5	from Sta. 1+00 to Sta. 3+35.83 (@ California St)
Sheet 6	from Sta. 9+22.26 to Sta. 17+44.78
Sheet 8	from Sta. 1+00 to Sta. 3+2.77
Sheet 9	from Sta. 0+25.44 to 4+66.40
Sheet 11	from Sta. 3+70.15 to Sta. 10+44.78
Sheet 16	from Sta. 1+00 to Sta. 5+90.5

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Sheet 17 from Sta. 1+00 to Sta. 4+70.5
Sheet 18 from Sta. 1+00 to Sta. 10+25.55
Sheet 20 from Sta. 1+00 @ MH No. 45
Sheet 21 from Sta. 1+00 to Sta. 6+30.42

- 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 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 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 program shall be prepared and 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 issuance of the Notice of Completion.

Paleontological Resources

1. 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

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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 construction plans. **ALL PERSONS INVOLVED IN THE PALEONTOLOGICAL MONITORING OF THE PROJECT SHALL BE APPROVED BY LDR PRIOR TO THE START OF MONITORING. THE APPLICANT SHALL NOTIFY LDR OF THE START AND END OF CONSTRUCTION.**

- a. The qualified paleontologist shall attend any preconstruction meetings to make comments and/or suggestions concerning the paleontological monitoring program with the construction manager.
- b. The paleontologist or paleontological monitor shall be on-site full-time during the initial cutting of previously undisturbed sediments of the San Diego Formation. 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. Monitoring would include the following sheets (Drawing No. 27384-D):

Sheet 11 from Sta. 3+70.15 to Sta. 10+44.78

Sheet 16 from Sta. 1+00 to Sta. 5+90.5

Sheet 17 from Sta. 1+00 to Sta. 4+70.5

Sheet 18 from Sta. 1+00 to Sta. 10+25.55

Sheet 21 from Sta. 1+00 to Sta. 6+30.42

- c. **WHEN REQUESTED BY THE PALEONTOLOGIST, THE RESIDENT ENGINEER SHALL DIVERT, DIRECT, OR TEMPORARILY HALT CONSTRUCTION ACTIVITIES IN THE AREA OF DISCOVERY TO ALLOW RECOVERY OF FOSSIL REMAINS. THE PALEONTOLOGIST 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.**
- d. 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.
- f. 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.

Biological Resources

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1. Impacts to wetlands associated with project implementation would involve disturbance to 0.09 acres (1,625 linear feet) of Army Corp of Engineers jurisdictional, unvegetated, ephemeral waters of the U.S. The following measures will mitigate the impacts to below a level of significance:
 - a. The Engineering and Capital Projects Department (ECP) project manager shall provide verification that a qualified biologist has been retained to implement the biological mitigation program.
 - b. The ECP project manager shall ensure that all temporarily impacted channel areas (0.09 acres) within the western canyon are returned to their original form and function (i.e., channel regraded to a pre-construction condition based on topography and drainage function). Revegetation of all disturbed portions of the alignment within the eastern and western canyons for erosion control purposes shall be in conformance with Section 7.2 of the Landscape Technical Manual.
 - c. Prior to issuance of the Notice to Proceed, documentation shall be provided to the City confirming that necessary resource agency permits have been obtained.

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