

(R-2002-999)

RESOLUTION NUMBER R-295959

ADOPTED ON JANUARY 15, 2002

WHEREAS, on February 21, 2001, K.A. La Jolla, LLC, submitted an application to the City of San Diego for Coastal Development Permit/Site Development [CD/SD] Permit No. 41-0161, amending Coastal Development Permit/La Jolla Shores Planned District Permit No. 96-0112, to allow for the construction of a 648 square foot carwash facility at the La Jolla Mobil station; and

WHEREAS, the project was approved on November 1, 2001, by the Planning Commission and subsequently appealed to the Council of the City of San Diego; 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 City Council on January 15, 2002; and

WHEREAS, the City Council considered the issues discussed in Mitigated Negative Declaration LDR No. 41-0161; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that it is certified that Mitigated Negative Declaration LDR No. 41-0161, 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 CD/SD Permit No. 41-0161 for the La Jolla Mobil Carwash.

BE IT FURTHER RESOLVED, that the City Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study and therefore, that the Mitigated Negative Declaration, a copy of which is on file in the office of the City Clerk and incorporated by reference, is approved.

BE IT FURTHER RESOLVED, that pursuant to California Public Resources Code section 21081.6, the City Council 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.

BE IT FURTHER RESOLVED, that the City Clerk is directed to file a Notice of Determination [NOD] with the Clerk of the Board of Supervisors for the County of San Diego regarding the above project.

APPROVED: CASEY GWINN, City Attorney

By   
Mary Jo Lanzafame  
Deputy City Attorney

MJL:lc  
01/24/02  
Or.Dept:Clerk  
R-2002-999  
Form=mndr.frm

## EXHIBIT A

### MITIGATION MONITORING AND REPORTING PROGRAM

La Jolla Mobil Car Wash

Site Development Permit / Coastal Development Permit

LDR NO. 41-0161

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. 41-0161) shall be made conditions of Site Development Permit / Coastal Development Permit No. 41-0161 as may be further described below.

#### Noise

1. As a condition of Site Development Permit/Coastal Development Permit No. 41-0161, the hours of operation of the car wash shall be limited to between 7:00 A.M. and 9:00 P.M.
2. Prior to the issuance of the building permit for the car wash facility, the applicant shall denote the specific make and model of the proposed car wash equipment on the appropriate building plans. If the proposed equipment differs from the specific make and model analyzed in the acoustical analysis (Colia Acoustical Consultants, May 3, 2001), a Mark VII West facility (Proto-Vest and Windshear Dryer with Silencer Package), then the applicant shall submit proof, such as a letter from a qualified acoustician, that the proposed equipment would not result in higher noise levels that those permitted under the San Diego Municipal Code.

#### Water Quality

3. Prior to the issuance of the building permit for the car wash facility, the City Engineer shall ensure that waste water from the car wash will be discharged into the sanitary sewer system, not into the storm drain system.