

(R-2002-1005)

RESOLUTION NUMBER R- 296080

ADOPTED ON FEB 12 2002

WHEREAS, the City of San Diego Development Services Department reviewed the 40th Street Closure proposal, consisting of an amendment to the Transportation Element of the Mid-City Communities Plan to reclassify 40th Street between Adams Avenue and Monroe Avenue from a 2-lane collector to a non-classified residential local street and to terminate 40th Street at the intersection with Madison Avenue, closing it to vehicular traffic between Madison Avenue and the southbound Interstate 15 freeway on-ramps [the 40th Street Closure proposal], when feasible; and

WHEREAS, on November 15, 2001, the Planning Commission of the City of San Diego recommended City Council approval of the 40th Street Closure proposal; 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 FEB 12 2002; and

WHEREAS, the City Council considered the issues discussed in Negative Declaration, LDR No. 41-0371; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that it is certified that Negative Declaration, LDR No. 41-0371, 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

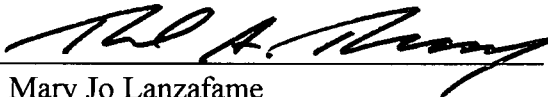
of the City of San Diego as Lead Agency and that the information contained in said report, together with any comments received during the public review process, has been reviewed and considered by this Council in connection with the approval of the 40th Street Closure proposal.

BE IT FURTHER RESOLVED, that the Council finds, based upon the Initial Study and any comments received, that there is no substantial evidence that the project will have a significant effect on the environment and therefore the Negative Declaration is approved.

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

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Or.Dept:Planning
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